

Somerville, NJ September 21, 2015

BOROUGH OF SOMERVILLE
COUNCIL MEETING AGENDA

Monday, September 21, 2015

7:00 P.M.

LOCATION: COUNCIL CHAMBERS – POLICE HEADQUARTERS

24 SOUTH BRIDGE STREET, SOMERVILLE, NJ 08876

1. Roll Call
2. Salute to the Flag
3. Approval of Minutes
 - a. September 8, 2015
4. Departmental Reports & Important Notices
 - a. September St. Hubert's Report
5. Committee Reports
6. Meeting Open to the Public
7. ORDINANCES FOR PUBLIC HEARING AND ADOPTION
 - 2477-15-0817 AMENDING CHAPTER 166 VEHICLES AND TRAFFIC ARTICLES VII SECTIONS 32 THRU 75, ARTICLE XVI, SECTIONS 75 THRU 79.1, ARTICLE XVII SECTION 80-95
 - 2478-15-0908 ESTABLISHING A PARKING UTILITY IN AND OF THE BOROUGH OF SOMERVILLE
 - 2479-15-0908 APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE BOROUGH OF SOMERVILLE AND THE SOMERVILLE URBAN RENEWAL, LLC PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ. FOR PROPERTY LOCATED AT 46 EAST MAIN STREET, ALSO KNOWN AS LOTS 1, 2, 3 AND 34 IN BLOCK 63, AS SHOWN ON THE OFFICIAL TAX MAP OF THE BOROUGH OF SOMERVILLE, LOCATED IN THE EAST CENTRAL BUSINESS DISTRICT REDEVELOPMENT AREA
8. ORDINANCE (Tabled at last meeting)
 - 2476-15-0817 AMENDING THE MUNICIPAL LAND USE CODE CHAPTER 102, SECTION 118 ENTITLED OFF STREET PARKING AND LOADING REQUIREMENTS – SUBSECTION F- (4) ENTITLED DRIVEWAYS
9. CONSENT RESOLUTIONS

(Resolutions 15-0921-325 thru 15-0921-336)

 - 15-0921-325 AMENDING LANDLORD REGISTRATION BILLING
 - 15-0921-326 APPROVING THE RELEASE OF PERFORMANCE BOND UPON RECEIPT OF MAINTENANCE BOND FOR BANK OF AMERICA, BLOCK 112, LOTS 8 & 9 APPLICATION #2013010Z
 - 15-0921-327 APPROVING NEW TAXI DRIVER LICENSE FOR ZINNARA ADAMS

Somerville, NJ September 21, 2015

- 15-0921-328 APPROVING DOOR-TO-DOOR LICENSE FOR POWER HOME REMODELING GROUP
- 15-0921-329 AUTHORIZING THE MAYOR AND MUNICIPAL CLERK TO EXECUTE A RIGHT OF ENTRY AGREEMENT BETWEEN PSE&G AND THE BOROUGH OF SOMERVILLE FOR PROPERTY KNOWN AS LEPP PARK
- 15-0921-330 APPROVING BLOCK PARTY FOR EAST YOUNG STREET FROM GROVE STREET TO NORTH BRIDGE STREET ON SEPTEMBER 26, 2015 FROM 11:00 A.M. TO 6:00 P.M.
- 15-0921-331 AFFIRMS THE HIRING OF KATHY GERNDT IN CONJUNCTION WITH THE SOMERVILLE RECREATION COMMISSION AT A SALARY OF \$69,000 RETROACTIVELY TO JULY 1, 2015
- 15-0921-332 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – Somerset Developers LLC
- 15-0921-333 APPROVING A AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – THE EXCHANGE AT SOMERVILLE
- 15-0921-334 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT– 40 HAYNES STREET REDEVELOPMENT LLC
- 15-0921-335 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – DESAPIO PROPERTIES
- 15-0921-336 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – DGM STATION HOUSE

10. BILLS AND VOUCHERS

11. ADJOURNMENT

Somerville, NJ September 21, 2015

The second regular meeting of the Somerville Borough Council for the Month of September 2015 was convened on Monday, September 21, 2015 at 7:10 pm 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 Jane Kobuta, Councilman Jason Kraska, Councilman Thompson Mitchell, Councilman Dennis Sullivan, and Councilman Ken Utter, and Councilman Robert Wilson.

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

The pledge of allegiance was recited by those in attendance.

The minutes of the September 9, 2015 meeting were presented in writing for approval.

Councilman Utter made a motion and was seconded Councilwoman Kobuta to approve the minutes as presented. The motion was approved by the following vote:

Carried unanimously

Committee Reports:

Councilman Sullivan commented on the 2016 Capital Budget procedure.

Councilman Sullivan commented on the 2016 Borough sidewalk improvement program.

Councilman Kraska reported that the Spray Park was closed for the season on September 20, 2015.

Councilman Kraska reported that leaf collection will be collected between October 19 and December 7, 2015.

Councilman Mitchell congratulated Frank Vuoso on his recent award from the New Jersey Planning Officials.

Councilman Mitchell reported that Homestead Rebate forms are due by October 30, 2015.

Councilman Utter reported 52 fire calls for August and 174 EMS calls for August.

Councilman Utter reported the Green Brook EMS would be taken over by North Plainfield Fire Department.

Councilman Utter reported that the new bike racks have been ordered for Downtown Somerville.

Councilman Utter reported that he attended the September 17, 2015 Board of Directors meeting at the Somerville Senior Citizen Center.

Councilman Utter reported that he attended the Baseline Parade and Jazz Festival.

Councilwoman Kobuta commended Beth Ann McDonald on her award this evening from the Somerset County Business Partnership.

Councilwoman Kobuta reported on a letter of commendation for Captain Joseph Clymore.

Councilwoman Kobuta thanked Paul Allena for his efforts with working to reduce the Verizon phone charges.

Open to the Public:

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

Paul Sanford, Ross St, Somerville, commented on the low hanging branches throughout town.

Herb Hall, 22 Fairmount Ave, Somerville, commented on the crack sealing machines status.

Somerville, NJ September 21, 2015

Mr. Hall also commented on the annual road resurfacing projects and the amount of money that is available.

Mayor Gallagher replied that there are matching State Grants that assist with the costs to complete these projects.

Mr. Hall commented on the policy of allowing elected official to "skype" into meeting and not be physically present.

There were no additional comments and the meeting was closed for public comment.

ORDINANCES FOR PUBLIC HEARING AND ADOPTION

2477-15-0817

AMENDING CHAPTER 166 VEHICLES AND TRAFFIC ARTICLES VII SECTIONS 32 THRU 75, ARTICLE XVI, SECTIONS 75 THRU 79.1, ARTICLE XVII SECTION 80-95

Mayor Gallaher provided an overview of the work of the task force and where it has been and where this has evolved to today.

All people here this evening will have an opportunity to present their comments.

Mayor Gallagher opened the hearing on ordinance 2477-15-0817

Paul Sanford, commented that he feels that the Special Improvement District (SID) funds can be used for the parking improvements.

Anthony Ianello, Alfonso's, West Main Street, Somerville, commented that he is not in favor of the new parking hours after 6:00pm as it effects the restaurants.

He also expressed an issue with providing employee parking for all the employees. He offered various areas where the employees could park.

He also expressed an issue with the stringent parking enforcement.

Bob Raul, Green Street, Somerville, commented that that he would like to see the inclusion of independent Somerville residents on the task force, asked for any feedback on the extended hours from business owners and finally he does not see this program as removing the burden from tax payers. He further commented on the distant location of Lot 7. He would like to also see a public question and answer session with the task force.

Allison O'Neill, Division Street, Somerville, would like to see the committee review pick-up and drop off zones. She also commented that she has no sales in the evening from 5:00pm to 7:00pm.

At this time, there were no further comment and the public hearing was closed.

Councilman Kraska made a motion and was seconded by Councilman Utter to adopt Ordinance 2477-15-0908.

Councilman Utter commented that he is concerned with moving the start time of enforcement to 9:00am. There is a potential issue with enforcing the County Staff who use the parking lots. This will impact the current street cleaning program in downtown.

Councilman Utter wished to make a motion to change the start time for enforcement back to 8:00am.

Clerk-Administrator Sluka made a point of order that Councilman Utter cannot make a motion as he was not a member of the prevailing party which defeated a previous motion made by Councilwoman Kobuta which was to change the enforcement hours to 9:00am.

Borough Attorney Solomon confirmed that Councilman Utter was not in the prevailing party and cannot make a motion to change the time of enforcement back to 8:00am.

Councilwoman Kobuta asked if the cleaning time could be moved to later in the day.

Councilman Sullivan commented that he is opposed to the Ordinance as currently written. There are still many questions in reference to resident paying more for parking.

Councilman Wilson commented that he will be voting in favor of the Ordinance.

Councilman Kraska commented that he feels that there needs to be a starting point for parking improvements and he would be voting in favor of the ordinance.

Councilman Mitchell would like to see a resident permit sticker. He is still concerned with the tripling of the parking rates. He will be voting no on this ordinance.

Councilman Utter is in favor of the ordinance and will be supporting it this evening. He feels that there is a need to improve the parking lots and other infrastructure. There needs to be funding for these improvements.

Councilwoman Kobuta commented that there were no business owners on the Task Force. There were no everyday residents on task force. She will not support this ordinance until there is a shop owner, downtown apartment resident and other town resident. There also needs be some additional clarifications since this is a large ordinance. She would like to get this right the first time.

Mayor Gallagher commented that the idea of the task force moving forward with additional members is not an issue. There is a lot of emotion around this topic. We need to conduct this as a business.

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

Ayes: Councilman Kraska, Councilman Utter, Councilman Wilson

Nays: Councilwoman Kobuta, Councilman Mitchell, Councilman Sullivan

Mayor Gallagher voted in favor to break the tie vote

Councilwoman Kobuta asked that Randy Pitts and Jane Williams be added to the parking task force.

ORDINANCE 2478-15-0908

**ESTABLISHING A PARKING UTILITY IN AND OF THE BOROUGH OF SOMERVILLE
2479-15-0908**

Mayor Gallagher opened the meeting to comments on Ordinance 2478-15-0908.

Paul Sanford, Ross Street, Somerville, commented that he is concerned with the Borough Council acting as the authority.

Colin Driver, commented that there are three state statutes that regulate the use and management of the new parking utility.

Bob Raul, Green Street, Somerville, commented again that he has a concern with residents paying for parking over and above the taxes that everyone currently pays.

There were no further comments and the public hearing was closed.

Councilman Mitchell made a motion and was seconded by Councilman Utter to adopt Ordinance for 2478-15-0908.

Councilman Sullivan asked how the income from the parking revenue can be used for other purposes.

Clerk-Administrator Sluka commented that the revenue must be used specifically used for parking related operations.

Councilwoman Kobuta would like to see some of the revenue be used for roadway infrastructure.

Councilman Utter commented that this will provide a better structure and management of the parking revenue and expenses.

Councilwoman Kobuta commented that she has requested specific numbers of the current revenue and expenditures for parking operations.

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

Ayes: Councilwoman Kobuta, Councilman Kraska, Councilman Mitchell, Councilman Utter, Councilman Wilson

Nays: Councilman Sullivan

ORDINANCE 2479-15-0908

APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE BOROUGH OF SOMERVILLE AND THE SOMERVILLE URBAN RENEWAL, LLC PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ. FOR PROPERTY LOCATED AT 46 EAST MAIN STREET, ALSO KNOWN AS LOTS 1, 2, 3 AND 34 IN BLOCK 63, AS SHOWN ON THE OFFICIAL TAX MAP OF THE BOROUGH OF SOMERVILLE, LOCATED IN THE EAST CENTRAL BUSINESS DISTRICT REDEVELOPMENT AREA

Mayor Gallagher opened the meeting to comments on Ordinance 2479-15-0908.

There were no comments and the public hearing was closed.

Councilman Sullivan made a motion and was seconded by Councilman Utter to adopt Ordinance 2479-15-0908.

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

Ayes: Councilwoman Kobuta, Councilman Kraska, Councilman Mitchell, Councilman Sullivan, Councilman Utter, Councilman Wilson

Nays: None

ORDINANCE (Tabled at last meeting)

2476-15-0817

AMENDING THE MUNICIPAL LAND USE CODE CHAPTER 102, SECTION 118 ENTITLED OFF STREET PARKING AND LOADING REQUIREMENTS – SUBSECTION F- (4) ENTITLED DRIVEWAYS

Councilman Mitchell made a motion and was seconded by Councilman Utter to untable Ordinance 2476-15-0817.

Mayor Gallagher opened the meeting to comments on Ordinance 2476-15-0817.

Somerville, NJ September 21, 2015

There were no comments and the public hearing was closed.

Councilman Utter made a motion and was seconded by Councilman Utter to adopt Ordinance 2476-15-0817.

Councilman Sullivan commented that he cannot support this Ordinance as he continues to believe that this is spot zoning in this area of town.

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

Ayes: Councilwoman Kobuta, Councilman Kraska,
 Councilman Mitchell, Councilman Utter,
 Councilman Wilson

Nays: Councilman Sullivan

Resolutions:

The following consent resolutions were presented:

RESOLUTION 14-0921-325

AMENDING LANDLORD REGISTRATION BILLING

WHEREAS, the Tax Collector has advised that the following Landlord Registration fees should be amended as shown below, and

WHEREAS, the Collector has requested that the Landlord Registration fees be amended.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Somerville, that the taxes shown below be amended and that the Collector be and is hereby authorized to adjust her records accordingly:

Block/Lot	Year	Amount	Location	Homeowner	Reason
105 19	2014	\$125.00	20 W Spring	Kerri OConnor	landlord
2015	\$125.00				resides at location

RESOLUTION 15-0921-326

APPROVING THE RELEASE OF PERFORMANCE BOND UPON RECEIPT OF MAINTENANCE BOND FOR BANK OF AMERICA, BLOCK 112, LOTS 8 & 9 APPLICATION #2013010Z

WHEREAS, the Zoning Board of Adjustment approved a major site plan at the above referenced location; and

WHEREAS, the applicant approved posted a cash guarantee for the installation of site improvements; and

WHEREAS, on September 14, 2015 Cole & Associates issued a letter to the Municipal Clerk to advise that the site plan improvements have been made satisfactory; and

WHEREAS, the borough ordinance requires the developer to post a two (2) year maintenance bond in the amount of 15% of the cost of the site improvements.

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves the release of the performance bond upon receipt of a maintenance bond for bank of America, Block 112, Lots 8 & 9, Application #2013010Z

RESOLUTION 15-0921-327

APPROVING NEW TAXI DRIVER LICENSE FOR ZINNARA ADAMS

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves new Taxi Driver License for Zinnara Adams

Somerville, NJ September 21, 2015

RESOLUTION 15-0921-328

APPROVING DOOR-TO-DOOR LICENSE FOR POWER HOME REMODELING GROUP

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves a door-to-door permit for Power Home Remodeling Group.

RESOLUTION 15-0921-330

APPROVING BLOCK PARTY FOR EAST YOUNG STREET FROM GROVE STREET TO NORTH BRIDGE STREET ON SEPTEMBER 26, 2015 FROM 11:00 A.M. TO 6:00 P.M.

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves a block party of East Young Street between Grove Street and North Bridge Street from 11:00 a.m. to 6:00 p.m. on September 26, 2015(barricades to be dropped off- 16 E. Young St.).

RESOLUTION 15-0921-331

AFFIRMS THE HIRING OF KATHY GERNDT IN CONJUNCTION WITH THE SOMERVILLE RECREATION COMMISSION AT A SALARY OF \$69,000 RETROACTIVELY TO JULY 1, 2015

WHEREAS, the Borough of Somerville in coordination with the Somerville Recreation Commission hired Kathy Gerndt on an interim basis awaiting completion of an organizational study that was being performed by an ad-hoc Committee appointed by the Mayor; and

WHEREAS, the Somerville Recreation Commission has approved the hiring of Kathy Gerndt as a permanent hire removing the interim status; and

WHEREAS, the salary for the position is \$69,000 retroactively to July 1, 2015, the conditions and terms of the appointment have been outlined by the Borough Administrator as requested by the Recreation Commissioner in a letter dated August 20, 2015; and

WHEREAS, the Borough of Somerville affirms the hiring and terms and conditions:

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey affirms the hiring of Kathy Gerndt in conjunction with the offer made by the Somerville recreation Commission in a letter dated August 20, 2015 from the Borough Administrator and said salary shall be \$69,000 retroactively to July 1, 2015

RESOLUTION 15-0921-332

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – Somerset Developers 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 Somerset Developers LLC and deposited into our Developers Escrow Account, and

WHEREAS, it is determined that \$1,296.78 to be paid to DeCotiis, FitzPatrick & Cole, LLP (invoice 168384 Period Ending 8/30/15) 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 Developers LLC # 7762624992.

Somerville, NJ September 21, 2015

RESOLUTION 15-0921-333

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – THE EXCHANGE AT SOMERVILLE

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 \$1454.79 be paid to DeCotiis, FitzPatrick & Cole (Invoice 168385, Period Ending 8/30) 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 15-0921-334

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – 40 HAYNES STREET REDEVELOPMENT 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 40 Haynes Street Redevelopment LLC and deposited into our Developers Escrow Account, and

WHEREAS, it is confirmed that \$488.55 be paid to DeCotiis, FitzPatrick & Cole, LLP (Invoice 168389- August 30, 2015) 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 40 Haynes Street Redevelopment LLC #7762625015

RESOLUTION 15-0921-335

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – DESAPIO PROPERTIES

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 DeSapio Properties and deposited into our Developers Escrow Account, and

WHEREAS, it is determined that \$515.39 be paid to DeCotiis, FitzPatrick & Cole LLP (Invoice 168382, Period Ending 8/31/15) 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 DeSapio Properties #7763733738

RESOLUTION 15-0921-337

ACCEPTING A HDSRF GRANT IN THE AMOUNT OF \$2,793,984 FOR REMEDIATION FOR PORTION OF BLOCK 124. LOTS 1, 21, 22, 23 and 23.01 WITHIN THE LANDFILL REDEVELOPMENT AREA (BDA) KNOWN AS THE GREEN SEAM IN THE BOROUGH OF SOMERVILLE

WHEREAS, the Borough of Somerville intends on redeveloping Block 124, Lots 1,21,22,23 and 23.01; and,

WHEREAS, the Borough of Somerville has determined that there has been, a discharge of hazardous substances or a hazardous waste on the Property; and.

Somerville, NJ September 21, 2015

WHEREAS, the Borough of Somerville applied for and received an initial Hazardous Discharge Site Fund (HDSRF) grant to commence the remediation of portions of Block 124. Lots 1, 21, 22, 23 and 23.01 within Landfill BDA in April 2014 for the amount of \$4,614,000 and approved by the NJ DEP for a further \$4,877,906 in May 2014; and,

WHEREAS, the Borough of Somerville applied by letter for a final grant of \$2,365,068 in July 2013 from the 2015 HDSRF; and

WHEREAS, in November 2014, following discussion with the NJ DEP, the Borough requested an amendment to this request to increase the amount by \$111,403 to make the total request \$2,476,471; and,

WHEREAS, the Borough of Somerville following further discussions with the NJ DEP further amend this grant request for an additional \$317,513 to make an amended total of \$2,793,984 to fund Ground Water monitoring for the "Green Seam", and, to develop and submit a NJ DEP required Classification Exception Area (CEA) to document site groundwater conditions. These activities are additional to those identified in the approved Remedial Action Workplan approved by the NJ DEP September 2011; and,

WHEREAS, the Borough has received a letter dated September 15, 2015 from the NJ EDA approving this Grant:

THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey that they authorize that the Mayor sign the letter of approval for return to the NJ EDA which will allow the EDA to issue Grant Closing Documents for the Borough

RESOLUTION 15-0921-338

AWARDING A CONTRACT TO JTG CONSTRUCTION INC., FOR BROWN STREET RECONSTRUCTION & VARIOUS IMPROVEMENTS IN THE AMOUNT OF \$451,080

WHEREAS, the Borough of Somerville legally advertised a Notice to bidders in the Courier news on August 28, 2015 in accordance with Local Public Contract law; and,

WHEREAS, the Borough of Somerville accepted bids on September 17, 2015 at 10:00 a.m. as advertised; and.

WHEREAS, the Borough of Somerville received four (4) bids with lowest responsible bid from JTG Construction, Inc., located at 188 Jefferson Street, Newark, New Jersey 07105 in the amount of \$451,080.00:

THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey that JTG Construction, Inc., located at 188 Jefferson Street, Newark, New Jersey 07105 be awarded a contract in the amount of \$451,080.00.

Councilman Utter made a motion and was seconded by Councilwoman Kobuta to approve the aforementioned consent resolutions.

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

Ayes: Councilwoman Kobuta, Councilman Kraska,
Councilman Mitchell, Councilman Sullivan,
Councilman Utter, Councilman Wilson

Nays: None

Somerville, NJ September 21, 2015

RESOLUTION 15-0921-329

AUTHORIZING THE MAYOR AND MUNICIPAL CLERK TO EXECUTE A RIGHT OF ENTRY AGREEMENT BETWEEN PSE&G AND THE BOROUGH OF SOMERVILLE FOR PROPERTY KNOWN AS LEPP PARK

WHEREAS, Public Service Electric and Gas has requested that Borough of Somerville enter into an Agreement which would allow entry and investigation onto Lot 22, Block 58, property known as Lepp Park; and

WHEREAS, property is located in the vicinity of the former Somerville Gas Works, a manufactured gas plant; and

WHEREAS, the New Jersey Department of Environmental Protection has notified PSE&G that PSE&G is required to investigate, monitor and remediate if necessary in accordance with NJDEP requirements; and

WHEREAS, PSE&G and the New Jersey Department of Environmental Protection are entered into a Memorandum of Agreement and PSE&G is obligated to investigate and monitor the location; and

WHEREAS, the Borough had entered into a previous agreement dated July 11, 2011, which was authorized by Resolution 11-0705-168; and

BE IT RESOLVED, that the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby authorizes the Mayor and Municipal Clerk to execute the Agreement

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

Councilman Sullivan asked for clarification on this resolution

Clerk-Administrator Sluka commented that this is an extension of an existing well testing within the park.

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

Carried unanimously

RESOLUTION 15-0921-336

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – DGM STATION HOUSE

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 DGM station House and deposited into our Developers Escrow Account, and

WHEREAS, it is determined that \$1,120.29 be paid to DeCotiis, FitzPatrick & Cole LLP (Invoice 168386, Period Ending 8/30/15) and \$138.75 to Driver and Associates (Invoice 2015-8, Date September 1, 2015) 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 DGM Station House #7763842737

Councilman Mitchell asked for clarification on the developer of this property is.

Clerk-Administrator Sluka responded that this is the Storms Development.

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

Ayes: Councilwoman Kobuta, Councilman Kraska, Councilman Mitchell, Councilman Sullivan, Councilman Utter, Councilman Wilson

Nays: None

Somerville, NJ September 21, 2015

Councilman Mitchell, Finance Vice-Chairman presented the following vouchers for approval:

P.O. Id	Vendor Name	Item Description	Amount
14002502	WADE HALL	tree trim 10-19-2014	10.00
14002575	WADE HALL	meal ticket 10-26-14	10.00
15002348	COURIER NEWS	legal ads	184.20
15002295	DELAGE LANDEN FINANCIAL SERVIC	September leaes agrmt	335.00
15002352	W.B. MASON CO., INC	supplies for A/E-copy paper	234.10
15002292	NEW JERSEY LEAGUE OF MUNICIPAL	publication	7.00
15002352	W.B. MASON CO., INC	supplies for A/E	93.07
15002297	USPS-NEOPOST	reimburse postage machine	1,000.00
15002323	SHARP ELECTRONICE CORP	MAINTENANCE CONTRACT	105.89
15002351	MAILFINANCE	lease payment	528.45
15002212	PROGRESSIVE CAPITAL INTERNATIO	Professionla Accounting Srvc.	9,500.00
15002352	W.B. MASON CO., INC	supplies for Finance	17.38
15002286	XEROX BUSINESS SERVICES, LLC	software for fire reports	120.00
15002316	VITAL COMMUNICATIONS INC	TAX COLLECTIONS SYSTEM	331.50
15002344	DECOTIIS,FITZPATRICK,COLE & WI	legal services	3,498.67
15002296	JAMES LOEWEN, ESQ	prof services-Sept.	375.00
15002251	SOMERSET COUNTY ENGINEERING DE	July 2015 services	281.00
15001908	POST ACE HARDWARE	supplies for Parking Meters	31.03
15002298	AMANO MCGANN INC	parking meter maint	405.00
15002306	VERIZON COMMUNICATIONS	FIOS charges	134.99
15002307	VERIZON COMMUNICATIONS	internet charges	119.99
15002256	AUDREY SUTTON	PROFESSIONAL SERVICES	2,255.00
15002352	W.B. MASON CO., INC	supplies for Comm Dev	2.24
15002282	DIANE HEIMBERG	SALARY	756.00
15002093	SOMERSET COUNTY VEHICLE MAINTEN	VEHICLE REPAIRS - AUGUST 2015	3,542.52
15002099	VESPIA'S/MR TIRE	VEHICLE REPAIRS	135.25
15002137	VESPIA'S/MR TIRE	VEHICLE REPAIRS - CAR #11	26.49
15002156	VESPIA'S/MR TIRE	VEHICLE REPAIRS - CAR #4	389.20
15002198	VESPIA'S/MR TIRE	VEHICLE REPAIRS - CAR #7	26.89
15002331	DIANE HEIMBERG	OFFICE SUPPLIES	47.97
15002280	SHARP ELECTRONICE CORP	SHARP COPIER MAINTENANCE	221.31
15002330	DELAGE LANDEN FINANCIAL SERVIC	SHARP COPIER - 9/1/15-9/30/15	163.80
15002279	FLEMINGTON DEPARTMENT STORE	UNIFORMS - OFF. ANTHONY	207.96
15002237	AUTOMOTIVE ENERGY	batteries	155.04
15002355	PATRICK WESTON	reimbursement	21.75
15002354	OCTAVIO ANGELOZZI	hours worked	518.00
15002356	THOMAS CALABRESE	hours worked	444.00
15001908	POST ACE HARDWARE	supplies for Fire Dept	70.95
15001908	POST ACE HARDWARE	supplies for Fire Dept	87.52
15002224	NEW JERSEY FIRE EQUIPMENT CO	scott pokes-recharge	1,157.06
15002240	HOPEWELL AUTO PARTS	supplies/parts	201.77
15002241	FLEMINGTON CAR & TRUCK COUNTR	repairs	744.80
15002110	DORELL LOCKSMITHS, INC	keys	22.00
15002355	PATRICK WESTON		52.35
15002355	PATRICK WESTON		5.33
15002293	LINCOLN HOSE CO # 4	Sept rent	1,300.00
15002352	W.B. MASON CO., INC	supplies for Fire Safety	5.64
15002309	PERSONALIZED PARAPHERNALIA	embroider logo for Fire Safety	86.00
15001908	POST ACE HARDWARE	supplies for PW-Roads	86.15
15001931	E&J AUTO RADIATOR SERVICE	air conditioning repair	425.00
15002000	NAPA-GENUINE PARTS CO.	bills	105.29
15002047	O D B COMPANY	parts	375.00
15002128	INDUSTRIAL RUBBER CO.	air compressor parts	72.35
15002200	INDUSTRIAL RUBBER CO.	parts	208.50
15002246	APPOLONIA, INCORPORATED	parts & labor for truck 9	1,676.76
15002260	INDUSTRIAL RUBBER CO.	7515X8 Steel fitting	21.95
15002333	SOMERSET COUNTY VEHICLE MAINTEN	maintenance	0.00
15002329	BEACON GRAPHICS	sign materials	769.80
15001908	POST ACE HARDWARE	supplies for PW-Shop	189.19
15002299	CIPOLLINI CARTING & RECYCLING	garbage removal	24,581.14
15002343	CIPOLLINI CARTING & RECYCLING	garbage removal	922.23
15001726	COMMERCIAL INTERIORS DIRECT IN	Work room tile floor section	74.17
15002116	DORELL LOCKSMITHS, INC	service call	21.00
15001908	POST ACE HARDWARE	supplies for August	49.60

Somerville, NJ September 21, 2015

15002001	SPARKLE JANITORIAL SUPPLY	bills	37.90
15002190	BARRYS APPLIANCE	air conditioner server room	469.95
15002257	SOMERVILLE LUMBER CO	lumber	9.16
15002352	W.B. MASON CO., INC	supplies for B&G	67.99
15001908	POST ACE HARDWARE	supplies for PW-Parks	93.01
15002201	STORR TRACTOR CO	Bills	82.98
15001908	POST ACE HARDWARE	supplies for PW-Parks	24.69
15002004	KENS TREE SERVICE	Gaston & Bartine tree remove	1,000.00
15002125	KENS TREE SERVICE	remove 2 oaks 212 Altamont	400.00
15002324	SUPREME ENERGY INC.	energy bills 9-9-15	4,065.74
15002339	SUPREME ENERGY INC.	billing file 9-11-15	1,356.79
15002324	SUPREME ENERGY INC.	energy bills 9-9-15	600.33
15002255	VERIZON WIRELESS	TELEPHONE MAINTENANCE	893.34
15002281	VERIZON COMMUNICATIONS	FIOS - 8/28/15 - 9/27/15	144.99
15002294	SOMERVILLE BOARD OF ED	July, Aug, Sept-VOIP charges	2,250.00
15002300	VERIZON	phone charges	120.69
15002301	VERIZON	phone/FIOS charges	156.12
15002302	VERIZON	phone charges	32.72
15002303	VERIZON	phone charges	533.48
15002304	VERIZON	phone charges	214.93
15002305	VERIZON BUSINESS	email charges-Sept	67.50
15002310	VERIZON COMMUNICATIONS	internet service call/repair	146.59
15002345	VERIZON	phone charges	1,146.14
15002346	VERIZON	phone charges	139.32
15002347	VERIZON COMMUNICATIONS	internet charges	120.00
15002350	VERIZON WIRELESS	cell charges/K. Sluka	61.37
15002337	AMERICAN WATER	bills	385.29
15002333	SOMERSET COUNTY VEHICLE MAINTENANCE	fuel	7,090.79
15002338	ALLIED OIL LLC	fuel	900.78
15002362	ANN LANEVE	hours worked	600.00
15002336	COLE & ASSOCIATES LLC	sewer maintenance	3,310.10
15002316	VITAL COMMUNICATIONS INC	SEWER UTILITY BILLING	255.00
15002277	BAGLIVO STRATEGIC COMMUNICATIONS	Public Relations Services	1,875.00
15002206	NJ PLANNING OFFICIALS	TRAINING PROGRAM	80.00
15002278	BETH ANNE MACDONALD	2015 IDA Conference	794.84
15002276	EXPRESS SERVICES INC	PT Program Coordinator-080415	798.00
15002276	EXPRESS SERVICES INC	PT Program Coordinator-081215	798.00
15002276	EXPRESS SERVICES INC	PT Program Coordinator-081815	798.00
15002276	EXPRESS SERVICES INC	PT Program Coordinator-082515	478.00
15002266	VERIZON WIRELESS	Office Equipment	30.02
15002274	BETH ANNE MACDONALD	Cell Phone Reimbursement	90.00
15002267	VERIZON	Office Phone Charges	50.70
15002268	YANNETTA'S SERVICE LLC	Main St. Sidewalk Landscaping	2,400.00
15002278	BETH ANNE MACDONALD	2015 IDA Conference	1,000.00
15002272	INTERNATIONAL COUNCIL OF	2015 NY Deal Making Conference	495.00
15002268	YANNETTA'S SERVICE LLC	Extra Cleaning on Division St.	270.00
15002268	YANNETTA'S SERVICE LLC	Sidewalk Cleanings	2,875.00
15002243	SUMMIT SOUNDZ ENTERTAINMENT,	2015 Starlit Cinema	450.00
15002268	YANNETTA'S SERVICE LLC	Movie Night Cleanup	60.00
15002269	SPITBALL, LLC	September 2015 Retainer	1,025.00
15002275	YANNETTA'S SERVICE LLC	Trashboxes for Division St.	320.96
15002244	ANNA DIAZ	Office Supplies	58.85
15002268	YANNETTA'S SERVICE LLC	Cruisers Setup/Breakdown	120.00
15002268	YANNETTA'S SERVICE LLC	Farmers Market Setup/Breakdown	120.00
15002273	SPITBALL, LLC	2015 Jazz Fest Creatives	2,480.00
15001726	COMMERCIAL INTERIORS DIRECT INC	Work room tile floor section	924.44
15002336	COLE & ASSOCIATES LLC	engineering	772.50
15002251	SOMERSET COUNTY ENGINEERING DE	Bell Ave	9,021.03
15002251	SOMERSET COUNTY ENGINEERING DE	Brown St	43.11
15002336	COLE & ASSOCIATES LLC	Brown st & mastongen drive	2,246.25
14002531	ARCADIS US INC	DPW GARGE SITE REMEDIATION	1,681.88
15001977	CAMMPS HARDWARE & LAWN PRODUCT	John Deere 1445 Mower	6,080.00
15001763	W.B. MASON CO., INC	furniture-Fire Official	326.02
15002287	GLENN THORNE	hours worked	200.00
15002189	HISKO EXCAVATING INC.		8,915.88

Somerville, NJ September 21, 2015

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

The motion was approved by the following vote:

Ayes: Councilwoman Kobuta, Councilman Kraska,
Councilman Mitchell, Councilman Utter, Councilman Wilson

Nays: None

Abstained: Councilman Sullivan

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

The motion was approved by the following vote:

Carried unanimously

The meeting was adjourned at 8:40pm.

Respectfully submitted,

Paul Allena
Secretary