Mayor and Common Council
Borough of Flemington

October 14, 2014

Council Meeting Room

I. Work Session Agenda (7:00 PM)

1. PRESENTATION AND DISCUSSION: GOVERNMENT ENERGY AGGREGATION (REPRESENTATIVES OF GABEL ASSOCIATES AND BOROUGH CFO WILLIAM HANCE)

II. Regular Meeting Agenda (7:30 PM)

Flag Salute

Roll Call:

Erica Edwards	Mayor
Dorothy Fine	Councilwoman
John Gorman	Councilman
Phil Greiner	Councilman
Joey Novick	Councilman
Brian Swingle	Council President
Phil Velella	Council Vice President

1. DISCUSSION: PLANNING BOARD RE-EXAMINATION REPORT PROCESS (PLANNING BOARD CHAIR TODD COOK AND VICE- CHAIR SUSAN ENGELHARDT)(UP TO APPROXIMATELY 30 MINUTES)
2. UPDATE: FLEMINGTON BUSINESS IMPROVEMENT DISTRICT (MEGAN JONES-HOLT, EXECUTIVE DIRECTOR) (UP TO APPROXIMATELY 30 MINUTES)
3. DISCUSSION: PHASE II TUCCAMIRGAN PARK IMPROVEMENTS (SAL RANDAZZESE) (UP TO APPROXIMATELY 30 MINUTES)
4. ORDINANCE 2014-18: SECOND READING: AN ORDINANCE AMENDING AND SUPPLEMENTING THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF FLEMINGTON" SET FORTH IN 7-17.1 SCHEDULE X, 1975 SPECIFICALLY "ACCESS AND EXIT WAYS TO AND FROM PRIVATE PARKING LOTS AND DRIVEWAYS"
5. ORDINANCE 2014-19: SECOND READING: AN ORDINANCE AMENDING AND SUPPLEMENTING THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF FLEMINGTON" SET FORTH IN 7-13.1 SCHEDULE X 1975 SPECIFICALLY "NO LEFT TURNS"
6. Public Comments -- Session I (up to approximately 3 minutes each, for a maximum of approximately 30 minutes)
7. Mayor's Report (up to approximately 3 minutes)

8. Council Members' Reports (up to approximately 3 minutes each)

   Councilwoman Fine

   Councilman Gorman

   Councilman Greiner

   Councilman Novick

   Council President Swingle

   Council Vice President Velella

9. Approval of Minutes

   Motion To: **Approve Minutes: September 22, 2014 Regular Council Meeting**

   Motion To: **Approve Executive Session Minutes: September 22, 2014 Regular Council Meeting**

10. RESOLUTION 2014-175: AUTHORIZING AN APPRAISAL TO BE PERFORMED ON THE HINELINE PROPERTY, BLOCK 38 LOT 1.01, KNOWN AS 144 MAIN STREET
11. RESOLUTION 2014-176: OFFERING BOROUGH EMPLOYEES THEIR CHOICE OF DENTAL PLANS
12. RESOLUTION 2014-177: REVIEWING AND ACCEPTING THE RESULTS OF THE BOROUGH'S 2014 BEST PRACTICES INVENTORY
13. RESOLUTION 2014-178: AUTHORIZING A SHARED SERVICE AGREEMENT WITH HUNTERDON CENTRAL REGIONAL HIGH SCHOOL FOR THE PURCHASE OF FUEL
14. RESOLUTION 2014-179: AUTHORIZING THE MAYOR AND CLERK TO SIGN THE FLEMINGTON-RARITAN MUNICIPAL ALLIANCE GRANT APPLICATION
15. RESOLUTION 2014-180: APPROVING THE APPOINTMENT OF LORI HUGHES TO THE ENVIRONMENTAL COMMISSION
16. RESOLUTION 2014-181: AUTHORIZING THE CLOSING OF STREETS FOR HALLOWEEN FESTIVITIES
17. RESOLUTION 2014-182: AUTHORIZING THE RESTRICTION OF VEHICLE PARKING ON BONNELL STREET FROM 8:00 AM TO 10:30 AM ON NOVEMBER 27, 2014 FOR THE ANNUAL TURKEY TROT 5K ROAD RACE
18. RESOLUTION 2014-183: AUTHORIZING STREET CLOSURES FOR THE STREET FAIR TO BE HELD ON OCTOBER 26, 2014
19. RESOLUTION 2014-184: REDEMPTION 2013-003 BLOCK 2 LOT 45 C0010
20. RESOLUTION 2014-185: AUTHORIZING A TAX EXEMPTION FOR BLOCK 45 LOT 3 KNOWN AS 42 ROUTE 12- PROPERTY OWNER: ABILITY2WORK

21. RESOLUTION 2014-186: AUTHORIZING A TAX ABATEMENT ON BLOCK 30 LOT 6 KNOWN AS 48 SPRING STREET
22. RESOLUTION 2014-187: AUTHORIZING THE REFUND OF $5,080.90 FOR TAX APPEALS THAT WERE FILED BY AMERICAN TIRE AND AUTO KNOWN AS BLOCK 39 LOT 6 QUALIFIER C0003 KNOWN AS 76 CHURCH STREET
23. RESOLUTION 2014-188: AUTHORIZING THE MAYOR AND CLERK TO SIGN A RELEASE FORM AND AN AFFIDAVIT TO ACCEPT THE BEQUEST OF CLARENCE H. BODINE, JR., TO BE UTILIZED FOR SUMMER CONCERTS
24. Public Comments -- Session II (up to approximately 3 minutes each, for a maximum of approximately 30 minutes)
25. Attorney's Report
26. Payment of the Bills

    Motion To: **Pay The Bills**

Executive Session For Any Other Applicable Matter Identified During the Regular Meeting (Action May Be Taken)

Adjournment

Motion To: **Adjourn**

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Contract
Prepared By: Rebecca Newman

SCHEDULED

Initiator: Rebecca Newman
Sponsors:

AGENDA ITEM 2014-28

DOC ID: 1684

Presentation and Discussion: Government Energy Aggregation (Representatives of Gabel Associates and Borough CFO William Hance)

BOROUGH OF FLEMINGTON GOVERNMENT ENERGY AGGREGATION

ENERGY AGGREGATION CONSULTING SERVICES

gabel associates

Olivia Corkedale, Senior Associate
Gabel Associates, Inc.
(p) 732.296.0770
(f) 732.296.0799
Olivia.Corkedale@gabelassociates.com

October 1, 2014

www.gabelassociates.com

Attachment: WORK SESSION-10102014151559 (2014-28 : Energy Aggregation)

Sample Work-Plan & Milestones

1

Attachment: WORK SESSION-10102014151559 (2014-28 : Energy Aggregation)

The Borough of Flemington
Government Energy Aggregation (GEA) Program

	Anticipated Timeline	Tentative Dates	Notes & GEA Requirements
1	Introduction Meeting	October 1, 2014	
2	Proposal & Award	October 2014	
3	Kick-Off Meeting	Late October 2014	
4	First and Second Reading of the Ordinance	October / November 2014	**Flemington Council Meeting(s)*
5	Submit E-bidding Plan to DCA	November 2014	
6	Execute EDC Agreements with JCP&L	November 2014	
7	Mail Flyer Announcing GEA Program and Public Information Session(s)	November 2014	
8	Upload FAQs on Borough Website(s)	November 2014	
9	Receive Residential Information from EDC	Late November 2014	*EDC has 10 days to provide info*
10	Public Meeting(s)	Early December 2014	
11	Submit RFP and Master Performance Agreement (MPA) to BPU and Rate Counsel	December 2014	
12	Comments From Rate Counsel and BPU	Late December 2014	*15 day period for BPU/RC comments*
13	Bid Advertised and Released	Mid-February 2015	*30 days from submission of RFP/MPA*
14	Bid Award	Mid-March 2015	**Flemington Council Meeting*
15	Contract Executed and Notice To EDC	Mid-March 2015	
16	Send BPU/RC Draft Opt-Out Letter	Mid-March 2015	*15 day period for BPU/RC comments*
17	EDC Provides Specific Residential Info (i.e. names, account # and addresses) to Awarded TPS	Late-March 2015	*EDC has 10 days to provide info*
18	Opt-Out Letters Mailed	Early-April 2015	*30 day opt-out period begins*
19	30 Day Opt-Out Period Ends	Early-May 2015	*30 day opt-out period concludes*
20	Enrollment by Awarded TPS	Early-May 2015	
21	Service Begins	June 2015	*EDC requires min 20 days to process customer enrollment to TPS*

NOTE: SAMPLE TIMELINE

This sample Project Timeline assumes that the Borough of Flemington awards an energy agent contract and begins the implementation process in October 2014. Any delays to this estimated start date will result in an equal delay to the milestones in this sample schedule.

Attachment: WORK SESSION-10102014151559 (2014-28 : Energy Aggregation)

Examples: Public Information Flyers

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Attachment: WORK SESSION-10102014151559 (2014-28 : Energy Aggregation)

Montgomery Township, a leader in service and efficiency, presents:

Montgomery Community Energy Aggregation

Montgomery Community Energy Aggregation (MCEA) is a new program designed to reduce your monthly power bills. Through this ground breaking program, Montgomery Township is offering residents and businesses an easy way to save money on their electric supply while providing consumer protections and securities.

What is Community Energy Aggregation?

Community Energy Aggregation is a program that allows the municipality to negotiate a "bulk purchase" of energy supply on behalf of its residents and businesses, **at prices lower than the average utility price**, with the possibility of added benefits, such as higher renewable energy content and other programs. New Jersey regulations allow municipalities to take this approach to procure savings on your behalf.

Montgomery Township has procured a consultant to implement a procurement process for a Third Party Supplier to provide lower cost energy to its residents and businesses.

Here are the basic facts about the MCEA program:

- Montgomery Township would procure electric supply in bulk on behalf of its residents and businesses.
- Montgomery Township would **only** enter a bulk power supply agreement with a supplier **if the price to the consumer is less than the regular retail price charged by PSE&G.**
- All residents who currently obtain power supply from PSE&G (i.e. those who do not have a contract with a third party supplier) are automatically included in the program, but residents are also free to opt out at any time with no exit fees or penalties assessed.
- Businesses have to opt in if they want to be part of the program.
- The delivery or distribution of energy remains as it is today, through PSE&G, and service reliability is not affected. You would still receive a single monthly bill from the utility. PSE&G will still be responsible for service reliability, and you would still call PSE&G in the event of any service problems.
- Once a supplier is selected and the contract price is established, all residents will receive information about the program and be given the opportunity to opt out.
- Businesses will receive an invitation to opt in if they wish to do so.

Montgomery Township invites all residents and interested businesses to attend a public information session on the MCEA program, which will be held on:

Thursday, March 14th at 7:00pm
at the Municipal Building

For more information about this program, we invite you to attend the public information session or visit us at www.montgomery.nj.us

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Hamilton Township

Community Energy Aggregation

A money-saving community service from your Hamilton Township Municipal Government

Dear Hamilton Resident,

The Hamilton Community Energy Aggregation (HCEA) is a new program designed to reduce your monthly power bills. Through this ground breaking program, the Township of Hamilton is offering residents and businesses an easy way to save money on their electric supply while providing consumer protections and securities.

Community Energy Aggregation is a program that allows the Township to negotiate a "bulk purchase" of energy supply on behalf of its residents, **at prices lower than the average utility price** New Jersey regulations allow towns to take this approach to procure savings on your behalf. Hamilton Township has engaged the services of Gabel Associates to implement this Community Energy Aggregation Program aimed to save you and our business community money.

Here are the basic facts about the HCEA program:

- Hamilton would procure electric supply in bulk on behalf of its residents.
- Hamilton would **only** enter a bulk power supply agreement with a supplier **if the price to the consumer is less than the regular retail price charged by PSE&G.**
- All residents who currently obtain power supply from PSE&G (i.e. those who do not have a contract with a third party supplier) are automatically included in the program, but residents are also free to opt out at any time with no exit fees or penalties assessed.
- The delivery or distribution of energy remains as it is today, through PSE&G, and service reliability is not affected. You would still receive a single monthly bill from, PSE&G, which will still be responsible for service reliability. You would still call PSE&G in the event of any service problems.
- Once a supplier is selected and the contract price is established, all residents will receive information about the program and be given the opportunity to opt out.
- Businesses must opt in if they wish to participate in the program.

A list of Frequently Asked Questions has been posted to our Township's Hamilton website: *www.HamiltonNJ.com*.

Finally, I invite all residents to join us at a public information session to learn more about this new program:

Hamilton Community Energy Aggregation Public Information Session
_____day, June __, 2014 at 7:00 p.m.
at the Hamilton Township Municipal Building
2090 Greenwood Avenue, Hamilton, NJ 08609

Sincerely,

Kelly Yaede
Mayor

Attachment: WORK SESSION-10102014151559 (2014-28 : Energy Aggregation)

Examples: FAQs

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Attachment: WORK SESSION-10102014151559 (2014-28 : Energy Aggregation)

The Borough of Little Ferry
Community Energy Aggregation

Little Ferry Community Energy Aggregation (LFCEA) is a new program designed to:

- Save residents money on their monthly power bills;
- Encourage energy conservation, and provide residents with tools and information to control their energy usage, and;
- Provide a foundation for future clean energy programs in Little Ferry;

Residents are invited to attend a public information sessions to be conducted, at which time an overview of the LFCEA program will be presented and residents will be provided the opportunity to ask questions. The public information sessions has been scheduled as follows: Wednesday, December 11, 2013 @7:00 pm at the Little Ferry Municipal Building.

Here are answers to some frequently asked questions about the program.

This information will be updated based on the questions asked at the public meetings and will continue to be updated as questions are received from the community.

What is Community Energy Aggregation?

Community Energy Aggregation is a program that allows the municipality to conduct a "bulk purchase" of energy supply on behalf of its residents and businesses, **at prices lower than the average utility price**, with the possibility of added benefits, such as higher renewable energy content and other programs. New Jersey regulations allow municipalities to take this approach to procure savings on your behalf.

The Borough has hired a consultant to implement a procurement process for a Third Party Supplier to provide power supply to its residents.

How does the program work?

It is important to emphasize that this program covers only the power supply portion of your electric bill. Under New Jersey's retail choice regulations, you may purchase power supply from the electric utility under its Basic Generation Service ("BGS") tariff rates, or you may purchase your power supply from a third party supplier. Most residential electric customers in the State have not switched to a

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community energy aggregation, and thereby use bulk purchasing power to obtain better pricing and better terms than residents can obtain on their own. In addition, energy market conditions have improved, thereby increasing the opportunity to obtain advantageous pricing from third party suppliers.

What has been the experience with this type of program?

In several states, including most notably Illinois, Ohio and Massachusetts, Community Energy Aggregation programs have been implemented successfully for a number years by literally hundreds of municipalities, savings residents millions of dollars. In the past year the program has begun to catch on in New Jersey.

To date, four municipalities in New Jersey (1. Plumsted Township, Ocean County, 2. Toms River, Ocean County, 3. Montgomery Township, Somerset County, and 4. Monroe Township, Middlesex County) have successfully implemented and awarded contracts to third party suppliers. Municipalities across the state are achieving power supply savings in excess of 10% (over $100 annually). In fact, based upon its experience and the program's success, Plumsted Township has already completed the bidding process again for its second power supply contract. Many other municipalities in the State have passed ordinances in the past several months authorizing the implementation of a Community Energy Aggregation program, and are in various stages of implementing their bidding process to obtain a supplier for residents.

Do I have to be part of the program?

No. Residential customers who are automatically included in the program have the right to "opt-out."

However it is advantageous for all residents to join and remain in the program, as this gives the community the "strength in numbers" to negotiate the best price for consumers.

All residents will receive information about the program and be given the opportunity to opt-out.

How do I know that I'm getting a good deal?

By law, the price to the consumer must always be equal to or less than the regular retail price charged by the utility company. Little Ferry has hired an independent consultant to conduct the bid process and perform detailed bid analysis in order to ensure that the participants receive the best offer available.

Will this include both gas and electricity?

NJ Law allows for a community energy aggregation to cover electricity and natural gas. Little Ferry has elected to conduct the initial program for electricity only, as greater opportunities for immediate savings exist in the electricity market. The Borough intends to study the results of the electricity program and decide at a later date whether to expand the program into natural gas supply.

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The regulations also require that an aggregation program show savings versus the utility-provided rates. Each residential customer will receive a written notification after the bid, informing them of the price, the comparison to the utility price, and their right to opt out. As such, each resident will be fully apprised of all pertinent information necessary to make an informed decision.

Based on the experience in other states as well as recently-implemented GEA programs in New Jersey, it is anticipated that a small percentage of households will opt out.

Does the program require a certain percentage of revenues in order to go into effect?

No. The program is structured so that the third party suppliers bid a price per kilowatt hour and, if selected, must hold that bid regardless of the number of residents who opt-out. The suppliers will have built the risk of some residents opting out into their bid price.

What level of savings have been achieved through this type of program?

There are several states in the country which have adopted community aggregation programs. Other states have different regulations and restrictions which they must abide by, and set different goals as part of their programs; as such their savings experiences may not be directly comparable. For example in Marin County, California, the community decided to their energy from 100% 'green' sources, which is generally more expensive. As such, that program did not achieve any cost savings, but improved the community's carbon footprint. Conversely in Ohio, the purchase was for 'standard' energy supply, and savings have been roughly 6%.

In October 2012, Plumsted Township in Ocean County became the first community in New Jersey to successfully complete a bid and award a contract to a supplier under the State's government energy aggregation rules. Power supply savings that are being realized by Plumsted's residents will be approximately 14% over the contract term (January 2013 through January 2014), resulting in annual savings for a typical residential customer of about $165.

Most recently, the Township of Toms River, the Township of Montgomery, and the Township of Monroe completed a successful bidding processes that will save each residence upwards of $110 dollars (11%) annually. Because energy market prices change over time, we cannot be assured of replicating the results in other municipalities; however we still anticipate savings of 5-10%, and the Borough will not (and cannot) award a contract to a supplier unless residents will save money as compared to the PSE&G tariff price for power supply.

What about power outages?

Power outages are **not** under the control of the third party supplier. The delivery system is still under PSE&G's control, and there is no difference in delivery services whether you purchase the power supply from a third party supplier or from PSE&G under its tariff. In the event of an outage, you would still contact PSE&G.

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have the necessary experience and qualifications to conduct a government energy aggregation program. The number of suppliers that we get to submit a bid will depend partly on how attractive the bid package is for suppliers. In the recent Plumsted, Toms River, Montgomery and Monroe program bids, there were seven to eight qualified suppliers who bid to serve residential customers, resulting in substantial competition.

Will the Borough monitor the energy prices for changes?

The contract will require that the supplier bid a fixed price and maintain that price for the full contract term; therefore the price you pay per kilowatt hour will not change over the course of the contract term.

Will the LIHEAP and Lifeline benefit programs for low income residents still apply if I participate in the MTCEA?

LIHEAP (Low Income Home Energy Assistance Program) is federally funded program, administered by the Dept. of Community Affairs, to assist low income households with paying their heating bills (whether electric, gas, oil, etc.). There should be no impact of participation in the LFCEA program on customers' eligibility. Lifeline or Universal Service programs are state-funded through State taxes and societal benefits charges, again with eligibility based upon a number of factors tied to income. Bill credits of up to $225 are provided to assist eligible customers with electric and gas utility bills. The LFCEA will provide consolidated billing through the utility; as such the bill credits would be unaffected.

What happens if I am already purchasing electricity through a third party supplier?

If you currently receive power supply from PSE&G under its tariff, you will be included in the program (subject to your right to 'opt-out'). However, if you are already purchasing energy through another third party supplier, you will *not* be included; however you will be given the opportunity to join the LFCEA at the end of the existing contract with your present supplier. If you wish to join the Little Ferry Community Energy Aggregation, you should send us an email indicating the date that you wish to join, and inform your existing supplier that you are switching. We will take care of informing PSE&G of the change.

It is very important that residents currently purchasing energy from a third party supplier read their existing contracts very carefully, as there may be penalties for terminating the contract prematurely, and some third party suppliers have automatically "roll over" provisions which renew your contract without consent or action from you. Please be sure to read your current agreement and take the necessary actions to alert your third party supplier that you wish to terminate service at the end of your contract term in order to join the LFCEA.

Please note that we are not responsible for informing your existing supplier or terminating your agreement with them. However, if you have any difficulty with them, please let us know and we'll try to help you resolve issues.

Is this a long-term contract similar to those in other states?

The length of the contract is limited by Local Public Contracts Law in the State of New Jersey. The Borough would also like to keep the initial contract terms at twelve to twenty-four months in order to

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Examples: Opt-Out Notices

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SHREC CEA – South Hunterdon Renewable Energy Cooperative Community Energy Aggregation

Do not discard; this notice contains important information regarding the opportunity for reduced electricity prices for residents of Lambertville and West Amwell. If you do not wish to participate, you must opt-out in the manner set forth herein.

Please read below for more information.

Dear Residents of the City of Lambertville and the Township of West Amwell:

Earlier this year, the City of Lambertville and the Township of West Amwell enacted ordinances to launch the South Hunterdon Renewable Energy Cooperative Community Energy Aggregation Program (SHREC CEA). Under this cooperative purchasing program, the City and the Township have grouped the electric accounts of their residents together to solicit competitive bids from licensed residential energy suppliers to provide electric supply to the group.

A competitive bid was recently conducted, and the City and the Township jointly awarded a contract to First Energy Solutions, a subsidiary of FirstEnergy Corp., who bid a fixed price of $0.0891 per kilowatt hour for a fifteen month contract from March 2014 to June 2015.

Residential customers in the municipalities currently pay JCP&L an average tariff price for electric supply of about $0.103 per kilowatt hour[1]. The JCP&L tariff rate for electric supply will remain in effect until June 1, 2014, when new rates will go into effect. By comparison, the First Energy Solutions contracted price of $.0891 per kWh is approximately 13% below the current average JCP&L rate, and will remain fixed and in effect until June 2015. Even with an anticipated modest reduction in JCP&L's tariff rates for electric supply next June, SHREC CEA participants are still expected to save approximately 10% over the full 15-month contract term of the First Energy Solutions contract as compared to the JCP&L tariff price. The typical resident is expected to save about $100 over the contract term with no change to the level of service.

The power being supplied by First Energy Solutions at the $.0891 per kilowatt hour contract price contains the State-mandated amount of about 13% renewable energy. The SHREC CEA program also allows interested residents to select, on a voluntary basis, a 100% renewable energy product at a somewhat higher price. The contract price for this Voluntary SHREC CEA Renewable Energy Product Option is $.1041 per kilowatt hour. As such, selection of the 100% renewable energy product will result in a price that will be just slightly higher than the JCP&L tariff price, but will contain 100% renewable energy as compared to the 13% renewable energy content for JCP&L power supply. To select the 100% renewable energy option you must contact First Energy Solutions toll-free at **1-866-636-3749**.

No matter whether you chose to remain in the program and receive the lower-cost, standard product, or whether you voluntarily choose the somewhat more expensive 100% renewable energy product, the aggregation program is only for the electric supply portion of your electric service. The delivery portion will continue to be provided by JCP&L at regulated rates and JCP&L will continue to provide all emergency and safety services. JCP&L will also continue to provide customer services such as meter readings, billing[2] and service restoration. This program will not affect existing consumer protections and rights.

Please see the flip side of this letter for further information and instructions, including instructions on how to opt-out of the program altogether should you so choose.

[1] JCP&L tariff prices can vary by season and, for some customers with time-of-use meters, by time of day; however this is the average annual price paid for power supply by residential customers under JCP&L's posted BGS-FP tariffs. Further information regarding the price to compare may be found at https://www.firstenergycorp.com/content/customer_choice/new_jersey_tariffs.html.

[2] Other billing arrangements may apply for customers who do not remain current with their utility payments.

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Montgomery Community Energy Aggregation Program
Opt-Out Reply Card

Opt-Out Instructions
You do not need to take any action to participate in the Montgomery Community Energy Aggregation Program.

If you do **not** wish to participate:

1) Sign and date this card; and
2) Drop it in the mail

This card must be signed by the customer of record whose name appears in the address on this card. You have 30 days from the postmark of this notification to return the card.

X _____
Signature Date

28428 ConEdison-Montgomery Opt-Out Card.indd 1 9/23/13 9:58 AM

NO POSTAGE NECESSARY IF MAILED IN THE UNITED STATES

BUSINESS REPLY MAIL
FIRST-CLASS MAIL PERMIT NO. 25 VALHALLA, NY

POSTAGE WILL BE PAID BY ADDRESSEE

MONTGOMERY COMMUNITY ENERGY AGGREGATION
C/O CONEDISON SOLUTIONS
100 SUMMIT LAKE DR STE 410
VALHALLA NY 10595-9928

28428 ConEdison-Montgomery Opt-Out Card.indd 2 9/23/13 9:59 AM

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Press Releases

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Attachment: WORK SESSION-10102014151559 (2014-28 : Energy Aggregation)

Press Release

LAMBERTVILLE, WEST AMWELL AWARD FIRSTENERGY WITH COMMUNITY AGGREGATION CONTRACT; WILL PROVIDE IMMEDIATE 13 PERCENT POWER SAVINGS

(Lambertville, NJ) -- Lambertville and West Amwell officials have jointly awarded FirstEnergy Solutions with a contract to provide electricity to residents of both communities at a savings of 13 percent under an innovative Community Energy Aggregation program.

Under the contract, FirstEnergy will provide power to residents for a fifteen-month period beginning in March 2014 and running through May 2015, with immediate saving of nearly 13 percent as compared to the price for power supply currently being provided by JCP&L. Over the full 15-month term of the contract, the average savings for a typical consumer will be about $100, or about 10% less than the estimated cost of power supply provided by JCP&L over that same period.

"Under community aggregation, we're able to provide our residents and businesses with energy savings they simply wouldn't be able to achieve on their own," said Lambertville Mayor David DelVecchio. "We've always known that when we work together for all residents, we can good things for our communities. And this is a very good thing for all homeowners and consumers."

Lambertville and West Amwell officials launched the Community Energy Aggregation program earlier this year through their partnership in the South Hunterdon Renewable Energy Cooperative (SHREC). Under the program, the City and the Township grouped the electric accounts of their residents together to solicit competitive bids from licensed residential energy suppliers to provide electric supply to the group.

FirstEnergy Solutions was among six power suppliers who submitted proposals, and provided the lowest bid price for residential customers. FirstEnergy Solutions was also awarded a contract to serve several businesses within the City of Lambertville who opt-in to the program.

Lambertville and West Amwell are among only a handful of municipalities in the State to successfully award a community aggregation power supply contract, and are the first to provide residents with the opportunity to select, on a voluntary basis, a 100% renewable energy product.

Aside from the lower electric rate, participating consumers will notice no change when the program takes effect, as JCP&L will provide delivery service, handle line maintenance and still issue a single bill for electricity. Participation is voluntary. By the end of December, all eligible residents will receive a mailing containing a program description and an 'opt-out' card, and will have 30-days period to decide if they wish to participate.

Residents under contract with another third-party supplier will not be initially eligible. However, when their existing third-party supply contract expires they will have the opportunity to participate in the program.

Gabel Associates, a State-registered energy agent, and Cooling America through Local Leadership (CALL), a not-for-profit entity assisted in setting up the program and guiding officials through the bidding process. The program was structured so that the municipalities did not incur any out-of-pocket expenses for consulting fees or professional services.

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"The Mayors and governing bodies of these municipalities demonstrated tremendous innovativeness and leadership in forming this program, and introducing the ground-breaking concept of allowing residents the additional option of choosing a greener power supply alternative," said Steven Gabel, President of Gabel Associates.

FirstEnergy Solutions is a wholly owned subsidiary of FirstEnergy Corp. and was created in 1997 to focus on retail electric services and provides retail electric supply to over two million customers in New Jersey, Maryland, Pennsylvania, Ohio, Michigan and Illinois.

For further information about the community energy aggregation program, please contact Kenny Esser at (732) 296-0770.

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Press Release

MONROE TOWNSHIP AWARDS ELECTRIC SUPPLY CONTRACT THAT WILL SAVE TOWNSHIP RESIDENTS $4 MILLION UNDER MONROE TOWNSHIP COMMUNITY ENERGY AGGREGATION PROGRAM

Monroe Township, NJ: November 18, 2013. Mayor Richard Pucci and Council President Gerald Tamburro announced today that the Monroe Township Council awarded a twenty-two month contract to Con Edison Solutions to provide electric supply to Township residents beginning in February of 2014. Mayor Pucci, who has been a leader in the pursuit of governmental energy aggregation, said he was "pleased to approve this contract" which should save residents an average of fifteen percent (15%) of the generation portion of the electric bill over the term of the contract. "That translates into about $160.00 annual savings per customer and considerably more for all electric homes. This represents a projected Township savings of $4,000,000.00," said Council President Tamburro.

The contract award is the result of the Monroe Township Community Energy Aggregation (MTCEA) Program that was launched by the Township earlier this year. Monroe Township is one of the first municipalities in the State to successfully award an electric supply contract under the Government Energy Aggregation (GEA) Act, which gives municipalities the authority to undertake a bulk purchase of electric power supply for its residents.

The contract signed with Con Edison Solutions sets a fixed price of $.08435 per kilowatt-hour for electric power generated for 22 months for all residents who receive the generated electric power from JCP&L. The program also provides for the continuation of budget billing for those residents who have similar arrangements with JCP&L.

Participation by residents in the `Energy Aggregation Program is voluntary. All residents currently being provided electric supply by JCP&L will receive a mailing containing a program description and an 'opt-out' card, and before they are enrolled in the program they will have a 30-day period to decide if they wish to 'opt-out' of the program.

Program announcements and opt-out cards will be mailed out to residents by the first week of December. For those residents that do not "opt-out", power supply under the Con Ed Solutions supply contract will begin in February 2014.

Con Edison Solutions was selected from among 6 power suppliers who submitted proposals, providing the lowest bid price for residential customers. Con Edison Solutions is part of Con Edison, Inc., which also owns two regulated utility companies and various competitive energy businesses. Con Edison Solutions is a licensed power supplier in 13 states including New Jersey, as well as the District of Columbia. .

Mayor Richard Pucci commented that the award of this contract is the culmination of years of effort championing the GEA concept. "I have long been an advocate of bulk energy purchasing for residential consumers. I am thrilled that this concept has finally begun to take off in New Jersey, and that Monroe Township is one of the first municipalities in the State to conduct a successful bid under this program. This will provide welcome electric rate relief for our residents, in particular those 5,500 households living in all-electric retirement communities. This has been a long-time goal of mine, and I am pleased that Monroe Township residents will be able to experience relief on their electric bills as a direct result of community energy aggregation."

Attachment: WORK SESSION-10102014151559 (2014-28 : Energy Aggregation)

Monroe Township Council President Gerald Tamburro emphasized that there will be no impact on electric service; JCP&L will still provide delivery service and will still issue a single bill for electricity. The JCP&L bill will include charges for delivery service, and a separate line item for power supply received from ConEdison under the MTCEA program. "In addition, the contract we are signing with ConEdison includes a requirement that they provide budget billing for power supply charges, for those customers that have equal payment plans with JCP&L. The continuation of this service is vital to those members of our community on fixed incomes, and was a high priority for us in issuing the bid specifications." JCP&L will continue to be responsible for maintaining the distribution system.

The MTCEA Program was implemented with the assistance of the energy consulting team hired by the Township consisting of Gabel Associates of Highland Park, NJ, a State-registered energy agent, and Cooling America through Local Leadership (CALL), a not-for-profit entity. The MTCEA Program was structured so that the Township does not incur any out-of-pocket expenses for consulting fees or professional services. Township Attorney, Joel L. Shain provided legal services to the Township in its negotiations with Gabel and Con Edison Solutions.

For further information to the media about the MTCEA Program, please contact Bob Chilton of Gable Associates at (732) 296-0770.

Attachment: WORK SESSION-10102014151559 (2014-28 : Energy Aggregation)

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Contract
Prepared By: Rebecca Newman

SCHEDULED

Initiator: Rebecca Newman
Sponsors:

AGENDA ITEM 2014-29

DOC ID: 1685

Discussion: Planning Board Re-Examination Report Process (Planning Board Chair Todd Cook and Vice- Chair Susan Engelhardt)(Up to Approximately 30 Minutes)

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Appointment
Prepared By: Rebecca Newman

SCHEDULED

Initiator: Rebecca Newman
Sponsors:

AGENDA ITEM 2014-30

DOC ID: 1686

Update: Flemington Business Improvement District (Megan Jones-Holt, Executive Director) (Up to Approximately 30 Minutes)

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Appointment
Prepared By: Rebecca Newman

SCHEDULED

Initiator: Rebecca Newman
Sponsors:

AGENDA ITEM 2014-31

DOC ID: 1676

Discussion: Phase II Tuccamirgan Park Improvements (Sal Randazzese) (Up to Approximately 30 Minutes)

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Council Ordinance
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1644

TABLED

ORDINANCE 2014-18

Second Reading: an Ordinance Amending and Supplementing the "Revised General Ordinances of the Borough of Flemington" Set Forth in 7-17.1 Schedule X, 1975 Specifically "Access and Exit Ways to and from Private Parking Lots and Driveways"

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

AN ORDINANCE AMENDING AND SUPPLEMENTING THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF FLEMINGTON" SET FORTH IN 7-17.1 SCHEDULE X, 1975 SPECIFICALLY "ACCESS AND EXIT WAYS TO AND FROM PRIVATE PARKING LOTS AND DRIVEWAYS"

BE IT ORDAiNED by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey that an Ordinance Amending and Supplementing "The Revised General Ordinances of the Borough of Flemington, 1975" as follows:

- **SCHEDULE X--- ACCESS AND EXIT WAYS TO AND FROM PRIVATE PARKING LOTS AND DRIVEWAYS - be amended to read as follows:**

  In accordance with the provisions of subsection 17-17.1, the following locations shall be established as a one-way entrance and a one-way exit from Block 5 Lot 1 and Block 14 Lot 1 from a municipal road entering or exiting a private parking lot from the additional following locations:

  c. Right Turn Only Entrance and Exit onto North Main Street from Block 14 Lot 1 parking lot 100 feet West of Walter Foran Boulevard and Walter Foran Boulevard Extension intersection.

  d. Entrance and Exit onto Walter Foran Blvd. from Block 5 Lot 1 parking lot 340 feet North of Walter Foran Boulevard and Walter Foran Boulevard Extension intersection.

- **Effective Date**

  This Ordinance shall take effect immediately after final passage and publication according to law.

Introduced: August 25, 2014

Adopted:

Attest:

_____	_____
Rebecca Newman, RMC/CMC Municipal Clerk	Erica Edwards, Mayor

HISTORY:

08/25/14	**Governing Body**	**INTRODUCED**	**Next: 09/08/14**
09/08/14	**Governing Body**	**TABLED**	**Next: 10/14/14**

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Council Ordinance
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1645

TABLED

ORDINANCE 2014-19

Second Reading: an Ordinance Amending and Supplementing the "Revised General Ordinances of the Borough of Flemington" Set Forth in 7-13.1 Schedule X 1975 Specifically "No Left Turns"

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

AN ORDINANCE AMENDING AND SUPPLEMENTING THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF FLEMINGTON" SET FORTH IN 7-13.1 SCHEDULE XIV, 1975
SPECIFICALLY "NO LEFT TURNS"

BE IT ORDAiNED by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey an Ordinance Amending and Supplementing "The Revised General Ordinances of the Borough of Flemington, 1975" as follows:

· SCHEDULE XIV--- NO LEFT TURNS - be amended to read as follows:

In accordance with the provisions of subsection 17-13.1, no person shall make a left turn from the additional following locations:

g. Entrance North Main Street onto Block 14 Lot 1: No left turn from North Main Street onto Block 14 Lot 1 driveway 100 feet west of Walter Foran Boulevard and Walter Foran Boulevard Extension intersection.

h. Exit Block 14 Lot 1 driveway: No left turn from Block 14 Lot 1 driveway 230 feet south of Walter Foran Boulevard and Walter Foran Boulevard Extension intersection onto Walter Foran Boulevard Extension.

i. Exit North Main Street and Park Avenue: No left turn from North Main Street and Park Avenue intersection onto North Main Street.

j. Exit from Block 14, Lot 1 onto Park Avenue: No left turn from Block 14, Lot 1 driveway 85 feet south of intersection of North Main Street and Park Avenue.

· Effective Date

This Ordinance shall take effect immediately after final passage and publication according to law.

Introduced: August 25, 2014

Adopted:

Attest:

_____ _____

Rebecca Newman, RMC/CMC
Municipal Clerk

Erica Edwards, Mayor

HISTORY:

08/25/14	**Governing Body**	**INTRODUCED**	**Next: 09/08/14**
09/08/14	**Governing Body**	**TABLED**	**Next: 10/14/14**

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1687

SCHEDULED

RESOLUTION 2014-175

Authorizing an Appraisal to be Performed on the Hineline Property, Block 38 Lot 1.01, Known as 144 Main Street

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, the Borough has obtained Block 38 Lot 1.01, known as 144 Main Street through a tax sale foreclosure process; and

WHEREAS, an appraisal of the property is necessary to inform the future sale price.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council, of the Borough of Flemington, County of Hunterdon, State of New Jersey that an appraisal is authorized to be performed on Block 38 Lot 1.01, known as 144 Main Street.

Adopted: October 14, 2014

ATTEST:

_____ _____

Rebecca P. Newman, RMC
Borough Clerk

Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1688

SCHEDULED

RESOLUTION 2014-176

Offering Borough Employees Their Choice of Dental Plans

BOROUGH OF FLEMINGTON

COUNTY OF HUNTERDON

WHEREAS Borough employees have requested the flexibility to choose among the dental plans offered by the State, rather than be restricted to just one plan; and

WHEREAS the Borough desires to offer its employees this benefit; and

WHEREAS the estimated additional cost to do so for 2015 is approximately $10,000.

NOW THEREFORE BE IT RESOLVED by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey that the Borough will offer its employees the flexibility of choosing among the dental plans offered by the State, at an approximate additional cost for 2015 of $10,000.

Adopted: October 14, 2014

Attest:

_____ _____

Rebecca Newman, RMC

Borough of Flemington

Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1690

SCHEDULED

RESOLUTION 2014-177

Reviewing and Accepting the Results of the Borough's 2014 Best Practices Inventory

BOROUGH OF FLEMINGTON
HUNTERDON COUNTY

Certifying that All Members Of the Governing Body of the Borough of Flemington, Hunterdon County, Have Reviewed the Best Practices Checklist Inventory as Promulgated by the Department of Community Affairs

WHEREAS, Ch 35, PL 2011 states that the municipality shall submit by October 1, 2014 to the Director of the Division of Local Government Services a report describing the municipality's compliance with the "Best Practices Inventory" established by the Director of the Division of Local Government Services, and

WHEREAS, the Dept of Community Affairs established that Best Practices Inventory on August 25th, 2010, and

WHEREAS, the report is required to be signed by the Chief Financial Officer, and

WHEREAS, the members of the governing body have personally reviewed the Best Practices Inventory questions and the answers being submitted as evidenced by the group affidavit form of the governing body; and

NOW, THEREFORE, BE IT RESOLVED on this 14th day of October, 2014, that the Borough Council of the Borough of Flemington hereby approves the Best Practices Inventory Checklist as submitted by the Chief Financial Officer and does hereby submit a certified copy of this resolution and the attached affidavit to the Director of Local Government Services.

_____
Erica Edwards, Mayor

CERTIFICATION

I, Rebecca P. Newman, Borough Clerk of the Borough of Flemington, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Borough Council of the Borough of Flemington on October 14th, 2014.

_____
Rebecca P. Newman
Borough Clerk

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
		General Management - GM	
	Yes	Sharing services has been promoted for many years as a means to control costs. In addition to sharing resources such as labor, facilities and equipment with a county or with neighboring communities, shared services include similar agreements with school boards, independent authorities and fire districts. Shared services do not include cooperative purchasing, cooperative pricing or commodity resale agreements. Did your municipality actively negotiate (i.e. meet with representatives from a neighboring town, your county or another local unit) and/or enter into at least one new shared service agreement, or actively negotiate or enter into the renewal of at least one existing shared service agreement, in the preceding year?	
2	Yes	Traffic safety policies for utility and construction work should balance the interests of public safety with those of controlling costs. For example, uniformed police officers controlling a cul-de-sac may be excessive; while parking a policeman in a patrol car on a major highway to act in lieu of a "crash truck" may be insufficient and could endanger the officer. An appropriate traffic safety plan should include parameters governing when police officers, flag men and safety apparatus are used in different circumstances. Has your municipality reviewed its policies and staffing requirements for providing traffic safety around utility and construction work, and implemented policies to assure that the most efficient and cost-effective approach is taken?	
	Yes	Has your municipality adopted a vehicle use policy prohibiting personal use of municipal vehicles, and providing that employees authorized to use such vehicles for commuting to/from work have a fringe benefit value added to the gross income reported on the employee's W-2 (unless the vehicle meets the "qualified non-personal vehicle" criteria specified by the IRS)? **Only answer "N/A" if your municipality does not have any municipally-owned vehicles.**	
4	Yes	Has the appropriate administrative official reviewed the State Comptroller's June 25, 2013 Report with respect to local government legal fees, and does your municipality follow the best practices outlined in the checklist annexed as an Appendix to the report?	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
5	Yes	Does your municipality maintain an up-to-date municipal website containing at minimum the following: past three years adopted budgets; the current year's proposed budget including the full adopted budget for current year when approved by governing body; most recent annual financial statement and audits; notification(s) for solicitation of bids and RFPs; easily accessible contact information for elected and appointed officials, municipal administrator or manager, municipal clerk, police chief, municipal court administrator and all department heads; and meeting dates, minutes and agendas for the governing body, planning board, board of adjustment and all commissions?	
6	Yes	Does your municipality require its elected officials to attend on an annual basis at least one instructional course covering the responsibilities and obligations of elected officials (for example: ethics, municipal finance, labor relations, risk management, shared services, purchasing, land use administration, personnel, technology etcetera)? This item may be satisfied either through a course approved for continuing education credit by DLGS, or in-house education provided by a professional, vendor or staff member (provided they have significant expertise in their profession and routinely prepare public presentations).	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
	No	With regard to your municipality's collective bargaining agreements that replaced contracts expiring on or after 1/1/11, is the overall impact of the aggregate economic costs limited to an average increase of 2% or less per year over the contract term? An example of such analysis can be found on the "PERC Summary Form; Public Sector; Non-Police and Non-Fire; Section V Impact of Settlement" and "PERC Summary Form; Police and Fire; Section VII Impact of Settlement"	
	No	A municipality's participation in FEMA's National Flood Insurance Program Community Rating System can lead to significant flood insurance premium reductions for its homeowners. An explanation of the program may be found on FEMA's website at http://www.fema.gov/national-flood-insurance-program/national-flood-insurance-program-community-rating-system, and more information on how the NJDEP's statewide CRS coordinator can assist with improving your rating can be found at http://www.nj.gov/dep/floodcontrol/about.htm. Does your municipality have, or is your municipality in the process of attaining, a Community Rating System ranking of at least Class 9?	
9	N/A	If the ratio of assessed values to market values in your municipality is presently less than 65%, is your municipality in the process of conducting a reassessment or revaluation?	
10	Yes	The Local Government Ethics Law, designed to ensure transparency in government, requires local government officers to file Financial Disclosure Forms. While far more local officials are required to file Financial Disclosure Forms than simply local elected officials, their compliance is particularly important. Have all of your local elected officials filed their Financial Disclosure Form in 2014 that covers the 2013 calendar year?	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
11	N/A	Many municipalities have created one or more authorities (including fire districts, utilities authorities, redevelopment authorities, housing authorities, port authorities, etc.) to provide greater focus and attention on addressing a public need, or to reduce governing body burdens. While creation of such an authority is often appropriate, and many authorities successfully and efficiently fulfil their missions, authorities with weak membership or insufficient local-level monitoring can become wasteful, inefficient and unresponsive to the public they serve. N.J.S.A. 40A:5A-20 allows a local governing body to dissolve an authority subject to certain parameters and with Local Finance Board approval. Municipalities should at least annually assess the authority or authorities they created and publicly discuss their findings and conclusions. Findings and conclusions should address whether the authority's continued existence is appropriate, and whether the authority is appropriately and efficiently serving its residents. Does the governing body meet at least once annually to discuss an assessment of the authority or authorities they have created?	
		Finance & Audit - FA	
12	Yes	Internal accounting control processes, procedures and authorizations are designed to safeguard assets and to limit the risk of loss or misstatement. 1) Are internal accounting control processes, procedures and authorizations documented and communicated to staff; and 2) Does your Administrator/Manager or CFO, as appropriate, evaluate and discuss risk assessment annually with your governing body or an appropriate subcommittee thereof (such as the Audit or Finance Committee) with a focus on developing and updating accounting control processes, procedures and authorizations? **If you selected "yes", please state in the Comment section in the approximate date of the discussion and whether the discussion was with the governing body or, if with a subcommittee thereof, name the subcommittee.**	September 2014 with the Finance Committee

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	**Question**	**Comments**
	Yes	With respect to note sales (TANs, BANs, Emergency Notes and Special Emergency Notes), proper disclosure and communication with potential bidders can yield optimal results for a municipality. Knowing when to sell on a negotiated or competitive basis, aggregating note sales as much as possible, along with casting a "wide net" to attract the maximum number of bidders for a competitive note sale, is critical to achieving the lowest possible interest rate. Is your municipality 1) marketing note sales beyond publishing the notice required by N.J.S.A. 40A:2-30, and beyond displaying a notice on your municipal website; and 2) issuing a prospectus, official statement or other document to potential lenders disclosing all material financial and budget information?	
14	Yes	Does your municipality have a Finance Committee (or equivalent) made up of one or more members of the governing body and other appropriate personnel, as may be needed, that meets at least monthly and discusses all significant financial issues? **If you answer "Yes", phrase state in the Comment section the approximate date of your municipality's most recent Finance Committee meeting.**	6/1/2014
15	No	Audit findings address areas needing improvement. Ignoring these findings devalues the process; therefore, municipalities should correct noted deficiencies. Have all audit findings from the 2012 audit been 1) identified in the corrective action plan and 2) addressed such that they are not repeated in the 2013 audit? **If the answer is no, please list the repeat findings in the comments section. In the event your municipality wishes to appeal the result of this question, the Director shall determine based on the comment(s) whether the finding(s) is/are sufficiently material to warrant a "no" answer.**	**1.That a complete encumbrance accounting system be maintained in accordance with TAD #85-1 and that the practice of issuing confirming orders be discontinued. 2.That the bank error in the Payroll account be investigated and corrected. 3. That all departmental receipts be deposited or remitted to the Treasurer within 48 hours per NJSA 40A:5-15. 4. That the Borough's use of payroll processing and disbursement services be brought into compliance with the requirements of NJAC 5:30-17.**

		Flemington Borough (Hunterdon)	
1009		***Please see Color Key at bottom of sheet for limits on answers***	
	Answer	**Question**	**Comments**
16	Yes	The CFO should be capable of preparing the annual financial statement, annual debt statement and budget schedules. Excessive auditor assistance on these documents could create a perception that the auditor is not truly independent of the client in auditing the client's financial statements. At a minimum, each CFO should prepare balanced and reconciled financial records including books of original entry, general ledgers, subsidiary ledgers and other computer reports that accurately analyze and reflect the municipality's financial position. These records should have sufficient detail for an accountant with sufficient knowledge of New Jersey's municipal accounting system to extract information necessary to prepare financial and debt statements. This requires that, within acceptable tolerance, all financial transactions (cash and non-cash) be posted in the general ledger and that all general ledger accounts be supported by subsidiary ledgers, reports, reconciliations or are otherwise analyzed. A "yes" answer is appropriate if 1) your CFO prepares the annual financial statement, annual debt statement and annual budget, or 2) your CFO presents balanced and reconciled financial records, or 3) you are retaining outside assistance to do so from an individual or entity separate from your municipality's audit firm. *Please note that item #2 cannot count as a "yes" answer if the Report of Audit contains comments and recommendations regarding the General Ledger or Cash Account balances not being reconciled.*	
	Yes	Grant programs can create a significant burden on a municipality's cash flow if program expenses are either not timely reimbursed or are charged to other operating accounts instead of to the grant. Are all grant revenues, along with their corresponding appropriations, reviewed at least quarterly to determine that all program expenses have 1) been filed for reimbursement and 2) have been properly charged to the grant, with follow up communication to grantor agencies in instances where payments are delayed?	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
18	No	N.J.S.A. 40A:5-4 requires municipalities to complete their annual audit for the preceding fiscal year within 6 months after the close of its fiscal year. Further, N.J.S.A. 40A:5-6 requires the municipality's auditor to submit a certified duplicate copy of the audit report and recommendations with the Division within 5 days after filing the original with the municipal clerk. Has your municipality received its completed audit for the preceding fiscal year within the statutory timeframe, and confirmed that your auditor has filed a certified duplicate copy of the audit report with the Division? **You may only answer this question "N/A" if the Director expressly granted an extension in response to a governing body resolution petitioning for same.**	
19	Yes	For its most recent audit period completed, has the municipality: 1) not had findings reported in the Schedule of Findings and Questioned Costs related to potential or actual questioned costs; or 2) not accrued a liability or made payment to a grantor for questioned costs or disallowed expenditures; or 3) not been notified of an amount that must be refunded to a grantor as a result of a contract audit or for any other reason?	
20	Yes	Pursuant to N.J.S.A. 40A: 2-40, the chief financial officer each municipality shall, before the end of the first month of the fiscal year, file their Annual Debt Statement with the Division of Local Government Services. The annual debt statement must be filed electronically following the procedure described in Local Finance Notice 2013-3. Did your municipality file its electronic Annual Debt Statement for the preceding fiscal year with the Division no later than January 31 (July 31 for SFY municipalities)?	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
21	Yes	Local Finance Notice 2014-09 contains important information about the need for municipalities that have certain outstanding debt to abide by requirements to annually disclose certain information with respect to financial conditions. The continuing financial disclosure obligations are required by federal law and local agreements executed as part of past issuances of debt. Failure to comply can result in penalties against local governments and individual officers responsible for various filings. Failure to comply can also result in a lack of access to capital markets. Has your CFO done all of the following: (1) reviewed Local Finance Notice 2014-09; and (2) undertaken, or caused to be undertaken, a review of past compliance with such requirements?	
22	Yes	Is your municipality up to date and fully compliant with continuing disclosure obligations as discussed in the previous question?	
		Procurement - P	
23	No	Municipalities and their agencies are allowed to prohibit the award of public contracts to business entities that have made certain campaign contributions exceeding $300 and to limit the contributions that the holders of a contract can make during the term of a contract to $300. A model ordinance concerning pay-to-play can be found at http://www.nj.gov/dca/divisions/dlgs/resources/muni_st_docs/ pay_to_play_ordinance-contractor.doc. Has your municipality adopted a pay-to-play ordinance pursuant to N.J.S.A. 40A:11-51 that is more restrictive than state statutory requirements?	
	Yes	Changes in energy markets could potentially offer substantial savings for local governments. Local Finance Notice 2012-12 provides important guidance on the competitive procurement of energy. Has your CFO, head purchasing official or other appropriate municipal official evaluated and discussed with your governing body (or an appropriate subcommittee thereof) whether the cooperative or competitive procurement of energy would benefit your municipality? **If you answer "Yes", please state in the Comment section the approximate date of the discussion and whether the discussion was with the governing body or, if with a subcommittee thereof, name the subcommittee. You may only answer "N/A" if your municipality already participates in competitive energy procurement.**	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
25	Yes	The Local Finance Board recently adopted new rules, outlined in Local Finance Notice 2013-17, expanding municipalities' ability to purchase goods and services with procurement cards. The most significant change is the elimination of the prior per-transaction monetary limitation on P-Cards (15% of local unit's bid threshold) where a Qualified Purchasing Agent manages a local unit's P-Card program. Has your CFO, head purchasing official or other appropriate municipal official evaluated and discussed with your governing body (or an appropriate subcommittee thereof) how and whether a procurement card program could benefit the municipality or, if a procurement card program already exists, whether the program complies with the new regulations? **If you answered "Yes", please state in the Comment section in the approximate date of the discussion and whether the discussion was with the governing body or, if with a subcommittee thereof, name the subcommittee. If your municipality has a procurement card program, please name the vendor in the Comment section.**	We currently have a Procurement card with Lowes.
	N/A	P.L. 2013, c. 37, known as the "Sandy Integrity Monitor Law", requires the State Treasurer to assign monitors to recovery and rebuilding-related contracts $5 million or above, and grants the Treasurer discretion to assign monitors on contracts below $5 million. Pursuant to authority granted under the law, all Sandy-related recovery and rebuilding contracts over $2 million awarded by local governments must be reported to the State Department of Treasury. Please access Treasury's Sandy website at http://www.state.nj.us/treasury/news-sandy.shtml for more information on your municipality's responsibilities under the Sandy Integrity Monitor Law. Has your municipality reported all Superstorm Sandy-related contracts over $2 million to the State Treasurer?	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
27	Yes	N.J.S.A. 40A:11-5 (a)(i) states that, if a municipality utilizes the professional services exemption from the Local Public Contracts Law, "The governing body shall in each instance state supporting reasons for its action in the resolution awarding each contract and shall forthwith cause to be printed once, in the official newspaper, a brief notice stating the nature, duration, service and amount of the contract, and that the resolution and contract are on file and available for public inspection in the office of the clerk of the [] municipality...". With respect to the award of professional services contracts, is your municipality complying with the above referenced provision of the Local Public Contracts Law?	
		Budget Preparation and Presentation - BP	
28	Yes	In preparing your annual budget it is important for both the governing body and public to understand the concept of surplus and how it accumulates (or declines) over the years. A formal policy regarding surplus serves as a basis for decisions concerning future financial solvency, and the lack of a policy could lead bond rating agencies to downgrade your municipality's credit rating. In developing said surplus policy your CFO should analyze and explain at least a five-year trend of surplus; illustrating the factors causing each annual increase or decrease. A surplus policy with realistic and sustainable goals can then be determined. Does your municipality have a written policy goal for the amount of surplus available in support of municipal operations, and is this goal evaluated annually?	
29	Yes	In preparing your annual budget for the current year, it is important that the impact that current budgeting decisions may have on future years' budgets be presented, evaluated and considered before the governing body takes final action. Long term plans concerning revenue, appropriations, tax levy, tax levy cap and surplus are critical to sustaining (or achieving) a solid fiscal condition. Are budget projections 1) factoring in the impact that the current year's budget may have on the future tax levy (as restricted by the levy cap) and future surplus balances for at least *two* future year's budgets, and 2) are these budget projections discussed with the governing body?	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
	N/A	Certain municipalities have indirectly pledged prompt payment (i.e. issued a guarantee) of debt service with respect to debt issued by counties, independent authorities or developers. Bond Rating Agencies (e.g. Moody's, Fitch, Standard & Poor's) have downgraded certain municipalities' bond ratings to below investment grade for lack of preparation in the event a lender calls in a debt guarantee. If your municipality guarantees any debt, are direct service revenues that may be pledged against debt repayment monitored by the municipal CFO; and to the extent that cash flow from pledged revenue will not satisfy the debt repayment, are sufficient funds held in reserve to satisfy the guarantee or is an existing authorization in place to issue debt (e.g. a bond ordinance) in the event a lender calls in the guarantee?	
31	Yes	Do elected officials receive a **written** status report at least quarterly on all budget revenues and appropriations as they correspond to the annual adopted budget?	
32	Yes	In developing your multi-year capital plan, is your municipality dedicating sufficient revenues to fund maintenance, repair and eventual replacement of infrastructure such as roads, storm sewers, sanitary sewers and water systems?	
33	No	N.J.S.A. 40A:4-5 requires that calendar year municipalities approve their introduced budgets no later than February 10, unless the Director sets forth a later date pursuant to N.J.S.A. 40A:4-5.1. Did your municipality approve its introduced current year budget no later than the date provided by law or as extended by the Director?	
34	No	N.J.S.A. 40A:4-10 requires that calendar year municipalities adopt their budgets no later than March 20, unless the Director sets forth a later date pursuant to N.J.S.A. 40A:4-5.1. Did your municipality adopt its current year budget no later than the date provided by law or as extended by the Director? **This question may only be answered "N/A" if your municipality delayed its budget adoption because it awaited a Division determination concerning a grant award or Transitional Aid award.**	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
		Health Insurance - HI	
35	Yes	Does your municipality exclude from healthcare coverage part-time elected and appointed officials (less than 35 hours per week)? **Only answer "yes" if no part-time elected or appointed officials receive health benefits. If your municipality has part-time elected or appointed officials who elect to take State Health Benefits Program (SHBP) health benefits (or receive a waiver for not doing so) by virtue of serving in their position continuously since May 21, 2010, you must answer "No". If you answered "No", please list in the Comments section the name and title of each elected or appointed official receiving either health benefits or a waiver payment in lieu of health benefits.**	
	Yes	Does your municipality conduct a monthly review of health benefit covered lives itemized on health insurance invoices to determine that health insurance invoices do not include employees, former employees, spouses or dependents who should no longer be receiving coverage?	
	N/A	Municipalities frequently contract with or designate insurance brokers to secure healthcare coverage from insurance carriers. Brokers are typically paid by third-party administrators (TPA's) hired to collect, review and pay healthcare bills. The municipality pays the TPA, who in turn pays the broker. Broker fees are often directly related to the amount of insurance premiums or fees paid by the municipality (i.e. the higher the premium, the larger the broker's commission). Thus, the municipality-broker-TPA arrangement is vulnerable to abuse because brokers could face conflicting incentives in seeking lower-cost insurance alternatives. <u>If your municipality contracts with or otherwise designates an insurance broker, is the structure for broker payments set at a flat-fee rather than on a commission basis (so as to mitigate the risk of brokers recommending more expensive insurance coverage to earn higher fees)?</u>	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
	N/A	The State Health Benefits Program (SHBP) offers medical, prescription and dental coverage options for more than 850,000 participants, including employees, dependents and retirees. All plans have substantial networks of healthcare providers, and provide services nationwide. 62% of municipalities, and 33% of counties, within New Jersey participate in SHBP. If your municipality has non-SHBP coverage, as your collective bargaining agreements come up for renegotiation, do your municipality's negotiation proposals seek contract provisions allowing its employees to be switched to SHBP or another non-SHBP plan of lesser cost?	
39	Yes	Prior to municipal officers and employees being required to substantially share in the cost of their health benefits, there was no disincentive to officers and employees accepting coverage even though they had alternative coverage. Many municipalities would offer payments in lieu of health benefits to encourage officers and employees to voluntarily drop coverage, provided they had coverage from another source. The policy often saved money by replacing the expensive cost of providing health care with the less expensive payment in lieu of health benefits. The need to pay officers and employees money to not take a health insurance benefit they can receive from another source has largely disappeared, because the cost of premium sharing will cause officers and employees to drop coverage if alternative coverage is available. Has your municipality: (1) explored all necessary actions to end payments in lieu of health benefits (e.g. modifying collective bargaining agreements); and (2) either adopted or discussed at a public meeting a policy prohibiting payments in lieu of health benefits to officers and employees who are not contractually entitled to such payments? **An answer of "N/A" is only applicable where there are no instances in the municipality of payments in lieu of health benefits.**	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
		Personnel - PE	
40	Yes	The Fair Labor Standards Act (FLSA) is a federal law that establishes minimum wage, overtime pay, recordkeeping, and child labor standards affecting full-time and part-time workers in the private sector and in Federal, State, and local governments. The law requires that overtime pay must be paid for all hours over 40 hours in a work week except for those employees classified as exempt and thus not entitled to overtime. Management employees such as elected officials, municipal managers/administrators, municipal clerks, CFOs, public works superintendents, police chiefs and other department heads are typically classified as having exempt status and are not entitled to overtime pay. Other municipal employees may also be classified as exempt under the FLSA (you should consult with your labor counsel for more detailed guidance). Does your municipality refrain from paying overtime to employees who are classified as exempt under the FLSA? *In answering this question, be aware that exempt status would also preclude overtime pay for time worked during emergencies, attendance at night meetings, participation in training sessions, and police "off-duty" assignments (a/k/a "Jobs in Blue"). Also, please note that compensated leave time in lieu of cash payments is considered to be a form of overtime pay unless such leave is utilized in the same pay period.*	
	Yes	N.J.S.A. 34:13A-8.2 requires public employers, including municipalities, to file with the Public Employment Relations Commission (PERC) a copy of all contracts negotiated with public employee representatives. This includes, but is not limited to, collective bargaining agreements, memoranda of understanding, contract amendments, and "side letter" or "side bar" agreements. Copies of same may be emailed to contracts@perc.state.nj.us. Has your municipality filed all current contracts with PERC?	
42	Yes	Does your municipality make available to the public free of charge, either through an internet posting or on-site review, documents that show the current salaries of all personnel?	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	**Question**	**Comments**
43	Yes	Accurate records of employee time are critical not only for financial accountability, but also effective management of your workforce. Is your municipality ensuring that 1) employees complete and file standardized forms, either electronically or by paper, to verify all employee time worked (e.g. time cards, electronic time keeping); 2) your personnel/human resources office maintains records accounting for all employee leave time earned and used; and 3) supervisors are reviewing and approving/denying employee time and attendance documentation before those records are submitted to management and, in the case of department heads, is such documentation reviewed and verified independently?	
	Yes	Has your municipality instituted a policy to not compensate employees for sick leave accumulated after a certain date?	

		Flemington Borough (Hunterdon)	
1009		*Please see Color Key at bottom of sheet for limits on answers*	
	Answer	Question	Comments
45	Yes	Does your municipality have a transitional duty program (light duty) to encourage employees out on workers compensation to return to work?	
46	No	The State Workers Compensation Law provides that, when an employee receives a work-related injury producing temporary disability, the employee is entitiled to wage-continuation equal to 70% of the employee's weekly wages, subject to a maximum compensation as determined by the Commissioner of Labor. Does your municipality limit benefits for work-related injuries to the above statutory benefit? The answer to this question can be "prospective" if such a provision was imposed by an arbitrator in binding arbitration but the municipality is seeking to eliminate such a contractual obligation through collective bargaining.	
47	N/A	The weekly benefit rate provided under the State Temporary Disability Law for a non-work-related injury is calculated on the basis of claimant's average weekly wage. Each claimant is paid 2/3 of their average weekly wage up to the maximum amount payable, which is $595 for disabilities beginning on or after 1/1/13. Does your municipality refrain from supplementing the Temporary Disability benefit? The answer to this question can be "prospective" if such a provision was imposed by an arbitrator in binding arbitration but the municipality is seeking to eliminate such a contractual obligation through collective bargaining. **Only answer "N/A" if your municipality does not participate in the State Temporary Disability Program.**	
48	Yes	Has your municipality adopted an ordinance, resolution, regulation or policy eliminating longevity awards, bonuses or payments for non-union employees?	
49	No	For any employees covered by a collective bargaining agreement, has your municipality eliminated longevity awards, bonuses or payments for employees hired on or after a specified date, and refrained from increasing longevity awards, bonuses or payments for employees hired before a specified date? The answer to this question can be "prospective" if such provisions were imposed by an arbitrator in binding arbitration but the municipality is seeking to eliminate such a contractual obligation through collective bargaining.	

		Flemington Borough (Hunterdon)	
1009		***Please see Color Key at bottom of sheet for limits on answers***	
	Answer	**Question**	**Comments**
50	Prospective	Employee personnel manuals or handbooks serve as a valuable tool to convey a municipality's policies, procedures and benefits. Many insurance carriers encourage the adoption of such a document and offer discounted rates for their use. These publications should review employees' rights and obligations in areas ranging from discrimination, safety, violence, and harassment to vacation and sick days, holidays, use of township vehicles, smoking and political activity, among others. Has your municipality adopted or updated an employee personnel manual/handbook by resolution or ordinance within the last five years? **If yes, please provide in the Comments section the date of the meeting during which the personnel manual was adopted.**	10/14/2014
	0	Select	
	33	Yes	
	9	No	
	7	N/A	
	1	Prospective	
	50	**Total Answered:**	
	41	Score (Yes + N/A + Prospective)	
	82%	Score %	
	0%	Percent Withheld	
		Chief Administrative Officer's Certification	
		I hereby certify that the information provided in this Best Practices Inventory is accurate	Certification #(s)
		to the best of my knowledge.	
		Name & Title	**Date**
		Chief Financial Officer's Certification	
		I hereby certify that the information provided in this Best Practices Inventory is accurate	Certification #(s)
		to the best of my knowledge.	
		Name	**Date**

		Flemington Borough (Hunterdon)	
1009		***Please see Color Key at bottom of sheet for limits on answers***	
	Answer	**Question**	**Comments**
		Municipal Clerk's Certification	
		I hereby certify that the Governing Body of the <insert Municipality> in the County of	
		<insert County> discussed/will discuss the CY 2014/SFY 2015 Best Practice Inventory as	
		completed herein at a public meeting on <insert date>, with the Inventory results, and the	
		certification thereof by the Chief Administrative and Chief Financial Officers, respectively, to	Certification #(s)
		be stated in the minutes of said public meeting.	
		Name	**Date**

Best Practices Worksheet CY 2014/SFY2015

		Flemington Borough (Hunterdon)	
1009		***Please see Color Key at bottom of sheet for limits on answers***	
	Answer	**Question**	**Comments**
		Red = Repeat Question; Prospective answers not permitted	
		Blue = Questions where neither "not applicable" nor "N/A" answers are permitted	
		Green = Repeat questions where neither "Prospective" nor "Not Applicable" are permitted	
		No Color = "Yes"; "No"; "Prospective" and "Not Applicable" are all permissible answers	

# of Questions scored yes, prospective, or "not applicable"	Amount of Aid Disbursed	Impact on final 5% aid payment/impact on total aid
41-50	100%	No penalty
33-40	80%	Lose 20% which equals 1% of total aid
25-32	60%	Lose 40% which equals 2% of total aid
17-24	40%	Lose 60% which equals 3% of total aid
9-16	20%	Lose 80% which equals 4% of total aid
0-8	0%	Lose 100% which equals 5% of total aid

Question	Table of Weblinks
4	http://nj.gov/comptroller/news/docs/press_local_government_legal_fees.pdf
7	http://www.state.nj.us/perc/Collective_Bargaining_Agreement_Summary_Form_Police_and_Fire_2012.04.02__Instructions_and_Example_.pdf
7	http://www.state.nj.us/perc/Collective_Bargaining_Agreement_Summary_Form_Non-Police_and_Non-Fire_2012.04.02__Instructions_and_Example_.pdf
8	http://www.fema.gov/national-flood-insurance-program/national-flood-insurance-program-community-rating-system
8	http://www.nj.gov/dep/floodcontrol/about.htm
20	http://www.nj.gov/dca/divisions/dlgs/lfns/13/2013-3.pdf
21	http://www.nj.gov/dca/divisions/dlgs/lfns/14/2014-09.pdf
23	http://www.nj.gov/dca/divisions/dlgs/resources/muni_st_docs/pay_to_play_ordinance-contractor.doc
24	http://www.nj.gov/dca/divisions/dlgs/lfns/12/2012-12.pdf
25	http://www.nj.gov/dca/divisions/dlgs/lfns/13/2013-17.pdf
26	http://www.state.nj.us/treasury/news-sandy.shtml

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1693

SCHEDULED

RESOLUTION 2014-178

Authorizing a Shared Service Agreement with Hunterdon Central Regional High School for the Purchase of Fuel

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, the Borough of Flemington received a letter dated April 7, 2014 from Hunterdon Central Regional High School offering the usage of their fueling complex: and

WHEREAS, the Chief Financial Officer and Public Works Manager have researched this option and have concluded that it would be in the best interest for the Borough to enter into a shared service agreement for gasoline and diesel fuel purchases with Hunterdon Central: and

WHEREAS, Hunterdon Central will bill the Borough monthly for the fuel usage at their purchase cost.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Flemington that the Chief Financial Officer is hereby authorized to enter into a shared service agreement with Hunterdon Central Regional High School for gasoline and diesel fuel.

Adopted: October 14, 2014

_____
Rebecca P. Newman, RMC
Borough Clerk

_____
Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1694

SCHEDULED

RESOLUTION 2014-179

Authorizing the Mayor and Clerk to Sign the Flemington-Raritan Municipal Alliance Grant Application

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Financial Approval
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1677

SCHEDULED

RESOLUTION 2014-180

Approving the Appointment of Lori Hughes to the Environmental Commission

Borough of Flemington
County of Hunterdon

WHEREAS, Lori Hughes, residing at 19 Bonnell Street, has expressed an interest in becoming a member of the Flemington Borough Environmental Commission.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that Lori Hughes be appointed to the Flemington Borough Environmental Commission effective immediately.

Adopted: October 14, 2014

ATTEST:

_____
Rebecca P. Newman, RMC
Borough Clerk

_____
Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Appointments
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1678

SCHEDULED

RESOLUTION 2014-181

Authorizing the Closing of Streets for Halloween Festivities

Borough of Flemington
County of Hunterdon

WHEREAS, the Flemington VFW has requested that Main Street be closed from Capner to Mine Street on October 31, 2014 from 5:00 PM to 8:00 PM for the Halloween activities; and

WHEREAS, the Flemington Borough Police Department has reviewed this request and has approved the road closure as requested; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that the requested road closure as outlined above is approved for the Flemington Borough VFW for the Halloween activities being held on October 31, 2014.

Adopted: October 14, 2014

ATTEST:

_____ _____

Rebecca P. Newman, RMC
Borough Clerk

Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1679

SCHEDULED

RESOLUTION 2014-182

Authorizing the Restriction of Vehicle Parking on Bonnell Street from 8:00 AM to 10:30 AM on November 27, 2014 for the Annual Turkey Trot 5K Road Race

Borough of Flemington
County of Hunterdon

WHEREAS, the annual Turkey Trot 5K will be held on Thanksgiving morning, November 27, 2014; and

WHEREAS, the need to ban parked cars on both sides of Bonnell Street from 8:00 AM to 10:30 AM is necessary to conduct the race safely.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that parking is banned on both sides of Bonnell Street from 8:00 AM to 10:30AM on November 27, 2014, Thanksgiving Day for the annual Turkey Trot 5K.

Adopted: October 14, 2014

ATTEST:

_____
Rebecca P. Newman, RMC
Borough Clerk

_____
Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1692

SCHEDULED

RESOLUTION 2014-183

Authorizing Street Closures for the Street Fair to be Held on October 26, 2014

Borough of Flemington
County of Hunterdon

WHEREAS, the Business Improvement District's annual Street Fair will be held on October 26, 2014; and

WHEREAS, the need to close Main Street from Mine Street to Capner Street between the hours of 7:00 AM and 7:00 PM is essential to the event; and

WHEREAS, the Flemington Borough Police Department has reviewed and approved this request.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that Main Street is closed between Mine Street and Capner Street between the hours of 7:00 AM and 7:00 PM on October 26, 2014, for the annual BID Street Fair.

Adopted: October 14, 2014

ATTEST:

_____
Rebecca P. Newman, RMC
Borough Clerk

_____
Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Appointments
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1680

SCHEDULED

RESOLUTION 2014-184

Redemption 2013-003 Block 2 Lot 45 C0010

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, funds were received in the amount of $22,092.06 for the redemption of tax sale certificate # 2013-003; held on Block 2 Lot 45 Qualifier C0010 known as 10 William Martin Way, property owner D & D Developers, certificate owner, US Bank Cust for Pro Capital.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that tax sale certificate # 2013-003 held by US Bank Cust Pro Capital is hereby cancelled and may be removed from the record, and the Treasurer is instructed to issue a check in the amount of $22,092.06 plus a premium in the amount of $6,500.00 for the redemption made payable to US Bank Cust for Pro Capital.

Attach a copy of this resolution and mail to:

US Bank Cust for Pro Capital
2 Liberty Place
50 South 16th Street, STE 1950
Philadelphia, PA 19102

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to the Tax Collector.

Adopted: October 14, 2014

_____
Erica Edwards, Mayor

Attest:

_____
Rebecca P. Newman, Clerk

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1681

SCHEDULED

RESOLUTION 2014-185

Authorizing a Tax Exemption for Block 45 Lot 3 Known as 42 Route 12- Property Owner: Ability2work

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, Ability2work has filed the necessary paperwork to be granted exempt status on their property taxes for block 45 lot 3, known as 42 Route 12, pursuant to N.J.S.A. 54:4; and

WHEREAS, the tax assessor has reviewed and approved this application.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey that the tax exempt status is approved for Ability2work, block 45 lot 3, known as 42 Route 12 beginning tax year 2015.

Adopted: October 14, 2014

ATTEST:

_____
Rebecca P. Newman, RMC
Borough Clerk

_____
Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1674

SCHEDULED

RESOLUTION 2014-186

Authorizing a Tax Abatement on Block 30 Lot 6 Known as 48 Spring Street

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS Ordinance 2013-17 allows for a 5 year tax abatement on commercial/residential properties; and

WHEREAS Ordinance 2013-17 states commercial or residential property abatement applications must be approved by the Mayor and Council; and

WHEREAS the Tax Assessor has reviewed the application for Block 30 Lot 6 known as 48 Spring Street and found it to qualify under Ordinance 2013-17 and recommends Block 30 Lot 6, 48 Spring Street, for tax abatement.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey that Block 30, Lot 6, 48 Spring Street be included in the Tax Abatement Program beginning in 2015 for a period of five years, concluding December 2019, in the amount of $25,000.00 and that a copy of the resolution be forwarded to the Tax Assessor.

Adopted: October 14, 2014

_____
Erica Edwards, Mayor

Attest:

_____
Rebecca Newman, Borough Clerk

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Financial Approval
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1682

SCHEDULED

RESOLUTION 2014-187

Authorizing the Refund of $5,080.90 for Tax Appeals that were Filed by American Tire and Auto Known as Block 39 Lot 6 Qualifier C0003 Known as 76 Church Street

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, American Tire & Auto Care, Block 39 Lot 6 Qual C0003, known as 76 Church Street, filed a tax appeal for the years 2012 and 2013 in the State Tax Court of New Jersey; and

WHEREAS, a successful judgment was entered for both 2012 and 2013 reducing their tax assessment; and

WHEREAS, the law firm representing them, McCarter and English, has requested a refund of funds that are generated by the reduction in the tax assessment; and

WHEREAS, the Tax Collector has calculated the refund to be as follows:

$1,904.00	Regular Taxes for year 2012
$116.90	Special Improvement Tax for year 2012
$2,883.00	Regular Taxes for year 2013
$177.00	Special Improvement Tax for year 2013

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey that the refund in the total amount of $5,080.90 is approved for the reduction in assessed value from a successful tax appeal for the years 2012 & 2013 filed by American Auto and Tire Care, block 39 lot 6 Qual C0003, known as 76 Church Street.

BE IT FURTHER RESOLVED, that the CFO is instructed to issue a check to the Law Firm representing American Tire and Auto Care, McCarter & English, PO Box 652, Newark, NJ 07102.

Adopted: October 14, 2014

ATTEST:

_____ _____

Rebecca P. Newman, RMC
Borough Clerk

Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 10/14/14 12:00 AM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1683

SCHEDULED

RESOLUTION 2014-188

Authorizing the Mayor and Clerk to Sign a Release Form and an Affidavit to Accept the Bequest of Clarence H. Bodine, Jr., to Be Utilized for Summer Concerts

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, upon Clarence H. Bodine Jr's death on December 17, 2013 he named Flemington Borough as a beneficiary in his will; and

WHEREAS, the Estate has been settled and the Borough is in receipt of the distributions to principal beneficiaries; and

WHEREAS, the Borough of Flemington will receive $170,788.30 in memory of the Bodine Family to sponsor free summer concerts in the park.

NOW THEREFORE BE IT RESOLVED, by the Borough of Flemington, County of Hunterdon, State of New Jersey that the Mayor and Clerk are authorized to sign the necessary paperwork to receive the generous gift of $170,788.30 to the Borough from the Estate of Clarence H. Bodine Jr to be utilized for summer concerts in the park in memory of the Bodine Family.

BE IT FURTHER RESOLVED, that the Chief Financial Officer shall invest this money in accordance with State statutes.

Adopted: October 14, 2014

ATTEST:

_____
Rebecca P. Newman, RMC
Borough Clerk

_____
Erica Edwards, Mayor