

Somerville, NJ February 1, 2016

BOROUGH OF SOMERVILLE
EXECUTIVE SESSION / WORKSHOP SESSION / COUNCIL MEETING
AGENDA

Monday, February 1, 2016

6:00 P.M.

LOCATION: COUNCIL CHAMBERS – POLICE HEADQUARTERS
24 SOUTH BRIDGE STREET, SOMERVILLE, NJ 08876

1. Roll Call
2. Salute to the Flag
3. Council Minutes
 - a. December 21, 2015
 - b. January 1, 2016
 - c. January 11, 2016
4. Departmental Reports & Important Notices
 - a. 2016 Capital Budget – Finance Committee
 - b. December 2015 Monthly Housing Report
 - c. SRVSA 4th Quarter Report
 - d. Community Forestry Management Plan
 - e. Next Council meeting, Tuesday, February 16, 2016
5. Committee Reports
6. Discussion items:
 - a. Solar Panels
7. Meeting Open to the Public
8. ORDINANCES FOR INTRODUCTION

2487-16-0201 AMENDING THE REDEVELOPMENT PLAN FOR THE WEST MAIN STREET REDEVELOPMENT AREA TO ALLOW SHARED PARKING ON SPECIFIC LOTS PURSUANT TO N.J.S.A. 40A:12A-1ET SEQ.

2488-16-0201 ADOPTING AN AMENDMENT TO THE STATION AREA AND LANDFILL REDEVELOPMENT PLAN FOR THE LANDFILL REDEVELOPMENT AREA PURSUANT TO N.J.S.A. 40A:12A-1ET SEQ.

2489-16-0201 ESTABLISHING A SALARY RANGE FOR EMPLOYEE TITLES TO BE PAID TO CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF SOMERVILLE

2490-16-0201 AMENDING CHAPTER 141 SEWER SERVICE CHARGES, ARTICLE II ENTITLED CONNECTIONS AND SUBSECTIONS ENTITLED SANITARY SEWER SERVICE CONNECTION FEE
9. CONSENT RESOLUTIONS

(Resolutions 16-0201-036 thru 16-0201-069)

16-0201-036 APPOINTING JOE BYER TO FIRE POLICE RETROACTIVE TO JANUARY 19, 2016

16-0201-037 APPOINTING WILLIAM KELLEHER AS MUNICIPAL COURT JUDGE RETROACTIVELY EFFECTIVE TO JANUARY 1, 2016 FOR A THREE YEAR TERM ENDING ON DECEMBER 31, 2018

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- 16-0201-038 ACCEPTING THE RETIREMENT RESIGNATION OF SGT. SEAN KIERNAN EFFECTIVE APRIL 1, 2016 (end of business day March 31, 2016)
- 16-0201-039 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT CRUSADER SERVICING TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP
- 16-0201-040 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT THE EXCHANGE AT SOMERVILLE TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP
- 16-0201-041 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT SOMERSET DEVELOPMENT, LLC TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP
- 16-0201-042 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT DESAPIO PROPERTIES TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP
- 16-0201-043 APPROVING FLAG DAY FESTIVAL TO BE HELD ON SATURDAY, JUNE 11, 2016 (Rain date June 12, 2016) FROM 11:00 A.M. TO 4:00 P.M. WITH A ROAD CLOSURE OF EAST MAIN STREET BETWEEN GROVE STREET AND NORTH BRIDGE STREET
- 16-0201-044 AUTHORIZING THE BOROUGH OF SOMERVILLE TO PROVIDE FOR MANDATORY DIRECT DEPOSIT FOR ALL EMPLOYEES IN ACCORDANCE WITH THE DIVISION OF LOCAL GOVERNMENT SERVICES MODERNIZATION AND LOCAL MANDATE RELIEF ACT OF 2015
- 16-0201-045 AWARDING A CONTRACT TO JTG CONSTRUCTION, INC.FOR RECONSTRUCTION OF BELL AVENUE IN THE AMOUNT OF \$279,316.00
- 16-0201-046 ACCEPTING A DONATION IN LIEU OF TAXES FOR BLOCK 92.06, LOT 2 FROM EVERAS COMMUNITY SERVICES – 14 IMPERIAL DRIVE
- 16-0201-047 APPROVING NEW JERSEY FIREMEN’S APPLICATION FOR IAN GALLAGHER
- 16-0201-048 AMENDING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE BOROUGH OF SOMERVILLE AND THE SOMERVILLE PBA LOCAL 147 ARTICLE IX “HOLIDAYS” SECTION B
- 16-0201-049 EXTENDING THE CONDITIONAL DESIGNATION OF DESAPIO PROPERTIES, LLC ALSO NOW KNOWN AS SOMERVILLE URBAN RENEWAL, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 61, LOTS 1, 2, 3 & 34 IN THE EAST CENTRAL BUSINESS DISTRICT REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A MIXED USE PROJECT
- 16-0201-050 AWARDING A CONTRACT TO H.K. TRUCK SERVICES, INC FOR THE ACQUISITION OF A MEDIUM DUTY TRUCK 2016 HINO 338 UNDER NEW JERSEY STATE CONTRACT A83010
- 16-0201-051 AWARDING A CONTRACT TO HENDERSON TRUCK EQUIPMENT-NEW JERSEY, INC FOR THE ACQUISITION OF A SWAPLOADER HOOK LIFT UNDER NATIONAL JOINT POWERS ALLIANCE COOPERATIVE PROGRAM
- 16-0201-052 APPOINTING BRENDAN NALLY AS RECYCLING COORDINATOR

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- 16-0201-053 RESCINDING RESOLUTION 16-0111-031 WHICH AWARDED A CONTRACT TO B & B DISPOSAL, LLC FOR COLLECTION OF SOLID WASTE FOR A THREE YEAR CONTRACT AND TWO CONSECUTIVE ONE YEAR OPTIONS FOR A TOTAL AMOUNT OF FIVE YEARS FOR A TOTAL AMOUNT OF \$1,160,000 AND FURTHER REJECTING THE BID SUBMITTED BY B & B DISPOSAL
- 16-0201-054 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT VMD ASSOCIATES, LLC TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP
- 16-0201-055 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT M & S INVESTMENTS., TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP
- 16-0201-056 MEMORIALIZING THE HIRING OF SEASONAL EMPLOYEES FOR THE RECREATION COMMISSION
- 16-0201-057 AWARDED A CONTRACT FOR THE GREEN SEAM CORRIDOR CONSTRUCTION REMEDIAL ACTION PROJECT TO TOMCO CONSTRUCTION, INC. IN THE AMOUNT OF \$8,149,918.00
- 16-0201-058 EXTENDING THE CONDITIONAL DESIGNATION OF 40 HAYNES STREET REDEVELOPMENT, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 50, LOT 3 IN THE KIRBY AVENUE REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A RESIDENTIAL PROJECT
- 16-0201-059 EXTENDING THE CONDITIONAL DESIGNATION OF SOMERSET DEVELOPMENT, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 123, LOTS 2.01, 3, 5 & 12.01 AND TAX BLOCK 124, LOTS 18, 19 & 20 IN THE LANDFILL REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A MIXED USE PROJECT
- 16-0201-060 EXTENDING THE CONDITIONAL DESIGNATION OF STATION HOUSE, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 61, LOTS 4, 5 & 6.01 IN THE EAST CENTRAL BUSINESS DISTRICT REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A RESIDENTIAL PROJECT
- 16-0201-061 EXTENDING THE CONDITIONAL DESIGNATION OF DESAPIO PROPERTIES, LLC ALSO NOW KNOWN AS SOMERVILLE URBAN RENEWAL, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 61, LOTS 1, 2, 3 & 34 IN THE EAST CENTRAL BUSINESS DISTRICT REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A MIXED USE PROJECT
- 16-0201-062 EXTENDING THE CONDITIONAL DESIGNATION OF THE EXCHANGE AT SOMERVILLE URBAN RENEWAL, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 123, LOT 4 IN THE LANDFILL REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A RESIDENTIAL PROJECT
- 16-0201-063 EXTENDING THE CONDITIONAL DESIGNATION OF CRUSADER SERVICING CORPORATION AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 1, LOT 4.01 IN THE KIRBY AVENUE REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A RESIDENTIAL PROJECT
- 16-0201-064 AUTHORIZING TRANSFER OF FUNDS TO FUND CERTAIN LINE ITEMS IN THE 2015 BUDGET
- 16-0201-065 APPROVING DAWN DZURILLA AS A NEW TAXI DRIVER

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- 16-0201-066 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – JSM LANDMARK TO DRIVER ASSOCIATES, LLC
- 16-0201-067 AUTHORIZING AN EMERGENCY CONTRACT WITH CIPOLLINI CARTING & RECYCLING FOR SOLID WASTE COLLECTION ON A MONTH BY MONTH BASIS
- 16-0201-068 SUPPORTING M & S INVESTMENTS AT DAVENPORT, LLC REQUEST TO USE BOROUGH PARKING SPACES FOR RESIDENTIAL PARKING FOR THE PROPERTY KNOWN AS TAX BLOCK 115, LOT 17 IN THE WEST MAIN STREET REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A RESIDENTIAL PROJECT
- 16-0201-069 APPROVING THE 2015 COMMUNITY FORESTRY MANAGEMENT PLAN AND AUTHORIZE THE MAYOR TO EXECUTE THE ANNUAL ACCOMPLISHMENT REPORT FORM

10. BILLS AND VOUCHERS

11. ADJOURNMENT

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The first regular meeting of the Somerville Borough Council for the Month of February 2016 was convened on Monday, February 1, 2016 at 7:00pm prevailing time in Borough Council Chambers 24 South Bridge Street, Somerville, New Jersey.

Clerk-Administrator Sluka read the open public meeting statement and advised that the meeting was properly noticed in the newspaper and at Borough Hall.

Upon call of the roll, the following Borough Council members were present: Mayor Brian Gallagher Presiding, Council President Steve Peter, Councilman Jason Kraska, Councilman Thompson Mitchell, Councilman Dennis Sullivan, and Councilman Ken Utter. Councilwoman Jane Kobuta was excused from the meeting.

Also present were Borough Clerk-Administrator Kevin Sluka and Borough Attorney Jeremy Solomon.

The pledge of allegiance was recited by those in attendance.

The following minutes of the Borough Council Minutes were presented in writing for approval:

- a. December 21, 2015
- b. January 1, 2016
- c. January 11, 2016

Councilman Utter made a motion and was seconded by Councilman Sullivan and approved by the following vote:

Carried unanimously

Councilman Peter abstained on the December 21, 2015 minutes.

Discussion:

2016 Capital Budget

Councilman Sullivan provided a report from the Finance Committee on the proposed 2016 Capital Budget. There has have been a record \$10,628,000 in requests. This was the largest request in history. The committee has reviewed each and every request and has reduced the list down to \$1,900,000. \$360,000 of this amount is for sewers and also there is a \$800,000 replacement fire truck as a part of the total Borough capital of \$1,300,000.

Community Forestry Management Plan

Gina Stravic, Environmental Commission Chair provided an overview of the 2015 Community Forestry Management plan.

Mayor Gallagher thanked Gina and the Commission for all of their efforts. He asked the commission look into education on sewer connections to homeowners and businesses that have connections into the sanitary sewer system.

Mayor Gallagher also asked the Commission to look at the Borough Parklands and an expansion of the open green area and allow it to return to its natural state.

Councilman Sullivan congratulated Somerville High School Basketball Coach, Joe Dellasandro on his 500th career win.

Councilman Utter thanked Emergency Management, DPW, Somerville Fire Department, and Somerville Rescue Squad for their outstanding efforts with this past weekends historical snow storm.

Councilman Utter reported on another successful tour of the Somerville Fire Museum by the VanDerveer second graders.

Councilman Kraska reported that the Spring Registration programs are available on-line.

Councilman Mitchel reported on the recent Raritan Valley Rail Coalition Meeting.

Councilman Peter provided an update on the snow removal operations from DPW from over the weekend. There was over 30" of snow which had to be removed.

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Councilman Peter reminded everyone that they have 12 daylight hours after the conclusion of a storm to clear their sidewalk.

Mayor Gallagher also commented on the snow removal efforts. This storm was a monumental storm and was a difficult storm to plow. There were a lot of lessons learned from this storm. He again wished to thank DPW for their efforts. He asked citizen to please be patient during these emergency situations.

Discussion:

Solar Panels

Councilman Mitchell provided an overview of the solar ordinance that he introduced and was adopted a few years ago.

There are a number of single family home in Somerville are not in full compliance with the current zoning due to the age of the homes. This pertains to set-backs which were already in place and were grandfather into the zoning laws.

One of the requirements of the ordinance was the panel are allowed on buildings which are not compliance with the current zoning set-back requirements. Another stipulation is that solar panels cannot extend beyond the existing roof line.

There a number of residents being rejected from installing solar panels due to the Zoning restrictions on solar panels.

David Jones, 61 West Spring Street, Somerville commented on this issue. He further commented on the required set-backs which have been an issue in Somerville with allowing the solar panels.

Mayor Gallagher commented that this is an issue which needs to be referred back to the Planning Board for additional review. They will vet out of all these issues in making a determination as to potential changes to these zoning requirements.

Councilman Utter made as motion and was seconded by Councilman Sullivan to refer this back to the Planning Board.

Carried unanimously

Open to the Public:

At this time Mayor Gallaher opened the meeting to comments from the public.

Jeff Cozzetto, 18 Seville Dr, Somerville, representing and speaking on behalf of a number of neighbors in the area of the effect sewer overflow from April 2014. There was a smart cover alarm installed and has worked well. He commended the DPW staff for their response to the alarms over the past year. He is here to request an additional smart cover alarm be installed in the neighborhood upstream of the affected area.

Mayor Gallagher commented on the success of the smart cover program. He provided an overview of the system and how the early warning system operates. These are portable and can be moved from location to location based on the potential need to monitor. Mayor Gallagher commented that while he is in favor of the additional alarm covers, these are being purchased to be portable and to be able to be moved throughout the Borough to address issues in other area of town.

Mayor Gallagher suggested contacted some of the other towns in New Jersey that are no long using the covers and perhaps be able to be purchased by the Borough.

Mr. Cozzetto further commented that there could still be overflow risks to homes upstream of the current alarm. He was not comfortable with that plan to move the alarm and leave the homes unprotected He and neighbors have down outreach to over 100 neighbors to educate them on the need to risks with the system and to not place grease into the drains.

Councilman Mitchell suggested moving the alarm unit from North Bridge Street since there were no issues over to the area in question on Seville Drive

Don Telesco, 1 Seville Dr, Somerville, commented that this is only a warning system, you still have to go down and plug all the drains. He also asked for a clarification on the new sewer charges and how they are calculated

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Councilman Sullivan provided an overview of the new billing process for the sewer charges.

Michael Manides, speaking on behalf of the 2016 Flag Day Program wanted to thank the Mayor and Council for their continued support. He would like to again invite everyone to attend this year's program which will be held on Saturday, June 11, 2016 with a rain date of Sunday, June 12, 2016.

The following resolution was presented:

RESOLUTION 16-0201-043

APPROVING FLAG DAY FESTIVAL TO BE HELD ON SATURDAY, JUNE 11, 2016 (Rain date June 12, 2016) FROM 11:00 A.M. TO 4:00 P.M. WITH A ROAD CLOSURE OF EAST MAIN STREET BETWEEN GROVE STREET AND NORTH BRIDGE STREET

WHEREAS, Flag Day Festival is schedule on June 11, 2016 (Rain date of June 12, 2016) from 11:00 a.m. to 4:00 p.m.; and

WHEREAS, the Borough of Somerville does not object to a road closure of East Main Street between Grove Street and North Bridge Street, however other State and County approvals may be necessary; and

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey approves the Flag Day Festival to be held on Saturday, June 11, 2016 (Rain date June 12, 2016) from 11:00 a.m. to 4:00 p.m. and does not object to a road closure of the State of New Jersey roadway.

Councilman Mitchell made a motion and was seconded by Councilman Peter to approve the aforementioned resolution.

The motion was approved by the following vote:

Ayes:	Councilman Kraska, Councilman Mitchell, Councilman Peter, Councilman Sullivan, Councilman Utter
Nays:	None

Ron Szeimeglia, 18 Fieldstone Dr, Somerville, commented on the new billing process for the sewer utility. He also commented on the recent snow storm and the plowing of this neighborhood. There was an issue during the storm where Bridgewater Township plowed into the Grimm Dr area and created a very large pile of snow on Fieldstone Drive which created a potential issue with emergency vehicles being able to access the area.

Mayor Gallagher replied that in the future he should reach out and contact the Borough to alert them to this issue.

Mina Tripanaera, 160 Union Ave, Somerville, commented on an issue with her sewer bill which went up to \$93.75. She is the only person in the house and has recently had the meter changed. She reached out to the water company.

Mayor Gallagher recommended checking the meter next month and if there is another issue to again reach out to the water company. There might also be an interior leak which might be causing the issue.

Kevin Sluka, explained the appeals process which would generate by the water department and could result in a future credit.

Herb Hall, 22 Fairmount Ave, Somerville, commented that he also had a leak in his system which was causing a large water bill.

Mr. Hall also commented on the road sealer demo which he recently saw at DPW.

Mr. Hall commented on the recent snow removal during the winter storm. Mr. Hall also commented on the current staffing in DPW.

Clerk-Administrator Sluka replied that DPW is down one full-time employee and some seasonal employees. They did bring in some additional help for snow removal. There are some additional services which are currently being subcontracted out.

Mr. Hall commented on the additional impact of the new rentals units on the school system.

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Mayor Gallagher replied that recent studies revealed that parents are looking at more residential neighborhoods and not in the rental residential developments. They are looking to reexamine this issue after the last seven year study and the impact on the students in the schools.

There were no comments and the open session was closed.

Ordinances:

The following ordinances were presented for introduction:

ORDINANCE NO. 2487-16-0201

AMENDING THE REDEVELOPMENT PLAN FOR THE WEST MAIN STREET REDEVELOPMENT AREA TO ALLOW SHARED PARKING ON SPECIFIC LOTS PURSUANT TO N.J.S.A. 40A:12A-1 ET SEQ.

BE IT ORDAINED by the Borough Council of the Borough of Somerville, in the County of Somerset and State of New Jersey, as follows:

WHEREAS, Pursuant to the "Local Redevelopment and Housing Law," P.L.1992, c.79 (C.40A:12A-1 et seq.), by an ordinance approved on February 17, 2004, the Somerville Borough Council ("Borough Council"), adopted a Redevelopment Plan for the West Main Street Redevelopment Area ("Redevelopment Plan") as subsequently amended; and

WHEREAS, Pursuant to the "Local Redevelopment and Housing Law," P.L.1992, c.79 (C.40A:12A-1 et seq.), on November 3, 2014 the Somerville Borough Council ("Borough Council"), expanded the redevelopment area; and

WHEREAS, In furtherance of redeveloping the expanded West Main Street Redevelopment Area, the Borough Council has prepared the attached amendments to the Redevelopment Plan; and

WHEREAS, This amendment applies specifically to Block 117 Lot 1.01 allowing Somerville TIC 1 (the owner) to participate with the Borough in a shared parking arrangement to allow for public parking for a fee in the existing parking deck adjacent to the Post Office Plaza building; and

WHEREAS, Prior to the adoption of the amendment to the Redevelopment Plan, the Planning Board shall, transmit to the Borough Council, a report containing its recommendation concerning the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.e; and

WHEREAS, Upon receipt of the Planning Board's recommendation or if the Planning Board fails to transmit a recommendation within 45 days after referral, the Borough Council shall act upon this Ordinance amending the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.

BE IT ORDAINED THAT, The Redevelopment Plan is hereby revised to include the amendments contained herein and the Redevelopment Plan shall identify the date of adoption of this Ordinance amending the Redevelopment Plan.

BE IT ORDAINED THAT, This Ordinance shall take effect twenty (20) days after publication in accordance with applicable law.

Mayor Gallagher opened the meeting for comments from the public on this Ordinance and there were none at the time.

Councilman Mitchell made a motion and was seconded by Councilman Utter to introduce this ordinance.

The motion was called for a vote and approved by the following vote:

Ayes: Councilman Kraska, Councilman Mitchell,
Councilman Peter, Councilman Sullivan,
Councilman Utter,

Nays: None

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ORDINANCE NO. 2488-16-0201

ADOPTING AN AMENDMENT TO THE STATION AREA AND LANDFILL REDEVELOPMENT PLAN FOR THE LANDFILL REDEVELOPMENT AREA PURSUANT TO N.J.S.A. 40A:12A-1 ET SEQ.

BE IT ORDAINED by the Borough Council of the Borough of Somerville, in the County of Somerset and State of New Jersey, as follows:

SECTION I

Pursuant to the "Local Redevelopment and Housing Law," P.L.1992, c.79 (C.40A:12A-1 et seq.), by an ordinance approved on September 4, 2007, the Somerville Borough Council ("Borough Council"), adopted a Redevelopment Plan for the Station Area and Landfill Redevelopment Area prepared by Phillips Preiss Shapiro Associates, Inc., dated September, 2007 ("Redevelopment Plan"), which Redevelopment Plan has been subsequently amended.

SECTION II

The Borough Council has prepared amendments to the Redevelopment Plan, which shall be referred to the Planning Board for its consideration.

SECTION III

The following are the proposed amendments to the Redevelopment Plan under Section 6- Land Uses; The Hub on page 36 and shall be added as a new provision:

- a. Residential use is permitted on the ground floor of multi-family residential development along the west side of South Bridge Street.
Ground floor retail use is not a requirement for multi-family residential development along the west side of South Bridge Street.
- b. The Retail Focus Areas section on Page 38 of the Redevelopment Plan reference to the western side of South Bridge Street are to be deleted.

The Station Area and Landfill Redevelopment Plan address uses within four districts (Hub, Heights, Downtown Gateway and Green Seam). The property located on Veterans Memorial Drive, identified as Block 120.01, Lot 1, is not located within any of these districts, thus no permitted uses are identified for this property. The following paragraph is to be added to section 6 –Land uses on page 36.

"For Block 120.01, Lot 1, the permitted uses and bulk standards are as listed in the B-2 zone district of the Borough's Land Use and Development Ordinance (Schedules A, B & C). In addition, a drive thru bank shall be a conditional use for this property. The Planning Board may permit this conditional use, if the Board determines that the development proposal complies with the conditions and standards set forth herein for the location and operation of such use.

The conditional use shall comply with the following conditions, requirements and standards:

- a. The layout and orientation of the drive thru bank shall not cause vehicle queuing in the right of the way of Veterans Memorial Drive;
- b. The onsite queuing of motor vehicles shall not adversely interfere with pedestrians entering or exiting the adjacent NJ Transit train platforms;
- c. The sight line distance for vehicles entering and leaving the site are in compliance with AASHTO (American Association of State Highway and Transportation Officials) guidelines/recommendations;
- d. Any application for a bank drive thru teller(s) shall require a traffic study be performed by a NJ licensed Professional Engineer specializing in traffic engineering that demonstrates, to the satisfaction of the Planning Board, that the above stated conditions are met.

SECTION IV

Prior to the adoption of the amendment to the Redevelopment Plan, the Planning Board shall within 45 days after referral, transmit to the Borough Council, a report containing its recommendation concerning the amendment to the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.e.

SECTION V

Upon receipt of the Planning Board's recommendation or if the Planning Board fails to transmit a recommendation within 45 days after referral, the Borough Council shall act upon this Ordinance adopting the amendment to the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.

SECTION VI

The Borough Council hereby amends the amendment to the Redevelopment Plan.

SECTION VII

This Ordinance shall take effect twenty (20) days after publication in accordance with applicable law.

Mayor Gallagher opened the meeting for comments from the public on this Ordinance and there were none at the time.

Councilman Utter made a motion and was seconded by Councilman Sullivan to introduce this ordinance.

The motion was called for a vote and approved by the following vote:

Ayes: Councilman Kraska, Councilman Mitchell, Councilman Peter, Councilman Sullivan, Councilman Utter,

Nays: None

ORDINANCE NO. 2489-16-0201

ESTABLISHING A SALARY RANGE FOR EMPLOYEE TITLES TO BE PAID TO CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF SOMERVILLE

BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Somerville, in the County of Somerset, and the State of New Jersey, as follows:

SECTION 1. The salaries, wages or other compensation to be paid to the following officers and employees of the Borough of Somerville, in the County of Somerset, shall be fixed and determined from time to time by resolution of the Council, of the said Borough, at amounts or rates of not less than the respective minimum, nor more than the respective maximum amounts or rates hereinafter set forth opposite the title of the respective officers or employees as follows:

PRIMARY TITLE	MIN	MAX
MAYOR	\$2,500	\$4,000
COUNCIL MEMBER	\$2,000	\$3,000
BORO ADMINISTRATOR	\$81,600	\$132,000
BORO CLERK	\$54,400	\$82,000
DEPUTY CLERK	\$30,000	\$70,000
BORO ATTORNEY	\$30,000	\$65,000
ASST TO ENGINEER	\$40,000	\$90,000
PROJECT MANAGER	\$39,000	\$58,000
PUBLIC WORKS MANAGER	\$65,000	\$125,000
DIR OF COMM DEV	\$45,000	\$105,000
CHIEF FINANCIAL OFFICER	\$65,000	\$100,000
RECREATION DIRECTOR	\$45,000	\$70,000
SUPT OF FIRE MAINT.	\$40,000	\$70,000
ASST SUPT FIRE	\$35,000	\$55,000
TAX ASSESSOR	\$20,000	\$48,000
ASST TAX ASSESSOR	\$15,000	\$35,000
CORRESPONDING SECTY	\$25,000	\$45,000
SECRETARY	\$22,000	\$55,000
CONFIDENTIAL SECTY	\$25,000	\$55,000
MUNICIPAL JUDGE	\$20,000	\$48,000
ASS'T TO FINANCE OFFICER/RECEPTIONIST	\$39,000	\$52,500
TAX COLLECTOR	\$20,000	\$55,000
DEP TAX COLL	\$30,000	\$52,000
DEP TREASURER	\$25,000	\$57,000
DEP SEWER UTY COLL	\$15,000	\$28,000
PLUMBING SUB-CODE	\$3,000	\$12,000
FIRE SUB-CODE INSP	\$10,000	\$15,000
FIRE OFFICIAL	\$30,000	\$75,000

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PART-TIME FIRE INSPECTOR	\$10,000	\$35,000
PART-TIME TECHNICAL ASSISTANT TO CONSTRUCTION OFFICIAL	\$10,000	\$25,000
ELECTRICAL SUBCODE/CONST CODE OFF.	\$35,000	\$95,000
HOUSING INSP	\$3,000	\$20,000
DEPY CODE ENF OFF	\$20,000	\$45,000
BUILDING SUB-CODE	\$2,000	\$12,000
BOOKKEEPER/CLERK	\$25,000	\$45,000
SR. CLK /TYPIST	\$25,000	\$45,000
CLERK/TYPIST	\$20,000	\$35,000
CLERK*	\$10,000	\$20,000
SECTY PL/ZONING BDS	\$25,000	\$55,000
REGISTRAR/VITAL STAT	\$30,000	\$70,000
DEP REGISTRAR/ADMIN ASS'T	\$30,000	\$55,000
PARK ENFORC OFF	\$30,000	\$60,000
RECEPTIONIST – PT	\$10.00/hr	\$20.00/hr
PARK ENFORC. – PT.	\$12.00/hr	\$25.00/hr
PART-TIME INTERN	\$10.00/hr	\$12.00/hr
PART-TIME CLERICAL	\$10.00/hr	\$25.00/hr
RECREATION ASSISTANTS	\$9.00/hr	\$20.00/hr
PART-TIME FIRE MAINTENANCE (hourly)	\$10.00/hr	\$30.00/hr
PART-TIME FIRE MAINTENANCE	\$10,000	\$30,000

FIRE DEPARTMENT:

FIRE APPARATUS DRIVER	\$600	\$2,000
FIRE DUTY	\$9.00/hr	\$12.00/hr
FIRE WATCH	\$9.00/hr	\$12.00/hr
FIRE ON-CALL	\$9.00/hr	\$12.00/hr

POLICE DEPARTMENT:

CHIEF OF POLICE	\$120,000	\$155,000
CAPTAIN	\$115,000	\$150,000
LIEUTENANT	\$105,000	\$147,000
SERGEANT	\$79,000	\$137,000
DETECTIVE	\$60,000	\$125,000
PATROLMAN	\$40,000	\$125,000

PUBLIC WORKS: DPW employees are hourly employees

WORKING FOREMAN	\$38,000	\$82,000
GENERAL FOREMAN	\$40,000	\$85,000
MECHANIC	\$26,000	\$55,000
HEAVY EQUIP OPR	\$35,000	\$64,000
LIGHT EQUIP OPR	\$30,000	\$58,000
DRIVER LABORER	\$25,000	\$53,000
LABORERS	\$20,000	\$42,000
CUSTODIAN	\$20,000	\$42,000
HEAD CUSTODIAN	\$22,000	\$49,000
PART- TIME LABORER	\$10.00/hr	\$16.00/hr
SEASONAL EMPLOYEES	\$10.00/hr	\$16.00/hr

Part time employees and Public Works employees are hourly employees. Contracts for PBA, OPEIU and AFSCME shall govern salary adjustments

SECTION 2. The Borough Council reserves the right to hire any individual within the range by Resolution.

SECTION 3. This ordinance shall take effect immediately upon its final passage and publication as required by law.

Mayor Gallagher opened the meeting for comments from the public on this Ordinance and there were none at the time.

Councilman Sullivan made a motion and was seconded by Councilman Kraska to introduce this ordinance.

The motion was called for a vote and approved by the following vote:

Ayes: Councilman Kraska, Councilman Mitchell,
Councilman Peter, Councilman Sullivan,
Councilman Utter,

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Nays: None

ORDINANCE NO. 2490-16-0201

AMENDING CHAPTER 141 SEWER SERVICE CHARGES, ARTICLE II ENTITLED CONNECTIONS AND SUBSECTIONS ENTITLED SANITARY SEWER SERVICE CONNECTION FEE

Chapter 141 SEWER SERVICE CHARGES

ARTICLE I

General Provisions

ARTICLE II Connections

§ 14117. Capacity rate trunk connection charges.

§ 14118. ~~Direct trunk tap-in charges.~~ Sanitary Sewer Main Connection Fee

ARTICLE II Connections [Adopted 6-6-88 by Ord. No. 1045]

The fees standard below total \$1,500 per unit for a new dwelling unit with new lateral and is composed of both a connection and a flow fee (as described below). The total fee for all other uses is based upon the total daily flow using NJDEP formulas.

§ 14117. Capacity-rate trunk-connection charges.

A. [Amended 5-6-91 by Ord. No. 1099] For every direct or indirect connection to the sanitary sewerage system of the borough or to any part thereof, the following capacity-rate trunk-connection charges are established at the following rates:

(1) Residential user: Five hundred dollars (\$500.) for each single-family dwelling or unit.

~~(2) Residential reconnection fee shall be one hundred dollars (\$100.). Nonresidential reconnection fee shall be five hundred dollars (\$500.).~~

~~(3)~~ (2) All other users: Minimum fee one thousand dollars (\$1,000.) or thirty-seven and five-tenths cents (\$.375) per gallon per day of total daily average flow as determined by the borough on the basis of certain factors, including but not limited to the factors made available to the borough, the results of its investigation and on studies of meter readings.

§ 14118. ~~Direct trunk tap-in charges~~ Sanitary Sewer Main Connection Fee

A. For every ~~direct~~ connection to a sanitary sewer main ~~trunk built or owned by the borough,~~ the following ~~direct trunk tap-in~~ connection charges are established at the following rates:

(1) Residential user: one thousand dollars (\$1,000.) for each single-family dwelling or unit.

(2) All other users: one thousand dollars (\$1,000.) for the first four hundred (400) gallons of estimated annual daily average flow, plus one thousand dollars (\$1,000.) for each additional four hundred (400) gallons of estimated annual daily average flow or major fraction thereof as determined by the borough on the basis of the factors specified in N.J.S.A. 40:14A-8, the data and information made available to this Borough, the results of Borough investigation and on meter reading studies.

B. The sanitary sewer main connection fee ~~direct trunk tap-in charge~~ above specified shall be in addition to any annual sewer use charge, any capacity-rate trunk-connection charge, any Construction Code Official tie-in connection permit fee, any, Borough street opening permit fee and any and all other such fees and special inspection fees that may be required under any other ordinance.

C. Every user subject to a sanitary sewer connection fee ~~direct trunk tap-in charge~~ herein established shall be entitled to deduct therefrom the principal amount of any special assessment levied by the Borough of

This Ordinance shall take effect after publication in accordance with applicable law.

Mayor Gallagher opened the meeting for comments from the public on this Ordinance and there were none at the time.

Councilman Mitchell made a motion and was seconded by Councilman Peter to introduce this ordinance.

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The motion was called for a vote and approved by the following vote:

Ayes: Councilman Kraska, Councilman Mitchell,
Councilman Peter, Councilman Sullivan,
Councilman Utter,

Nays: None

Resolutions:

The following consent resolutions were presented:

RESOLUTION 16-0201-036

APPOINTING JOE BYER TO FIRE POLICE RETROACTIVE TO JANUARY 19, 2016

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby appoints Joseph Byer to the Somerville Fire Police with the term ending on December 31, 2016.

RESOLUTION 16-0201-037

APPOINTING WILLIAM KELLEHER AS MUNICIPAL COURT JUDGE RETROACTIVELY EFFECTIVE TO JANUARY 1, 2016 FOR A THREE YEAR TERM ENDING ON DECEMBER 31, 2018

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby appoints William Kelleher as Municipal Court Judge retroactively effective to January 1, 2016 for a three (3) year term ending on December 31, 2018.

RESOLUTION 16-0201-038

ACCEPTING THE RETIREMENT RESIGNATION OF SGT. SEAN KIERNAN EFFECTIVE APRIL 1, 2016
(end of business March 31, 2016)

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby accepts the retirement resignation of Sgt. Sean Kiernan effective April 1, 2016 (end of business March 31, 2016) and wishes him well in his future endeavors.

RESOLUTION 16-0201-039

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT CRUSADER SERVICING TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP

WHEREAS, the Land Use and Development Ordinance of the Borough of Somerville requires a performance guarantee deposit be made for various projects, and

WHEREAS, a deposit was received from Crusader Servicing and deposited into our Developers Escrow Account, and

WHEREAS, it is determined that \$438.75 be paid to Driver Associates, LLC (Invoice 2016-01C, date 1/25/16) and \$499.76 be paid to DeCotiis, FitzPatrick & Cole LLP (Invoice 171321, Period Ending 12/31/15) for services rendered.

NOW, THEREFORE, BE IT RESOLVED, that the Finance Officer be instructed to issue a check in the amount listed above from the balance of the escrow deposit on file for Crusader Servicing #7763919114.

RESOLUTION 16-0201-040

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT THE EXCHANGE AT SOMERVILLE TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP

WHEREAS, the Land Use and Development Ordinance of the Borough of Somerville requires a performance guarantee deposit be made for various projects, and

Somerville, NJ February 1, 2016

WHEREAS, a deposit was received from The Exchange at Somerville and deposited into our Developers Escrow Account, and

WHEREAS, it is confirmed that \$346.65 be paid to Driver Associates (Invoice 2016 01TE, date 1-25-16) and \$733.31 be paid to DeCotiis, FitzPatrick & Cole, LLP (Invoice 171319, Period Ending 1/7/16) for services rendered.

NOW, THEREFORE, BE IT RESOLVED, that the Finance Officer be instructed to issue a check in the amount listed above from the balance of the escrow deposit on file for The Exchange at Somerville #7763782793

RESOLUTION 16-0201-041

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT SOMERSET DEVELOPMENT, LLC TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP

WHEREAS, the Land Use and Development Ordinance of the Borough of Somerville requires a performance guarantee deposit be made for various projects, and

WHEREAS, a deposit was received from The Exchange at Somerville and deposited into our Developers Escrow Account, and

WHEREAS, it is confirmed that \$633.75 be paid to Driver Associates (Invoice 2016-015, date 1/25/16) \$815.73 be paid to DeCotiis, FitzPatrick & Cole, LLP (Invoice 171318, Period Ending 12/31/15) for services rendered.

NOW, THEREFORE, BE IT RESOLVED, that the Finance Officer be instructed to issue a check in the amount listed above from the balance of the escrow deposit on file for Somerset Development LLC #7762624992

RESOLUTION 16-0201-042

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT DESAPIO PROPERTIES TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP

WHEREAS, the Land Use and Development Ordinance of the Borough of Somerville requires a performance guarantee deposit be made for various projects, and

WHEREAS, it is determined that \$611.25 be paid to Driver Associates, LLC (Invoice 2016-01D, dated 1/25/16) and \$166.03 be paid to DeCotiis, FitzPatrick & Cole, LLP (Invoice Number 170804 (\$116.38) and (Invoice Number 167572 (\$49.65) for services rendered.

NOW, THEREFORE, BE IT RESOLVED, that the Finance Officer be instructed to issue a check in the amount listed above from the balance of the escrow deposit on file for DeSapio Properties #7763733738

RESOLUTION 16-0201-044

AUTHORIZING THE BOROUGH OF SOMERVILLE TO PROVIDE FOR MANDATORY DIRECT DEPOSIT FOR ALL EMPLOYEES IN ACCORDANCE WITH THE DIVISION OF LOCAL GOVERNMENT SERVICES MODERNIZATION AND LOCAL MANDATE RELIEF ACT OF 2015

WHEREAS, the Modernization and Local Mandate Act of 2015 ("Act") was adopted to assist municipalities with controlling payroll costs and efficiency; and

WHEREAS, the "Act" calls for the mandatory direct deposit of pay for employees and enables the use of technology to provide payroll information; and

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey authorizes the Borough of Somerville to provide for mandatory direct deposit for all employees in accordance with the Division of Local Government Services Modernization and Local Mandate Relief Act of 2015.

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RESOLUTION 16-0201-045

AWARDING A CONTRACT TO JTG CONSTRUCTION, INC., FOR RECONSTRUCTION OF BELL AVENUE IN THE AMOUNT OF \$279,316.00

WHEREAS, on January 12, 2016 Borough of Somerville received bids for the Reconstruction of Bell Avenue; and

WHEREAS, the Borough of Somerville accepted eight (8) bids; and

WHEREAS, JTG Construction, 188 Jefferson Street, Suite 387, Newark, New Jersey 07105 was the lowest responsible bidder in the amount of \$279,316.00; and

WHEREAS, the County of Somerset and Kevin Sluka, RMC, QPA reviewed the bid and recommends the award to JTG Construction, 188 Jefferson Street, Suite 387, Newark, New Jersey 07105:

BE IT RESOLVED, the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby awards a contract to JTG Construction, 188 Jefferson Street, Suite 387, Newark, New Jersey 07105 in the amount of \$279,316.00

RESOLUTION 16-0201-046

ACCEPTING A DONATION IN LIEU OF TAXES FOR BLOCK 92.06, LOT 2 FROM EVERAS COMMUNITY SERVICES – 14 IMPERIAL DRIVE

WHEREAS, the property owner of 14 Imperial Drive is exempt from property taxes; and

WHEREAS, Everas Community Services has made a donation in the amount of \$2,500 to offset municipal costs; and

BE IT RESOLVED, the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby accepts a donation made by Everas Community Services in lieu of taxes for Block 92.06, lot 2, 14 Imperial Drive which is a tax exempt property.

RESOLUTION 16-0201-047

APPROVING NEW JERSEY FIREMEN'S APPLICATION FOR IAN GALLAGHER

BE IT RESOLVED, the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby approves the New Jersey Firemen's Application for Ian Gallagher

RESOLUTION 16-0201-048

AMENDING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE BOROUGH OF SOMERVILLE AND THE SOMERVILLE PBA LOCAL 147 ARTICLE IX "HOLIDAYS" SECTION B

BE IT RESOLVED, the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby amends the Collective Bargaining Agreement between the Borough of Somerville and the Somerville PBA Local 147, Article IX, Section B and add Section C to read as follows:

B. Holidays are spread equally over the payrolls within a year. Currently the Borough has 26 payrolls, if the number payrolls per year are changed, this provision shall change accordingly.

C. For employees that retire before July 1, 2016, those employees shall be paid for the holidays in which preceded their retirement date. On July 1, 2016 and following, retirees shall be spread over the payrolls.

RESOLUTION 16-0201-049

EXTENDING THE CONDITIONAL DESIGNATION OF DESAPIO PROPERTIES, LLC, ALSO NOW KNOWN AS SOMERVILLE URBAN RENEWAL, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 61, LOTS 1, 2, 3 & 34 IN THE EAST CENTRAL BUSINESS DISTRICT REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A MIXED USE PROJECT

WHEREAS, Tax Block 61, Lots 1, 2, 3 and 34 (the "Properties") are located in the East Central Business District Redevelopment Area (the "Redevelopment Area"); and

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WHEREAS, the Borough of Somerville (the "Borough") is desirous of the redevelopment of the Properties for re-use consistent with the Borough's Master Plan and the Redevelopment Plan for the Redevelopment Area, adopted on December 3, 2012 as amended (the "Redevelopment Plan"); and

WHEREAS, the Properties are privately owned and vacant land; and

WHEREAS, DeSapio Properties, LLC made a presentation to the East Central Business District Redevelopment Subcommittee regarding its concept proposal to develop a mixed use project on the Properties; and

WHEREAS, the proposal was found consistent with the Borough's goals for redeveloping the Redevelopment Area;

WHEREAS, on May 4, 2015, the Borough adopted a resolution conditionally designating DeSapio Properties, LLC as redeveloper of the Properties for a period of 120 days subject to certain conditions; and

WHEREAS, on June 2, 2015, DeSapio Properties, LLC and the Borough entered into an escrow agreement, one of the conditions of the original designation (the "Escrow Agreement"); and

WHEREAS, on September 8, 2015, the Borough Council adopted a resolution extending the conditional designation of DeSapio Properties, LLC as redeveloper of the Properties for a period of 120 days, which expired on January 6, 2016; and

WHEREAS, the Borough and DeSapio Properties, LLC, also known as Somerville Urban Renewal, LLC have been working diligently to negotiate the terms and conditions of a Redevelopment Agreement and financial agreement for a payment in lieu of taxes for the project and additional time is required for the Parties to complete these tasks and a further extension of the conditional redeveloper designation is necessary.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Somerville that it hereby extends the conditional designation as redeveloper of DeSapio Properties, LLC, also known as Somerville Urban Renewal, LLC, 34 West Main Street, Somerville, NJ 08876 for the redevelopment of Tax Block 61, Lots 1, 2, 3 & 34, located in the East Central Business District Redevelopment Area, for a mixed use project as described herein, the detail of which is subject to further refinement.

BE IT FURTHER RESOLVED, that said extension of the conditional designation as redeveloper is subject to the following conditions:

1. That the conditional designation is limited to a period of one hundred and twenty (120) days from the date of this Resolution at which time it will automatically expire and be of no further force and effect unless subsequently extended by the Borough, and the parties will no longer have any obligation to the other, except as to final payment of any Borough costs under the Escrow Agreement. The Borough may, in its sole discretion, extend and re-extend the conditional designation provided sufficient progress is being in negotiation of a redevelopment agreement, which determination is at the sole discretion of the Borough and which extension must be in the form of a duly adopted resolution of the Borough Council.
2. That DeSapio Properties, LLC or an affiliated urban renewal entity and the Borough shall negotiate and agree upon the terms and conditions of a redevelopment agreement within the period of the conditional designation, as such period may be extended by the Borough in its sole discretion.
3. That DeSapio Properties, LLC agrees to pay any and all costs incurred by the Borough from the date of the conditional designation to execution of a redevelopment agreement or termination of the redeveloper designation, as set forth herein.

BE IT FURTHER RESOLVED, that upon completion of negotiations on a redevelopment agreement, the Borough Council shall be required to review and authorize execution of any and all related documents in order to effectuate the completion and implementation of this project.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

RESOLUTION 16-0201-050

AWARDING A CONTRACT TO H.K. TRUCK SERVICES, INC FOR THE ACQUISITION OF A MEDIUM DUTY TRUCK 2016 HINO 338 UNDER NEW JERSEY STATE CONTRACT A83010

WHEREAS, pursuant to NJSA 40A-11-12a and NJAC 5:34-7.29 (c) the Borough of Somerville may by resolution and without advertising for bids purchase goods and services under the New Jersey Cooperative Purchasing Program; and

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WHEREAS, the Borough of Somerville has a need to purchase a medium duty truck which is available from H.K. Truck Services, Inc., 2624-A Hamilton Boulevard, South Plainfield, New Jersey 07080, which has been identified on New Jersey State Cooperative Contract; and

WHEREAS, H.K. Truck Services, Inc., 2624-A Hamilton Boulevard, South Plainfield, New Jersey 07080, has a New 2016 Hino 338 4 X2 Conventional GVW 35,00 lbs., BBC 108 with options as listed on Price Quote dated January 18, 2016 for a total price of \$82,957.00

BE IT RESOLVED, the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby awards a contract to H.K. Truck Services, Inc., 2624-A Hamilton Boulevard, South Plainfield, New Jersey 07080 under New Jersey State Contract A83010 in the total amount of \$82,957.00

RESOLUTION 16-0201-051

AWARDING A CONTRACT TO HENDERSON TRUCK EQUIPMENT-
NEW JERSEY, INC FOR THE ACQUISITION OF A SWAPLOADER
HOOK LIFT UNDER NATIONAL JOINT POWERS ALLIANCE
COOPERATIVE PROGRAM

WHEREAS, the Borough of Somerville is a member of the National Joint Powers Alliance Cooperative Pricing Program; and

WHEREAS, the Borough of Somerville has a need to purchase a Swaploader Model SL-2418 with 24,000 lbs. dumping capacity Hook Lift, which has been identified under the National Joint Powers Alliance Cooperative Pricing Program available from Henderson Truck Equipment, NJ located at 280A Old Ledgewood Road, Flanders, NJ 07836; and

WHEREAS, Henderson Truck Equipment, NJ located at 280A Old Ledgewood Road, Flanders, NJ 07836 Swaploader Model SL-2418 with 24,000 lbs. dumping capacity Hook Lift for a total price of \$99,732.50

BE IT RESOLVED, the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby awards a contract to Henderson Truck Equipment, NJ located at 280A Old Ledgewood Road, Flanders, NJ 07836 Swaploader Model SL-2418 with 24,000 lbs. dumping capacity Hook Lift for a total price of \$99,732.50

RESOLUTION 16-0201-052

APPOINTED BRENDAN NALLY AS RECYCLING COORDINATOR

BE IT RESOLVED, the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby Appoints Brendan Nally as Recycling Coordinator

RESOLUTION 16-0201-053

RESCINDING RESOLUTION 16-0111-031 WHICH AWARDED A CONTRACT TO B & B DISPOSAL, LLC
FOR COLLECTION OF SOLID WASTE FOR
A THREE YEAR CONTRACT AND TWO CONSECUTIVE ONE YEAR OPTIONS FOR A TOTAL AMOUNT
OF FIVE YEARS FOR A TOTAL
AMOUNT OF \$1,160,000 AND FURTHER REJECTING THE BID SUBMITTED BY B & B DISPOSAL

WHEREAS, on January 11, 2016 the Borough of Somerville passed resolution 16-0111-031 awarding a contract to B & B Disposal 470 Hillside Avenue, Hillside New Jersey for solid waste collection; and

WHEREAS, on October 19, 2015 Borough of Somerville published a Notice to Bidders seeking bids to enter into a contract for collection of solid waste to be taken on December 18, 2015; and

WHEREAS, the Borough of Somerville issued an addendum which was published on December 14, 2015 that amended the specifications and changed the bid date to December 23, 2015; and

WHEREAS, the Borough of Somerville accepted five (5) bids on December 23, 2015 as published; and

WHEREAS, B & B Disposal, 470 Hillside Avenue, Hillside New Jersey was the lowest bidder in the amount as follows:

Year 1- \$230,000

Year 2- \$231,000

Year 3- \$232,000

Year 4- \$233,000

Year 5-\$234,000; and

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WHEREAS, in a letter dated January 6, 2016, the Borough Attorney received a challenge to the bid submitted by B & B Disposal from John F. Chiaia, Esq., in reference to defects in the submission of Surety requirements; and

WHEREAS, the Borough Attorney advised the Borough Administrator of the challenge in an email dated January 8, 2016; and

WHEREAS, the Borough Administrator reviewed the challenge and contacted the Surety Company to verify the documents submitted by the Surety Company, in addition, the Administrator reviewed approved Surety Companies listed on the State's website to confirm that the company can in fact operate in the State of New Jersey; and

WHEREAS, upon review and validation of the Surety Company it was determined that the Surety Company is an approved company and the financial documents submitted were related to a different surety company, however the submission of those financial documents were not required by the bid specifications and hence were not a reason for rejection of the bid; and

WHEREAS, as a result of rejecting the challenge regarding the Surety Company financial documents, a recommendation was made to Council to adopt Resolution 16-0111-31 and on January 11, 2016 the resolution was adopted; and

WHEREAS, on January 12, 2016, an email communication was made from John Chiaia, Esq., to the Borough Attorney challenging the award based upon on alleged omissions made on the Questionnaire that was required to be submitted with the bid documents by B & B Disposal; and

WHEREAS, in a letter dated January 15, 2016 to B & B Disposal from the Borough Administrator outlined the challenges and requested information from B & B Disposal that may provide some additional information that could be helpful in determining a response to the challenge; and

WHEREAS, on the Questionnaire it states and is underlined "Failure to complete this form or to provide any information required herein shall result in rejection of the Bid Proposal"; and

WHEREAS, the word "shall" dictates that the submission of a completed questionnaire is required and furthermore that the underlining of that requirement on the bid specifications further pointed to the bidder that the questionnaire shall be completed as part of the bid submission; and

WHEREAS, the Questionnaire stated in Item # 6 to "List the government solid waste collection and disposal services contract that the bidder has completed within the last five years. Give detailed answers to questions below relating to this subject.. (a) Name of Contracting Unit (b) Approximate population of contracting unit (c) Term of contract... (d) how the materials were collected (e) Give location of disposal site or sites and methods used in the disposal of solid waste (f) Name and telephone number of Contract Administrator or some other local official in charge of collection and disposal; and

WHEREAS, B & B Disposal responded to question # 6 as "Please see attached list" and the list is determined to be deficient of required information; and

BE IT RESOLVED, the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby rescinds Resolution 16-0111-031 and rejects the bid submission from B & B Disposal.

RESOLUTION 16-0201-054

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT VMD ASSOCIATES, LLC TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP

WHEREAS, the Land Use and Development Ordinance of the Borough of Somerville requires a performance guarantee deposit be made for various projects, and

WHEREAS, a deposit was received from VMD Associates, LLC and deposited into our Developers Escrow Account, and

WHEREAS, it has been confirmed that \$297.50 be paid to Driver & Associates, LLC (Invoice 2016 – 01W, date 1/25/2016) and \$83.13 be paid to DeCotiis, FitzPatrick & Cole, LLP (Invoice 171325 Period Ending) for services rendered.

NOW, THEREFORE, BE IT RESOLVED, that the Finance Officer be instructed to issue a check in the amount listed above from the balance of the escrow deposit on file for VMD Associates LLC #7762624976.

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RESOLUTION 16-0201-055

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT M & S INVESTMENTS., TO DRIVER ASSOCIATES, LLC & DECOTIIS, FITZPATRICK & COLE, LLP

WHEREAS, the Land Use and Development Ordinance of the Borough of Somerville requires a performance guarantee deposit be made for various projects, and

WHEREAS, a deposit was received from M & S Investments, LLC and deposited into our Developers Escrow Account, and

WHEREAS, it is confirmed that \$99.75 be paid to DeCotiis, FitzPatrick & Cole LLP (\$66.50 Invoice 170809 Period Ending 11/30/15; \$33.25 Invoice 171323 Period Ending 12/31/15) and \$95.00 (invoice 2016-01WD dated 1/25/2016 to Driver Associates, LLC for services rendered.

NOW, THEREFORE, BE IT RESOLVED, that the Finance Officer be instructed to issue a check in the amount listed above from the balance of the escrow deposit on file for M & S, LLC # 7763964846

RESOLUTION 16-0201-056

MEMORIALIZING THE HIRING OF SEASONAL EMPLOYEES FOR THE RECREATION COMMISSION

BE IT RESOLVED, that the Borough of Somerville, County of Somerset, State of New Jersey hereby memorialize the hiring of seasonal employees retroactive to January 6, 2016, to assist the Recreation Commission which include as follows:

- Wade Bryant \$25 per class
- Nick Butler \$10 per game
- Spencer Cleveland \$10 per game
- Matthew Nerger \$10 per game
- Cesar Samiengo \$15 per game
- Austin Van Ness \$10 per game

RESOLUTION 16-0201-057

AWARDING A CONTRACT FOR THE GREEN SEAM CORRIDOR CONSTRUCTION REMEDIAL ACTION PROJECT TO TOMCO CONSTRUCTION, INC. IN THE AMOUNT OF \$8,282,320.07

WHEREAS, there exists a need for the Borough of Somerville, Somerset County, New Jersey (“Borough”) to procure services for the work associated with construction of an approximately 12-acre final cover / stream lining system and wetlands restoration along an unnamed tributary stream that passes through the Somerville Landfill, known as the Green Seam Corridor Construction – Remedial Action Project (the “Project”); and

WHEREAS, on prior occasion pursuant to resolution and in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the Borough solicited bids for the Project; and

WHEREAS, on January 5, 2016, bids were received from the following bidders:

Tomco Construction, Inc. Wharton, N.J.	\$8,149,918.00
Union Paving	\$8,483,384.53
C Abbonozio Contractors	\$9,830,000.00
Code Environmental Services	\$9,846,885.00
Charter Contracting Company, LLC	\$10,252,531.00
D'Annuzio Group	\$10,587,737.00
Kyle Conti Construction	\$10,694,230.00
Barbella Construction Services	\$11,399,405.60

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Carbro Constructors Corp	\$11,872,725.00
Vollers	\$12,126,600.00
Applied Landscape Technologies	\$12,583,712.00
Conti Enterprises	\$12,859,777.00

WHEREAS, the Borough has reviewed the bid submitted by the ostensible low bidder, Tomco Construction, Inc. ("Tomco"), and has determined that the bid submitted by Tomco is in compliance with the requirements of the Bid Specifications and that Tomco constitutes the lowest responsible and complying bidder for the Project; and

WHEREAS, the Borough's review of the bid submitted by Tomco determined that the total amount for several items in the bid form were incorrect based on the quantity and unit rate, thus as stated in Paragraph 0.06 of the Instructions to Bidders, the unit rate will govern and the corrected total bid price is \$8,149,918, which remains the lowest bid and such corrected total bid price has been accepted by Tomco; and

WHEREAS, the New Jersey Environmental Infrastructure Trust has reviewed the low bid and related documents submitted by the Borough and authorizes the award of a contract to Tomco; and

WHEREAS, the Borough has reviewed its available funds and has determined that sufficient funds are available to award a contract for the Project with the funding to include approved grants from the New Jersey Hazardous Discharge Site Remediation Fund in the amount of \$12,285,890.00 and a loan from the New Jersey Environmental Infrastructure Trust in the amount of \$3,943,224.00; and

WHEREAS, the Borough has determined that the award of this contract is necessary for its efficient operations.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Somerville, in the County of Somerset, State of New Jersey, as follows:

1. That Tomco Construction, Inc., Wharton, New Jersey, is the lowest responsible and compliant bidder and is awarded the contract for the work associated with construction of an approximately 12-acre final cover / stream lining system and wetlands restoration along an unnamed tributary stream that passes through the Somerville Landfill, known as the Green Seam Corridor Construction – Remedial Action Project in accordance with the applicable bid documents and specifications for the amount of \$8,149,918.00.

2. That the Chief Financial Officer certifies that funds are available for the contract for the work associated with construction of an approximately 12-acre final cover / stream lining system and wetlands restoration along an unnamed tributary stream that passes through the Somerville Landfill, known as the Green Seam Corridor Construction – Remedial Action Project.

3. That the bid security of the remaining bidders be returned in accordance with N.J.S.A. 40A:11-1 et seq.

4. That the Borough's counsel is authorized and directed to file this resolution and all other documents required with the Office of the State Comptroller in accordance with N.J.S.A. 52:15C-1 et seq.; and

5. That a copy of this resolution, the bid proposals and contract shall be maintained in the Borough Clerk's Office, and made available for public inspection.

6. The award to Tomco Construction, Inc. is subject to Tomco Construction, Inc. and the Borough entering into a contract for the Green Seam Corridor Construction – Remedial Action Project and Tomco Construction, Inc. providing the Borough with the required performance bond(s) and insurance requirements.

7. That this Resolution shall take effect immediately.

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RESOLUTION 16-0201-058

EXTENDING THE CONDITIONAL DESIGNATION OF
40 HAYNES STREET REDEVELOPMENT, LLC AS REDEVELOPER FOR PROPERTY
KNOWN AS TAX BLOCK 50, LOT 3 IN THE KIRBY AVENUE REDEVELOPMENT AREA
FOR THE DEVELOPMENT OF A RESIDENTIAL PROJECT

WHEREAS, Tax Block 50, Lot 3 (the "Property") is located in the Kirby Avenue Redevelopment Area (the "Redevelopment Area"); and

WHEREAS, the Borough of Somerville (the "Borough") has been promoting the redevelopment of this Property for re-use consistent with the Borough's Master Plan and the Redevelopment Plan for the Redevelopment Area, adopted on November 17, 2010 as amended from time to time (the "Redevelopment Plan"); and

WHEREAS, the Property is privately owned vacant land; and

WHEREAS, on or about March 2013, the Borough adopted a resolution conditionally designating Parkview at Somerville, LLC as redeveloper for the Property to develop a residential project for the Property consisting of a total of 176 units; and

WHEREAS, Parkview at Somerville, LLC and 40 Haynes Street Redevelopment, LLC have reached an agreement whereby 40 Haynes Street Redevelopment, LLC will acquire the Property; and

WHEREAS, 40 Haynes Street Redevelopment, LLC made a presentation to the Planning Board on April 23, 2014 regarding a revised concept proposal to develop a residential project for the Property consisting of a total of 174 units, 140 of which are in two separate mid-rise buildings and 34 townhomes with 344 parking spaces; and

WHEREAS, the Planning Board recommended amendments to the Kirby Avenue Redevelopment Plan that will allow the revised proposal, which were adopted by the Borough Council; and

WHEREAS, the revised proposal has been reviewed and found consistent with the Redevelopment Plan and the Borough's goals for redeveloping the area.

WHEREAS, on November 3, 2014, the Borough adopted a resolution conditionally designating 40 Haynes Street Redevelopment, LLC as redeveloper of the Properties for a period of 120 days subject to certain conditions; and

WHEREAS, subsequently, the Borough and 40 Haynes Street Redevelopment, LLC entered into an escrow agreement; and

WHEREAS, subsequently, 40 Haynes Street Redevelopment, LLC acquired the Properties; and

WHEREAS, on or about August 17, 2015, the Borough adopted a resolution extending the conditional designation of 40 Haynes Street Redevelopment, LLC as redeveloper of the Properties for a period of 120 days subject to certain conditions which expired on December 15, 2015; and

WHEREAS, the Borough and 40 Haynes Street Redevelopment, LLC have been working diligently to negotiate the terms and conditions of a Redevelopment Agreement and financial agreement for a payment in lieu of taxes for the project and additional time is required for the Parties to complete these tasks and a further extension of the conditional redeveloper designation is necessary.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Somerville that the conditional designation of 40 Haynes Street Redevelopment, LLC, 225 Gordons Corner Road, Manalapan, NJ 07726 as redeveloper for the development of Tax Block 50, Lot 3, located in the Kirby Avenue Redevelopment Area, for a residential project as described herein, is hereby extended.

BE IT FURTHER RESOLVED, that said extension of the conditional designation is subject to the following conditions:

1. That the conditional designation is limited to a period of one hundred and twenty (120) days from the date of this Resolution at which time it will automatically expire and be of no further force and effect unless subsequently extended by the Borough, and the parties will no longer have any obligation to the other, except as to final payment of any Borough costs under the Escrow Agreement required herein. The Borough may, in its sole discretion, extend and re-extend the conditional designation provided sufficient progress is being in negotiation of a redevelopment agreement, which determination is at the sole discretion of the Borough and which extension must be in the form of a duly adopted resolution of the Borough Council.

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2. That 40 Haynes Street Redevelopment, LLC or an affiliated urban renewal entity and the Borough shall negotiate and agree upon the terms and conditions of a redevelopment agreement within the period of the conditional designation, as such period may be extended by the Borough in its sole discretion.

3. That 40 Haynes Street Redevelopment, LLC agrees to pay any and all costs incurred by the Borough from the date of the conditional designation to execution of a redevelopment agreement or termination of the redeveloper designation, as set forth herein.

BE IT FURTHER RESOLVED, that upon completion of negotiations on a redevelopment agreement, the Borough Council shall be required to review and authorize execution of any and all related documents in order to effectuate the completion and implementation of this project.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

RESOLUTION 16-0201-059

EXTENDING THE CONDITIONAL DESIGNATION OF SOMERSET DEVELOPMENT, LLC
AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 123, LOTS 2.01, 3, 5 &
12.01 AND TAX BLOCK 124, LOTS 18, 19 & 20 IN THE LANDFILL REDEVELOPMENT
AREA FOR THE DEVELOPMENT OF A MIXED USE PROJECT

WHEREAS, on December 8, 1997, the Somerville Borough Council, by resolution, designated an area in need of redevelopment, now known as the Borough Landfill Redevelopment Area ("Redevelopment Area"); and

WHEREAS, on March 16, 1998, the Borough Council, by ordinance, adopted a redevelopment plan for the Redevelopment Area entitled the Borough Landfill Redevelopment Plan, which Redevelopment Plan was amended by the Borough on September 4, 2007, and the amended Redevelopment Plan is entitled "Redevelopment Plan for the Station Area and Landfill Redevelopment Area", which was prepared by Phillips Preiss Shapiro Associates, Inc., dated September, 2007 ("Redevelopment Plan"), which Redevelopment Plan has been amended from time to time; and

WHEREAS, Tax Block 123, Lots 2.01, 3, 5 & 12.01 and Tax Block 124, Lots 18, 19 & 20 (the "Property") are located in the Redevelopment Area; and

WHEREAS, the Property is owned by New Jersey Transit ("NJT"), used in part for parking and rail related operations and other parts are vacant land; and

WHEREAS, the Borough of Somerville (the "Borough") has been promoting the redevelopment of the Redevelopment Area and Property for redevelopment consistent with the Vision Plan for the Landfill and the Redevelopment Plan; and

WHEREAS, Somerset Development, LLC ("Somerset") was selected by NJT as the redeveloper for the Property as the result of a request for proposal by NJT;

WHEREAS, Somerset and NJT have entered into a Memorandum of Understanding, dated August 21, 2014, with regards to the redevelopment and sale of the Property; and

WHEREAS, Somerset and NJT are currently negotiating a Master Development Agreement for the Property; and

WHEREAS, Somerset made a presentation to the Borough Council on September 15, 2014 regarding its concept proposal to develop a mixed use project on the Property consisting of approximately 760 residential units, 20% of which will be affordable housing, up to 56,000 square feet of non-residential public/civic space, 7,000 square feet of commercial/retail space (expandable up to 31,000 square feet), including 910 parking spaces; and

WHEREAS, the proposal has been reviewed and found consistent with the Redevelopment Plan and the Borough's goals for redeveloping the Redevelopment Area; and

WHEREAS, on September 15, 2014, the Borough Council adopted a resolution conditionally designating Somerset as redeveloper of the Property for a period of 120 days; and

WHEREAS, on September 29, 2014, Somerset and the Borough entered into an escrow agreement, one of the conditions of the original designation; and

WHEREAS, on January 12, 2015, the Borough Council adopted a resolution extending the conditional designation of Somerset as redeveloper of the Property for a period of 120 days, which expires on May 12, 2015; and

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WHEREAS, on May 4, 2015, the Borough Council adopted a resolution extending the conditional designation of Somerset as redeveloper of the Property for a period of 120 days, which expired on September 1, 2015; and

WHEREAS, on September 8, 2015, the Borough Council adopted a resolution extending the conditional designation of Somerset as redeveloper of the Property for a period of 120 days, which expired on January 6, 2016; and

WHEREAS, Somerset and NJT continue to negotiate the terms and conditions of a Master Development Agreement, Somerset continues to diligently conduct due diligence regarding the Property and the Borough and Somerset continue to discuss the redevelopment of the Property, additional time is required for the parties to complete these tasks and a further extension of the conditional redeveloper designation as been requested by Somerset and is necessary.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Somerville that it hereby extends the conditional designation as redeveloper of Somerset Development, LLC, 911 E. County Line Road, Lakewood, NJ 08701 for the redevelopment of Tax Block 123, Lots 2.01, 3, 5 & 12.01 and Tax Block 124, Lots 18, 19 & 20, located in the Landfill Redevelopment Area, for a mixed use project as described herein, the detail of which is subject to further refinement.

BE IT FURTHER RESOLVED, that said extension of the conditional designation as redeveloper is subject to the following conditions:

4. That the conditional designation is limited to a period of one hundred and twenty (120) days from the date of this Resolution at which time it will automatically expire and be of no further force and effect unless subsequently extended by the Borough, and the parties will no longer have any obligation to the other, except as to final payment of any Borough costs under the Escrow Agreement required herein. The Borough may, in its sole discretion, extend and re-extend the conditional designation provided sufficient progress is being in negotiation of a redevelopment agreement, which determination is at the sole discretion of the Borough and which extension must be in the form of a duly adopted resolution of the Borough Council.
5. That Somerset Development, LLC or an affiliated urban renewal entity and the Borough shall negotiate and agree upon the terms and conditions of a redevelopment agreement within the period of the conditional designation, as such period may be extended by the Borough in its sole discretion.
6. That Somerset Development, LLC continue to negotiate in good faith with New Jersey Transit on the terms and conditions of a Master Development Agreement for the redevelopment of the Property.
7. That Somerset Development, LLC agrees to pay any and all costs incurred by the Borough from the date of the conditional designation to execution of a redevelopment agreement or termination of the redeveloper designation, as set forth herein.

BE IT FURTHER RESOLVED, that upon completion of negotiations on a redevelopment agreement, the Borough Council shall be required to review and authorize execution of any and all related documents in order to effectuate the completion and implementation of this project.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

RESOLUTION 16-0201-060

EXTENDING THE CONDITIONAL DESIGNATION OF STATION HOUSE, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 61, LOTS 4, 5 & 6.01 IN THE EAST CENTRAL BUSINESS DISTRICT REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A RESIDENTIAL PROJECT

WHEREAS, Tax Block 61, Lots 4, 5 and 6.01 (the "Properties") are located in the East Central Business District Redevelopment Area (the "Redevelopment Area"); and

WHEREAS, the Borough of Somerville (the "Borough") is desirous of the redevelopment of the Properties for re-use consistent with the Borough's Master Plan and the Redevelopment Plan for the Redevelopment Area, adopted on December 3, 2012 as amended (the "Redevelopment Plan"); and

WHEREAS, the Properties are privately owned and vacant land; and

WHEREAS, Station House, LLC made a presentation to the East Central Business District Redevelopment Subcommittee regarding its concept proposal to develop a residential project on the Properties; and

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WHEREAS, the proposal was found consistent with the Borough's goals for redeveloping the Redevelopment Area;

WHEREAS, on June 1, 2015, the Borough adopted a resolution conditionally designating Station House, LLC as redeveloper of the Properties for a period of 120 days subject to certain conditions; and

WHEREAS, on September 21, 2015, Station House, LLC and the Borough entered into an escrow agreement, one of the conditions of the original designation (the "Escrow Agreement"); and

WHEREAS, the Borough and Station House, LLC have been working diligently to negotiate the terms and conditions of a Redevelopment Agreement and financial agreement for a payment in lieu of taxes for the project and additional time is required for the Parties to complete these tasks and a further extension of the conditional redeveloper designation is necessary.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Somerville that it hereby extends the conditional designation as redeveloper of Station House, LLC, 313 Route 206, Suite #9, Chester, NJ 07930 for the redevelopment of Tax Block 61, Lots 4, 5 & 6.01, located in the East Central Business District Redevelopment Area, for a residential project as described herein, the detail of which is subject to further refinement.

BE IT FURTHER RESOLVED, that said extension of the conditional designation as redeveloper is subject to the following conditions:

8. That the conditional designation is limited to a period of one hundred and twenty (120) days from the date of this Resolution at which time it will automatically expire and be of no further force and effect unless subsequently extended by the Borough, and the parties will no longer have any obligation to the other, except as to final payment of any Borough costs under the Escrow Agreement. The Borough may, in its sole discretion, extend and re-extend the conditional designation provided sufficient progress is being in negotiation of a redevelopment agreement, which determination is at the sole discretion of the Borough and which extension must be in the form of a duly adopted resolution of the Borough Council.
9. That Station House, LLC or an affiliated urban renewal entity and the Borough shall negotiate and agree upon the terms and conditions of a redevelopment agreement within the period of the conditional designation, as such period may be extended by the Borough in its sole discretion.
10. That Station House, LLC agrees to pay any and all costs incurred by the Borough from the date of the conditional designation to execution of a redevelopment agreement or termination of the redeveloper designation, as set forth herein.

BE IT FURTHER RESOLVED, that upon completion of negotiations on a redevelopment agreement, the Borough Council shall be required to review and authorize execution of any and all related documents in order to effectuate the completion and implementation of this project.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

RESOLUTION 16-0201-061

AUTHORIZING THE BOROUGH OF SOMERVILLE TO APPLY FOR AND ACCEPT AN EMERGENCY MANAGEMENT PERFORMANCE GRANT- EMERGENCY MANAGEMENT AGENCY ASSISTANCE SUBAWARD PROGRAM WITH THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY OFFICE OF THE ATTORNEY GENERAL IN THE AMOUNT OF \$14,000 WHICH CONSIST OF A \$7,000 FEDERAL AWARD AND \$7,000 IN LOCAL MATCHING FUNDS

WHEREAS, The Borough of Somerville, Office of Emergency Management is applying for a grant funds from the Emergency Management Performance Grant-Emergency Management Agency Assistance Sub-award Program for the Sub-award period of Fiscal year 2015; and

WHEREAS, the total amount of the award is \$14,000, which consists of a \$7,000 federal award and \$7,000 in matching funds; and

WHEREAS, the Sub-award number is FY15-EMPG-EMAA-1818; and

WHEREAS, the matching funds shall be provided in the budget of the Office of Emergency Management; and

WHEREAS, the Borough Administrator is authorized to sign as the Authorizing Official on the application document of the New Jersey Department of Law and Public Safety Office of the Attorney General Sub-award; and

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WHEREAS, the Borough of Somerville the purpose of the funding is to improve, enhance and respond to Emergency Management Activities; and

WHEREAS, the Borough of Somerville hereby does accept the sub-award and the terms and conditions in which are stated in the application and award; and

BE IT FURTHER RESOLVED, that the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby apply and accept the Federal Fiscal year 2015 New Jersey department of Law and Public Safety, Office of the Attorney General Sub-award in the amount of \$14,000, which consist of \$7,000 in Federal Funds and \$7,000 local matching funds for Sub-award number FY15-EMPG-EMAA-1818 and authorizes the Business Administrator to execute the documents on behalf of the Borough of Somerville.

RESOLUTION 16-0201-062

EXTENDING THE CONDITIONAL DESIGNATION OF THE EXCHANGE AT SOMERVILLE URBAN RENEWAL, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 123, LOT 4 IN THE LANDFILL REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A RESIDENTIAL PROJECT

WHEREAS, on December 8, 1997, the Somerville Borough Council, by resolution, designated an area in need of redevelopment, now known as the Borough Landfill Redevelopment Area ("Redevelopment Area"); and

WHEREAS, on March 16, 1998, the Borough Council, by ordinance, adopted a redevelopment plan for the Redevelopment Area entitled the Borough Landfill Redevelopment Plan, which Redevelopment Plan was amended by the Borough on September 4, 2007, and the amended Redevelopment Plan is entitled "Redevelopment Plan for the Station Area and Landfill Redevelopment Area", which was prepared by Phillips Preiss Shapiro Associates, Inc., dated September, 2007 ("Redevelopment Plan"), which Redevelopment Plan has been amended from time to time; and

WHEREAS, Tax Block 123, Lot 4 (the "Property") is located in the Redevelopment Area; and

WHEREAS, the Property is privately owned, is under contract for purchase and was formerly known as Richards Fuel Oil; and

WHEREAS, the Borough of Somerville (the "Borough") has been promoting the redevelopment of the Redevelopment Area and Property for redevelopment consistent with the Vision Plan for the Landfill and the Redevelopment Plan; and

WHEREAS, The Exchange at Somerville Urban Renewal, LLC made a presentation to the Borough Council regarding its concept proposal to develop a residential project on the Property; and

WHEREAS, the proposal has been reviewed and found consistent with the Redevelopment Plan and the Borough's goals for redeveloping the Redevelopment Area; and

WHEREAS, on July 6, 2015, the Borough Council adopted a resolution conditionally designating The Exchange at Somerville Urban Renewal, LLC as redeveloper of the Property for a period of 120 days; and

WHEREAS, on July 23, 2015, The Exchange at Somerville Urban Renewal, LLC and the Borough entered into an escrow agreement, one of the conditions of the original designation; and

WHEREAS, the Borough and The Exchange at Somerville Urban Renewal, LLC have been working diligently to negotiate the terms and conditions of a Redevelopment Agreement and financial agreement for a payment in lieu of taxes for the project and additional time is required for the Parties to complete these tasks and a further extension of the conditional redeveloper designation is necessary.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Somerville that it hereby extends the conditional designation as redeveloper of The Exchange at Somerville Urban Renewal, LLC 886 Belmont Avenue, Suite B, North Haledon, NJ 07501 for the redevelopment of Tax Block 123, Lot 4, located in the Landfill Redevelopment Area, for a residential project as described herein, the detail of which is subject to further refinement.

BE IT FURTHER RESOLVED, that said extension of the conditional designation as redeveloper is subject to the following conditions:

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11. That the conditional designation is limited to a period of one hundred and twenty (120) days from the date of this Resolution at which time it will automatically expire and be of no further force and effect unless subsequently extended by the Borough, and the parties will no longer have any obligation to the other, except as to final payment of any Borough costs under the Escrow Agreement required herein. The Borough may, in its sole discretion, extend and re-extend the conditional designation provided sufficient progress is being in negotiation of a redevelopment agreement, which determination is at the sole discretion of the Borough and which extension must be in the form of a duly adopted resolution of the Borough Council.

12. That The Exchange at Somerville Urban Renewal, LLC and the Borough shall negotiate and agree upon the terms and conditions of a redevelopment agreement within the period of the conditional designation, as such period may be extended by the Borough in its sole discretion.

13. That The Exchange at Somerville Urban Renewal, LLC completes the acquisition of the Property.

14. That The Exchange at Somerville Urban Renewal, LLC agrees to pay any and all costs incurred by the Borough from the date of the conditional designation to execution of a redevelopment agreement or termination of the redeveloper designation, as set forth herein.

BE IT FURTHER RESOLVED, that upon completion of negotiations on a redevelopment agreement, the Borough Council shall be required to review and authorize execution of any and all related documents in order to effectuate the completion and implementation of this project.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

RESOLUTION 16-0201-063

EXTENDING THE CONDITIONAL DESIGNATION OF CRUSADER SERVICING CORPORATION AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 1, LOT 4.01 IN THE KIRBY AVENUE REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A RESIDENTIAL PROJECT

WHEREAS, Tax Block 1, Lot 4.01 (the "Property") is located in the Kirby Avenue Redevelopment Area (the "Redevelopment Area"); and

WHEREAS, the Borough of Somerville (the "Borough") has been promoting the redevelopment of this Property for re-use consistent with the Borough's Master Plan and the Redevelopment Plan for the Redevelopment Area, adopted on November 17, 2010 as amended from time to time (the "Redevelopment Plan"); and

WHEREAS, the Property is privately owned by Crusader Servicing Corporation, who acquired the Property through tax foreclosure; and

WHEREAS, Crusader Servicing Corporation made a presentation to the Kirby Avenue Redevelopment Subcommittee regarding a concept proposal to develop a residential project for the Property consisting of a total of 258 units; and

WHEREAS, the proposal has been reviewed and found consistent with the Redevelopment Plan and the Borough's goals for redeveloping the area.

WHEREAS, on October 5, 2015, the Borough adopted a resolution conditionally designating Crusader Servicing Corporation as redeveloper of the Property for a period of 120 days subject to certain conditions; and

WHEREAS, subsequently, the Borough and Crusader Servicing Corporation entered into an escrow agreement (the "Escrow Agreement"); and

WHEREAS, the Borough and Crusader Servicing Corporation have been working diligently to negotiate the terms and conditions of a Redevelopment Agreement and financial agreement for a payment in lieu of taxes for the project and additional time is required for the Parties to complete these tasks and a further extension of the conditional redeveloper designation is necessary.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Somerville that the conditional designation of Crusader Servicing Corporation, 115 West Avenue #300, Jenkintown, PA 19046 as redeveloper for the development of Tax Block 1, Lot 4.01, located in the Kirby Avenue Redevelopment Area, for a residential project as described herein, is hereby extended.

BE IT FURTHER RESOLVED, that said extension of the conditional designation is subject to the following conditions:

15. That the conditional designation is limited to a period of one hundred and twenty (120) days from the date of this Resolution at which time it will automatically expire and be of no further force and effect unless subsequently extended by the Borough, and the parties will no longer have any obligation to the other, except as to final payment of any Borough costs under the Escrow Agreement. The Borough may, in its sole discretion, extend and re-extend the conditional designation provided sufficient progress is being in negotiation of a redevelopment agreement, which determination is at the sole discretion of the Borough and which extension must be in the form of a duly adopted resolution of the Borough Council.

16. That Crusader Servicing Corporation or an affiliated urban renewal entity and the Borough shall negotiate and agree upon the terms and conditions of a redevelopment agreement within the period of the conditional designation, as such period may be extended by the Borough in its sole discretion.

17. That Crusader Servicing Corporation agrees to pay any and all costs incurred by the Borough from the date of the conditional designation to execution of a redevelopment agreement or termination of the redeveloper designation, as set forth herein.

BE IT FURTHER RESOLVED, that upon completion of negotiations on a redevelopment agreement, the Borough Council shall be required to review and authorize execution of any and all related documents in order to effectuate the completion and implementation of this project.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

RESOLUTION 16-0201-064

AUTHORIZING TRANSFER OF FUNDS TO FUND CERTAIN LINE ITEMS IN THE 2015 BUDGET

WHEREAS, transfers are allowed during the last two months of the year and first three months of the year, as per NJSA 40:4-58, and

WHEREAS, additional funds are needed to fund certain line items in the 2015 municipal budget, and

WHEREAS, there are excess funds in some appropriations to cover these transfers:

NOW, THEREFORE, BE IT RESOLVED, that the following transfers be made:

AMOUNT	FROM	TO
\$19,000	Administrative O/E	Audit O/E
\$ 5,000	Finance O/E	Audit O/E
\$ 700	Sewer O/E Admin	Sewer O/E Audit

RESOLUTION 16-0201-065

APPROVING DAWN DZURILLA AS A NEW TAXI DRIVER

BE IT RESOLVED, that the Borough Council of the Borough of Somerville State of New Jersey, hereby approve Dawn Dzurilla as a new taxi driver.

RESOLUTION 16-0201-066

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – JSM LANDMARK TO DRIVER ASSOCIATES, LLC

WHEREAS, the Land Use and Development Ordinance of the Borough of Somerville requires a performance guarantee deposit be made for various projects, and

WHEREAS, a deposit was received from JSM Landmark and deposited into our Developers Escrow Account, and

WHEREAS, it has confirmed that \$1,649.45 be paid to Driver Associates, LLC (Invoice 2016-01J) for services rendered.

NOW, THEREFORE, BE IT RESOLVED, that the Finance Officer be instructed to issue a check in the amount listed above from the balance of the escrow deposit on file for JSM Landmark # 7760805585.

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RESOLUTION 16-0201-067

AUTHORIZING AN EMERGENCY CONTRACT WITH CIPOLLINI CARTING & RECYCLING FOR SOLID WASTE COLLECTION ON A MONTH BY MONTH BASIS

WHEREAS, on January 11, 2016 the Borough of Somerville passed resolution 16-0111-031 awarding a contract to B & B Disposal 470 Hillside Avenue, Hillside New Jersey for solid waste collection; and

WHEREAS, on October 19, 2015 Borough of Somerville published a Notice to Bidders seeking bids to enter into a contract for collection of solid waste to be taken on December 18, 2015; and

WHEREAS, the Borough of Somerville issued an addendum which was published on December 14, 2015 that amended the specifications and changed the bid date to December 23, 2015; and

WHEREAS, the Borough of Somerville accepted five (5) bids on December 23, 2015 as published; and

WHEREAS, on January 11, 2016 the Borough of Somerville passed a resolution to award the bid; and

WHEREAS, the Borough of Somerville has received multiple challenges to the bid submission that it is necessary to investigate and research; and

WHEREAS, the Borough of Administrator has discussed the matter with the Health officer and it has been determined that suspending the collection of solid waste would result in an health emergency; and

WHEREAS, the Borough of Somerville seeks to extend the contract with Cipollini Carting on a month to month basis

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Somerville, County of Somerset, State of New Jersey extends the contract of Cipollini carting on a month by month basis to satisfy an emergency need to collect solid waste

RESOLUTION 16-0201-069

APPROVING THE 2015 COMMUNITY FORESTRY MANAGEMENT PLAN AND AUTHORIZE THE MAYOR TO EXECUTE THE ANNUAL ACCOMPLISHMENT REPORT FORM

BE IT FURTHER RESOLVED, that the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby approve the 2015 Community Forestry management Plan and authorize the Mayor to execute the Annual Accomplishment Report Form.

Councilman Sullivan made a motion and was seconded by Councilman Mitchell to approve the aforementioned consent resolutions.

The motion was called for a vote and approved by the following vote:

Ayes: Councilman Kraska, Councilman Mitchell,
Councilman Peter, Councilman Sullivan,
Councilman Utter,

Nays: None

The following resolution was presented:

RESOLUTION 16-0201-068

SUPPORTING M & S INVESTMENTS AT DAVENPORT, LLC
REQUEST TO USE BOROUGH PARKING SPACES FOR RESIDENTIAL
PARKING FOR THE PROPERTY KNOWN AS TAX BLOCK 115, LOT 17 IN THE WEST MAIN STREET
REDEVELOPMENT AREA FOR THE DEVELOPMENT OF A RESIDENTIAL PROJECT

WHEREAS, Tax Block 115, Lot 17, (the "Property") is located in the West Main Street Redevelopment Area (the "Redevelopment Area"); and

WHEREAS, the Property is located at 21 – 29 Davenport Street and is adjacent to the Borough owned Parking Lot #2; and

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WHEREAS, Borough of Somerville (the "Borough") is desirous of the redevelopment of this site for re-use consistent with the Borough's Master Plan and the West Main Street Redevelopment Plan for the Redevelopment Area, adopted on July 6, 2015 ,as amended; and

WHEREAS, M & S Investments at Davenport, LLC made a presentation to the Redevelopment Committee of the Borough regarding the need for parking relief for 36 residential vehicles; and

WHEREAS, the request has been found consistent with the Borough's goals for redeveloping the Redevelopment Area.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Somerville, County of Somerset, State of New Jersey supports the request made by M & S Investments at Davenport, LLC of 41 Bayard Street New Brunswick, NJ 08901 for parking relief for 36 parking spaces to be provided in a Borough parking lot.

BE IT FURTHER RESOLVED, that said parking spaces will be paid "permit" spaces with the rate per permit to be determined by the Borough Council upon the fulfillment of the following conditions:

- 1) That M & S Investments at Davenport, LLC or an affiliated Urban Renewal entity and the Borough shall enter into a redevelopment agreement; and
- 2) That M & S Investments at Davenport, LLC receives site plan approval from the Planning Board for the proposed development on the Property.

BE IT FURTHER RESOLVED, that the Borough Council authorizes the Mayor to sign a letter of intent stating the Council's support for parking relief for 36 parking spaces to be provided in a Borough parking lot M & S Investments at Davenport, LLC.

BE IT FURTHER RESOLVED, a copy of the signed letter of intent be forwarded to the Chairman of the Planning Board and to M & S Investments at Davenport, LLC.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.
Adopted by Borough Council on February 1, 2016

Councilman Utter made a motion and was seconded by Councilman Mitchell to approve the aforementioned resolution.

The motion was called for a vote and approved by the following vote:

Ayes:	Councilman Kraska, Councilman Mitchell, Councilman Peter, Councilman Sullivan, Councilman Utter,
Nays:	None

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Councilman Sullivan, Finance presented the following vouchers for approval:

P.O. Id	Vendor Name	Item Description	Amount
16-00107	COURIER NEWS	legal ads	146.52
15003211	AMBASSADOR MEDICAL SERVICES	drug testing	200.00
15002290	NEW JERSEY LEAGUE OF MUNICIPAL		275.00
15002691	COMPUTER SYSTEMS & METHODS	scanner for fire museum	394.50
15003193	GARDEN STATE AWARDS	Citizen of Year Plaque	225.00
16-00172	KEVIN SLUKA	Parking and Mileage Reimbusem	88.27
15002912	STAPLES CR PLAN	supplies for December-A/E	97.98
15003174	STAPLES CR PLAN	office furniture clerk's off.	53.99
15003174	STAPLES CR PLAN	2 chairs/clerk's office	399.98
15003174	STAPLES CR PLAN	chair	199.99
15003231	ZINA VAN NESS	CALENDARS	12.84
16-00036	STAPLES CR PLAN	supplies for A/E	47.99
16-00115	W.B. MASON CO., INC	remaining inv for 2015-A/E	57.29
16-00176	FEDEX	shipping charges-Dec 2015	20.45
15003218	PROGRESSIVE CAPITAL INTERNATIO	FINANCE PROF SVCS. SEPT	2,940.00
15003183	MGL PRINTING SOLUTIONS	2015 1099 FORMS	67.60
15003148	STAPLES CR PLAN	REPLACEMENT PRINTER/SCANNER	429.99
15003160	STAPLES CR PLAN	toner for finance	434.33
15003182	NEW JERSEY LEAGUE OF MUNICIPAL	BUDGET UPDATE WEBINAR	25.00
15002691	COMPUTER SYSTEMS & METHODS		224.50
16-00123	VERIZON COMMUNICATIONS	phone charges	149.99
15002934	VITAL COMMUNICATIONS INC	2016 assessors field book	124.60
16-00239	VITAL COMMUNICATIONS INC	SEN CIT POST YEAR STMTS	30.00
16-00115	W.B. MASON CO., INC	supplies for tax office	10.11
15002934	VITAL COMMUNICATIONS INC	2016 assessors field book	68.80
16-00045	DECOTIIS,FITZPATRICK,COLE & WI	legal services	663.20
15003041	DEMARCO BATTERIES PLUS	batteries for meters	218.00
16-00170	VERIZON WIRELESS		105.18
15003215	INTERNATIONAL CODE COUNCIL INC	PUBLICATIONS	51.95
15003215	INTERNATIONAL CODE COUNCIL INC		11.00
15003195	DELAGE LANDEN FINANCIAL SERVIC	COPY SERVICE	204.12
15002095	SOMERSET COUNTY VEHICLE MAINTEN	VEHICLE REPAIRS-OCTOBER 2015	2,922.31
15003191	LOUMARC SIGNS	design & install refl graphics	920.00
15003192	VESPIA'S/MR TIRE	oil change for police car	25.89
16-00024	L3 COMMUNICATIONS	DIAGNOSTIC CHARGE	64.00
16-00022	SOMERSET CTY ADM. BLDG	500 ACCIDENT ENVELOPES	63.82
16-00023	STAPLES CREDIT PLAN	OFFICE SUPPLIES	70.68
15003187	TRIANGLE COMMUNICATIONS, LLC	rem/install flashback cameras	1,349.00
15003188	VERIZON WIRELESS	oct 23-nov 22 2015 billing	893.24
15002987	DELAGE LANDEN FINANCIAL SERVIC	SHARP COPIER LEASE	163.80
15003189	SHARP ELECTRONICE CORP	maintenance contract and usage	211.59
15003190	UNIVERSAL UNIFORM SALES CO INC	jackets for new officers	2,850.00
15002982	U S SECURITY ASSOC., INC	CROSSING GUARDS	5,600.77
15002983	U S SECURITY ASSOC., INC	CROSSING GUARDS	6,862.54
16-00115	W.B. MASON CO., INC	supplies for OEM	22.50
15003152	SOMERSET SPRING	alignment-Eng 3	500.00
16-00038	AMERICAN TIRE AUTO CARE	tire repair	135.32
15002973	NEW JERSEY FIRE EQUIPMENT CO	repair cord wheel-truck 1	75.00
16-00039	ROBERT LYNN	reimbursement	50.00
15002933	VERVE	officers' dinner	1,500.00
15002912	STAPLES CR PLAN	supplies for Fire Safety	99.99
15003096	SOMERSET CTY ADM. BLDG	business cards-K Thedinga	25.00
15002789	AMERICAN WATER	Fire Hydrant service	12,187.50
15003079	SIGNS AND SAFETY DEVICES L.L.C	barricades	4,725.00
15002841	GRIFFITH ELEC SUPPLY CO INC	parts	41.58
15003112	LAWSON PRODUCTS INC	wheels, washers	323.47
15003118	PDQ AUTO SUPPLY OF MANVILLE	Nov & Dec bills	300.31
15003197	O D B COMPANY	parts for leaf loader	2,421.00
15003199	FOLEY INCORPORATED	control valve	2,095.20
15003201	SAFETY KLEEN	part no 10331	0.56
15003212	CHERRY VALLEY TRACTOR SALES	repairs	524.40
15003213	FULLERTON FORD INC	repairs	46.58
15003216	METRO HYDRAULIC JACK CO. OF NJ	Overhaul plow piston	199.00
16-00167	SAFETY KLEEN	solvent	924.72

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15003079	SIGNS AND SAFETY DEVICES L.L.C	traffic cones	1,295.00
15003118	PDQ AUTO SUPPLY OF MANVILLE		98.20
15003079	SIGNS AND SAFETY DEVICES L.L.C	Solar powered stop sign	2,998.00
15002648	FLEMINGTON DEPARTMENT STORE	clothing	2,608.05
15003092	CIPOLLINI CARTING & RECYCLING	garbage removal	13,972.98
15003203	AUTOMATIC COMMUNICATIONS ALARM	Emergency service call	157.50
15003210	SERVICE EXPERTS/FRAS AIR	emergency service call	187.50
15002914	HOME DEPOT CREDIT SERVICES	supplies for December	110.07
15003130	NESTLE WATERS NORTH AMERICA	water bills remaining 2015	154.90
15003196	REINER GROUP, INC	Boiler CD	70.00
15003109	KONE INC	Elevator service	613.62
15003204	SERVICE EXPERTS/FRAS AIR	Emergency repair	187.50
15002842	SHERWIN-WILLIAMS	bills	96.95
15003072	PSE&G CO.	Nov & Dec Gas/Elec	9,425.40
15003072	PSE&G CO.	Nov & Dec Lighting	4,000.00
15003072	PSE&G CO.	Nov & Dec Gas/Elec	7,192.37
15003072	PSE&G CO.	Nov & Dec Gas/Elec	5,690.02
15003072	PSE&G CO.	Nov & Dec Lighting	21,559.54
15003072	PSE&G CO.	Nov & Dec Lighting	16,194.73
15002986	VERIZON COMMUNICATIONS	FIOS - 11/28/15 - 12/27/15	144.99
16-00021	VERIZON WIRELESS	TELEPHONE MAINTENANCE	894.29
15003022	VERIZON	phone charges	1,365.51
15003027	VERIZON	phone charges	141.78
15003028	VERIZON	phone charges	85.57
15003032	VERIZON	phone charges	121.61
16-00116	VERIZON	phone charges	122.32
16-00117	VERIZON	phone charges	50.24
16-00118	VERIZON	phone charges	79.57
16-00119	VERIZON	phone charges	284.97
16-00120	VERIZON	phone charges	64.30
16-00121	VERIZON	phone charges	35.96
16-00127	VERIZON	phone charges	511.32
16-00170	VERIZON WIRELESS	cell/pager charges	1,194.05
15003086	AMERICAN WATER	water bills remaining 2015	814.19
15003086	AMERICAN WATER	water bills remaining 2015	606.30
15002786	ALLIED OIL LLC	fuel	461.43
15003209	SOMERSET COUNTY VEHICLE MAINTENANCE	Fuel November 2015	5,153.20
15003209	SOMERSET COUNTY VEHICLE MAINTENANCE	Fuel December 2015	5,758.68
15003194	COLE & ASSOCIATES LLC	Sewer services	3,325.00
16-00062	COLE & ASSOCIATES LLC	December 2015 Eng. Services	3,048.75
15003081	SEWER EQUIPMENT CO OF FLORIDA	jet power degreaser	1,598.00
16-00080	VERIZON WIRELESS	Office Equipment	30.02
16-00081	VERIZON	Office Phone Charges	57.19
16-00073	LOUMARC SIGNS	Remove Spooky Sprint Banner	150.00
15002914	HOME DEPOT CREDIT SERVICES	DSA	121.87
16-00079	STAPLES BUSINESS ADVANTAGE	Office Supplies	80.76
16-00107	COURIER NEWS		66.22
16-00099	PAUL ALLENA	minutes-January	663.00
16-00098	29 SOMERSET PROPERTY, LLC	basement rental-Jan & Feb	600.00
16-00034	W.B. MASON CO., INC	copy paper	374.56
16-00106	DELAGE LANDEN FINANCIAL SERVICES	Jan lease agrmt	335.00
16-00177	SHARP ELECTRONICS CORP	qtrly maint agrmt	438.94
16-00007	NEW JERSEY LEAGUE OF MUNICIPAL	Webinar	45.00
16-00090	HELEN PANTIEL	reimbursement	20.00
16-00217	US HEALTHWORKS	firefighter's physical	55.00
16-00173	ARCARO AWARD GALLERY	name plate	9.00
16-00034	W.B. MASON CO., INC	supplies for Jan.-A/E	92.05
16-00036	STAPLES CR PLAN	supplies for January-A/E	179.13
16-00043	MGL PRINTING SOLUTIONS	date stamper-A/P	98.00
16-00176	FEDEX	shipping charges-Jan	16.68
16-00034	W.B. MASON CO., INC	supplies for Finance	226.78
16-00036	STAPLES CR PLAN	supplies for Finance	136.77
16-00113	RUTGERS, STATE UNIV OF, NJ	ERIN CURRENT FUND I	752.00
16-00113	RUTGERS, STATE UNIV OF, NJ	ERIN CURRENT FUND I	980.00
16-00097	COMPUTER SYSTEMS & METHODS	Jan & Feb maint agrmt-Police	3,620.00
16-00236	VITAL COMMUNICATIONS INC	JAN 16 REV TAX COLL SYST	331.50
16-00099	PAUL ALLENA	tech support	1,020.00

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16-00034	W.B. MASON CO., INC	supplies for Tax Office	87.92
16-00036	STAPLES CR PLAN	supplies for tax office	145.03
16-00233	INSTITUTE FOR PROFFESIONAL DE	3/18/16 conference	99.00
16-00107	COURIER NEWS		7.31
16-00102	JAMES LOEWEN, ESQ	prof services-Jan.	500.00
16-00125	VERIZON COMMUNICATIONS	FIOS charges	139.99
16-00129	VERIZON COMMUNICATIONS	internet charges	124.99
16-00214	COURIER NEWS	LEGAL NOTICE	74.56
16-00068	DELAGE LANDEN FINANCIAL SERVIC	COPY SERVICE	204.12
16-00211	SHARP ELECTRONICE CORP	MAINTENANCE COPY MACHINE	594.02
16-00205	MUNICIPAL CONST OFF. OF NJ	DUES	75.00
16-00036	STAPLES CR PLAN	supplies for Comm Dev	14.49
16-00207	ARCARO AWARD GALLERY	PB NAME PLATE	8.00
16-00189	METLIFE-GROUP BENEFITS	Feb. dental plan	4,754.64
16-00054	DIANE HEIMBERG	SALARY	1,056.00
16-00053	VISUAL COMPUTER SOLUTIONS INC	PR4300 ANNUAL SUPPORT 4/16 -	2,924.58
16-00055	G.T.B.M. INC	INFO-COP LICENSE RENEWAL	3,937.50
16-00086	SIRCHIE FINGERPRINT LABS	10 BLOOD ALCOHOL AND URINE	112.20
16-00057	SOMERSET COUNTY ASSOC OF	CHIEFS OF POLICE DUES - 2016	200.00
16-00049	FLEMINGTON DEPARTMENT STORE	UNIFORMS - OFF. LORA	56.44
16-00050	ATLANTIC TACTICAL	UNIFORMS - OFF. ANTHONY	75.95
16-00087	AIM UNIFORM INC	UNIFORMS - OFF. LORA	1,330.00
16-00088	ATLANTIC TACTICAL	UNIFORMS - OFF. PIPARO	178.68
16-00056	CHIEF DENNIS MANNING	REGISTRATION FOR 2 POLICE CARS	170.00
16-00100	STEVE WEINMAN	OEM coordinator-Feb	1,458.33
16-00044	FIRE & SAFETY SERVICES LTD	emergency repair-Eng 4	125.15
16-00091	WALKO AUTOMOTIVE SERVICE	repairs-Fire Chief Truck57-16	634.91
16-00109	HOPEWELL AUTO PARTS	supplies	257.79
16-00220	OCTAVIO ANGELOZZI	hours worked	851.00
16-00221	THOMAS CALABRESE	hours worked	564.25
16-00104	LINCOLN HOSE CO # 4	dues for Feb	375.00
16-00112	WEST END HOSE	Feb. dues	375.00
16-00175	CENTRAL HOOK AND LADDER		375.00
16-00169	VERIZON WIRELESS	fire dept tablet charges	96.30
16-00002	NEW JERSEY FIRE EQUIPMENT CO	repairs scott airpaks	3,278.70
16-00003	ELECTRONIC MEASUREMENT LABS, I	gas calibrations	3,319.50
16-00004	DEMARCO BATTERIES PLUS	9v batteries	429.84
16-00040	AMERICAN TIRE AUTO CARE	service	1,133.13
16-00039	ROBERT LYNN		88.95
15002933	VERVE		348.00
16-00104	LINCOLN HOSE CO # 4	January rent	1,300.00
16-00175	CENTRAL HOOK AND LADDER	Jan & Feb rent/feb dues	2,600.00
16-00228	LOUMARC SIGNS	name tags	40.50
16-00034	W.B. MASON CO., INC	supplies for Fire Safety	20.12
16-00103	BOB SMITH & ASSOC.	prof services-Jan & Feb	3,333.32
16-00083	PWANJ REGION III/SOM CTY	Certification DPW Manager	60.00
16-00047	AZUGA, INC.	qtrly charges	659.70
16-00058	NEW JERSEY LINE-X	LX102 standard long bed	500.00
16-00095	SOMERSET CTY ADM. BLDG	no parking signs-PW	99.21
16-00105	CIPOLLINI CARTING & RECYCLING	Jan. charges-garbage removal	870.44
16-00035	HOME DEPOT CREDIT SERVICES	B&G	460.08
16-00034	W.B. MASON CO., INC	supplies for B&G	2,135.32
16-00035	HOME DEPOT CREDIT SERVICES	supplies for January-B&G	459.71
16-00069	DUNCAN HARDWARE, INC	clear bag 30x37	191.70
16-00069	DUNCAN HARDWARE, INC	black plastic bag	168.00
16-00114	VIKING TERMITE & PEST CONTROL	pest control-Jan 2016	90.28
16-00160	SOMERSET COUNTY HEALTH DEPT	JANUARY 2016 INVOICE	8,969.00
16-00157	SOMERSET SOLAR 1 LLC	energy	19.82
16-00051	VERIZON COMMUNICATIONS	FIOS - 12/28/15 - 1/27/16	149.99
16-00096	SOMERVILLE BOARD OF ED	VOIP charges-Jan & Feb	1,900.00
16-00122	VERIZON COMMUNICATIONS	FIOS charges	119.99
16-00124	VERIZON	phone/FIOS charges	155.93
16-00126	VERIZON	phone charges	256.54
16-00128	VERIZON	phone charges	32.69
16-00130	VERIZON COMMUNICATIONS	internet charges	124.99
16-00131	VERIZON BUSINESS	Jan. e-mail charges	67.50
16-00133	VERIZON	phone charges	122.16

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16-00183	VERIZON	phone charges	49.94
16-00184	VERIZON	phone charges	64.86
16-00185	VERIZON	phone charges	1,379.60
16-00186	VERIZON	phone charges	142.11
16-00190	VERIZON	phone charges	80.35
16-00193	VERIZON	phone charges	86.40
16-00240	ANN LANEVE	HOURS WORKED JAN 2016	2,100.00
16-00236	VITAL COMMUNICATIONS INC	JAN 16 SEWER UTILITY BILLING	255.00
16-00238	JANET E KELK	REIMB SEWER DRWR SHORTAGE	8.00
16-00075	HORIZON BLUE CROSS BLUE SHIELD	Premium Payment for 6 Months	3,197.64
16-00072	EXPRESS SERVICES INC	PT Program Coordinator-12/2/15	798.00
16-00072	EXPRESS SERVICES INC	PT Program Coordinator-12/9/15	798.00
16-00070	BETH ANNE MACDONALD	Cell Phone Reimbursement	90.00
16-00077	SOMERSET COUNTY BUSINESS	Post Holiday Networking Event	25.00
16-00082	YANNETTA'S SERVICE LLC	Side Walk Cleaning - 1/16	2,625.00
16-00084	YO ANTHONY LLC	Garage Rental First Quarter	900.00
16-00071	BAGLIVO STRATEGIC COMMUNICATIO	Public Relations Services	1,875.00
16-00078	SPITBALL, LLC	January 2016 Monthly Retainer	1,250.00
16-00076	INTERNATIONAL DOWNTOWN ASSOC	Annual Dues	710.00
15003194	COLE & ASSOCIATES LLC	General Engineering	1,917.50
16-00062	COLE & ASSOCIATES LLC	December 2015 Eng. Services	1,342.50
15003194	COLE & ASSOCIATES LLC	Roads	6,790.00
16-00062	COLE & ASSOCIATES LLC	Roads	12,545.00
14002531	ARCADIS US INC	DPW GARGE SITE REMEDIATION	123.31
16-00135	DECOTIIS,FITZPATRICK,COLE & WI	Moye Acquisition-Legal	2,741.00
16-00171	DECOTIIS,FITZPATRICK,COLE & WI	Post Office Plaza-Legal	350.74
16-00200	DRIVER ASSOCIATES LLC	Invoice 2016-01	13,000.00
16-00227	SOMERSET UNION CON. DISTRICT	PERMIT FEE - BELL AVE.	695.00
15003065	ALLIED WINDOW, INC	storm window order 43277	360.00
16-00107	COURIER NEWS		162.80
16-00222	Z-TECH CONTRACTING, LLC	Carol Pager Park	56,130.75
15002935	GALLS,LLC	coats for Fire Police	435.35
15003079	SIGNS AND SAFETY DEVICES L.L.C	Solar powered stop sign	1,499.00
16-00198	RED FOX CONSULTING		175.00
15002652	STRENGTH & HONOR FITNESS	Adult Boot Camp - session IV	980.00
15002929	STRENGTH & HONOR FITNESS	Adult Boot Camp - session V	420.00
15003060	ALL AMERICAN SPORTS CORP	Wrestling singlets	786.00
15003060	ALL AMERICAN SPORTS CORP	Freight	55.00
16-00222	Z-TECH CONTRACTING, LLC	Carol Pager park	19,351.79
16-00237	NICHOLAS BERTOLINA	RELEASE OF PERF BOND 2015-043	750.00
15003208	COURIER NEWS	LEGAL NOTICE	52.16
15003214	DENNIS GALVIN	PROFESSIONAL SERVICES	130.00
16-00025	COURIER NEWS	LEGAL NOTICE	52.60
16-00067	COLE & ASSOCIATES LLC	PROFESSIONAL SERVICES	3,720.00
16-00209	ERIC WASSER	PROFESSIONAL SERVICES	343.75
16-00209	ERIC WASSER		275.00
16-00209	ERIC WASSER		412.50
16-00212	COURIER NEWS	LEGAL NOTICE	50.91
16-00213	COURIER NEWS	LEGAL NOTICE	51.34
16-00216	COURIER NEWS	LEGAL NOTICE	51.34
16-00226	COLE & ASSOCIATES LLC	ENGINEERING INSPECT. SC	2,290.00
16-00199	HELENA SROCZYNSKI		70.86
16-00187	GLENN THORNE	hours worked	300.00
15002628	ATLANTIC SALT INC	salt STANDING PURCHASE ORDER	6,733.37
16-00241	BOROUGH OF SOMERVILLE	SNOW REMOVAL EXPENSE 1/23/16	28,000.00
15002691	COMPUTER SYSTEMS & METHODS		170.00
16-00232	COLE & ASSOCIATES LLC	inspection fees	500.00
16-00232	COLE & ASSOCIATES LLC	inspection fees	670.00
16-00232	COLE & ASSOCIATES LLC	inspection fees	910.00
16-00232	COLE & ASSOCIATES LLC	inspection fees	420.00
16-00234	BOROUGH OF SOMERVILLE	2015-060 73 e high st.	200.58
16-00235	THOMAS FARRELL LANDSCAPE SPLY	ESCROW REFUND 2015-060 HIGH ST	293.65
16-00225	COLE & ASSOCIATES LLC	PFC Reality INSPECTION FEE	280.00
15003151	COMPUTER SYSTEMS & METHODS	APC Smart UPS LCD for Villev	929.00
16-00046	GRANICUS INC	maint agrmts	436.00
16-00108	GRANICUS INC	qtrly maint agrmt	150.00

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Councilman Sullivan made a motion and was seconded by Councilman Mitchell to approve the aforementioned vouchers.

The motion was approved by the following vote:

Ayes: Councilman Kraska, Councilman Mitchell,
Councilman Peter, Councilman Sullivan,
Councilman Utter,

Nays: None

At this time, there being no further business, Councilman Sullivan made a motion and was seconded by Councilman Mitchell to adjourn the meeting.

Carried unanimously

The meeting was adjourned at 9:10pm.

Respectfully submitted,

Paul Alena, Secretary