

BOROUGH OF SOMERVILLE
BOROUGH COUNCIL MEETING AGENDA

Monday, October 04, 2010

6:00 P.M.

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

1. Roll Call
2. Salute to the Flag
3. Approval of Council Meeting Minutes of:
 - a. September 20, 2010
4. Discussion
 - a. Somerset County Business Partnership Economic Development Toolkit
5. Departmental Reports
 - a. July Animal Shelter Reports
 - b. August Health Officers Report
 - c. August & September Monthly Housing Report
6. Committee Reports
7. Accepting Resignation of Frank McAleavy
8. MAYORAL APPOINTMENTS
9. 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)
10. ORDINANCES FOR INTRODUCTION

# 2337	AUTHORIZING THE TERMINATION AND RELINQUISHMENT OF THE BOROUGH OF SOMERVILLE'S RIGHTS IN AND TO EASEMENTS OVER A PORTION OF THE PROPERTY KNOWN AS BLOCK 117, LOT 1, BOROUGH OF SOMERVILLE, COUNTY OF SOMERSET, STATE OF NEW JERSEY
#2338	AMENDING CHAPTER 75 ADDING SECTION 6 OPEN PUBLIC RECORDS REQUEST FEES FOR COPYING
#2339	BOND ORDINANCE PROVIDING A CAPITAL GRANT TO SAKER SHOPRITES, INC., TO FINANCE A PORTION OF THE COST TO CONSTRUCT A SUPERMARKET LOCATED IN THE WEST MAI STREET REDEVELOPMENT AREA FOR AND BY THE BOROUGH OF SOMERVILLE IN THE COUNTY OF SOMERSET, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION
11. ORDINANCES FOR PUBLIC HEARING AND ADOPTION

#2333	AMENDING CHAPTER 159, SECTION 3 OF THE BOROUGH CODE "APPLICATION FOR LICENSE; FEES Summary: This corrects a conflicting fee charge for taxi licenses and removes a ½ year licensing fee. All processing fees will be based on a full year.
#2334	AMENDING CHAPTER 5 SECTION 33 OF THE BOROUGH CODE ADDING SUBSECTION C ENTITLED "ISSUING AUTHORITY FOR BINGO AND RAFFLE LICENSES" AUTHORIZING THE MUNICIPAL CLERK TO ACT AS THE ISSUING AUTHORITY FOR BINGO AND RAFFLE LICENSES Summary: This change makes the Municipal Clerk the entity to approve and disapprove bingo and raffle licenses

- #2335 AMENDING CHAPTER 114 ,SECTION 5 ENTITLED“NOISE” “MAXIMUM PERMISSIBLE SOUND LEVELS; EXCEPTIONS” ADDING A SECTION THAT ALLOWS SOUND LEVELS AND PERMISSIBLE TIME OF CONSTRUCTION ACTIVITY IN A REDEVELOPMENT DISTRICT TO BE GOVERNED BY THE REDEVELOPMENT AGREEMENT
Summary: This change requires reference to the redevelopment agreement for enforcement purposes as it relates to enforcement of the noise ordinance in redevelopment districts during permitted construction
- #2336 AUTHORIZING A LICENSE AGREEMENT BETWEEN THE BOROUGH OF SOMERVILLE AND THE UNITARIAN UNIVERSALIST CONGREGATION OF SOMERSET HILLS (“UUCSH”) IN ORDER TO ALLOW “UUCSH” ERECT A FENCE ALONG THE EASTERLY SIDELINE OF BLOCK 75 LOT 4 WHICH IS OWNED BY THE BOROUGH
Summary: The Borough owns property next to property owned by UUCSH that borders the Peter’s Brook and for safety reasons UUCSH wants to erect a fence on a portion of the Borough owned property tying it into fence also owned by the Borough

12. CONSENT RESOLUTIONS

(Resolutions 10-1004-258 to 10-1004-264)

- 10-1004-258 EXTENDING THE AUTHORIZING THE FARMERS’ MARKET TO BE HELD ON GROVE STREET BETWEEN EAST MAIN STREET ON OCTOBER 6, 2010
- 10-1004-259 AUTHORIZING RUTGERS UNIVERSITY DANCE MARATHON TO CONDUCT SOLICITATION ON OCTOBER 22-25, DECEMBER 3-5, FEBRUARY 11-13, MARCH 4-6
- 10-1004-260 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE FUNDS FROM ESCROW ACCOUNT FROM JSM LANDMARK
- 10-1004-261 APPOINTMENT TO THE SOMERVILLE LIBRARY BOARD OF TRUSTEES TO FILL THE UNEXPIRED TERM OF DAVID HARDGROVE (TERM EXPIRATION DECEMBER 31, 2012)
- 10-1004-262 APPROVING RADIO MOTOR PATROL ASSOCIATION PARTICIPATION IN THE SOMERVILLE FRIDAY NIGHT CRUISE ON JUNE 10, 2011
- 10-1004-263 APPROVING NEW TAXI DRIVER LICENSE FOR ERIC WILLIAMS
- 10-1004-264 APPOINTING PAT WESTON TO THE POSITION OF SUPERINTENDENT OF FIRE MAINTENANCE

13. BILLS & VOUCHERS

14. ADJOURNMENT

The first regular Borough Council Workshop meeting for the month of October 2010 of the Somerville Borough Council was convened on, Monday, October 4, 2010 at 7:15pm 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 and Councilman Robert Wilson. Councilwoman Patricia Webster 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 in to honor the passing of Abe Cardona, a volunteer with both the Somerville Rescue Squad and Somerville Fire Department.

The minutes of the Approval of Council Meeting Minutes of the September 20, 2010 Council meeting were presented in writing for approval.

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

Carried unanimously

Somerset County Business Partnership Economic Development Toolkit

At this time, Michael Kerwin, President of the Somerset County Business Partnership and John Maddocks, Vice-President of Economic Development made the following presentation on the Comprehensive Economic Development Planning being undertaken by the SCBP.

Why A Comprehensive Economic Development Strategy for Somerset County, NJ

- Provide assistance to municipalities, helping them strengthen their role in job creation and economic investment
- Provide a framework where local priorities are considered at the County, regional, and State levels
- Fully integrate workforce delivery and infrastructure investment into comprehensive economic development strategies

The USEDA's goal for a Comprehensive Economic Development Strategy report is to create an economic roadmap to diversify and strengthen regional economies.

Somerset County's goals for a Comprehensive Economic Development Strategy report are to:

- Engage municipalities as active participants in defining, prioritizing, and implementing strategies that will improve their economic future as it relates to the "new normal"
- Insure that a clear set of economic development priorities are established regionally and that the greatest number of agencies and institutions support these priorities

OBSERVATIONS

- Land Use Ordinances, Zoning Ordinances, and Master Plans are the drivers for a local job creation and economic investment vision
- Local land use planning and master planning must be connected, through strategic initiatives and actions, to job growth and economic investment
- New Jersey Municipal Land Use Law provides for an Economic Element in the local Master Plan

OUTCOMES

- A defined set of priority investments and activities that will contribute to job creation and economic investment in Somerset County, New Jersey
- A County-wide economic development strategy driven by local land use, zoning, and master plan priorities
- Regional and statewide economic development strategies driven by local and county priorities

GOALS

- ✓ To provide an opportunity for municipalities to fully engage in job creation and economic investment planning and implementation
- ✓ To leverage local job creation and economic development planning in the establishment of regional and statewide priorities
- ✓ To utilize local job creation and economic development planning in securing regional, State, and federal infrastructure investments

Scope of Work

- \$210,000 in USEDA funding matched by a local investment of \$112,000 with an eighteen month project timeline
- Produce baseline demographic, economic, and employment data at the County and local levels for use by all collaborative partners as they evaluate the existing economic environment and possible economic development projects and activities
- Review of all existing Master Plan, land use, and zoning documents as a guide to formulating priority projects and activities
- Assist interested municipalities in the writing and adoption of a local economic development element with their municipal Master Plan
- Incorporate locally identified high priority economic development projects and activities into the County Master Plan
- Communication of local and County priorities to regional and state-wide partners for incorporation into strategic planning documents
- Implementation of high priority local and county projects and activities in a collaborative environment

ACCOMPLISHMENTS

- The Somerset County Board of Chosen Freeholders approved submission of an application for funding to the United States Economic Development Administration (USEDA) on June 22, 2010
- The Somerset County Business Partnership (SCBP) Executive Committee approved submission of an application for funding to the USED A on July 8, 2010
- The Somerset County Business Partnership presented a draft Planning Investment application to the USED A on August 6, 2010
- A revised application was submitted on September 16, 2010 based on comments and suggestions received

COORDINATION

- Work in partnership with the United States Economic Development Administration (USED A) to finalize and submit an application for a Planning Investment that serves the County, its municipalities, and the region
- Communicate with municipalities, County, regional, and State partners on the status of the application
- Finalize funding and endorsement of program management commitments

ACTIONS

- Outreach to municipalities and regional partners for resolutions and letters of endorsement (September 2010)
- Finalize submission to the United States Economic Development Administration (September 2010)
- Establish program management structure and coordinate Somerset County and Somerset County Business Partnership program planning and budgeting throughout (October 2010) 12 month program implementation beginning on date of Planning Investment Award by United States Economic Development Administration

METHODOLOGY

- Establish an Economic Development Strategy Committee to govern project implementation
- Draft a proposal for a master contract to inventory existing documented economic development related priorities and compile baseline demographic and statistical data
- Engage in the collection of additional locally identified priorities
- Draft and issue municipal level reports for discussion by local governing bodies and local planning boards
- Draft and issue county level report to Somerset County and regional partners for discussion

CONNECTIONS

- ❖ A strategy for engaging all levels of the workforce delivery system is critical
 - Displaced workers
 - Immediate employer needs (Health Care Industry Grant)
 - Long term employers needs
 - Greater Raritan Workforce Investment Board
 - Raritan Valley Community College
- ❖ Leveraging County and Business Partnership Activities
 - Business Call to Service
 - Reform Agenda
 - Infrastructure Investment-County Transportation Master Plan
 - Emerging Industries of the Future

Mike Kerwin commented that this plan was created once before after Hurricane Floyd. This allowed for \$18 million dollars in emergency aid as a result of developing this type of plan.

This plan will be taken up to higher level of government in order to gain project funding in the future.

Councilman Sullivan asked if there was any funding available for approved redevelopment projects that are being held up for economic reasons.

Mr. Kerwin commented that there is now a Lt. Governor in New Jersey that is committed to Economic Development projects and can be used to move these programs further.

Councilman Wilson confirmed that there would be no local contribution from the Borough for this program.

Mayor Gallagher thanked Mr. Kerwin and Mr. Maddocks for a very informative presentation this evening.

Committee Reports:

Councilman Sullivan reported that the 2011 Municipal Budget planning will begin on October 20, 2010 with the Department Head meeting.

Councilman Sullivan reported that the Borough reassessment program is on schedule and the new assessment letters should be mailed to residents in mid November 2010. These new assessments will not go into effect until August 2011.

Councilman Mitchell reported that the stained glass project at Borough Hall will be completed in time for the Somerset County Journey into the Past weekend tours this coming weekend, October 9-10, 2010.

Councilman Mitchell reported that the Regional Animal Shelter dedication will take place on November 6, 2010 at 1:00pm.

Councilman Mitchell asked that the Council consider supporting the Rail Coalition resolution to support the continued ARC tunnel project.

Councilman Mitchell congratulated Michael Bigelow on graduating from the Somerset County Vo-Tech EMT training program.

Councilman Wilson commented that the Fire Department has responded to 300 alarms as of September 30, 2010.

Councilman Utter reported that he was very pleased to participate in the Annual Basilone Parade in Raritan last weekend.

Councilman Wilson reminded everyone that the Annual Fire Department inspection day program will be held on Saturday, October 9, 2010. The memorial service will begin at 3:00pm at the monument at Borough Hall.

Mayor Gallagher reported that the Borough has been served with legal papers from a resident to try and stop the Borough from consolidation with Somerset County Library System. At this time the position of the Borough Council has not changed and they are moving forward with the transition plan.

At this time, Mayor Gallagher presented the name of Dr. Richard Goldsmith for appointment to the Library Board of Trustees. He noted Dr. Goldsmith's accomplishments to Somerville as a member of Planning Board for over thirty-five years. He is an independent and ardent thinker and a supporter of the library. Mayor Gallagher further commented that he feels that he will be a good fit for the Board and will add an element of one that is very thorough.

Councilwoman Kobuta made a motion to nominate Dr. Goldsmith to the Library Board of Trustees.

At this time there was no second to the motion.

Councilman Sullivan commented that he does not have a problem with this individual but he feels that this nomination was mishandled. He only found out about this nomination at 5:15 this evening.

Mayor Gallagher asked for comments from the other members of the council. Mayor Gallagher commented that he is appalled that he cannot get a second on this motion. He explained that he got the information at noon when Dr. Goldsmith agreed to this at noon. He feels that this is coming down to politics and it is not right.

Councilman Sullivan asked if the current library board has a quorum.

Mayor Gallagher replied that this is not the issue at this time.

Mayor Gallagher asked again for a motion.

Councilwoman Kobuta commented that she is sad to see that politics is coming into this issue. There are other open positions as well.

Councilwoman Kobuta made a motion again.

Councilman Wilson commented that he has all the respect for Dr. Goldsmith. These are tough times in Somerville and there has been a high level of conflict town wide recently. The Library issue has been a painful issue. He commented that the agenda this evening did not list the appointment. He would have liked to have a chance to speak with Dr. Goldsmith. He is not ready to move on this nomination this evening.

Councilman Mitchell commented that a meeting a few weeks back there was a motion on the table to move to a referendum that was pulled from the table and the Council decided to move to a resolution. This has now caused a lot of disruption in town as well as a legal challenge. Because of this he is hesitant to move forward on something like this at the last minute.

Councilman Utter shares Councilman Mitchell's comments. He is not comfortable with seconding this motion.

Councilman Sullivan commented that his intent was to table this motion for future discussion at a future meeting.

Mayor Gallagher commented that he will schedule a special meeting to discuss this issue.

Councilman Wilson commented that this should be addressed at the next council meeting.

Mayor Gallagher commented that there is a lot going on at the library and the appointment should be in place.

Councilman Wilson commented that he feels that it is ludicrous to schedule a special meeting to decide if one person should go on the Library Board.

At this time, since there was no second to the motion, the Mayor moved on with the meeting agenda.

Mayor Gallagher expressed his thanks and congratulations to Frank McAleavy for his many years of OEM Coordinator.

Mayor Gallagher then appointed Michael Stitley to the position of OEM Coordinator. Mike is a police officer in Somerville and also a past chief of the Somerville Rescue Squad and very capable and qualified to accept this position.

Mayor Gallagher opened the meeting to comments from the public.

Gran Brady, 9 Lee Way, Somerville, commented that he has submitted his qualifications to be a member of Downtown Somerville Alliance.

Jim Loewen, 16 E. Brown St, Somerville, commented that Dr. Goldsmith also serves on Planning Board which also meets at the same time as the Library. He also commented that in his thirteen years on the Library Board there has never been an urgency to fill a position until the year end.

Mary Dumont, 257 Grove St, Somerville, commented that she has said in the past that this would become a political issue as well as a legal issue and both have happened. She is saddened for this to turn out this way.

Ellen Parker, 12 Putnam St. Somerville, commented that she is concerned that the council has been put in this position. She is sorry that it is gone this far and that the people of Somerville will benefit.

John Kurilla, 77 Eastern Ave, Somerville, commented on the cost savings from the consolidation.

Mayor Gallagher replied that there is a significant savings as well as services will be improved. He has that a copy of the presentation made by the county be given to him.

Carol Weinman, 29 West Spring St, Somerville, commented that the benefit of joining the County Library is to allow the students in Somerville to use the County Library system as students from Branchburg currently enjoy the use of the County Library.

Jim Loewen, 16 E. Brown St, Somerville, commented that the employee furloughs were put in place before the recommendation was made to move to the county. This allowed surplus funds to be preserved through 2011.

Hugh McAleavy, 302 Altamont Place, Somerville, commented that he is pleased to see the Borough Council moving forward with the merger. He said that the motivation behind the law suit is to preserve the Somerville Library. He also commented that it is ashamed that someone did not second the motion on Dr. Goldsmith and vote either in favor or against him.

Herb Hall, 22 Fairmont Ave, Somerville, commented on the progress of the committee working to enable the merger. There is an extensive contract being worked out that will preserve a library branch in Somerville. All funds maintained under the Board of Trustees will also remain under their control. There is now a lawsuit that is a plan by a small group that cares about local control rather than rescuing a failing library. He commented that referendum supporters have no plan to improve library services under the current plan. He comments that the group is focused on process not plan. He asked the Council to stay the course on the plan to consolidate with the Somerset County Library system.

Kathy Kapp, 34 Jefferson St, Somerville, commented that she what the Council has done this evening is shameful and they are putting themselves before the community. They need to keep the students in mind.

Jeff Carlson, 41 Vanderveer Ave, Somerville, asked the Mayor to bring the appointment up again for a motion to approve Dr. Goldsmith to the Library Board.

Councilman Wilson commented that he wanted the public to know that the Borough Council is steadfast with the Mayor in going to the Somerset County Library system.

Councilman Mitchell asked that a joint meeting be held with the Somerville Library Board.

Mayor Gallagher commented that this issue is the appointment of a member to the Library Board.

Councilman Sullivan also commented that he does not see a reason to have a joint meeting as this is an appointment issue.

Mayor Gallagher asked if he would receive a second on the motion if it is brought up again and there was no response from the Council.

There being no other public comments, Mayor Gallagher closed the open public session at this time.

Mayor Gallagher called for a five minute recess at this time.

The following ordinances were provided in writing for introduction.

ORDINANCE 2337

AUTHORIZING THE TERMINATION AND RELINQUISHMENT OF THE BOROUGH OF SOMERVILLE'S RIGHTS IN AND TO EASEMENTS OVER A PORTION OF THE PROPERTY KNOWN AS BLOCK 117, LOT 1, BOROUGH OF SOMERVILLE, COUNTY OF SOMERSET, STATE OF NEW JERSEY

WHEREAS, the property known as Block 117, Lot 1, Borough of Somerville, County of Somerset and State of New Jersey (the "Property") was previously owned by Landmark at Somerville; and

WHEREAS, by Deeds dated May 19, 1980 (recorded in Book 1422, Page 838) and October 3, 1980 (recorded in Book 1429, Page 605), Landmark at Somerville conveyed an easement on a portion of the Property to the Borough of Somerville (the "Borough") for the purpose of establishing a fire lane and handicapped parking, respectively (the "Easements"); and

WHEREAS, the Property is currently owned by JSM at Somerville, LLC, who applied for and received Amended Preliminary and Final Site Plan and Subdivision approval to construct a mixed use development, including a supermarket on the Property from the Borough Planning Board by Resolution adopted September 22, 2010; and

WHEREAS, in order to carry out the construction approved by the aforesaid Resolution and comply with the terms and conditions of a lease agreement with the supermarket operator for the Property, has asked that the Borough formally relinquish any and all rights the Borough may have in and to the Easements; and

WHEREAS, the Borough has determined that there is no longer a public purpose necessitating such Easements and is therefore amenable to formally relinquishing all of its rights in and to the Easements.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Somerville, County of Somerset that all of the Borough of Somerville's interests in and to the Easements over a portion of Block 117, Lot 1 are hereby relinquished and terminated and that all rights in and to such Easements are hereby deemed vested in JSM at Somerville, LLC, successor in interest to Landmark at Somerville, the original grantor of the Easements.

BE IT FURTHER ORDAINED, that the Borough Clerk is directed to forward a certified true copy of this Ordinance to counsel for JSM at Somerville who shall record same with the Office of the Somerset County Clerk at their sole cost and expense.

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

BE IT FURTHER ORDAINED, this Ordinance shall take effect upon passage and publication in accordance with applicable law.

Mayor Gallagher opened the meeting to comments on Ordinance 2337 and there were none at this time.

Councilman Mitchell made a motion and was seconded by Councilman Utter to approve the aforementioned ordinance for introduction. The motion was approved by the following vote:

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

Nays: None

ORDINANCE # 2338**AMENDING CHAPTER 75 ADDING SECTION 6 OPEN PUBLIC RECORDS REQUEST FEES FOR COPYING FEES: CHAPTER 75, SECTION 6**

WHEREAS, fees for copies requested through the open public records act for letter size and legal size copies shall be:

Pages 1 through 10 no charge
 Pages 11- 20 fifty cents (\$.50) total
 Pages 21- 30 one dollar (\$1.00) total
 Pages 31- 40 one dollar fifty cents (\$1.50) total
 Pages 41- 50 two dollars (\$2.00) total

greater than fifty pages shall be five cents (\$.05) per page calculated from page 1 for letter size document and seven cents (\$.07) per page for legal size documents; 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 upon final publication and adoption in the manner provided by law.
- 3)

Mayor Gallagher opened the meeting to comments on Ordinance 2338 and there were none at this time.

Councilman Sullivan made a motion and was seconded by Councilwoman Kobuta to approve the aforementioned ordinance for introduction. The motion was approved by the following vote:

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

Nays: None

ORDINANCE # 2339

BOND ORDINANCE PROVIDING A CAPITAL GRANT TO SAKER SHOPRITES, INC. TO FINANCE A PORTION OF THE COST TO CONSTRUCT A SUPERMARKET LOCATED IN THE WEST MAIN STREET REDEVELOPMENT AREA FOR AND BY THE BOROUGH OF SOMERVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF SOMERVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1.

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Somerville, New Jersey (the "Borough") as a redevelopment project pursuant to N.J.S.A. 40A:12A-1 et seq. (the Local Redevelopment and Housing Law"). For the said Improvements there is hereby appropriated the amount of \$6,000,000. Pursuant to N.J.S.A. 40A:12A-37(c)(2), no down payment is required.

SECTION 2.

In order to finance the cost of the Improvements, negotiable bonds (the "Bonds") of the Borough are hereby authorized to be issued in the principal amount of \$6,000,000 pursuant to the provisions of the Local Bond Law (N.J.S.A. 40A:2A-1 et seq.) and the Local Redevelopment and Housing Law. The maximum interest rate on any Bonds issued hereunder is 7%. Pursuant to N.J.S.A. 40A:12A-37(c)(3), all Bonds issued hereunder shall mature in annual installments commencing not more than two (2) and ending not more than forty (40) years from the date of issuance. In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$6,000,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3.

(a) The Improvements authorized and the purposes for which obligations are to be issued is to provide a capital grant to Saker Shoprites, Inc. to finance a portion of the cost to construct a supermarket located in the West Main Street Redevelopment Area which will be located on a portion of Block 117, Lot 1 in the Borough (the "Redevelopment Area"). The Borough determines and finds that the Improvements could not be undertaken in its intended scope without the capital grant described herein.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$6,000,000.

(c) The estimated cost of the Improvements is \$6,000,000 which amount represents the initial appropriation made by the Borough.

SECTION 4.

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the municipal financial officer of the Borough (the "Municipal Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Municipal Financial Officer. The Municipal Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Municipal Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Municipal Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Municipal Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5.

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

SECTION 6.

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this redevelopment bond ordinance are not current expenses, and are capital improvements that the Borough may lawfully undertake as a redevelopment project in accordance with the Local Bond Law and the Local Redevelopment and Housing Law, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the Improvements, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 30 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$6,000,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$1,000,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7.

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

SECTION 8.

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9.

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$6,000,000.

SECTION 10.

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mayor Gallagher opened the meeting to comments on Ordinance 2339 and there were none at this time.

Councilman Sullivan made a motion and was seconded by Councilman Utter to approve the aforementioned ordinance for introduction. The motion was approved by the following vote:

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

Nays: None

The following ordinances were presented for hearing and adoption.

ORDINANCE 2333

AMENDING CHAPTER 159, SECTION 3 OF THE BOROUGH CODE “APPLICATION FOR LICENSE; FEES”WHICH WILL ADJUST CERTAIN REQUIREMENTS FOR TAXI LICENSES, AND REMOVING THE ISSUANCE OF A HALF YEAR FEE.

Mayor Gallagher opened the meeting to comments on Ordinance 2333 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. The motion was approved by the following vote:

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

ORDINANCE # 2334

AMENDING CHAPTER 5 SECTION 33 ADDING SUBSECTION C ENTITLED “ISSUING AUTHORITY FOR BINGO AND RAFFLE LICENSES” AUTHORIZING THE MUNICIPAL CLERK TO ACT AS THE ISSUING AUTHORITY FOR BINGO AND RAFFLE LICENSES

Mayor Gallagher opened the meeting to comments on Ordinance 2334 and there were none at this time.

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

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

ORDINANCE # 2335

AMENDING CHAPTER 114, SECTION 5 ENTITLED “NOISE” “MAXIMUM PERMISSIBLE SOUND LEVELS; EXCEPTIONS” ADDING A SECTION THAT ALLOWS SOUND LEVELS AND PERMISSIBLE TIME OF CONSTRUCTION ACTIVITY IN A REDEVELOPMENT DISTRICT TO BE GOVERNED BY THE REDEVELOPMENT AGREEMENT

Mayor Gallagher opened the meeting to comments on Ordinance 2335 and there were none at this time.

Councilman Sullivan made a motion and was seconded by Councilman Mitchell to approve ordinance 2335 for adoption. The motion was approved by the following vote:

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

ORDINANCE # 2336**AUTHORIZING A LICENSE AGREEMENT BETWEEN THE BOROUGH OF SOMERVILLE AND THE UNITARIAN UNIVERSALIST CONGREGATION OF SOMERSET HILLS ("UUCSH") IN ORDER TO ALLOW "UUCSH" ERECT A FENCE ALONG THE EASTERLY SIDELINE OF BLOCK 75 LOT 4 WHICH IS OWNED BY THE BOROUGH**

Mayor Gallagher opened the meeting to comments on Ordinance 2336 and there were none at this time.

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

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

Nays: None

The following consent resolutions were presented for consideration:

RESOLUTION 10-1004-259

APPROVING SOLICITATION REQUEST BY RUTGERS UNIVERSITY DANCE MARATHON FOR OCTOBER 22-25, DECEMBER 3-5, FEBRUARY 11-13 AND MARCH 4-6 FOR "EMBRACE KIDS FOUNDATION"

BE IT RESOLVED, that the Mayor of the Borough of Somerville, County of Somerset, State of New Jersey hereby approve the Rutgers University Dance marathon to raise funds on October 22-25, December 3-5, February 11-13, March 4-6, for "Embrace Kids Foundation"

RESOLUTION 10-1004-260

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 \$ 2,618.44 be paid to The Waterford Group LLC (AUG/2010) and \$ 3,211.00 be paid to Cole & Assoc (AUG/2010) 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.

RESOLUTION 10-1004-262

APPROVING RADIO MOTOR PATROL ASSOCIATION PARTICIPATION IN THE SOMERVILLE FRIDAY NIGHT CRUISE ON JUNE 10, 2011

BE IT RESOLVED, that the Borough Council for the Borough of Somerville, County of Somerset, State of New Jersey hereby approves the Radio Motor Patrol Association in the Somerville Friday Night Cruise on June 10, 2011.

RESOLUTION 10-1004-263

APPROVING NEW TAXI DRIVER LICENSE FOR ERIC WILLIAMS

BE IT RESOLVED, that the Borough Council for the Borough of Somerville, County of Somerset, State of New Jersey hereby approves a new Taxi Driver License for Eric Williams, Hillsborough, New Jersey.

RESOLUTION 10-1004-264

APPOINTING PAT WESTON TO THE POSITION OF SUPERINTENDENT OF FIRE MAINTENANCE

WHEREAS, that Patrick Weston has been performing the duties of Superintendent of Fire Maintenance; and

WHEREAS, the position of Superintendent of Fire Maintenance is currently established and shall remain in collective bargaining unit of OPEIU; and

WHEREAS, the position of Superintendent of Fire Maintenance is currently established and shall remain in Public Employees Retirement System (PERS):

BE IT RESOLVED, that the Borough Council for the Borough of Somerville, County of Somerset, State of New Jersey hereby approves the appointment of Patrick Weston to the title of Superintendent of Fire Maintenance

Councilman Utter made a motion and was seconded by Councilman Mitchell to approve the aforementioned consent resolutions and was approved by the following vote:

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

Nays: None

The following resolution was presented:

RESOLUTION 10-1004-265

APPROVING AND AUTHORIZING THE EXECUTION OF A CONSENT ORDER FOR FINAL JUDGMENT FIXING COMPENSATION TO SETTLE THE CONDEMNATION ACTION FOR THE ACQUISITION OF THE LEASEHOLD INTEREST OF PATHMARK STORES, INC. ON BLOCK 117, LOT 1 LOCATED IN THE WEST MAIN STREET REDEVELOPMENT AREA, SOMERVILLE, NEW JERSEY

WHEREAS, pursuant to N.J.S.A. 40A:12A-8, the Borough Council of the Borough of Somerville (hereinafter the "Borough Council"), acting as the redevelopment entity for the Somerville Town Center Redevelopment Project, is authorized to acquire property located within a designated redevelopment area by negotiation or condemnation; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-5, the West Main Street Redevelopment Area was determined to be an area in need of redevelopment by the Borough Council; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-7, the West Main Street Redevelopment Plan was adopted by the Borough Council and subsequently amended; and

WHEREAS, the West Main Street Redevelopment Plan identified certain property interests to be acquired and redeveloped, including a portion of Block 117, Lot 1; and

WHEREAS, the West Main Street Redevelopment Plan stated that all leasehold interests on Block 117, Lot 1 shall be subject to acquisition through negotiation and/or condemnation should it be required to achieve the goals and objectives of the redevelopment plan; and

WHEREAS, on or about May 1, 2006, the Borough Council adopted Ordinance No. 2216 which authorized the acquisition by purchase or condemnation of certain leasehold interests on Block 117, Lot 1, including those identified as Pathmark Stores, Inc.; and

WHEREAS, the Borough made a formal offer to Pathmark Stores, Inc. (also referred to as the "Condemnee") to acquire its leasehold interest in the property for \$1,619,000.00 (consisting of \$1,294,000.00 as just compensation for

the property interest involved, and \$325,000.00 as a settlement for relocation costs) which was the fair market value of the leasehold interest and anticipated relocation assistance as determined by the appraiser retained by the Borough; and

WHEREAS, the Borough was unsuccessful in acquiring the leasehold interest of Pathmark Stores, Inc. through negotiation and therefore filed a Declaration of Taking on or about February 13, 2007 to acquire the property by eminent domain pursuant to the process outlined in N.J.S.A. 20:3-1 et seq.; and

WHEREAS, upon filing the Declaration of Taking, the Borough deposited \$1,294,000.00 into an account of the Superior Court and deposited \$325,000 in the attorney trust account of its special counsel, DeCotiis, Fitzpatrick & Cole, LLP); and

WHEREAS, the parties participated in a commissioners hearing after which the Condemnee and Borough appealed from the award of the commissioners and requested a jury trial to determine the just compensation for the Property; and

WHEREAS, with the assistance of the Court, the Borough, the Condemnee, and JSM at Somerville, LLC, the contract redeveloper of the Property have agreed to a settlement for the acquisition of the leasehold interest of Pathmark Stores, Inc. for \$1,294,000, which monies have already been paid to the Condemnee and a release of the relocation assistance being held by DeCotiis, Fitzpatrick & Cole, LLC to JSM at Somerville, LLC; and

WHEREAS, this settlement is subject to the execution of a Consent Order for Final Judgment Fixing Compensation by the Superior Court of New Jersey, Somerset County.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Somerville that it hereby authorizes the settlement with the Condemnee and JSM at Somerville, LLC, the contract redeveloper, in the acquisition through condemnation of the leasehold interest of Pathmark Stores, Inc. in the property known as Block 117, Lot 1 located in the West Main Street Redevelopment Area.

BE IT FURTHER RESOLVED, that the settlement shall be in the amount of \$1,294,000.00, which monies have already been paid to the Condemnee and a release of the relocation assistance being held by DeCotiis, Fitzpatrick & Cole, LLC to JSM at Somerville, LLC.

BE IT FURTHER RESOLVED, that the Borough Council hereby authorizes special counsel for the Borough for this matter to execute all documents and take all actions necessary to effectuate the settlement.

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

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

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

Nays: None

Councilman Sullivan presented the following vouchers for approval:

NUMBER	DATE	AMOUNT	VENDOR CODE + NAME	ACCOUNT NO.	PO NO.	PO DESCRIPTION	INVOICE NO.
024308	10/04/10	1862.86 C	3351 MIAMI SYSTEMS CORP	024-1017-671	0044067	TICKETS	51067804
024265	10/04/10	527.00 C	0081 BAUR MUNICIPAL SUPPLIES	024-1017-671	0044072	TICKETS	9700
024324	10/04/10	1406.25 C	1011 ROBERT VANCE	024-1017-612	0044075	OCT RENT	
024258	10/04/10	585.00 C	4518 ANNE TUCKER	024-1017-511	0044082	P/T HELP	
024315	10/04/10	2100.00 C	4402 NJ COMMERCIAL CLEANING SERVICE	026-2272-907	0902165	CAULKING, STRIPPING	
024259	10/04/10	19500.00 C	4476 APPRAISAL SYSTEMS INC	025-1825-533	1000661	REVALUATION CONTRACT	
024288	10/04/10	8210.00 C	4479 DOOR BOY LLC	026-2306-907	1000728	VARIOUS DOOR REPAIRS	
024344	10/04/10	37926.00 C	4498 UNIVERSAL ART STUDIOS	026-2189-907	1001150	WINDOW RESTORATION	
024334	10/04/10	1757488.50 C	2509 SOMERVILLE BOARD OF ED	025-5002-500	1001155	OCTOBER 2010	
017253	09/28/10	678.03 M	3482 CONTINENTAL RESOURCES INC	026-2217-700	1001399	LAPTOP	
999999	09/28/10	275000.00 M	2777 TD BANK, NATIONAL ASSOCIATION	024-2210-552	1001553	DEBT SERVICE	
999999	09/28/10	135815.63 M	2777 TD BANK, NATIONAL ASSOCIATION	024-2212-552	1001553	DEBT SERVICE	
024341	10/04/10	54.32 C	2020 THUL'S AUTO STORES	024-1210-560	1001634	PW PURCHASES	
024341	10/04/10	77.48 C	2020 THUL'S AUTO STORES	024-1210-630	1001634	PW PURCHASES	
024341	10/04/10	154.71 C	2020 THUL'S AUTO STORES	024-1210-687	1001634	PW PURCHASES	
024341	10/04/10	13.53 C	2020 THUL'S AUTO STORES	024-1510-560	1001634	PW PURCHASES	
024341	10/04/10	11.13 C	2020 THUL'S AUTO STORES	024-1510-581	1001634	PW PURCHASES	
024281	10/04/10	326.70 C	1973 CROWN TROPHY	031-0111-508	1001741	AWARDS	11052,11031
024335	10/04/10	157.73 C	2525 SOMERVILLE LUMBER CO	024-1019-639	1001748	WINDOW	145954,145959
024335	10/04/10	15.65 C	2525 SOMERVILLE LUMBER CO	024-1019-517	1001776	WOOD	001-153378
024267	10/04/10	5682.75 C	4534 BOHLER ENGINEERING	026-2319-608	1001815	ENG PROFESSIONAL SER	
024256	10/04/10	20970.00 C	4538 ALPER ENTERPRISES INC	024-1716-710	1001842	ROOF REPAIR	
024304	10/04/10	277.18 C	1893 LANDSCAPE MATERIAL INC	024-1019-517	1001882	RIVER GRAVEL	126845
024348	10/04/10	180.00 C	1551 Y-PERS	024-1210-560	1001884	SHOP TOWELS	0085287
024326	10/04/10	738.00 C	2173 SCOTT BECKER PLUMBING & HEATIN	024-1019-516	1001897	NEW WATER LINE	2423
024332	10/04/10	42.35 C	2322 SOMERSET LAWN & GARDEN EQUIP	024-1210-560	1001900	CHAINS, CHAINS SHARP	211208
024333	10/04/10	19486.00 C	2481 SOMERSET REGIONAL ANIMAL SHEL	024-1413-510	1001910	4TH QTR	
024329	10/04/10	1000.00 C	2309 SOMERSET COUNTY EMERGENCY SERV	024-1110-697	1001924	CLASSES	
024330	10/04/10	5515.62 C	0960 SOMERSET COUNTY ENGINEERING DE	024-1018-533	1001938	ENGINEERING SERVICES	1745
024330	10/04/10	580.55 C	0960 SOMERSET COUNTY ENGINEERING DE	026-2286-625	1001938	ENGINEERING SERVICES	1745
024330	10/04/10	13328.96 C	0960 SOMERSET COUNTY ENGINEERING DE	026-2306-625	1001938	ENGINEERING SERVICES	1745
024266	10/04/10	975.00 C	3274 BIG MIKE INC	044-4009-564	1001941	CLEARED PROBLEM	25665
024339	10/04/10	499.03 C	2690 TAYLOR OIL CO INC	024-1217-579	1001942	GASOLINE FUEL	083110NJ01
024312	10/04/10	1015.00 C	2898 NEW JERSEY DEPT OF ENVIRONMENT	026-2319-608	1001943	MONITORING FEES	101294350
024262	10/04/10	240.00 C	1970 AUTOMATIC COMMUNICATIONS ALARM	024-1019-516	1001944	FIRE ALARM TEST	00018667,00018668
024341	10/04/10	22.26 C	2020 THUL'S AUTO STORES	024-1111-560	1001945	AUTO SUPPLIES	240107
024343	10/04/10	2850.00 C	0169 TOP LINE CONSTRUCTION	024-1510-646	1001946	REBUILD FLOW CHANNEL	3871
024332	10/04/10	92.98 C	2322 SOMERSET LAWN & GARDEN EQUIP	024-1510-560	1001947	SHOP SUPPLIES	211354
024298	10/04/10	1589.20 C	3854 HOLT/MORGAN/RUSSELL ARCHITECT	026-2189-907	1001948	PROFESSIONAL SERVICE	7

024257	10/04/10	289.00	C	3644	AMPERE ELECTRICAL CONTRACTORS	024-1019-638	1001949	OUTLET REPAIR	1004
024282	10/04/10	473.56	C	0866	CUSTOM BANDAG INC	024-1210-560	1001950	TIRES	40067789
024254	10/04/10	754.10	C	0007	AARON & CO	024-1018-758	1001951	STEEL PIPE	S3596273.001
024278	10/04/10	118.75	C	0946	COOL O MATIC	024-1019-516	1001952	AIR SERVICE CALL	408965
024347	10/04/10	478.80	C	1968	WESTRON	024-1019-517	1001953	LIGHT BULBS	228230
024322	10/04/10	783.79	C	2544	RADZIEWICZ CONSTRUCTION	026-2272-907	1001954	WEST END HOSE PAINTI	
024326	10/04/10	212.50	C	2173	SCOTT BECKER PLUMBING & HEATIN	024-1019-516	1001955	CLEARED CLOG	2437
024342	10/04/10	10.00	C	1489	TODD VANDERVOORT	024-1210-621	1001956	MEAL TICKET	
024320	10/04/10	415.00	C	0659	PRINTING OUTLET	014-1725-541	1001960	STORMWATER POLLUTION	1247
024301	10/04/10	170.89	C	2031	JANWAY COMPANY	024-1513-501	1001961	MOOD PENCILS	
024293	10/04/10	862.00	C	2195	GE CAPITAL CORP	024-1513-670	1001962	LEASE PAYMENT	
024260	10/04/10	235.00	C	4543	ARMPCO OFFICE MACHINES , INC	024-1513-670	1001963	COPY CHARGES	
024305	10/04/10	318.00	C	1774	LMXAC	024-1513-670	1001964	TITLE SOURCE 3	
024275	10/04/10	36.46	C	1428	CHIEF DENNIS MANNING	024-1111-538	1001966	REFRESHMENTS	
024345	10/04/10	119.99	C	1421	VERIZON BUSINESS FIOS	024-1214-704	1001967	FIOS SEPTEMBER	
024307	10/04/10	406.80	C	0911	M & W COMMUNICATIONS INC	024-1111-720	1001968	RADIO INSTALLATION	290196
024277	10/04/10	500.00	C	0928	COMPUTER SYSTEMS & METHODS	024-1111-533	1001969	COMPUTER MAINTENANCE	31125
024306	10/04/10	800.00	C	0496	LOUMARC SIGNS	024-1111-720	1001971	NEW CAR LETTERING	23830
024253	10/04/10	18.00	C	4520	AAMCO	024-1111-560	1001972	VEHICLE MAINTENANCE	127981
024328	10/04/10	29.98	C	2045	SHANAHAN'S STATIONARY	024-1010-628	1001973	SUPPLIES	
024328	10/04/10	50.72	C	2045	SHANAHAN'S STATIONARY	024-1410-628	1001973	SUPPLIES	
024328	10/04/10	27.48	C	2045	SHANAHAN'S STATIONARY	044-4009-628	1001973	SUPPLIES	
024318	10/04/10	509.02	C	1840	PDQ AUTO SUPPLY OF MANVILLE	024-1210-557	1001985	HOSE REEL, AIR GUN	608535
024327	10/04/10	694.00	C	1778	SEELY EQUIPMENT & SUPPLY	051-0111-235	1001986	SUPPLIES	PS1013552
024255	10/04/10	710.88	C	1528	ALL INDUSTRIAL-SAFETY PRODUCTS	024-1210-554	1001988	RAKES, BLADES, SHOVE	178714
999999	09/15/10	90910.71	M	2962	STATE OF NJ PENSIONS & BENEFIT	024-1023-586	1001990	HEALTH BENEFITS/JULY	
999999	09/15/10	439.13	M	2962	STATE OF NJ PENSIONS & BENEFIT	024-1023-586	1001990	HEALTH BENEFITS/JULY	
999999	09/15/10	20000.00	M	2962	STATE OF NJ PENSIONS & BENEFIT	044-4009-586	1001990	HEALTH BENEFITS/JULY	
024286	10/04/10	375.00	C	1550	DENNIS GALVIN	024-1021-607	1001991	PROFESSIONAL SERVICE	
024289	10/04/10	392.00	C	3448	ERIC WASSER	024-1020-605	1001992	PROFESSIONAL SERVICE	
024289	10/04/10	528.75	C	3448	ERIC WASSER	051-0111-211	1001993	PROFESSIONAL SERVICE	
024292	10/04/10	85.59	C	3652	FRANK VUOSO	026-2217-700	1001994	COMPUTER SOFTWARE	
024264	10/04/10	22.48	C	0652	BAKER & TAYLOR	024-1513-511	1001997	BOOKS & AV	
024264	10/04/10	577.64	C	0652	BAKER & TAYLOR	024-1513-518	1001997	BOOKS & AV	
024310	10/04/10	60.00	C	0498	MINUTEMAN PRESS	026-2319-659	1001998	JOB NO. 125593	141549
024272	10/04/10	185.00	C	2616	CDWG	051-0111-542	1001999	SPINDLE	TXP1910
024309	10/04/10	86.25	C	0601	MINGOLO PRECISION	024-1018-565	1002001	TRI-SCALE	55207
024300	10/04/10	82.90	C	1658	HOUSER WELDING	024-1210-687	1002002	GAS, CUTTING TIP	64595
024271	10/04/10	54.30	C	0785	CAMMPS HARDWARE AND LAWN SERVI	024-1510-557	1002003	BLADE, TIRES, CHAINS	14532
024271	10/04/10	619.10	C	0785	CAMMPS HARDWARE AND LAWN SERVI	024-1510-560	1002003	BLADE, TIRES, CHAINS	14532
024338	10/04/10	384.97	C	2643	STORR TRACTOR CO	024-1510-560	1002004	BLADE, SEAT KIT	630943
024274	10/04/10	1560.95	C	2207	CENTRAL JERSEY NURSERIES	024-1510-557	1002005	BACKPACK BLOWER, TRI	81148

024319	10/04/10	321.00	C	2382	PITNEY BOWES	024-1513-635	1002006	METER RENTAL	
024304	10/04/10	161.30	C	1893	LANDSCAPE MATERIAL INC	024-1510-581	1002007	FILTER FABRIC	126987
024303	10/04/10	450.20	C	1542	KENNEDY CULVERT & SUPPLY	026-2306-625	1002008	PIPE	321511
024303	10/04/10	1000.00	C	1542	KENNEDY CULVERT & SUPPLY	031-0111-211	1002008	PIPE	321511
024296	10/04/10	254.36	C	0368	H K BUZBY & SONS	024-1510-581	1002011	BLOCK	690318
024323	10/04/10	149.95	C	1510	RAILROAD SALVAGE	024-1210-557	1002012	BOTTLE JACK	5960
024332	10/04/10	649.95	C	2322	SOMERSET LAWN & GARDEN EQUIP	024-1210-554	1002013	PRUNER	211486
024253	10/04/10	36.00	C	4520	AAMCO	024-1111-560	1002016	VEHICLE REPAIRS	128056,128054
024261	10/04/10	350.85	C	2109	ATLANTIC TACTICAL	024-1111-713	1002017	CLOTHING ALLOWANCE	SI135071,SI135175
024287	10/04/10	1198.12	C	2112	DETECTIVE KEVIN COLLISON	024-1111-697	1002021	COLLEGE REIMBURSEMEN	
024261	10/04/10	315.80	C	2109	ATLANTIC TACTICAL	024-1111-713	1002022	CLOTHING ALLOWANCE	SI135319
024263	10/04/10	233.38	C	3728	AVAYA INC	024-1214-704	1002023	TELEPHONE MAINTENANC	
024275	10/04/10	200.09	C	1428	CHIEF DENNIS MANNING	024-1111-614	1002024	PETTY CASH	
024275	10/04/10	46.00	C	1428	CHIEF DENNIS MANNING	024-1111-720	1002024	PETTY CASH	
024279	10/04/10	53.50	C	1419	COSTCO WHOLESALE MEMBERSHIP	024-1111-614	1002025	MEMBERSHIP RENEWAL	
024261	10/04/10	72.95	C	2109	ATLANTIC TACTICAL	024-1111-713	1002027	CLOTHING ALLOWANCE	SI135335
024261	10/04/10	99.95	C	2109	ATLANTIC TACTICAL	024-1111-713	1002028	CLOTHING ALLOWANCE	SI-135507
024306	10/04/10	45.50	C	0496	LOUMARC SIGNS	024-1110-557	1002030	TAGS	23888
024325	10/04/10	442.80	C	2431	ROYAL CHEMICAL	024-1110-560	1002031	SUPPLIES	SI-74341
024317	10/04/10	650.00	C	0523	PAUL ALLENA	024-1010-511	1002032	SERVICES	
024317	10/04/10	2500.00	C	0523	PAUL ALLENA	024-1030-536	1002032	SERVICES	
024302	10/04/10	1000.00	C	3207	JOSEPH DEMARCO	024-1028-637	1002033	PROF SERVICES	
024273	10/04/10	1300.00	C	0847	CENTRAL HOOK AND LADDER	024-1110-661	1002034	RENT	
024270	10/04/10	6.20	C	1025	CABLEVISION OF RARITAN VALLEY	051-0111-542	1002035	CABLE	
024297	10/04/10	763.46	C	1024	HERBERT A. HALL	051-0111-542	1002036	REIMB FOR EXPENSES	
024276	10/04/10	2185.00	C	1695	COLE & ASSOCIATES LLC	026-2319-659	1002037	AUG PROF SERVICES	
024295	10/04/10	218.00	C	2893	GRANICUS INC	051-0111-542	1002038	MAINT AGRMT	
024299	10/04/10	596.64	C	1681	HOME DEPOT CREDIT SERVICES	024-1019-517	1002039	SUPPLIES	
024299	10/04/10	31.94	C	1681	HOME DEPOT CREDIT SERVICES	024-1210-560	1002039	SUPPLIES	
024291	10/04/10	18.17	C	3258	FEDEX	024-1010-635	1002040	SHIPPING CHARGES	
024298	10/04/10	3500.00	C	3854	HOLT/MORGAN/RUSSELL ARCHITECT	026-2217-907	1002041	GRANT APPLICATION	
024268	10/04/10	1000.00	C	0267	BOROUGH OF SOMERVILLE	051-0111-226	1002042	PUB DEF	
024270	10/04/10	1004.76	C	1025	CABLEVISION OF RARITAN VALLEY	024-1513-670	1002043	OPTIMUM ONLINE & VOI	
024284	10/04/10	1738.00	C	1037	DELL MARKETING L P	024-1513-526	1002045	COMPUTER	
024336	10/04/10	77.99	C	1006	STAPLES BUSINESS ADVANTAGE	024-1410-628	1002048	TONER CARTRIDGE	
024269	10/04/10	200.00	C	2597	BUSINESS WORLD INC	024-1410-670	1002049	SEPTEMBER COPIER LEA	7190076
024280	10/04/10	75.68	C	0973	COURIER-NEWS	024-1010-502	1002050	LEGAL ADS	5267,5268,5270,53
024337	10/04/10	81.98	C	3160	STAPLES CR PLAN	024-1018-565	1002054	SUPPLIES	
024337	10/04/10	567.13	C	3160	STAPLES CR PLAN	024-1110-628	1002054	SUPPLIES	
024337	10/04/10	413.94	C	3160	STAPLES CR PLAN	024-1210-628	1002054	SUPPLIES	
024285	10/04/10	6804.90	C	1056	DELTA DENTAL PLAN OF NJ INC	024-1027-666	1002055	HEALTH BENEFITS	
024321	10/04/10	13153.11	C	3780	PSE&G CO.	024-1216-580	1002056	ELECTRIC/GAS SERVICE	

024283	10/04/10	77.33	C	1701	DEER PARK	024-1019-517	1002058	BOTTLED WATER	0010432619781
024331	10/04/10	7495.00	C	1914	SOMERSET COUNTY TREASURER	024-1410-533	1002065	SEPTEMBER BOH CONTRA	
024261	10/04/10	198.42	C	2109	ATLANTIC TACTICAL	024-1111-713	1002066	CLOTHING ALLOWANCE	SI135489,SO-11448
024290	10/04/10	122.98	C	4524	EVERBANK	024-1111-670	1002067	XEROX RENTAL	4050263520100921
024253	10/04/10	18.00	C	4520	AAMCO	024-1111-560	1002068	VEHICLE REPAIRS	128067
024316	10/04/10	150.00	C	1951	NJ LEAGUE OF MUNICIPALITIES	024-1010-532	1002071	CONVENTION REG	
024311	10/04/10	1788.81	C	3510	NEW JERSEY AMERICAN WATER	024-1215-717	1002073	WATER SUPPLIED	
024346	10/04/10	50.00	C	1717	VITAL SERVICES GROUP	024-1015-696	1002074	TAX SALE NOTICES	
024346	10/04/10	52.30	C	1717	VITAL SERVICES GROUP	044-4009-696	1002074	TAX SALE NOTICES	
024313	10/04/10	12187.50	C	1189	NJ AMERICAN WATER	024-1109-574	1002075	FIRE SERVICE	
024316	10/04/10	7.00	C	1951	NJ LEAGUE OF MUNICIPALITIES	024-1010-529	1002077	LEGISLATIVE BULLETIN	10B-9177
024314	10/04/10	100.00	C	1346	NJ ASSOC P & Z ADMIN	024-1114-685	1002078	CONTINUING EDUCATION	
024321	10/04/10	1144.55	C	3780	PSE&G CO.	024-1216-580	1002080	ELECTRIC SERVICE	
024340	10/04/10	997.50	C	1664	THE WATERFORD GROUP LLC	026-2319-608	1002093	SEPT PROF SERVICES	
024340	10/04/10	11479.69	C	1664	THE WATERFORD GROUP LLC	026-2319-659	1002093	SEPT PROF SERVICES	
999999	09/28/10	8536.09	M	0268	BOROUGH OF SOMERVILLE	024-1010-111	1002095	PAYROLL	
999999	09/28/10	219.60	M	0268	BOROUGH OF SOMERVILLE	024-1010-112	1002095	PAYROLL	
999999	09/28/10	2366.65	M	0268	BOROUGH OF SOMERVILLE	024-1013-111	1002095	PAYROLL	
999999	09/28/10	1511.19	M	0268	BOROUGH OF SOMERVILLE	024-1014-111	1002095	PAYROLL	
999999	09/28/10	2549.65	M	0268	BOROUGH OF SOMERVILLE	024-1015-111	1002095	PAYROLL	
999999	09/28/10	1422.17	M	0268	BOROUGH OF SOMERVILLE	024-1016-111	1002095	PAYROLL	
999999	09/28/10	4718.82	M	0268	BOROUGH OF SOMERVILLE	024-1017-111	1002095	PAYROLL	
999999	09/28/10	203.22	M	0268	BOROUGH OF SOMERVILLE	024-1017-112	1002095	PAYROLL	
999999	09/28/10	6081.44	M	0268	BOROUGH OF SOMERVILLE	024-1018-111	1002095	PAYROLL	
999999	09/28/10	2702.88	M	0268	BOROUGH OF SOMERVILLE	024-1019-111	1002095	PAYROLL	
999999	09/28/10	291.77	M	0268	BOROUGH OF SOMERVILLE	024-1019-111	1002095	PAYROLL	
999999	09/28/10	2110.12	M	0268	BOROUGH OF SOMERVILLE	024-1110-111	1002095	PAYROLL	
999999	09/28/10	178409.95	M	0268	BOROUGH OF SOMERVILLE	024-1111-111	1002095	PAYROLL	
999999	09/28/10	24085.14	M	0268	BOROUGH OF SOMERVILLE	024-1111-112	1002095	PAYROLL	
999999	09/28/10	5784.60	M	0268	BOROUGH OF SOMERVILLE	024-1114-111	1002095	PAYROLL	
999999	09/28/10	630.19	M	0268	BOROUGH OF SOMERVILLE	024-1115-111	1002095	PAYROLL	
999999	09/28/10	2322.15	M	0268	BOROUGH OF SOMERVILLE	024-1116-111	1002095	PAYROLL	
999999	09/28/10	3493.46	M	0268	BOROUGH OF SOMERVILLE	024-1117-111	1002095	PAYROLL	
999999	09/28/10	363.08	M	0268	BOROUGH OF SOMERVILLE	024-1118-111	1002095	PAYROLL	
999999	09/28/10	17489.97	M	0268	BOROUGH OF SOMERVILLE	024-1210-111	1002095	PAYROLL	
999999	09/28/10	3178.91	M	0268	BOROUGH OF SOMERVILLE	024-1410-111	1002095	PAYROLL	
999999	09/28/10	4569.12	M	0268	BOROUGH OF SOMERVILLE	024-1511-111	1002095	PAYROLL	
999999	09/28/10	12378.32	M	0268	BOROUGH OF SOMERVILLE	024-1513-111	1002095	PAYROLL	
999999	09/28/10	13844.00	M	0268	BOROUGH OF SOMERVILLE	044-4008-111	1002096	PAYROLL	
999999	09/28/10	9299.31	M	0268	BOROUGH OF SOMERVILLE	024-1821-686	1002097	PAYROLL	
999999	09/28/10	2838.65	M	0268	BOROUGH OF SOMERVILLE	027-7001-619	1002098	PAYROLL	
024294	10/04/10	64920.57	C	3187	GEOSYNTEC CONSULTANTS	014-1716-629	1002100	PROF SERVICES/LANDFI	2310223

PAYMENT TOTALS BY FUND:	MANUAL PAYMENTS	CYCLE PAYMENTS
FUND 024	796,883.27	126,224.45
FUND 026	678.03	89,974.23
FUND 025	.00	1,776,988.50
FUND 031	.00	1,326.70
FUND 044	33,844.00	1,054.78
FUND 014	.00	65,335.57
FUND 051	.00	3,395.41
FUND 027	2,838.65	.00
TOTAL	834,243.95	2,064,299.64

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

The motion was approved by the following vote:

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

There being no further business to come before the Borough Council, Councilman Sullivan made a motion and was seconded by Councilwoman Kobuta to adjourn the meeting. The motion was approved by the following vote:

Carried unanimously

The meeting was adjourned at 8:45pm

Respectfully submitted,

Paul Allena, Secretary