

**BOROUGH OF SOMERVILLE
COUNCIL MEETING
AGENDA**

Monday, April 5, 2010

6:00 P.M.

LOCATION: COUNCIL CHAMBERS – POLICE HEADQUARTERS

24 SOUTH BRIDGE STREET, SOMERVILLE, NJ 08876

COUNCIL MEETING AGENDA

1. Roll Call
2. Salute to the Flag
3. Approval of Council Meeting Minutes:
 - a. MARCH 15, 2010
4. Committee Reports
5. Departmental Reports & Notices
 - a. February Sewer Utility Account Reconciliation
 - b. February Monthly Shelter Report
6. Meeting Open to the Public (At this time the public can ask questions or make comments on any matter including matters not on the agenda)
7. Ordinance for Introduction

#2325 AMENDING CHAPTER 66, SECTION 3H OF THE BOROUGH ADMINISTRATIVE CODE ENTITLED FEES AMENDING THE SECTION THAT WOULD EXPAND THE WAIVING OF FEES FOR VOLUNTEERS OF THE SOMERVILLE FIRE COMPANY AND FIRST AID & RESCUE SQUAD TO INCLUDE VOLUNTEERS IN GOOD STANDING THAT ARE OWNERS AND RESIDE IN MIXED USE BUILDINGS
8. Ordinances for Public Hearing and Adoption

#2323 AMENDING CHAPTER 148 OF THE BOROUGH CODE CHANGING THE NAME OF THE DISTRICT MANAGEMENT CORPORATION TO THE DOWNTOWN SOMERVILLE ALLIANCE EFFECTIVE JUNE 1, 2010 AND REPLACING ALL REFERENCE TO THE DISTRICT MANAGEMENT CORPORATION OR DMC WITH THE DOWNTOWN SOMERVILLE ALLIANCE LOCATED WITHIN ALL LEGAL REFERENCES

#2324 ORDINANCE TO ESTABLISH CAP BANK FOR CALENDAR YEAR 2010
9. CONSENT RESOLUTIONS

(Resolutions 10-0405-093 through 10-0405-106)

10-0405-093 AUTHORIZING AN APPLICATION FOR A RECYCLING TONNAGE GRANT FOR THE TONNAGE RECYCLED DURING YEAR 2009

10-0405-094 AUTHORIZING SOMERVILLE WAR VETERANS MEMORIAL COMMITTEE TO CONDUCT ANNUAL MEMORIAL DAY PARADE TO BE HELD ON MONDAY, MAY 31, 2010

10-0405-095 MEMORIALIZING THE EXECUTION OF A RIGHT OF WAY VEGETATION CONTROL AND MOSQUITO CONTROL CONTRACT WITH THE COUNTY OF SOMERSET

10-0405-096 APPROVING CENTRAL JERSEY CORVETTE CLUB TO PARTICIPATE IN SOMERVILLE CRUIZE NIGHT ON JUNE 25TH AND ON AUGUST 6TH

10-0405-097 AUTHORIZING EXECUTION OF A SUBCONTRACT AGREEMENT WITH THE COUNTY OF SOMERSET, DEPARTMENT OF HUMAN SERVICES FOR PERFORMANCE OF SERVICES FOR DRUG ENFORCEMENT DEMAND REDUCTION FUNDS IN THE AMOUNT OF \$11,114.00

- 10-0405-098 APPROVING THE HIRING OF MARCI TYSON TO THE POSITION OF ADMINISTRATIVE ASSISTANT IN THE MUNICIPAL CLERK'S OFFICE.
- 10-0405-099 APPROVING A SIX MONTH FOOD VENDORS LICENSE FOR JOSEFA ICE CREAM WITH THE EXCEPTION OF FRIDAY NIGHTS WITH THE SPECIAL IMPROVEMENT DISTRICT AND EVENT DATES IN ACCORDANCE WITH BOROUGH ORDINANCE
- 10-0405-100 AWARDDING A CONTRACT TO TOP LINE CONSTRUCTION FOR CONSTRUCTION OF THE PETERS BROOK GREENWAY SOUTHERN EXTENSION FROM EAST HIGH STREET TO THE RARITAN RIVER INCLUDING IMPROVEMENTS TO PARK AVENUE – CONTRACT SM-09-003
- 10-0405-101 APPROVING SOMERVILLE SAMPLER DAY MAY 15, 2010 AND APPROVING A GENERAL SIDEWALK SALES PERMIT AND CLOSURE OF DIVISION STREET FROM WEST MAIN STREET TO SOUTH STREET
- 10-0405-102 ACCEPTING THE FISCAL YEAR 2009 ASSISTANCE TO FIREFIGHTERS GRANT FROM THE DEPARTMENT OF HOMELAND SECURITY IN THE AMOUNT OF \$158,318.00 FOR THE PURCHASE OF TURN OUT GEAR
- 10-0405-103 APPROVING 50/50 ON PREMISE APPLICATION FOR THE SOMERSET COUNTY BAR FOUNDATION
- 10-0405-104 APPROVING COMMUNITY DAY CELEBRATION TO BE CONDUCTED BY THE SOMERVILLE PUBLIC LIBRARY
- 10-0405-105 AUTHORIZING THE CONDITIONAL DESIGNATION OF PLAZA REDEVELOPMENT LLC AS REDEVELOPER FOR THE PROPERTY KNOWN AS TAX BLOCK 117, , LOTS 1.01 AND 2 IN THE WEST MAIN STREET REDEVELOPER AREA, FOR THE DEVELOPER OF A COMMERCIAL PROJECT
- 10-0405-106 DETERMINING THAT THE AREA GENERALLY KNOWN AS TAX BLOCK 117, LOTS 1.01 AND 2 AS SHOWN ON THE TAX MAP OF THE BOROUGH OF SOMERVILLE QUALIFIES AND IS DETERMINED AS AN AREA IN NEED OF REDEVELOPMENT PURSUANT TO PROVISIONS OF THE LOCAL REDEVELOPMENT AND HOUSING LAW AND SHALL BECOME PART OF THE WEST MAIN STREET REDEVELOPMENT AREA

10. BILLS AND VOUCHERS

11. ADJOURNMENT

The first regular Borough Council Workshop for the month of April 2010 of the Somerville Borough Council was convened on the above date at 7:05 pm prevailing time, in Borough Council Chambers, 24 South Bridge Street, Somerville, New Jersey.

Somerville Station and Redevelopment Update:

Mayor Gallagher commented on a recent meeting of the Somerville Station and Landfill redevelopment update meeting with the NJ Department of Environmental Protection Brownsfield . He is excited to see that there has been a great amount of behind the scenes accomplishments in this project. There has been a recent Brownsfield designation given to this project. The Borough has also been approved to begin to use the \$250,000 in landfill closure fund.

Colin Driver, Director of Economic Development introduced the various representatives from NJ DEP, Geo-Synthec and Whitman Group who are here this evening to support the presentation.

Colin presented a power point presentation. On March 4, 2010 there was a meeting with the Browns Field Program in Trenton. At this time a complete overview of the redevelopment was presented.

Colin highlighted the areas of the current and future areas of investigation. Once these areas have been investigated, the BDA plan can be adjusted to meet the area under development. The wetlands are about 43 acres and need to be cleaned up and restored. It is difficult to get permits from the DEP for wetlands.

One of the identified issues is primary roads which need to be constructed within the area of redevelopment. These roads are critical to the overall redevelopment of the area. One of these is the Davenport St. extension which will include a tunnel under the rail road in order t access t HUB of the development. This will also be a transit village so you need to have the roadways to bring the passengers to the rail station. This also allows for multiple projects done by different developers.

There is also environmental challenge of a historic seasonal stream running through the landfill. There are also flood plains contained in this area. One of the areas of testing ground water is evolving technology which is used by Geo Synthec. There was also not enough methane coming out of the landfill to be resold. As for the bedrock investigation this could go on for 12-18-24 months. In this sense there would be no remediation plan submitted until after the end. If this can be split and the remediation plan be submitted in October 2010 then it could be approved and the Brownsfield funding could be released in early 2011.

Last year the Borough was approved for \$2,138,000 in funding from the Hazardous Site Discharge Fund. The Borough has spent to date \$1,600,000. Additional funding is waiting for disbursement in Trenton.

It was envisioned that 26 deep wells would needed to be installed. It was further determined that there would be some cluster well of not more than 8-10 wells. The hardest well in the entire project is in Raritan.

Some of the hurdles to the project are wetland permits. It slows the process down and there could be challenges to be proposed scope. The Davenport Street extension tunnel has been undertaken by the County to develop the concept and preliminary planning design for this project. The Borough has also requested suspension of monitoring well testing on the landfill which has been in place since the closure of the landfill. This costs the Borough approximately \$9,000 per year for permits and testings.

Mayor Gallagher asked what current testing is taking place.

Geo-Syntec replied that these are overburden investigation and well installation at this time.

Councilman Sullivan asked if anything unique issues found t date.

Geo-Synthec replied that to date nothing out of the ordinary was found.

Councilman Mitchell commented on some materials that were found a while back and what the risk may be.

Colin Driver replied that these drums that were located are being analyzed as well as any off site contamination coming in is being also reviewed through the continued boring on the landfill.

Councilman Mitchell also asked that copies of the report be provided to the Environment Commission.

Mayor Gallagher thanked Colin Driver and the other professionals for being here this evening to present a very informative update on the landfill.

There being no further workshop items to be addressed, the Borough Council workshop was adjourned at 7:40 pm.

The first regular Borough Council meeting for the month of April 2010 of the Somerville Borough Council was convened on, Monday March 15, 2010 at 7:40pm prevailing time, in Borough Council Chambers 24 South Bridge Street, Somerville, New Jersey. .

Upon call of the roll, the following Borough Council Members were present: Mayor Brian Gallagher presiding, Council President Jane Kobuta, Councilman Thompson Mitchell, Councilman Dennis Sullivan, Councilman Kenneth Utter, Councilman Robert Wilson and Councilwoman Patricia Webster.

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

The pledge of allegiance was recited by those in attendance.

Committee Reports:

Councilman Sullivan reminded everyone that the 2010 Budget will be up for Hearing on April 19, 2010 at 8:00pm. There will be presentation of the School Board Budget at the April 19, 2010 Borough Council workshop.

Councilman Sullivan also reported that there was an additional cut of \$361,000 in state aid after the introduction of the 2010 budget. The budget as introduced reflects an \$80.00 per house increase.

Councilman Mitchell reported that the County would be holding tours of the Recycling Center during County Government Week in April.

Councilman Mitchell reported that the Somerville High School as again taken first place in the Consumer Bowl.

Councilman Mitchell reported that the water company has been flushing lines in town and to make sure that residents are aware of this.

Councilman Mitchell commented that the Borough would need to submit a letter of intent to the County to participate in the annual Historic Tour program in the fall.

Councilwoman Webster reported that she has spoken with the Police Chief regarding the glass breakage in the area of Mastogen Drive and that the police will monitor this area.

Councilman Utter commented on the 175th Anniversary Parade for the Somerville Fire Department and Somerville Borough Centennial on Saturday, June 19, 2010.

Councilwoman Kobuta reported that the DMC received good news from the Main Street NJ program and the program is doing well with some very positive growth.

Councilwoman Kobuta reminded everyone of the upcoming waffle ball game between the Borough Council and Recreation Commission on Saturday, April 17, 2010 in conjunction with the dedication of the new Chick Sternadori Fields at VanDeerveer School on Union Ave.

Mayor Gallagher commented on the recent declaration of Somerset County as a disaster area and eligible for low interest loans as a result of the recent floods.

Open to the Public:

Mayor Gallagher opened the meeting to comments from the public.

Mr. John Kurilla, 77 Eastern Ave, Somerville, wished to thank Kevin Sluka for notifying him of the water flushing that was going take place.

Mr. Kurilla also asked for what containments have been found on the landfill.

Colin Driver responded that these are chlorinated solvents which include gasoline, dry cleaning fluids, by-products from railway operations.

Mayor Gallagher commented that there are areas that have elevated levels that are being monitored to determine the source and how to deal with these containments.

Mr. Kurilla asked a question on the proposed layoff of teachers and the impact on the budget. Mayor Gallagher asked him to hold this question until next week when the Board of Education makes their budget presentation.

Mr. Emery Fekete, 1 Mountain Ave, Somerville, commented on the increase of second hand smoke on Main Street. He frequently is on Main Street and see this as an issue outside of businesses. He would like to know what regulations if any can be enforced. He also sees many strollers being pushed by people smoking. He would like to see the store owners begin to enforce the 25ft buffer.

Mayor Gallagher commented that governing bodies have a problem with regulating smoking outside. The Borough Council cannot legislate common sense.

Mayor Gallagher asked for any other questions and hearing none he declared the public portion of the meeting to be closed.

Ordinance for Introduction:

#2325 AMENDING CHAPTER 66, SECTION 3H OF THE BOROUGH ADMINISTRATIVE CODE ENTITLED FEES AMENDING THE SECTION THAT WOULD EXPAND THE WAIVING OF FEES FOR VOLUNTEERS OF THE SOMERVILLE FIRE COMPANY AND FIRST AID & RESCUE SQUAD TO INCLUDE VOLUNTEERS IN GOOD STANDING THAT ARE OWNERS AND RESIDE IN MIXED USE

AMENDING CHAPTER 66, SECTION 3H OF THE BOROUGH CODE ENTITLED SCHEDULE OF FEES

BE IT ORDAINED that the following amendment shall be made to Chapter 66, Section 3H of the Borough Code.

- H. All municipal fees or charges, excepting fees for charges for services performed by other than Borough employees, imposed in order to secure a construction permit for any construction, reconstruction, alteration or improvement of any one or two family home, or mixed use building which includes residential units, owned by and in which a qualified volunteer, as hereinafter defined, is or will be a full time resident of one (1) of the residential units, shall be waived upon the filing of an appropriate application therefore. In order to be a qualified volunteer, the following conditions must be satisfied:
 1. The volunteer must be a member in good standing of a Somerville Fire Company within the Somerville Fire Department or the First Aid & Rescue Squad of Somerville for a minimum of one (1) continuous year immediately preceding the date of the application for a construction permit;
 2. The volunteer shall have served without remuneration or an agreement or contract for hire during the one (1) year period;
 3. The volunteer shall have satisfied the requisite percentage of activity, attendance and participation of the respective organization;
 4. The chief executive officer of the fire company or rescue squad shall certify in writing that the volunteer has satisfied the requirements of paragraphs (1) through (3), hereof; and
 5. The volunteer shall certify in writing compliance with the residency requirements of this section.
 6. The fees associated solely with the living space of the volunteer shall be waived the portions or other fees associated with the units and or commercial space that is not the living quarters shall be assessed accordingly.

Mayor Gallagher opened the meeting to comments on Ordinance 2325 and there were none at this time.

Councilman Utter made a motion and was seconded by Councilwoman Webster to approve the aforementioned ordinance for introduction and it was approved by the following vote:

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

Nays: None

Ordinance for Hearing and Adoption:

The following Ordinance 2323 was presented for hearing and adoption:

AMENDING CHAPTER 148 OF THE BOROUGH CODE CHANGING THE NAME OF THE DISTRICT MANAGEMENT CORPORATION TO THE DOWNTOWN SOMERVILLE ALLIANCE EFFECTIVE JUNE 1, 2010 AND REPLACING ALL REFERENCE TO THE DISTRICT MANAGEMENT CORPORATION OR DMC WITH THE DOWNTOWN SOMERVILLE ALLIANCE LOCATED WITHIN ALL LEGAL REFERENCES

BE IT ORDAINED that the District Management Corporation desires to change its name from the District Management Corporation to the Downtown Somerville Alliance and that no other changes to ordinances are being made as per this ordinance; and

BE IT FURTHER ORDAINED as follows:

- 1) That all ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

2) This ordinance shall effect June 1, 2010 upon final publication and adoption in the manner provided by law.

Mayor Gallagher opened the meeting to comments on Ordinance 2323 and there were none at this time.

Councilwoman Kobuta made a motion and was seconded by Councilman Utter to approve the aforementioned ordinance for adoption and it was approved by the following vote:

Ayes:	Councilwoman Kobuta, Councilman Mitchell, Councilman Sullivan, Councilman Utter, Councilman Wilson, Councilwoman Webster
Nays:	None

The following Ordinance 2324 was presented for hearing and adoption:

ORDINANCE TO EXCEED THE CY 2010 MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

WHEREAS, the Local Government Cap law, NJSA 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% or the cost of living adjustment of 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, a municipality may, by ordinance, bank the difference between its final appropriations subject to the 2.5% cap and the 3.5% cost of living adjustment when said difference is not appropriated as part of the final budget; and

WHEREAS, the Borough Council of the Borough of Somerville in the County of Somerset hereby determines that this difference in the amount of \$392,629.44 that is not appropriated as part of the final budget shall be retained as an exception to the final appropriations in either of the next two succeeding years; and

NOW THEREFORE BE IT ORDAINED, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Mayor Gallagher opened the meeting to comments on Ordinance 2324 and there were none at this time.

Councilman Sullivan made a motion and was seconded by Councilman Mitchell to approve the aforementioned ordinance for adoption and it was approved by the following vote:

Ayes:	Councilwoman Kobuta, Councilman Mitchell, Councilman Sullivan, Councilman Utter, Councilman Wilson, Councilwoman Webster
Nays:	None

The following consent resolutions were presented:

RESOLUTION 10-0405-093

AUTHORIZING APPLICATION FOR A RECYCLING TONNAGE GRANT FOR THE TONNAGE RECYCLED DURING YEAR 2009

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c 102 has established a recycling fund from which a tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and recycling Act to use the tonnage grants to develop new municipal recycling programs to continue to expand existing programs; and

WHEREAS, The NJ Department of Environmental protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations imposed on municipalities contain certain requirements as condition for applying for tonnage grants, including but not limited to maintaining and keeping verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing the Borough of Somerville to apply for such tonnage grants will memorialize the commitment of the Borough to recycling and indicate the assent of the Borough Council to the efforts undertaken by the Borough and requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such resolution should designate the individual authority to ensure the application is properly completed and timely filed:

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby endorses the submission of the recycling tonnage grant application to the New Jersey Environmental Protection and designates Peter Hendershot, recycling Coordinator, to ensure that the application is properly filed and a certified copy of this resolution is delivered to all pertinent agencies.

RESOLUTION 10-0405-094

AUTHORIZING SOMERVILLE WAR VETERANS MEMORIAL COMMITTEE TO CONDUCT ANNUAL MEMORIAL DAY PARADE TO BE HELD ON MONDAY, MAY 31, 2010

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey authorizes the Somerville War Veterans Memorial Committee to conduct the Annual Memorial Day parade on Monday 31, 2010 and ceremony at the New Cemetery to start at approximately 10:30 a.m.

RESOLUTION 10-0405-095

MEMORIALIZING THE EXECUTION OF A RIGHT OF WAY VEGETATION CONTROL AND MOSQUITO CONTROL CONTRACT WITH THE COUNTY OF SOMERSET

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey authorizes the Mayor and/or Municipal Clerk to execute a contract with the County of Somerset for right of way vegetation control and mosquito control on an as needed basis to be performed by the County of Somerset

RESOLUTION 10-0405-096

APPROVING CENTRAL JERSEY CORVETTE CLUB TO PARTICIPATE IN SOMERVILLE CRUIZE NIGHT ON JUNE 25TH AND ON AUGUST 6TH

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves and reserves spaces for two dates June 25, 2010 and August 6, 2010 for the Central Jersey Corvette Club entitled "Corvettes do Somerville" and "Corvette Club Display"

RESOLUTION 10-0405-097

AUTHORIZING EXECUTION OF A SUBCONTRACT AGREEMENT WITH THE COUNTY OF SOMERSET, DEPARTMENT OF HUMAN SERVICES FOR PERFORMANCE OF SERVICES FOR DRUG ENFORCEMENT DEMAND REDUCTION FUNDS IN THE AMOUNT OF \$11,114.00

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey authorizes the Mayor and Chief Financial Officer to execute the 2010 Subcontract Agreement between the County of Somerset and the Borough of Somerville for Drug Enforcement Demand Reduction Funds in the amount \$11,114.00

RESOLUTION 10-0405-098

APPROVING THE HIRING OF MARCI TYSON TO THE POSITION OF ADMINISTRATIVE ASSISTANT IN THE MUNICIPAL CLERK'S OFFICE

WHEREAS, as a result of the anticipated retirement (April 30, 2010) of a Vital Records Registrar, the retirement of a Clerk Typist (December 31, 2009) and the reduction of a Health Educator (March 31, 2010) the Borough created this new position; and

WHEREAS, the Borough had properly posted the position in accordance with Collective Bargaining regulations; and

WHEREAS, the Councilwoman Kobuta and Clerk Administrator interviewed and recommend Marci Tyson for the position; and

WHEREAS, Ms. Tyson accepted the salary of \$57,900 and the terms and conditions of employment that require a 40 hour work week and include all the health benefits that Ms. Tyson has had with the Borough; and

WHEREAS, the Borough shall amend the salary ordinances to reflect the new position and its salary range; and

WHEREAS, the Borough will transfer the number of years Ms. Tyson has to calculate her vacation and personal time entitlements; and

WHEREAS, the position is a new position and not subject to any retroactivity of payments by the Borough if any such retroactivity becomes available; and

WHEREAS, the effective date of the acceptance and start of this position shall be April 1, 2010 and Ms. Tyson shall be compensated according utilizing such effective date and for the purpose of reporting April 1, 2010 shall be her start date:

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby approves the hiring of Marci Tyson to the position of Administrative Assistant in the Office of the Municipal Clerk at an annual prorated salary of \$57,900 effective April 1, 2010

RESOLUTION 10-0405-099

APPROVING A SIX MONTH FOOD VENDORS LICENSE FOR JOSEFA ICE CREAM WITH THE EXCEPTION OF FRIDAY NIGHTS WITH THE SPECIAL IMPROVEMENT DISTRICT AND EVENT DATES IN ACCORDANCE WITH BOROUGH ORDINANCE

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves a six month food vendor's license for Josefa Ice Cream to solicit with the exception of Friday nights within the special Improvement District and event dates in accordance with Borough Ordinance

RESOLUTION 10-0405-100

AWARDING A CONTRACT TO TOP LINE CONSTRUCTION FOR CONSTRUCTION OF THE PETERS BROOK GREENWAY SOUTHERN EXTENSION FROM EAST HIGH STREET TO THE RARITAN RIVER INCLUDING IMPROVEMENTS TO PARK AVENUE – CONTRACT SM-09-003

WHEREAS, the Borough of Somerville legally advertised for the Peters Brook Greenway Southern Extension Construction Project, from East High Street to the Raritan River including improvements to park Avenue in the Borough of Somerville, County of Somerset, State of New Jersey; and

WHEREAS, the construction documents were prepared by the Somerset County Engineering Division; and

WHEREAS, sealed proposals were received, opened and read aloud in public on February 24, 2010 at 10:00 prevailing time; and

WHEREAS, eleven (11) bidders submitted proposals; and

WHEREAS, the bids were reviewed and it was determined by the Borough Engineer (County of Somerset) and Assistant to the Borough Engineer that Top Line Construction Corp., 22 Fifth Street, Somerville, New Jersey 08876 was the low responsible bidder; and

WHEREAS, the Chief Financial Officer certifies that funds are available to award said contract in Bond Ordinance Number 2286; and

WHEREAS, an agreement for State Aid between the Borough of Somerville and the New Jersey Department of Transportation provides for the approval of the award of contract by the New Jersey Department of Transportation:

NOW THEREFORE BE IT RESOLVED, by the Mayor and the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey acting upon the recommendation of the Borough Engineer hereby award a bid for Peters Brook Greenway Southern Extension Construction Project, from East High Street to the Raritan River including improvements to Park Avenue in the Borough of Somerville, County of Somerset, State of New Jersey Project SM-09-003 in the amount of \$400,232.37 in which funds are available in Bond Ordinance 2286 and hereby certified by the Borough's Chief Financial Officer

RESOLUTION 10-0405-101

APPROVING SOMERVILLE SAMPLER DAY MAY 15, 2010 AND APPROVING A GENERAL SIDEWALK SALES PERMIT AND CLOSURE OF DIVISION STREET FROM WEST MAIN STREET TO SOUTH STREET

WHEREAS, on Saturday, May 15, 2010, the Somerville Downtown Alliance will be holding its 6th Annual Somerville Sampler Day from 11:00 a.m. to 5:00 p.m.; and

WHEREAS, Sampler Day will be the kick-off for Restaurant Week May 15 – May 22; and

WHEREAS, the approval of Sampler Day will authorize the closure of Division Street from West Main Street to South Street from 10:00 a.m. – 5:30 p.m.

WHEREAS, a general sidewalk sales permit shall be granted and fees waived for conducting sidewalk sales on May 15, 2010:

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves Somerville Sampler Day on Saturday, May 15, 2010 and approves a general sidewalk sales permit and authorizes the closure of Division Street from 10:00 a.m. to 5:30 p.m.

RESOLUTION 10-0405-102

ACCEPTING FISCAL YEAR 2009 ASSISTANCE TO FIRE FIGHTERS GRANT IN THE AMOUNT OF \$158,318.00 FOR THE PURCHASE OF TURNOUT GEAR

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby accepts the Fiscal Year 2009 Assistance to Firefighters Grant in the amount of \$158,318.00, requiring a match of \$8,332.00 for the purchase of Turnout Gear.

RESOLUTION 10-0405-103

APPROVING 50/50 ON PREMISE APPLICATION FOR THE SOMERSET COUNTY BAR FOUNDATION

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby approves a 50/50 on-premise raffle for the Somerset County Bar Foundation on May 27, 2010

RESOLUTION 10-0405-104

APPROVING COMMUNITY DAY CELEBRATION TO BE CONDUCTED BY THE SOMERVILLE PUBLIC LIBRARY ON APRIL 10, 2010

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby approves a Community Day celebration to be conducted on the Borough Hall Lawn by the Somerville Public Library on April 10, 2010.

RESOLUTION 10-0405-105

AUTHORIZING THE CONDITIONAL DESIGNATION OF PLAZA REDEVELOPMENT, LLC AS REDEVELOPER FOR THE PROPERTY KNOWN AS TAX BLOCK 117, LOTS 1.01 AND 2 IN THE WEST MAIN STREET REDEVELOPMENT AREA, FOR THE DEVELOPMENT OF A COMMERCIAL PROJECT

WHEREAS, the Borough of Somerville has been promoting the redevelopment of the West Main Street Redevelopment Area; and

WHEREAS, the properties known as Block 117, Lots 1.01 and 2 are located in the West Main Street Redevelopment Area; and

WHEREAS, Somerville T.I.C., I, L.L.C. owns properties known as Block 117, Lots 1.01 and 2 (the "Properties") and requested the inclusion of the Properties in the West Main Street Redevelopment Area in order to facilitate the redevelopment of the Properties for a commercial use including a total of approximately 70,000 square feet office and retail space in conjunction with a the construction of a parking deck on other property located in the West Main Street Redevelopment Area; and

WHEREAS, the entity created for the redevelopment of the Properties is Plaza Redevelopment, LLC; and

WHEREAS, the proposal has been reviewed and found consistent with the Borough's goals for redeveloping the West Main Street Redevelopment Area.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Somerville that it hereby authorizes the conditional designation of Plaza Redevelopment, LLC, 80 Main Street, Flemington, NJ as redeveloper for the properties known as Block 117, Lots 1.01 and 2 located in the West Main Street Redevelopment Area.

RESOLUTION 10-0405-106

DETERMINING THAT THE AREA GENERALLY KNOWN AS TAX BLOCK 117, LOTS 1.01 AND 2 AS SHOWN ON THE TAX MAP OF THE BOROUGH OF SOMERVILLE QUALIFIES AND IS DETERMINED AS AN AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE PROVISIONS OF THE LOCAL REDEVELOPMENT AND HOUSING LAW (N.J.S.A. 40A:12A-5) AND SHALL BECOME PART OF THE WEST MAIN STREET REDEVELOPMENT AREA

WHEREAS, by resolution, adopted on or about November 3, 2003, the Borough Council of the Borough of Somerville (the "Borough Council") determined that certain lands, including those known as Block 117, Lot 1 and Block 118, Lot 21 as shown on the official tax map of the Borough of Somerville were "an area in need of redevelopment" pursuant to Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-5 and 6 and to be known as the West Main Street Redevelopment Area; and

WHEREAS, N.J.S.A. 40A:12A-6 provides that "No area of a municipality shall be determined to be a redevelopment area unless the Governing Body of the municipality shall, by resolution, authorize the planning board to undertake a preliminary investigation to determine whether the proposed area is a redevelopment area according to the criteria set forth in N.J.S.A. 40A:12A-5;" and

WHEREAS, on March 1, 2010 the Borough Council, by way of resolution, did authorize the Somerville Planning Board to undertake a preliminary investigation with regard to the properties known as Block 117, Lots 1.01 and 2 (the "Study Area") may be deemed "an area in need of redevelopment" and to add same to the West Main Street Redevelopment Area; and

WHEREAS, the Planning Board has conducted a preliminary investigation of the Study Area in accordance with the guidelines set forth in N.J.S.A. 40A:12A-6 to determine whether the Study Area is an "area in need of redevelopment" according to the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, pursuant to the requirements set forth in N.J.S.A. 40A:12A-6 and current case law, the Planning Board caused notice of the hearing to be published and caused a copy of the notice to be mailed, at least ten days prior to the date set for the hearing, to the last owner of the properties within the Study Area according to the assessment records of the Borough; and

WHEREAS, the Planning Board conducted a public hearing on this matter on March 24, 2010; and

WHEREAS, a report, dated March 24, 2010, was prepared by Michael Cole, P.P. of Cole and Associates, LLC, which is incorporated herein by reference, and presented to the Planning Board that set forth certain findings with respect to the eligibility of the Study Area as an "area in need of redevelopment" in accordance with the provisions N.J.S.A. 40A:12A-5; and

WHEREAS, Michael Cole of Cole and Associates, LLC, a licensed professional planner was accepted as an expert and presented extensive testimony supporting and supplementing the aforesaid report and addressing the statutory criteria at each of the public hearings; and

WHEREAS, no written objections were received; and

WHEREAS, no testimony was presented by members of the public; and

WHEREAS, as a result of its finding of fact, the Planning Board, by resolution adopted on March 24, 2010, which is incorporated herein by reference (the "Planning Board Resolution"), concluded:

1. The Study Area is not fully productive, and it is potentially useful and valuable for contributing to and serving the public.
2. Portions of the Study Area are needed for the effective redevelopment of the adjoining supermarket and redevelopment area.
3. Designating the Study Area for redevelopment will encourage private investment that will contribute to the economic well-being of the community by providing employment and tax ratables for the betterment of the community.
4. The Study Area is within the Metropolitan Planning Area (PA1) and a Designated Regional Center. The Borough endorses and supports the goals and policies of the PA1 and Regional Center as enumerated in the NJ State Development and Redevelopment Plan (SDRP).
5. The reasons enumerated in item #4 above, the Study Area is in a smart growth zone where smart growth planning occurs.
6. The properties in the Study Area meet the criteria set forth in N.J.S.A. 40A:12A-5.g., which states "The designation of the delineated area is consistent with the smart growth planning principles adopted pursuant to law or regulation."
7. Inclusion of the Study Area is necessary to for construction of new parking deck, improved circulation on South Street and the surrounding area and for achieving the density needed for a Regional Center.
8. The properties in the Study Area meet the definition set forth in N.J.S.A. 40A:12A-3 which states that a redevelopment area may include lands, buildings, or improvements which themselves are not detrimental to the public health, safety or welfare, but the inclusion of which is found necessary, with or without change in their condition, for the effective redevelopment of the area which they are part. The properties in the Study Area are needed for the effective redevelopment of the area which they are part.

WHEREAS, the Planning Board recommends, based on its preliminary investigation and the factual findings set forth in the Planning Board Resolution, that the Study Area be designated an "area in need of redevelopment" pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Somerville hereby accepts the findings of the Planning Board as set forth in the Planning Board Resolution and determines that Block 117, Lots 1.01 and 2 as shown on the Tax Map of the Borough of Somerville, referred to herein as the Study Area, qualifies as an "area in need of redevelopment" pursuant to the provisions of the Local Redevelopment Act and Housing Law, N.J.S.A. 40A:12A-1 et seq.

BE IT FURTHER RESOLVED, that upon adoption of this resolution, the Borough Clerk shall transmit a copy of this resolution to the Commissioner of Community Affairs for the State of New Jersey for review pursuant to N.J.S.A. 40A:12A-6.b.(5).

BE IT FURTHER RESOLVED, that within ten (10) days of the approval of the determination that certain properties comprising of Block 117, Lots 1.01 and 2, as shown on the Tax Map of the Borough of Somerville qualifies as an "area in need of redevelopment" pursuant to the provisions of the Local Redevelopment Act and Housing Law (N.J.S.A. 40A:12A-1 et seq.), the Borough Clerk shall serve, a notice of the determination, upon each person who filed a written objection thereto and stated, in or upon the written submission, an address to which notice of determination may be sent.

BE IT FURTHER RESOLVED, that upon the adoption of this Resolution, the Borough Clerk shall serve a notice of the determination upon the last owner of the properties within the Study Area according to the assessment records of the Borough, which notice shall be in accordance with the requirements set forth in Harrison Redevelopment Agency v. DeRose, 398 N.J. Super. 361 (App. Div. 2008).

BE IT FURTHER RESOLVED, that this determination shall be binding and conclusive upon all persons affected by such determination.

BE IT FURTHER RESOLVED, that no redevelopment project shall be undertaken or carried out by the Borough except in accordance with a redevelopment plan adopted by ordinance pursuant to the provisions and criteria set forth in N.J.S.A. 40A:12A-7.

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

1. Shall be for an period of 120 days from adoption of this Resolution at which time the designation shall expire unless extended as set forth herein;
2. That Plaza Redevelopment, LLC and the Borough of Somerville negotiate and agree upon the terms and conditions of a redevelopment agreement; and
3. That Plaza Redevelopment, LLC pays any and all professional costs incurred by the Borough of Somerville related to the implementation of this project; and
4. That Plaza Redevelopment, LLC and the Borough of Somerville enter into an escrow agreement regarding the costs set forth in condition #3 above within ten (10) days of adoption of this resolution.

BE IT FURTHER RESOLVED, that said conditional designation may be extended upon satisfactory demonstration that substantive progress has occurred in meeting the conditions set forth herein. Any extension of the designation shall require approval by the Mayor and Borough Council.

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

RESOLUTION 10-0405-107
 APPOINTING JOHN MOODY TO THE PARKING AND TRAFFIC COMMITTEE

BE IT RESOLVED, the Mayor hereby appoints and confirmed by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby appoints John Moody to the Parking and Traffic Committee with a term expiring on December 31, 2010.

RESOLUTION 10-0405-108
 APPOINTING DIANA REHBORN TO THE ENVIRONMENTAL COMMISSION AS ALTERNATE #1

BE IT RESOLVED, the Mayor hereby appoints and confirmed by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby appoints Diana Rehorn to the Environmental Commission with a term expiring on December 31, 2010.

RESOLUTION 10-0405-109

ACCEPTING A GRANT FROM THE HAZARDOUS DISCHARGE SITE REMEDIATION FUND PUBLIC ENTITY PROGRAM THROUGH THE NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

WHEREAS, Borough of Somerville the has applied for and has been awarded a grant in the amount of \$72,793 from the Hazardous Discharge Site Remediation Fund Municipal Grant Program through the Department of Environmental Protection and the New Jersey Economic Development Authority for Remedial Investigation as well as report preparation of the Somerville Landfill property;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Somerville that the above referenced grant is hereby accepted and the Mayor and/or Administrator is hereby authorized to execute grant documents as an authorized representative there under, as the representative for the Borough of Somerville.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the New Jersey Economic Development Authority.

Councilwoman Kobuta made a motion and was seconded by Councilman Sullivan to approve the aforementioned consent resolutions and was approved by the following vote:

Ayes:	Councilwoman Kobuta, Councilman Mitchell, Councilman Sullivan, Councilman Utter, Councilman Wilson, Councilwoman Webster
Nays:	None

Councilman Sullivan, Finance Chairman presented the following vouchers for approval:

023160	04/05/10	1406.25	C	1011	ROBERT VANCE	024-1017-612	0043990	RENT	
023169	04/05/10	1757379.00	C	2509	SOMERVILLE BOARD OF ED	025-5002-500	0900991	APRIL 10, 2010 PAYME	
017232	03/15/10	9736.92	M	1948	PENSION ADJUSTMENT FUND OF NJ	024-1822-652	1000006	CPFPF ANNUAL LIABILI	
023101	04/05/10	47.75	C	0937	CONSOLIDATED POLICE &	024-1822-652	1000007	ADMIN FEES	
023188	04/05/10	120.00	C	1551	Y-PERS	024-1210-560	1000166	ROLLED RAGS	0081277-IN
023148	04/05/10	50.00	C	1621	MUNICIPAL CONST OFFICIALS OF N	024-1114-545	1000172	DUES	
023147	04/05/10	13356.50	C	0521	MOTIVATED SECURITY SERVICE IN	024-1315-533	1000182	CROSSING GUARDS 2/10	526097
999999	03/17/10	113830.39	M	2787	TD EQUIPMENT FINANCE	024-2210-552	1000217	2009 BOND INTEREST	
023112	04/05/10	166.55	C	4442	DERCO OFFICE SOLUTIONS	024-1018-533	1000264	TAX MAPS	13751A
023169	04/05/10	557.06	C	2509	SOMERVILLE BOARD OF ED	031-0111-682	1000307	SCHOOL RENTAL FEE	
023105	04/05/10	61.40	C	0312	COURIER NEWS	024-1410-502	1000342	RESOLUTION	0101088372
023167	04/05/10	1290.00	C	0874	SOMERSET COUNTY PARK COMMISSIO	031-0111-702	1000346	FIELD RENTAL FEES	
023089	04/05/10	422.97	C	2062	BATTERY & ELECTRIC	024-1210-560	1000377	PW PURCHASES	
023149	04/05/10	95.00	C	0883	N J LOCAL BOARDS OF HEALTH ASS	024-1410-545	1000378	MEMBERSHIP	
023114	04/05/10	350.00	C	3472	EAST JORDAN IRON WORKS, INC	028-8001-735	1000411	MANHOLE FRAME/COVER	3240780
023087	04/05/10	101.03	C	2984	B&L PRINTING CO	024-1410-628	1000418	SUPPLIES	9336
023088	04/05/10	725.85	C	0652	BAKER & TAYLOR	024-1513-518	1000424	BOOKS, ADULT AND JUV	
023094	04/05/10	131.72	C	0852	BWI	024-1513-518	1000425	BOOKS, JUV & YA	
023129	04/05/10	216.00	C	1329	GANN LAW BOOKS	024-1114-513	1000430	COX BOOK	S430734
023139	04/05/10	17009.85	C	1332	L3 COMMUNICATIONS	024-1111-533	1000475	MVD'S	0153142
023103	04/05/10	310.43	C	4455	COOPER ELECTRIC SUPPLY	024-1210-560	1000486	WRENCH	QUOTES006649887
023179	04/05/10	500.00	C	0169	TOP LINE CONSTRUCTION	026-2217-625	1000487	RECONSTRUCT MANHOLE	3673, 3795
023179	04/05/10	2758.51	C	0169	TOP LINE CONSTRUCTION	044-4009-533	1000487	RECONSTRUCT MANHOLE	3673, 3795
023090	04/05/10	809.31	C	0029	BEST EXPRESSION, INC	051-0111-234	1000508	GREAT MERCHANDISE	020108
023127	04/05/10	95.22	C	1824	FRANK J QUINN	031-0111-582	1000531	PROGRAM SUPPLIES	
023124	04/05/10	19940.29	C	3034	FORD MOTOR CREDIT CO.	024-1111-720	1000533	2 2009 CHARGERS	5697500
023175	04/05/10	150.00	C	0300	SYMBOLGY ENTERPRISES INC	024-1111-533	1000544	CARD PRINTER RIBBONS	66437
023079	04/05/10	40.00	C	4459	ALBA GOMEZ	031-0111-211	1000545	PROGRAM REFUND	
023176	04/05/10	667.73	C	2690	TAYLOR OIL CO INC	024-1217-579	1000558	FUEL	021210NJ01
023083	04/05/10	7750.00	C	0757	ARCADIS US INC	026-2245-608	1000598	GROUNDWATER MONITORI	0308852
023133	04/05/10	3071.34	C	1326	INDUSTRIAL CHEM LABS & SERVICE	044-4009-539	1000599	DEGREASER/ROOT BEGON	66037, 66038
023123	04/05/10	89.98	C	0994	FLEMINGTON DEPARTMENT STORE	024-1111-713	1000604	CLOTHING ALLOWANCE	13465
023102	04/05/10	181.25	C	0946	COOL O MATIC	024-1019-516	1000613	BLD HEAT UNIT	407080
023125	04/05/10	500.00	C	3808	FRA TECHNOLOGIES	011-0111-211	1000618	LICENSING PROGRAM	10177-B
023115	04/05/10	427.36	C	1176	EFINGERS	031-0111-582	1000623	PROGRAM SUPPLIES	421648
023100	04/05/10	500.00	C	0928	COMPUTER SYSTEMS & METHODS	024-1111-533	1000624	COMPUTER MAINTENANCE	30910
023113	04/05/10	142.60	C	0744	DIANE HEIMBERG	024-1111-614	1000625	PETTY CASH	
023123	04/05/10	232.00	C	0994	FLEMINGTON DEPARTMENT STORE	024-1111-713	1000626	CLOTHING ALLOWANCE	
023187	04/05/10	199.50	C	1968	WESTRON	024-1019-517	1000627	LIGHT BULBS	225774
023118	04/05/10	655.20	C	0120	FANWOOD CRUSHED STONE CO	024-1210-519	1000628	STOCK PILE MIX	6013995

023085	04/05/10	113.72	C	2109	ATLANTIC TACTICAL	024-1111-713	1000633	CLOTHING ALLOWANCE	SI-128995,129123
023182	04/05/10	119.99	C	1421	VERIZON BUSINESS FIOS	024-1214-704	1000634	FIOS	
023078	04/05/10	36.99	C	0036	AIM UNIFORM INC	024-1111-713	1000635	CLOTHING ALLOWANCE	27637
023164	04/05/10	17.98	C	2045	SHANAHAN'S STATIONARY	024-1010-628	1000645	SUPPLIES	
023164	04/05/10	17.49	C	2045	SHANAHAN'S STATIONARY	024-1013-628	1000645	SUPPLIES	
023097	04/05/10	100.00	C	3375	CENTRAL JERSEY LAW	024-1111-545	1000648	DUES	
023141	04/05/10	300.00	C	1774	LMXAC	024-1513-670	1000649	FRAME RELAY CHARGES	
023130	04/05/10	431.00	C	2195	GE CAPITAL CORP	024-1513-670	1000651	LEASE PAYMENT	
023080	04/05/10	176.00	C	3644	AMPERE ELECTRICAL CONTRACTORS	024-1019-517	1000653	BALLAST REPLACED	855
023098	04/05/10	1723.00	C	3244	CLEAN AIR COMPANY	026-2272-907	1000654	VALVE ASSEMBLY	10-1181
023176	04/05/10	879.19	C	2690	TAYLOR OIL CO INC	024-1217-579	1000655	DIESEL FUEL	02281NJ02
023171	04/05/10	67.98	C	1006	STAPLES BUSINESS ADVANTAGE	024-1210-628	1000657	OFFICE SUPPLIES	
023171	04/05/10	79.99	C	1006	STAPLES BUSINESS ADVANTAGE	024-1410-628	1000657	OFFICE SUPPLIES	
023150	04/05/10	120.00	C	3124	NATIONAL ASSN LOCAL BD OF HEAL	024-1410-545	1000659	MEMBERSHIP DUES	
023123	04/05/10	72.95	C	0994	FLEMINGTON DEPARTMENT STORE	024-1111-713	1000660	CLOTHING ALLOWANCE	31979
023184	04/05/10	30.00	C	2226	VOLLERS EXCAVATING & CONST INC	024-1211-553	1000662	CONCRETE	112997
023128	04/05/10	636.92	C	1317	FULLERTON FORD INC	024-1111-560	1000663	VEHICLE REPAIRS	C61377
023123	04/05/10	132.75	C	0994	FLEMINGTON DEPARTMENT STORE	024-1111-713	1000669	CLOTHING ALLOWANCE	13663
023135	04/05/10	2159.06	C	4477	JOHN MCCALL	025-5003-500	1000670	REFUND TAX OVERPAYME	
023161	04/05/10	200.00	C	0748	RUTGERS UNIV SCILS	014-1010-555	1000671	SEMINAR/K SLUKA	
999999	03/15/10	119097.90	M	2962	STATE OF NJ PENSIONS & BENEFIT	024-1023-586	1000672	JAN BILLING HEALTH B	
023154	04/05/10	9.75	C	1325	NJ DEPT OF LABOR & WF DEV	021-0111-669	1000674	2ND QTR 2009	
023084	04/05/10	5030.94	C	1212	ATLANTIC SALT INC	024-1211-677	1000675	ROAD SALT	031063
023146	04/05/10	90.95	C	0498	MINUTEMAN PRESS	028-8001-735	1000676	PHOTOS	140134
023143	04/05/10	450.00	C	2406	MAACO AUTO PAINTING & BODYWORK	024-1111-560	1000677	PAINT VEHICLE	28824
023082	04/05/10	160.00	C	0286	ANTHONY HENDERSHOT	024-1211-621	1000678	MEAL TICKETS	
023186	04/05/10	63.70	C	1073	WARNOCK FLEET & LEASING	024-1111-560	1000679	VEHICLE REPAIRS	
023092	04/05/10	24.41	C	0267	BOROUGH OF SOMERVILLE	014-1716-590	1000680	REIMB BORO-H1N1 SUPP	
023092	04/05/10	160.17	C	0267	BOROUGH OF SOMERVILLE	014-1716-590	1000681	REIMB BORO H1N1	
023165	04/05/10	294.29	C	3623	SHARP ELECTRONICS	024-1114-530	1000683	COPIER	
999999	03/16/10	11379.87	M	0268	BOROUGH OF SOMERVILLE	044-4008-111	1000685	PAYROLL	
999999	03/16/10	1421.97	M	0268	BOROUGH OF SOMERVILLE	044-4008-112	1000685	PAYROLL	
999999	03/16/10	12401.85	M	0268	BOROUGH OF SOMERVILLE	024-1821-686	1000686	PAYROLL	
999999	03/16/10	2838.65	M	0268	BOROUGH OF SOMERVILLE	027-7001-619	1000687	PAYROLL	
999999	03/16/10	530.00	M	0268	BOROUGH OF SOMERVILLE	014-1114-111	1000688	PAYROLL	
999999	03/16/10	13109.54	M	0268	BOROUGH OF SOMERVILLE	024-1010-111	1000688	PAYROLL	
999999	03/16/10	128.10	M	0268	BOROUGH OF SOMERVILLE	024-1010-112	1000688	PAYROLL	
999999	03/16/10	4317.65	M	0268	BOROUGH OF SOMERVILLE	024-1013-111	1000688	PAYROLL	
999999	03/16/10	2507.19	M	0268	BOROUGH OF SOMERVILLE	024-1014-111	1000688	PAYROLL	
999999	03/16/10	3177.39	M	0268	BOROUGH OF SOMERVILLE	024-1015-111	1000688	PAYROLL	
999999	03/16/10	1580.19	M	0268	BOROUGH OF SOMERVILLE	024-1016-111	1000688	PAYROLL	
999999	03/16/10	6305.66	M	0268	BOROUGH OF SOMERVILLE	024-1017-111	1000688	PAYROLL	

999999	03/16/10	260.68	M	0268	BOROUGH OF SOMERVILLE	024-1017-112	1000688	PAYROLL	
999999	03/16/10	6406.73	M	0268	BOROUGH OF SOMERVILLE	024-1018-111	1000688	PAYROLL	
999999	03/16/10	3003.20	M	0268	BOROUGH OF SOMERVILLE	024-1019-111	1000688	PAYROLL	
999999	03/16/10	737.27	M	0268	BOROUGH OF SOMERVILLE	024-1019-112	1000688	PAYROLL	
999999	03/16/10	547.62	M	0268	BOROUGH OF SOMERVILLE	024-1108-111	1000688	PAYROLL	
999999	03/16/10	2110.12	M	0268	BOROUGH OF SOMERVILLE	024-1110-111	1000688	PAYROLL	
999999	03/16/10	120664.26	M	0268	BOROUGH OF SOMERVILLE	024-1111-111	1000688	PAYROLL	
999999	03/16/10	10060.26	M	0268	BOROUGH OF SOMERVILLE	024-1111-112	1000688	PAYROLL	
999999	03/16/10	7698.00	M	0268	BOROUGH OF SOMERVILLE	024-1114-111	1000688	PAYROLL	
999999	03/16/10	630.19	M	0268	BOROUGH OF SOMERVILLE	024-1115-111	1000688	PAYROLL	
999999	03/16/10	2494.82	M	0268	BOROUGH OF SOMERVILLE	024-1116-111	1000688	PAYROLL	
999999	03/16/10	3493.46	M	0268	BOROUGH OF SOMERVILLE	024-1117-111	1000688	PAYROLL	
999999	03/16/10	363.08	M	0268	BOROUGH OF SOMERVILLE	024-1118-111	1000688	PAYROLL	
999999	03/16/10	24990.01	M	0268	BOROUGH OF SOMERVILLE	024-1210-111	1000688	PAYROLL	
999999	03/16/10	3466.22	M	0268	BOROUGH OF SOMERVILLE	024-1210-112	1000688	PAYROLL	
999999	03/16/10	5874.50	M	0268	BOROUGH OF SOMERVILLE	024-1410-111	1000688	PAYROLL	
999999	03/16/10	5169.12	M	0268	BOROUGH OF SOMERVILLE	024-1511-111	1000688	PAYROLL	
999999	03/16/10	14702.09	M	0268	BOROUGH OF SOMERVILLE	024-1513-111	1000688	PAYROLL	
999999	03/16/10	1000.00	M	0268	BOROUGH OF SOMERVILLE	024-1909-111	1000688	PAYROLL	
999999	03/16/10	1000.00	M	0268	BOROUGH OF SOMERVILLE	024-1910-111	1000688	PAYROLL	
023111	04/05/10	260.00	C	1550	DENNIS GALVIN	024-1016-529	1000689	PROFESSIONAL SERVICE	8552
023099	04/05/10	3022.50	C	1695	COLE & ASSOCIATES LLC	024-1020-640	1000690	PROFESSIONAL SERVICE	
023099	04/05/10	8538.75	C	1695	COLE & ASSOCIATES LLC	025-5007-604	1000690	PROFESSIONAL SERVICE	
023099	04/05/10	843.75	C	1695	COLE & ASSOCIATES LLC	026-2245-659	1000690	PROFESSIONAL SERVICE	
023093	04/05/10	200.00	C	2655	BUSINESS WORLD INC	024-1410-670	1000692	COPIER	5166897
023120	04/05/10	20.00	C	2803	FERDINAND COLLAZO	024-1210-621	1000693	MEAL TICKETS	
023158	04/05/10	16007.60	C	3780	PSE&G CO.	024-1213-692	1000694	STREET LIGHTING	
023116	04/05/10	72.00	C	0719	EHRlich	024-1019-558	1000695	PEST CONTROL	2147
023152	04/05/10	812.12	C	3510	NEW JERSEY AMERICAN WATER	044-4009-533	1000696	1ST QTR 2010 DATA FI	
023132	04/05/10	1175.30	C	0992	GIBBONS, PC	026-2245-659	1000697	PROF SERVICES	
023140	04/05/10	33.51	C	2565	LAWSON PRODUCTS INC	024-1110-507	1000698	BALANCE DUE	8469758
023142	04/05/10	13.00	C	0496	LOUMARC SIGNS	024-1110-557	1000699	NAME TAGS	23082
023165	04/05/10	422.53	C	3623	SHARP ELECTRONICS	024-1010-530	1000700	MAINT AGRMT	
023121	04/05/10	109.20	C	1248	FIRE & SAFETY SERVICES LTD	026-2008-626	1000701	PARTS	1010-01945
023081	04/05/10	90.00	C	4467	ANDREW BEAUDRY	024-1110-690	1000702	STORM WATCH 3-13-10	
023153	04/05/10	90.00	C	1555	NICHOLAS CZARRUNCHICK	024-1110-690	1000703	STORM WATCH 3-13-201	
023185	04/05/10	90.00	C	1174	WALTER ZIESER	024-1110-690	1000704	STORM WATCH 3-13-201	
023106	04/05/10	90.00	C	1628	DAVID VALLONE JR	024-1110-690	1000705	STORM WATCH 3-13-201	
023174	04/05/10	90.00	C	0432	STEPHEN DECKER	024-1110-690	1000706	STORM WATCH 3-13-201	
023077	04/05/10	90.00	C	3382	ADAM CESARIO	024-1110-690	1000707	STORM WATCH 3-13-201	
023117	04/05/10	90.00	C	3102	ERIC WINKELMAN	024-1110-690	1000708	STORM WATCH 3-13-201	
023178	04/05/10	90.00	C	1172	THOMAS SUTPHEN JR	024-1110-690	1000709	STORM WATCH 3-13-201	

023159	04/05/10	90.00	C	0484	RICH WELICHKO	024-1110-690	1000710	STORM WATCH 3-13-201	
023138	04/05/10	50.00	C	2455	KEVIN SLUKA	014-1010-555	1000711	REIMB FOR RE-CERT	
023181	04/05/10	67.50	C	1091	VERIZON BUSINESS	024-1214-705	1000712	EMAIL CHARGES	
023119	04/05/10	24.59	C	3258	FEDEX	024-1010-635	1000713	SHIPPING CHARGES	
023091	04/05/10	552.00	C	1271	BOB SMITH & ASSOC.	024-1016-529	1000715	PROF SERVICES	
023136	04/05/10	642.00	C	2952	JOHNNY ON THE SPOT INC	024-1110-709	1000716	RENTAL	982146
023104	04/05/10	204.06	C	0973	COURIER-NEWS	024-1010-502	1000717	LEGAL ADS	2019,2107,2111
023151	04/05/10	279.00	C	2412	NEOPOST LEASING	024-1010-670	1000718	LEASE AGRMT	
023172	04/05/10	69.99	C	3160	STAPLES CR PLAN	024-1015-628	1000719	SUPPLIES	
023173	04/05/10	141431.19	C	1454	STATEWIDE INSURANCE FUND	024-1025-745	1000720	INSURANCE	251AR
023128	04/05/10	269.69	C	1317	FULLERTON FORD INC	024-1116-722	1000721	REPAIR	C11607
023096	04/05/10	1300.00	C	0847	CENTRAL HOOK AND LADDER	024-1110-661	1000722	RENT	
023095	04/05/10	6.20	C	1025	CABLEVISION OF RARITAN VALLEY	051-0111-542	1000723	CABLE	
023137	04/05/10	1000.00	C	3207	JOSEPH DEMARCO	024-1028-637	1000724	PROF SERVICES	
023157	04/05/10	650.00	C	0523	PAUL ALLENA	024-1010-511	1000725	MINUTES/TECH SUPPORT	
023157	04/05/10	2500.00	C	0523	PAUL ALLENA	024-1030-536	1000725	MINUTES/TECH SUPPORT	
023110	04/05/10	7485.39	C	1056	DELTA DENTAL PLAN OF NJ INC	024-1027-666	1000726	HEALTH BENEFITS	
023176	04/05/10	672.42	C	2690	TAYLOR OIL CO INC	024-1217-579	1000729	GASOLINE FUEL	031310NJ01
023189	04/05/10	400.00	C	1656	ZEDOWSKI'S TREE SERVICE INC	024-1210-699	1000730	CUT DOWN TREES	014435
023108	04/05/10	75.24	C	1701	DEER PARK	024-1019-517	1000732	BOTTLED WATER	
023166	04/05/10	1282.40	C	0960	SOMERSET COUNTY ENGINEERING DE	024-1018-533	1000733	ENGINEERING SERVICES	
023166	04/05/10	109.26	C	0960	SOMERSET COUNTY ENGINEERING DE	026-2227-625	1000733	ENGINEERING SERVICES	
023166	04/05/10	1982.73	C	0960	SOMERSET COUNTY ENGINEERING DE	026-2286-625	1000733	ENGINEERING SERVICES	
023166	04/05/10	14352.35	C	0960	SOMERSET COUNTY ENGINEERING DE	026-2306-625	1000733	ENGINEERING SERVICES	
023122	04/05/10	1485.50	C	2162	FIRE FIGHTERS EQUIPMENT CO	024-1019-506	1000736	ANNUAL INSPECTION	20101017
023158	04/05/10	14842.36	C	3780	PSE&G CO.	024-1216-580	1000737	ELECTRIC/GAS SERVICE	
023086	04/05/10	212.16	C	3728	AVAYA INC	024-1214-704	1000738	TELEPHONE MAINTENANC	
023085	04/05/10	481.56	C	2109	ATLANTIC TACTICAL	024-1111-713	1000739	CLOTHING ALLOWANCE	129332,129554
023104	04/05/10	24.20	C	0973	COURIER-NEWS	026-2227-625	1000742	LEGAL AD	0101110608
023168	04/05/10	1066.66	C	1914	SOMERSET COUNTY TREASURER	024-1410-670	1000743	SERVICES OF HO	
023134	04/05/10	180.00	C	3218	JAMES A. JUNGELS	051-0111-217	1000744	MONTHLY VISIT W RESI	
023104	04/05/10	26.84	C	0973	COURIER-NEWS	026-2319-608	1000746	LEGAL AD	0101086576
023107	04/05/10	61.60	C	1341	DECOTIIS,FITZPATRICK,COLE & WI	024-1016-529	1000747	PROF SERVICES	
023163	04/05/10	11218.00	C	2030	SELECTIVE INSURANCE-FLOOD	024-1025-739	1000748	INSURANCE	
023107	04/05/10	140.00	C	1341	DECOTIIS,FITZPATRICK,COLE & WI	026-2245-659	1000750	KIRBY AVE DEV PROF F	
023107	04/05/10	784.18	C	1341	DECOTIIS,FITZPATRICK,COLE & WI	026-2245-608	1000751	LANDFILL PROF SERVIC	
023162	04/05/10	665.81	C	2173	SCOTT BECKER PLUMBING & HEATIN	024-1019-516	1000752	FLUSHOMETER	2037,1960
023172	04/05/10	1390.85	C	3160	STAPLES CR PLAN	024-1111-628	1000754	OFFICE SUPPLIES	
023180	04/05/10	142.98	C	3122	TYGRIS VENDOR FINANCE, INC	024-1111-670	1000756	XEROX CONTRACT	
023170	04/05/10	211.08	C	2755	SOMERVILLE POLICE DEPARTMENT	014-1716-590	1000757	FLU CLINIC	
023144	04/05/10	51.06	C	3506	MARCIE TYSON	014-1716-590	1000759	REIMBURSEMENT	
023104	04/05/10	48.64	C	0973	COURIER-NEWS	024-1410-502	1000761	AD IN PAPER	0101113752

023107	04/05/10	579.95	C	1341	DECOTIIS, FITZPATRICK, COLE & WI	026-2245-659	1000762	POST OFFICE PLAZA	
023107	04/05/10	2018.15	C	1341	DECOTIIS, FITZPATRICK, COLE & WI	026-2319-659	1000766	MAIN ST REDEV	
023126	04/05/10	55.19	C	0411	FRANCIS P MCALEAVY	024-1120-697	1000768	REIMBURSEMENT	
023156	04/05/10	31.91	C	2852	PATRICK WESTON	024-1110-507	1000770	REIMBURSEMENT	
023152	04/05/10	766.72	C	3510	NEW JERSEY AMERICAN WATER	024-1215-717	1000771	WATER THRU MARCH 201	
023183	04/05/10	650.00	C	1717	VITAL SERVICES GROUP	024-1030-534	1000773	MARCH BILLING	
023183	04/05/10	400.00	C	1717	VITAL SERVICES GROUP	024-1030-598	1000773	MARCH BILLING	
023183	04/05/10	250.00	C	1717	VITAL SERVICES GROUP	044-4009-534	1000773	MARCH BILLING	
023131	04/05/10	25389.59	C	3187	GEOSYNTEC CONSULTANTS	014-1716-629	1000774	GRANT-LANDFILL	
023145	04/05/10	528.00	C	0459	MGL PRINTING SOLUTIONS	024-1010-628	1000775	SUPPLIES	89451
023158	04/05/10	51.51	C	3780	PSE&G CO.	024-1216-580	1000786	ELECTRIC SERVICE	
023104	04/05/10	58.32	C	0973	COURIER-NEWS	024-1020-502	1000791	LEGAL NOTICE	0101105949, 010111
023104	04/05/10	51.72	C	0973	COURIER-NEWS	024-1021-502	1000791	LEGAL NOTICE	0101105949, 010111
023177	04/05/10	7918.75	C	1664	THE WATERFORD GROUP LLC	026-2319-608	1000794	MARCH PROF SERVICES	
023177	04/05/10	11663.75	C	1664	THE WATERFORD GROUP LLC	026-2319-659	1000794	MARCH PROF SERVICES	
023109	04/05/10	2377.62	C	4408	DEKRA-LITE	027-7001-959	2010024	DEP SNOWBURST LIGHTS	PRP025218
023155	04/05/10	1475.00	C	4481	NORTHEASTERN FLAGS	027-7001-959	2010025	FLAGS/POLES	EST10869
023109	04/05/10	2377.62	C	4408	DEKRA-LITE	027-7001-959	2010026	SNOWBURST HOLIDAY LI	PRP025218
023155	04/05/10	1475.00	C	4481	NORTHEASTERN FLAGS	027-7001-959	2010027	FLAGS/POLES	EST10869

PAYMENT TOTALS BY FUND:	MANUAL PAYMENTS	CYCLE PAYMENTS
FUND 024	500,864.41	280,287.83
FUND 025	.00	1,768,076.81
FUND 031	.00	2,409.64
FUND 028	.00	440.95
FUND 026	.00	51,701.41
FUND 044	12,801.84	6,891.97
FUND 051	.00	995.51
FUND 011	.00	500.00
FUND 014	530.00	26,086.31
FUND 021	.00	9.75
FUND 027	2,838.65	7,705.24
TOTAL	517,034.90	2,145,105.42

Councilman Sullivan made a motion and was seconded by Councilman Mitchell to approve the aforementioned vouchers and was approved by the following vote:

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

Nays: None

There being no further business to come before the Borough Council, Councilman Sullivan made a motion and was seconded by Councilman Mitchell to adjourn the regular meeting and return back into executive session.

The motion was approved by the following vote:

Carried unanimously

The meeting was adjourned at 8:25pm

Respectfully submitted,

Paul Allena, Secretary