

Somerville, NJ September 2, 2014

Tuesday, September 2, 2014

7:00 P.M.

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

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## COUNCIL MEETING AGENDA

1. Roll Call
2. Salute to the Flag
3. Moment of Silence – James Adamec
4. Approval of Minutes
  - a. August 18, 2014
5. Departmental Reports & Important Notices
  - a. The polling location for District 3 has been relocated from the YMCA to Somerville High School for all elections.
  - b. EFFECTIVE APRIL 1, 2014 the Violations Office in Somerville is located to 100 Commons Way Bridgewater New Jersey. All summonses can be also paid on-line.
  - c. EDA – HDSRF eligibility to conduct Remedial Action - Landfill
  - d. DSA- 2013 Audit
  - e. LOSAP-2013 Audit
  - f. Deferred Compensation 2013 Audit
6. Discussion items
  - a. OEM UPDATE
7. Proclamation:
  - a. National Preparedness Month
8. Committee Reports
9. Meeting Open to the Public
10. ORDINANCES FOR PUBLIC HEARING AND ADOPTION
 

2451-14-0818 AMENDING CHAPTER 119 OF THE BOROUGH CODE TO INCLUDE SECTION 12 ENTITLED “LAND OWNED AND CONTROLLED BY THE BOROUGH OF SOMERVILLE THAT BORDER THE RARITAN RIVER.
11. CONSENT RESOLUTIONS
 

(Resolutions 14-0902-247 thru 14-0902-259)

  - 14-0902-247 AMENDING RESOLUTION 13-1202-345 FOR A PRELIMINARY INVESTIGATION BY THE PLANNING BOARD OF THE BOROUGH OF SOMERVILLE TO EXAMINE WHETHER CERTAIN PROPERTIES AS SHOWN ON THE OFFICIAL TAX MAP OF THE BOROUGH OF SOMERVILLE SHOULD BE DETERMINED TO BE AN AREA IN NEED OF REDEVELOPMENT PURSUANT TO N.J.S.A. 40A:12A-1 ET SEQ.
  - 14-0902-248 AUTHORIZING AN EMERGENCY APPROPRIATION FOR MUNICIPAL ALLIANCE IN THE AMOUNT OF \$1,362.75
  - 14-0902-249 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – PARKVIEW AT SOMERVILLE LLC

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- 14-0902-250 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – JSM LANDMARK
- 14-0902-251 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – VMD Associates LLC
- 14-0902--252 ACCEPTING THE REPORTING ON THE RESULTS OF THE BOND ANTICIPATION SALE AWARDED ON MARCH 14, 2014
- 14-0902-253 APPROVING USE OF THE LIBRARY BUILDING AS A STOP IN CONJUNCTION WITH THE SOMERSET COUNTY WELLNESS CAMPAIGN ON SEPTEMBER 18, 2014 FROM 11:00 A.M. - NOON
- 14-0902-254 ACCEPTING THE RESIGNATION OF CESAR SAMANIEGO AS POOL SUPERVISOR EFFECTIVE AUGUST 26, 2014 (Last Day of Work August 25, 2014)
- 14-0902-255 ACCEPTING 2013 AUDIT- REVIEW OF THE GENERAL COMMENTS AND RECOMMENDATIONS AND EXECUTION OF A GROUP AFFIDAVIT
- 14-0902-256 APPROVING THE CORRECTIVE ACTION PLAN FOR THE 2013 AUDIT RECOMMENDATIONS
- 14-0902-257 APPROVING THE HIRING OF MARYANN REH AS DEPUTY REGISTRAR / ADMINISTRATIVE ASSISTANT
- 14-0902-258 APPROVING ROAD CLOSURES OF EAST MAIN STREET (ROUTE 28) FROM GROVE STREET TO BRIDGE STREET AND GROVE STREET FROM EAST MAIN STREET TO EAST HIGH STREET FOR THE 2014 JAZZ FEST ON SUNDAY SEPTEMBER 14, 2014 FROM 8:00 A.M. TO 8:00 P.M.
- 14-0902-259 APPROVING A CRAFT BEER FEST TO BE HELD ON SEPTEMBER 28, 2014 AND ROAD CLOSURE OF EAST MAIN STREET (ROUTE 28) FROM GROVE STREET TO BRIDGE STREET FROM 8:00 A.M. TO 8:00 P.M. CONTINGENT ON STATE OF NEW JERSEY APPROVAL

12. BILLS AND VOUCHERS

13. ADJOURNMENT

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The first regular meeting of the Somerville Borough Council for the Month of September 2014 was convened on Tuesday, September 2, 2014 at 7:00 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 Thompson Mitchell, Councilwoman Jane Kobuta, Councilwoman Amanda O'Neill, Councilman Dennis Sullivan, and Councilman Ken Utter. Councilman Robert Wilson 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.

Mayor Gallagher asked for a moment of silence for James Adamec. Jim was a former member of Somerville Board of Education and a current candidate for Borough Council.

The minutes of the August 18, 2014 meeting were presented in writing for approval.

Councilman Mitchell made a motion and was seconded Councilwoman Kobuta and approved by the following vote:

Carried unanimously

### **Discussion Items:**

#### **OEM Presentation:**

Sgt. Michael Stitley, Emergency Management Coordinator, presented an overview of September 2014- Emergency Management Preparedness Month.

Sgt. Stitley encouraged everyone to take a minute to review their emergency preparedness for their families. The theme of this year's program is "Be a force of Nature, Be Ready". He encouraged everyone to take an active part to be prepared.

Mayor Gallagher presented Sgt. Stitley with a proclamation to recognize September as Emergency Preparedness Month. He thanked all the emergency responders in Somerville for their continued efforts.

### **Committee Reports:**

Councilman Utter thanked Paul Allena for his assistance with getting the emergency management on the Borough website.

Councilman Utter reported that the OEM Department will be making a presentation on Emergency Management to the residents of Senior Citizen Housing later this month.

Councilman Utter reported on the ribbon cutting ceremony of the Somerville Fire Museum on Sunday, October 5, 2014 at 1:30pm.

Councilman Utter reported on the recent success of the Sensitivity Training for the members of the Somerville Fire Department. There were a total of 70 firemen in attendance.

Councilman Utter commented on the Great Places in New Jersey Program. Downtown Somerville was nominated as one of the best downtowns in Central Jersey. The voting is on-line and open until September 26, 2014 at midnight.

Councilman Utter reminded everyone of the upcoming Central Jersey Jazz Festival in Somerville on Sunday, September 14, 2014 from 1:00pm-6:00pm on the Court House Green.

Councilman Utter reported on the upcoming September 11 memorial service at 8:46am at the 911 memorial at the corner of North Bridge and Main Street.

Councilman Sullivan asked that residents please be careful as schools will be back in session later this week and he asked all drivers to please be attentive.

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Councilwoman Kobuta thanked the members of the Somerville Fire Department for attending the sensitivity training.

Councilwoman Kobuta reported on the upcoming Shop Somerville program that allows residents to shop in Somerville and receive a rebate on their property taxes.

Councilman Mitchell reported that the Historic Advisory Committee will be selling plaques to designate the age of the home in Somerville. This will be a fund raiser to cover the cost of Historic Events in Somerville.

Councilman Mitchell commented on the potential additional revenue that state historic landmarks bring could bring into Somerville. The Historic Advisory Committee will be working to encouraging additional visitors to the Wallace House and Old Dutch Parsonage in Somerville.

Councilman Mitchell commented that 2013 Annual audit indicated that the Borough debt was reduced by more than \$1,000,000.

Councilman Mitchell commented on the "Complete Street" resolution that he has provided to the Council this evening. He asked Councilwoman Kobuta bring this resolution back to the Planning Board for further review and action.

Mayor Gallagher commented in the recent dedication of the basketball courts on Mercer Street in memory of former Borough Councilwoman Reverend Patricia Webster.

### **Open Public Session:**

Mayor Gallagher opened the meeting from comments from the public.

Carl Hockenbury, Somerville, NJ, commented on a recent parking ticket the he received while having lunch in downtown Somerville. Mr. Hockenbury commented that he feels this ticket was issued in error. According to a copy of the ticket and parking receipt that he presented, he believes there was an adequate amount of time left on the meter when a ticket was issued.

Mayor Gallagher commented that there is nothing that the Council is able to do at this time as the violation was written. He directed Mr. Hockenbury to work with Clerk-Administrator Sluka to resolve this issue with the Municipal Court.

Herb Hall, 22 Fairmount Ave, Somerville, commented on the recent officer retirement in the Somerville Police Department. He asked what the plans were for replacement of this officer.

Clerk-Administrator Sluka responded that the Police Chief has been reviewing applicants and anticipates hiring a new police officer in early November 2014.

Mr. Hall asked for the status of the roadway crack sealing program that that discussed earlier this past Spring.

Clerk-Administrator Sluka responded that this program was not funded in the 2014 Capital Budget. There are some capital resurfacing programs that are still being scheduled for this year. The crack sealing program has value to it and will be considered in the future. This program prolongs the life of roads that we resurfaced over the past number of years.

Mr. Hall asked for the update on the new sewer metering rate changes.

Clerk-Administrator Sluka commented that the program has been set-up and is ready to go and needs to be passed by ordinance before the end of 2014.

Mr. Hall commented on the current bus stop on West Main Street and North Bridge Street. There are safety issues when a bus stops to pick-up or discharge passengers.

There was further discussion on this and Mayor Gallagher directed Clerk-Administrator Sluka to reach out to NJ Transit and to begin discussion to relocate the bus stop further East on Main Street. There is also another existing bus stop in front of the Hamon Building on East Main Street.

At this time there were no other comments from the public and the open session was closed.

**Ordinances for Hearing and Adoption:**

**ORDINANCE 2451-14-0818**

**AMENDING CHAPTER 119 OF THE BOROUGH CODE TO INCLUDE SECTION 12 ENTITLED  
“LAND OWNED AND CONTROLLED BY THE BOROUGH OF SOMERVILLE THAT BORDER  
THE RARITAN RIVER”.**

Mayor Gallagher opened the meeting for public comment on Ordinance 2451-14-0818.

There were no comments from the public on this Ordinance.

Councilman Mitchell made a motion and was seconded by Councilwoman Kobuta to adopt Ordinance 2451-14-0818.

Councilwoman O’Neill commented that she would like to see the construction barriers around the area removed.

The motion was approved by the following vote:

Ayes: Councilwoman Kobuta, Councilman Mitchell,  
Councilwoman O’Neill, Councilman Sullivan,  
Councilman Utter

Nays: None

**Resolutions:**

The following consent resolutions were presented:

**RESOLUTION 14-0902-247**

**AMENDING RESOLUTION 13-1202-345 FOR A PRELIMINARY INVESTIGATION BY THE PLANNING BOARD OF THE BOROUGH OF SOMERVILLE TO EXAMINE WHETHER CERTAIN PROPERTIES AS SHOWN ON THE OFFICIAL TAX MAP OF THE BOROUGH OF SOMERVILLE SHOULD BE DETERMINED TO BE AN AREA IN NEED OF REDEVELOPMENT PURSUANT TO N.J.S.A. 40A:12A-1 ET SEQ.**

WHEREAS, pursuant to Resolution 13-1202-345, the Borough Council of the Borough of Somerville (the “Borough Council”) authorized the Borough Planning Board to study properties along Gaston Avenue to be considered for designation as an area “in need of redevelopment”, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, before an area may be declared in need of redevelopment, it is legally necessary for the adoption of a resolution authorizing the Planning Board of a given municipality to undertake a preliminary study to determine whether the proposed area meets the criteria for designation as a redevelopment area pursuant to N.J.S.A. 40A:12A-6; and

WHEREAS, the Borough Council desires to affirm the properties along Gaston Avenue for which the Planning Board will undertake a preliminary study to determine whether the proposed area meets the criteria for designation as a redevelopment area pursuant to N.J.S.A. 40A:12A-6, specifically Block 43, Lots 1.01, 8, 24, 26, 27, 28, 29, 30 & 31; Block 44, Lots 1, 2, 3, 4, 5 & 5.01; Block 73, Lots 13.01 & 16.02; Block 74, Lots 1, 2, 3, 17.01 & 18; Block 81, Lot 1.01; Block 83, Lots 10, & 11; and Block 83.01, Lot 3; and

WHEREAS, the Borough Council hereby states that any redevelopment area determination shall authorize the municipality to use all those powers provided by the Local Redevelopment and Housing Law for use in a redevelopment area other than the use of eminent domain (hereinafter referred to as a "Non-Condernation Redevelopment Area"); and

WHEREAS, the notice of any hearing to be conducted by the Planning Board with regards to this Resolution shall specifically state that a redevelopment area determination shall not authorize the municipality to exercise the power of eminent domain to acquire any property in the delineated area.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council, being the governing body thereof, that it hereby amends Resolution 13-1202-345 to affirm the properties along Gaston Avenue for which the Planning Board will undertake a preliminary study to determine whether the proposed area meets the criteria for designation as a redevelopment area pursuant to N.J.S.A. 40A:12A-6, specifically Block 43, Lots

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1.01, 8, 24, 26, 27, 28, 29, 30 & 31; Block 44, Lots 1, 2, 3, 4, 5 & 5.01; Block 73, Lots 13.01 & 16.02; Block 74, Lots 1, 2, 3, 17.01 & 18; Block 81, Lot 1.01; Block 83, Lots 10,& 11; and Block 83.01, Lot 3.

BE IT FURTHER RESOLVED THAT the Borough Council hereby states that any redevelopment area determination shall authorize the municipality to use all those powers provided by the Local Redevelopment and Housing Law for use in a redevelopment area other than the use of eminent domain (hereinafter referred to as a "Non-Condensation Redevelopment Area").

BE IT FURTHER RESOLVED THAT the notice of any hearing to be conducted by the Planning Board with regards to this Resolution shall specifically state that a redevelopment area determination shall not authorize the municipality to exercise the power of eminent domain to acquire any property in the delineated area.

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

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-0248

AUTHORIZING AN EMERGENCY APPROPRIATION FOR MUNICIPAL ALLIANCE IN THE AMOUNT OF \$1,362.75

WHEREAS, an emergency has arisen with respects to Municipal Alliance and no adequate provision was made in the 2014 budget for the aforesaid purpose, and NJS 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of the emergency appropriation created including the appropriation to be created by this resolution is.....\$1,362.75

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with NJSA 40A:4-48,

1. An emergency appropriation be and the same is hereby made for Municipal Alliance in the amount of \$1,362.75.
2. That said emergency appropriation shall be provided in full in the 2015 budget.
3. That two certified copies of this resolution be filed with the Director of Local Government Services.

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-249

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – PARKVIEW AT SOMERVILLE 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 Parkview at Somerville LLC and deposited into our Developers Escrow Account, and

WHEREAS, Colin Driver has confirmed that \$92.50 be paid to Driver Associates LLC (July & August 2014) 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 Parkview LLC #7762624984.

Adopted by Borough Council on September 2, 2014

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RESOLUTION 14-0902-250

AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT – JSM LANDMARK

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, Colin Driver has confirmed that \$1,711.25 be paid to Driver Associates LLC (July/August 2014) 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.

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-251

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

WHEREAS, Colin Driver has confirmed that \$92.50 be paid to Driver Associates LLC (July & August 2014 ) 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.

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-252

ACCEPTING THE REPORTING ON THE RESULTS OF THE BOND ANTICIPATION SALE AWARDED ON MARCH 14, 2014

WHEREAS, A Bond Anticipation Note Sale in the principal amount of \$1,714,800 took place on August 14, 2014; and

WHEREAS, on August 18, 2014, at a regular public Council Meeting, Councilwoman O’Neill and Administrator Sluka provided an overview of the sale as part of Committee Reporting; and

WHEREAS, the full report as to the award of Notes is listed below:

REPORT OF BOROUGH CHIEF FINANCIAL OFFICER AS TO AWARD OF NOTES

In accordance with the provisions of the Local Bond Law (N.J.S.A. 40A:2-1 et seq.)relating to the sale of the Bond Anticipation Notes, Series 2014B, I hereby report to the Borough Council the result of the sale of Bond Anticipation Notes, of the Borough of Somerville, in the County of Somerset, New Jersey (the “Notes”).I received the following bid proposals for the purchase of the Notes and awarded the Notes on August 14, 2014 and hereby report to the Borough Council as follows:

Awarded:

Principal Amount of Notes:	\$1,714,800
Net Interest Rate Per Annum:	0.782 %
Date of Maturity:	March 4, 2015
Purchase Price Received:	\$1,716,874.91
Name of Purchaser:	TD Securities (USA) LLC
Settlement date:	August 14, 2014
CUSIP Number	: 835291JM8

Below is an analysis of the bids received:

- Oppenheimer & Co.  
     Net Interest Rate Per Annum:       0.9621%
- Jefferies & Co  
     Net Interest Rate Per Annum:       0.927%
- Janney Montgomery Scott LLC  
     Net Interest Rate Per Annum:       0.9854 %

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Somerville County of Somerset, State of New Jersey hereby accept the reporting of results of the Bond Sale Award on August 14, 2014.

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-0253

APPROVING USE OF THE LIBRARY BUILDING AS A STOP IN CONJUNCTION WITH THE SOMERSET COUNTY WELLNESS CAMPAIGN ON SEPTEMBER 18, 2014 FROM 11:00 A.M. - NOON

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves use of the Library Building as a stop in conjunction with the Somerset County Wellness Campaign on September 18, 2014 from 11:00 a.m. to noon

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-0254

ACCEPTING THE RESIGNATION OF CESAR SAMANIEGO AS POOL SUPERVISOR EFFECTIVE AUGUST 26, 2014 (Last Day of Work August 25, 2014)

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey accepts the resignation of Cesar Samaniego as Pool Supervisor effective August 26, 2014 (last day of Work August 25, 2014)

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-0255

ACCEPTING 2013 AUDIT- REVIEW OF THE GENERAL COMMENTS AND RECOMMENDATIONS AND EXECUTION OF A GROUP AFFIDAVIT

WHEREAS, the Borough of Somerville received the Municipal Audit for year ended December 31, 2013 from the accounting firm of Suplee, Clooney & Company; and

WHEREAS, the Municipal Clerk distributed the 2013 Audit to the Mayor, Council and Chief Financial Officer immediately as required; and

WHEREAS, the Governing Body must within 45 days of receipt of the Municipal Audit review the general comments and recommendations of the Registered Municipal Accountant and execute a Group Affidavit; and

WHEREAS, the Governing Body must adopt a Corrective Action Plan; and

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey received the 2013 Annual Audit and has reviewed the general comments and recommendations executed the group affidavit.

Adopted by Borough Council on September 2, 2014

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RESOLUTION 14-0902-0256

APPROVING THE CORRECTIVE ACTION PLAN FOR THE 2013 AUDIT RECOMMENDATIONS

WHEREAS, the Borough of Somerville received the Municipal Audit for year ended December 31, 2013 from the accounting firm of Suplee, Clooney & Company; and

WHEREAS, the Chief Financial Officer has prepared a Corrective Action Plan as follows; and  
CORRECTIVE ACTION PLAN: 2013 Audit Recommendations

Finding/Condition #1

That all non-cash transactions and adjustments be recorded in the current fund general ledger.

Implementation

As of January 2014 General Ledger has been maintained

Finding/Condition #2

That a complete record of general fixed assets be maintained.

Implementation

A fixed asset on site inventory is included in the 2014 budget with a tentative date of October

Finding/Condition #3

That the encumbrance account system be completely maintained.

Implementation

New computer software program allows all requisitions to receive 3<sup>rd</sup> approval by the QPA. Sent all supervisors email reminder on legal encumbrance accounting requirements also attached N.J.A.C. 5:30-5 for their records.

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves the Corrective Action Plan for the 2013 Audit and said Resolution shall be submitted to the Division of Local Government Services.

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-257

APPROVING THE HIRING OF MARYANN REH AS DEPUTY REGISTRAR / ADMINISTRATIVE ASSISTANT

WHEREAS, the Borough Administrator issued a Promise of Employment to MaryAnn Reh on August 27, 2014 and copied to the Personnel Committee consisting of Councilwoman Kobuta and Councilwoman O'Neill, outlining the terms and conditions of employment; and

WHEREAS, MaryAnn Reh has accepted the Promise of Employment which contained those terms and conditions of employment; and

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves the hiring of MaryAnn Reh for the position of Deputy Registrar / Administrative Assistant at an annual salary of \$40,000 prorated for the year 2014 and in accordance of the terms and conditions outlined in the letter of Promise of Employment dated August 27, 2014.

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-258

APPROVING ROAD CLOSURES OF EAST MAIN STREET (ROUTE 28) FROM GROVE STREET TO BRIDGE STREET AND GROVE STREET FROM EAST MAIN STREET TO EAST HIGH STREET FOR THE 2014 JAZZ FEST ON SUNDAY SEPTEMBER 14, 2014 FROM 8:00 A.M. TO 8:00 P.M.

WHEREAS, the Jazz fest is being conducted on September 14, 2014; and

WHEREAS, certain road closures are required for safety purposes; and

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BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves the road closures of East Main Street (Route 28) from Grove Street to Bridge Street and Grove Street from East Main Street to east High Street for the 2014 Jazz Fest on Sunday, September 14, 2014 from 8:00 a.m. to 8:00 p.m..

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-259

APPROVING A CRAFT BEER FEST TO BE HELD ON SEPTEMBER 28, 2014 AND ROAD CLOSURE OF EAST MAIN STREET (ROUTE 28) FROM GROVE STREET TO BRIDGE STREET FROM 8:00 A.M. TO 8:00 P.M. CONTINGENT ON STATE OF NEW JERSEY APPROVAL

WHEREAS, a craft beer fest is being held on September 28, 2014; and

WHEREAS, a road closure is required for safety purposes; and

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves a Craft beer Fest to be held on September 28, 2014 from 8:00 a.m. to 8:00 p.m. and requiring road closure of East Main Street (Route 28) from Grove Street to Bridge Street contingent on State of New Jersey.

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-260

ACCEPTING THE RESIGNATION OF ROBERT AXMANN FROM THE RECREATION COMMISSION

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey accepts the resignation of Robert Axmann from the Somerville recreation Commission.

Adopted by Borough Council on September 2, 2014

RESOLUTION 14-0902-261

RESOLUTION OF THE BOROUGH OF SOMERVILLE DIRECTING THE UNDERTAKING OF A CONTINUING DISCLOSURE REVIEW AND AUTHORIZING PARTICIPATION IN THE MUNICIPALITIES CONTINUING DISCLOSURE COOPERATION INITIATIVE OF THE DIVISION OF ENFORCEMENT OF THE U.S. SECURITIES AND EXCHANGE COMMISSION

WHEREAS, the Borough of Somerville (the "Governmental Entity") has entered into continuing disclosure agreement(s) in connection with certain of its prior bond and/or note issuance(s) (the "Prior Issuances"), agreeing to file certain financial information and operating data and/or certain enumerated event notices with the former nationally recognized municipal securities information repositories or the Municipal Securities Rulemaking Board (the "MSRB") pursuant to the provisions of Rule 15c2-12 of the Securities Exchange Act of 1934, as amended (the "Rule"); and

WHEREAS, the Governmental Entity has made certain representations regarding its continuing disclosures in bond and note offering documents in connection with its Prior Issuances; and

WHEREAS, in response to widespread concerns that many municipal issuers have not been complying with their obligations to file continuing disclosure documents under the Rule, and furthermore have made false representations concerning compliance in bond and note offering documents, the Division of Enforcement (the "Division") of the U.S. Securities and Exchange Commission (the "Commission") has set forth its Municipalities Continuing Disclosure Cooperation Initiative (the "MCDC Initiative"), attached hereto as Exhibit A, whereby the Commission will recommend favorable settlement terms to municipal issuers involved in the offer or sale of municipal securities, as well as underwriters of such offerings, if they self-report to the Division possible violations involving materially inaccurate statements in bond and note offering documents relating to prior compliance with continuing disclosure obligations pursuant to the Rule; and

WHEREAS, pursuant the Local Finance Notice 2014-9, attached hereto as Exhibit B, the Director of the Local Finance Board, Division of Local Government Services of the Department of Community Affairs of the State of New Jersey, has recommended the undertaking of a Review (as hereinafter defined) by all

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municipal issuers and participation in the MCDC Initiative, where appropriate, as determined by the facts of each Review (the "LFB Recommendation");

NOW, THEREFORE, IN CONNECTION WITH THE LFB RECOMMENDATION, BE IT RESOLVED BY THE GOVERNMENTAL ENTITY, as follows:

Section 1. The Governmental Entity, through its Chief Financial Officer or through the engagement of a third-party disclosure-dissemination agent, is hereby directed to conduct a continuing disclosure review of its prior continuing disclosure undertakings (the "Review"), and the Governmental Entity hereby ratifies any such previously conducted Review. Such Review shall include, but is not limited to, a historical review of the Governmental Entity's continuing disclosure obligations and filings in connection with its Prior Issuances that are presently outstanding and which are no longer outstanding but, as of the date five years prior to the date of submission of the Questionnaire (as hereinafter defined), were outstanding; and the undertaking, at any time, of any applicable remedial filings with the MSRB deemed necessary for compliance with its continuing disclosure obligations.

Section 2. The Governmental Entity, through its Chief Financial Officer, is hereby authorized to participate in the MCDC Initiative, if in the discretion of the Chief Financial Officer after consultation with Governmental Entity officials, it is determined that the Governmental Entity may have made materially inaccurate statements in its bond and note offering documents relating to prior compliance with continuing disclosure obligations pursuant to the Rule in connection with its Prior Issuances issued during the period beginning five years prior to the date of submission of the Questionnaire.

Section 3. The Chief Financial Officer of the Governmental Entity is hereby authorized to execute and deliver any and all documents and instruments, including the Municipalities Continuing Disclosure Cooperation Initiative Questionnaire for Self-Reporting Entities contained in the MCDC Initiative (the "Questionnaire"), and to do and cause to be done any and all acts and things necessary or proper for participating in the MCDC Initiative and all related transactions, including the Review, contemplated by this resolution.

Section 4. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this resolution are to the extent of such conflict hereby repealed.

Section 5. This resolution shall become effective in accordance with applicable law.

#### RESOLUTION 14-0902-262

#### APPROVING SAMUAL PICKELL FOR MEMBERSHIP WITH THE NEW JERSEY FIREMEN'S ASSOCIATION

BE IT RESOLVED, the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby approve the approve Samuel Pickell for membership with the New jersey Firemen's Association

Adopted by Borough Council on September 2, 2014

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

The motion was approved by the following vote:

Ayes: Councilwoman Kobuta, Councilman Mitchell,  
Councilwoman O'Neill, Councilman Sullivan,  
Councilman Utter

Nays: None

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Councilwoman O'Neill, Finance Chair presented the following vouchers for approval:

Formatted Account	Account Description	P.O. Id	Vendor Name	Amount
4-01-20-100-000-502	ADVERTISING LEGAL	14001937	NEW JERSEY LEAGUE OF MUNICIPAL	110.00
4-01-20-100-000-502	ADVERTISING LEGAL	14001985	COURIER NEWS	19.80
4-01-20-100-000-511	ADMIN SUPPORT	14001995	PAUL ALLENA	650.00
4-01-20-100-000-529	CONTINGENCY	14001989	ROBERT VANCE	500.00
4-01-20-100-000-530	COPYING/ COPIER	14001984	W.B. MASON CO., INC	64.99
4-01-20-100-000-556	EYE EXAMS	14001858	BRIAN MESS	100.00
4-01-20-100-000-628	OFFICE SUPPLIES	14001936	APEX MEDIA LLC	488.57
4-01-20-100-000-628	OFFICE SUPPLIES	14001984	W.B. MASON CO., INC	92.57
4-01-20-100-000-628	OFFICE SUPPLIES	14001999	W.B. MASON CO., INC	51.48
4-01-20-100-000-628	OFFICE SUPPLIES	14002003	STAPLES CR PLAN	10.94
4-01-20-100-000-635	POSTAGE	14001992	FEDEX	127.00
4-01-20-130-000-628	OFFICE SUPPLIES	14001984	W.B. MASON CO., INC	12.85
4-01-20-130-000-654	PAYROLL SERVICES	14001977	ADP	249.71
4-01-20-130-000-654	PAYROLL SERVICES	14002016	ADP	69.51
4-01-20-135-000-503	AUDIT	14001973	SUPLEE, CLOONEY & CO	18,750.00
4-01-20-135-000-503	AUDIT	14001974	SUPLEE, CLOONEY & CO	1,075.00
4-01-20-135-000-503	AUDIT	14001975	SUPLEE, CLOONEY & CO	1,100.00
4-01-20-135-000-503	AUDIT	14001976	SUPLEE, CLOONEY & CO	1,100.00
4-01-20-140-000-526	COMPUTER\SOFTWARE	14001986	ENFORSYS FIRE SYSTEMS, INC	525.00
4-01-20-140-000-534	COMP\SOFTWARE MAINT	14001994	COMPUTER SYSTEMS & METHODS	1,810.00
4-01-20-145-000-694	TUITION/ EDUCATION	14001978	DENA FLYNN	224.67
4-01-20-155-000-529	CONTINGENCY	14001991	DECOTIIS,FITZPATRICK,COLE & WI	195.00
4-01-20-165-000-643	PARKING LOT MTN	14002004	AT&T MOBILITY	201.78
4-01-20-165-000-758	METER REPAIRS SINGLE SPAC	14001980	BATTERIES PLUS BULBS	35.00
4-01-21-180-000-502	ADVERTISING LEGAL	14001962	COURIER NEWS	64.04
4-01-22-195-000-628	OFFICE SUPPLIES	14001984	W.B. MASON CO., INC	4.50
4-01-23-220-003-666	RX-DENTAL INS	14001987	METLIFE	4,466.48
4-01-25-240-000-511	ADMIN SUPPORT	14001911	DIANE HEIMBERG	1,800.00
4-01-25-240-000-560	EQUIPMENT REPAIR/MAINT	14001910	VESPIA'S/MR TIRE	68.94
4-01-25-240-000-670	SERVICE CONTRACTS	14001931	DELAGE LANDEN FINANCIAL SERVIC	156.00
4-01-25-265-000-507	APPARATUS REPAIRS	14001722	FIRE & SAFETY SERVICES LTD	4,677.32
4-01-25-265-000-507	APPARATUS REPAIRS	14001829	FIRE & SAFETY SERVICES LTD	87.94
4-01-25-265-000-507	APPARATUS REPAIRS	14001957	AUTOMOTIVE ENERGY	707.37

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4-01-25-265-000-507	APPARATUS REPAIRS	14001972	AMERICAN TIRE AUTO CARE	1,662.99
4-01-25-265-000-511	ADMIN SUPPORT	14002022	OCTAVIO ANGELOZZI	878.75
4-01-25-265-000-511	ADMIN SUPPORT	14002023	THOMAS CALABRESE	629.00
4-01-25-265-000-560	EQUIPMENT REPAIR/MAINT	14001829	FIRE & SAFETY SERVICES LTD	1,026.14
4-01-25-265-000-642	PAGER SYSTEM	14001723	M & W COMMUNICATIONS INC	146.00
4-01-25-265-000-660	RADIO MAINTENANCE	14001981	M & W COMMUNICATIONS INC	157.50
4-01-25-265-000-661	RENT	14001996	CENTRAL HOOK AND LADDER	1,300.00
4-01-25-275-000-637	PROSECUTOR	14001997	SHAIN, SCHAFFER & RAFANELLO,PC	1,000.00
4-01-26-290-000-519	BITUMINOUS CONCRETE	14001765	STAVOLA ASPHALT COMPANY	131.45
4-01-26-290-000-519	BITUMINOUS CONCRETE	14001942	STAVOLA ASPHALT COMPANY	61.98
4-01-26-290-000-519	BITUMINOUS CONCRETE	14001942	STAVOLA ASPHALT COMPANY	92.64
4-01-26-290-000-560	EQUIPMENT REPAIR/MAINT	14001543	BATTERY & ELECTRIC WAREHOUSE	241.01
4-01-26-290-000-560	EQUIPMENT REPAIR/MAINT	14001822	DUNELLEN AUTO GLASS	922.00
4-01-26-290-000-560	EQUIPMENT REPAIR/MAINT	14001848	MID-ATLANTIC TRUCK CENTER INC	82.73
4-01-26-290-000-560	EQUIPMENT REPAIR/MAINT	14001958	SOMERSET CTY RD & BRIDGE DIV	639.36
4-01-26-290-000-560	EQUIPMENT REPAIR/MAINT	14001965	HOUSER WELDING	150.34
4-01-26-290-000-645	PAINT	14001819	SHERWIN-WILLIAMS	234.90
4-01-26-290-000-698	TRAFFIC LIGHTS	14001945	SOMERSET CTY RD & BRIDGE DIV	194.40
4-01-26-310-000-516	BUILDING REPAIRS	14001948	SCOTT BECKER PLUMBING & HEATIN	455.50
4-01-26-310-000-517	BUILDING SUPPLIES	14001536	METRO FLAG INC	381.50
4-01-26-310-000-517	BUILDING SUPPLIES	14001984	W.B. MASON CO., INC	118.97
4-01-26-310-000-517	BUILDING SUPPLIES	14002010	HOME DEPOT CREDIT SERVICES	154.69
4-01-26-310-000-533	CONTRACTED SERVICES	14001713	ALTERNATE POWER INC	1,500.00
4-01-26-310-000-533	CONTRACTED SERVICES	14001713	ALTERNATE POWER INC	132.50
4-01-26-310-000-533	CONTRACTED SERVICES	14001944	COOL O MATIC	142.50
4-01-26-310-000-533	CONTRACTED SERVICES	14001944	COOL O MATIC	525.25
4-01-26-310-000-718	WEST END	14001357	APOLLO GLASS CO	675.00
4-01-26-310-000-718	WEST END	14001357	APOLLO GLASS CO	575.00
4-01-27-330-000-533	CONTRACTED SERVICES	14001941	SOMERSET COUNTY HEALTH DEPT CAMMPS HARDWARE & LAWN	8,792.47
4-01-28-375-000-560	EQUIPMENT REPAIR/MAINT	14001959	PRODUCT	74.29
4-01-28-375-000-560	EQUIPMENT REPAIR/MAINT	14002010	HOME DEPOT CREDIT SERVICES	62.70
4-01-28-375-000-645	PAINT	14001940	SHERWIN-WILLIAMS	463.60
4-01-28-375-000-648	POOL CHEMICALS	14001444	MIRACLE CHEMICAL CO	2,919.13
4-01-28-375-000-678	SAND	14000822	LANDSCAPE MATERIAL INC	150.60
4-01-31-440-000-704	TELEPHONE- POLICE	14001932	VERIZON COMMUNICATIONS	144.99

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4-01-31-440-000-705	TELEPHONE- A/E	14001983	XTEL COMMUNICATIONS	49.77
4-01-31-440-000-705	TELEPHONE- A/E	14001988	VERIZON	3,318.73
4-01-31-440-000-705	TELEPHONE- A/E	14001990	VERIZON COMMUNICATIONS	119.99
4-01-31-440-000-705	TELEPHONE- A/E	14002013	VERIZON	5,013.45
4-01-31-460-000-579	GAS/DIESEL	14001947	ALLIED OIL LLC	1,405.44
4-01-31-460-000-579	GAS/DIESEL	14001947	ALLIED OIL LLC	559.14
4-01-31-460-000-579	GAS/DIESEL	14001958	SOMERSET CTY RD & BRIDGE DIV	11,044.82
4-05-55-502-000-503	AUDIT	14001973	SUPLEE, CLOONEY & CO	18,000.00
4-05-55-502-000-539	CLEANING COMPOUNDS	14001872	DREAMCHEM LIMITED LIABILITY CO	395.00
4-07-00-000-000-960	DSA SUPPORTED EVENTS	14002010	HOME DEPOT CREDIT SERVICES	11.46
C-04-00-002-355-608	LANDFILL	14002007	GEOSYNTEC CONSULTANTS	55,292.18
C-04-00-002-361-907	BLDG & GRDS	13-00137	ARCADIS US INC	4,497.10
C-04-00-002-377-625	RDS & SIDEWALKS	14001472	TOP LINE CONSTRUCTION	51,348.93
C-04-00-002-420-625	ENGINEERING	14001472	TOP LINE CONSTRUCTION	60,000.00
C-04-00-002-440-659	REDEVELOPMENT	14002008	DRIVER ASSOCIATES LLC	12,800.00
C-04-00-002-441-617	PUBLIC WORKS	14001777	STORR TRACTOR CO	24,443.39
C-04-SC-002-012-700	TECHNOLOGY DEPT	14001993	SOMERVILLE BOARD OF ED	750.00
T-12-00-000-000-102	TRUST REFUNDS	14001741	JOANNA KOJ	99.00
T-12-00-000-000-102	TRUST REFUNDS	14001781	JOANNA KOJ	99.00
T-12-00-000-000-211	RECREATION TRUST EXPENSES	14001730	CENTRAL PIZZERIA & RESTAURANT	18.00
T-12-00-000-000-211	RECREATION TRUST EXPENSES	14001783	DOMAN'S TEE'S LIMITED	550.00
T-12-00-000-000-508	AWARDS	14001743	CROWN TROPHY	99.80
T-12-00-000-000-647	PLAYGROUNDS	14001729	DORELL LOCKSMITHS, INC	11.00
T-12-00-000-000-647	PLAYGROUNDS	14001821	HICKS PAVING LLC	275.00
T-12-00-000-000-647	PLAYGROUNDS	14001837	D & B POOLS	195.86
T-13-00-000-000-211	PLAN BD ESCROW	14001963	DENNIS GALVIN	520.00
T-13-00-000-000-219	UNIFORM FIRE CODE	14002011	GLENN THORNE	200.00
T-13-00-000-000-219	UNIFORM FIRE CODE	14002012	MEGAN BOUZIOTIS	16.50
T-13-00-000-000-542	CABLE TV	14001998	GRANICUS INC	586.00
T-13-00-000-000-542	CABLE TV	14002001	HERBERT A. HALL	541.04
				318,676.94

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Councilwoman O'Neill made a motion and was seconded by Councilman Mitchell to approve the aforementioned vouchers.

The motion was approved by the following vote:

Ayes: Councilwoman Kobuta, Councilman Mitchell,  
Councilwoman O'Neill, Councilman Sullivan,  
Councilman Utter

Nays: None

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

The motion was approved by the following vote:

Carried unanimously

The meeting was adjourned at 7:55pm.

Respectfully submitted,

Paul Allena  
Secretary