Mayor and Common Council
Borough of Flemington

November 17, 2014

Council Meeting Room

I. Work Session Agenda (7:00 PM)

1. DISCUSSION: PROPOSED AMENDMENTS TO BID ORDINANCE (NOVICK AND SWINGLE)

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. ORDINANCE 2014-22: SECOND READING: AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF A GOVERNMENT ENERGY AGGREGATION PROGRAM
2. ORDINANCE 2014-23: FIRST READING: AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 2011-05, TITLED AN ORDINANCE CREATING A SPECIAL BUSINESS IMPROVEMENT DISTRICT FOR FLEMINGTON BOROUGH BUSINESS COMMUNITY, SECTION 9, MUNICIPAL POWERS RETAINED
3. UPDATE AND INTRODUCTION OF BID 2015 BUDGET (MEGAN JONES-HOLT, EXECUTIVE DIRECTOR, FLEMINGTON BID) (A MAXIMUM OF APPROXIMATELY 30 MINUTES)
4. RESOLUTION 2014-195: FIRST READING: APPROVING THE BUDGET OF THE FLEMINGTON BUSINESS IMPROVEMENT DISTRICT FOR THE YEAR 2015
5. Public Comments -- Session I (up to approximately 3 minutes each, for a maximum of approximately 30 minutes)
6. Mayor's Report (up to approximately 3 minutes)
7. Council Members' Reports (up to approximately 3 minutes each)

   Councilwoman Fine

   Councilman Gorman

   Councilman Greiner

   Councilman Novick

Council President Swingle

Council Vice President Velella

8. Approval of Minutes

Motion To: **Approve Minutes: 10/14/2014 Regular Council Meeting**

Motion To: **Approve Minutes: 10/27/14 Regular Council Meeting**

9. RESOLUTION 2014-196: REPLACING RESOLUTION 2014-108 ADOPTED ON MAY 28, 2014 AND AUTHORIZING THE COMMITMENT OF UP TO $10,000.00 IN OPEN SPACE FUNDS TO FINANCE THE REPAIR OF THE FENCE SURROUNDING THE VETERANS MONUMENT ON MAIN STREET, AND TO SUBMIT AN APPLICATION TO THE COUNTY'S OPEN SPACE COMMITTEE FOR THE FUNDS
10. RESOLUTION 2014-190: ACCEPTING THE OFFER OF $75,000 FOR THE BOROUGH OWNED VACANT LOT ON CAPNER STREET AND AUTHORIZING THE MAYOR AND CLERK TO SIGN CLOSING DOCUMENTS
11. RESOLUTION 2014-197: A CHAPTER 159 RESOLUTION ADDING FUNDS INTO THE 2014 MUNICIPAL BUDGET OF THE BOROUGH OF FLEMINGTON IN THE AMOUNT OF $38,674.12
12. RESOLUTION 2014-198: AUTHORIZING THE RETURN OF UNUSED ESCROW MONIES TO VARIOUS APPLICANTS
13. RESOLUTION 2014-199: DIRECTING THE UNDERTAKING OF A CONTINUING DISCLOSURE REVIEW AND AUTHORIZING PARTICIPATION IN THE "MUNICIPALITIES CONTINUING DISCLOSURE COOPERATION" INITIATIVE OF THE DIVISION OF ENFORCEMENT OF THE U.S. SECURITIES EXCHANGE COMMISSION
14. RESOLUTION 2014-200: REQUESTING THAT THE BOROUGH'S 2014 ALLOCATION OF HUNTERDON COUNTY OPEN SPACE TRUST FUNDS BALANCE IN THE AMOUNT OF $13,965.01 BE BANKED AND RESERVED FOR FUTURE USE
15. RESOLUTION 2014-201: AUTHORIZING THE BOROUGH OF FLEMINGTON TO SUBMIT AN ELIGIBILITY DETERMINATION AND FUNDING APPLICATION TO THE UNITED STATES DEPARTMENT OF AGRICULTURE-RURAL DEVELOPMENT FOR THE REPLACEMENT OF EXISTING DETERIORATED WATER DISTRIBUTION LINES AND SEWER COLLECTION SYSTEM
16. RESOLUTION 2014-202: AUTHORIZING THE REDEMPTION OF TAX SALE CERTIFICATE # 2012-016 HELD ON BLOCK 30 LOT 3.01 QUALIFIER C0001
17. RESOLUTION 2014-203: AUTHORIZING THE REDEMPTION OF TAX SALE CERTIFICATE # 2012-001 HELD ON BLOCK 2.01 LOT 27
18. RESOLUTION 2014-204: AUTHORIZING A REDUCTION IN UNITS FOR DELAWARE VALLEY ASSOCIATES FROM 200 UNITS TO 100 UNITS

19. RESOLUTION 2014-205: AUTHORIZING THE CLOSING OF STREETS FOR THE HOLIDAY PARADE ON DECEMBER 7, 2014
20. RESOLUTION 2014-206: AUTHORIZING THE CLOSING OF STREETS FOR THE TURKEY TROT ON NOVEMBER 27, 2014
21. ORDINANCE 2014-24: FIRST READING: AN ORDINANCE AMENDING AND SUPPLEMENTING THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF FLEMINGTON" SET FORTH IN 7-11 SCHEDULE XI, 2003 SPECIFICALLY "SPEED LIMITS"
22. ORDINANCE 2014-25: FUNDING
23. Public Comments -- Session II (up to approximately 3 minutes each, for a maximum of approximately 30 minutes)
24. Attorney's Report
25. 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: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Appointment
Prepared By: Rebecca Newman

SCHEDULED

Initiator: Rebecca Newman
Sponsors:

AGENDA ITEM 2014-32

DOC ID: 1717

Discussion: Proposed Amendments to BID Ordinance (Novick and Swingle)

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Council Ordinance
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1691

TABLED

ORDINANCE 2014-22

SECOND READING: an Ordinance Authorizing the Establishment of a Government Energy Aggregation Program

AN ORDINANCE OF THE BOROUGH OF FLEMINGTON, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AUTHORIZING THE ESTABLISHMENT OF A GOVERNMENT ENERGY AGGREGATION PROGRAM

WHEREAS, the Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 *et seq.* governs the establishment of a government energy aggregation program, which is a government-operated purchasing cooperative through which multiple energy consumers purchase energy together under the auspices of a government aggregator; and

WHEREAS, the New Jersey Board of Public Utilities ("BPU") has promulgated rules (N.J.A.C. 14:4-6) for the implementation of government energy aggregation programs; and

WHEREAS, pursuant to the Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 *et seq.*, the Borough seeks to establish a Government Energy Aggregation Program ("Program") for the provision of electricity within the Borough, for the purpose of obtaining power supply cost savings for residential and business participants in the Borough; and

WHEREAS, the Flemington Borough Council intends to serve as the Lead Agency conducting a Government Energy Aggregation Program in Flemington Borough and, in that capacity and consistent with applicable rules, to solicit proposals and enter into a contract for the provision of electric generation services on behalf of residential and business customers within the boundaries of the Borough, to the extent that such a contract will produce power supply cost savings to residents and businesses; and

WHEREAS, the Flemington Borough Council will from time to time during the Effective Period as defined below solicit proposals from electric power suppliers for electric generation services through the Program in which the Flemington Borough Council will act as Lead Agency of the Flemington Borough - Community Energy Aggregation ("FB-CEA"); and

WHEREAS, the Flemington Borough Council will from time to time during the Effective Period as defined below issue one or more Request for Proposals for electric generation services and energy aggregation services on behalf of the FCEA pursuant to the Local Public Contract Law Regulations, the Government Energy Aggregation Act and the Electric Discount and Energy Competition Act; and

WHEREAS, the Flemington Borough Council is exploring the potential to join with one or more neighboring municipalities via a cooperative pricing system to implement the Borough's Government Energy Aggregation Program in order to potentially achieve economies of scale and greater benefits for Borough residents ; and

WHEREAS, the Flemington Borough Council will only award contracts for said electric generation service and energy aggregation services to electric power suppliers that are deemed qualified and that submit price bids lower than the prevailing price for utility-provided basic generation service;

WHEREAS, pursuant to applicable BPU rules, the Borough needs to enter into an Electric Distribution Company Aggregation Agreement with Jersey Central Power and Light ("JCP&L"); and

WHEREAS, N.J.S.A. 48:3-93.1 *et seq.* requires the Program to be established by ordinance.

NOW, THEREFORE, BE IT ORDAINED by the governing body of the Borough of Flemington, County of Hunterdon, State of New Jersey as follows:

SECTION 1. The Borough hereby establishes a Government Energy Aggregation Program, in accordance with the provisions of the Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 *et seq*.

SECTION 2. The Mayor is authorized to execute and the Clerk to attest to the execution of and Electric Distribution Aggregation Agreement, in a form acceptable to the Borough, with Jersey Central Power and Light ("JCP&L").

SECTION 3. The Flemington Borough Council will act as Lead Agency of the FB-CEA and, in that capacity, and consistent with applicable rules, will solicit proposals for electric generation service and energy aggregation services on behalf of Borough residents and businesses, and enter into a contract for such services provided that the lowest qualified bid price is below the prevailing price for utility-provided basic generation service or, if deemed in the Borough's best interests, the Borough Council may elect, through resolution, to join a cooperative pricing system with one or more neighboring municipalities for purposes of implementing the FB-CEA, and solicit proposals for electric generation service and energy aggregation services on behalf of Borough residents and businesses, and enter into a contract for such services provided that the lowest qualified bid price is below the prevailing price for utility-provided basic generation service, through such cooperative pricing system .

SECTION 4. As Lead Agency the Flemington Borough Council will execute a master performance agreement that obligated the participants in the FB-CEA to purchase electricity at terms and conditions stated therein with a third party supplier who has been awarded the contract by the Lead Agency on behalf of participating members of the FB-CEA, and provided that such contract shall be at prices reasonably forecast and estimated by the Flemington Borough Council to provide savings to participants relative to the price charged for basic generation service by JCP&L.

SECTION 5. The authorization provided to the lead agent shall be valid until _____ (the "Effective Period"), at which time the FB-CEA will be subject to renewal at the discretion of the

HISTORY:

10/27/14	**Governing Body**	**INTRODUCED**	**Next: 11/17/14**

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Council Ordinance
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1710

SCHEDULED

ORDINANCE 2014-23

First Reading: an Ordinance Amending and Supplementing Ordinance 2011-05, Titled an Ordinance Creating a Special Business Improvement District for Flemington Borough Business Community, Section 9, Municipal Powers Retained

Borough of Flemington
County of Hunterdon

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 Ordinance 2011-05, Titled an Ordinance Creating a Special Business Improvement District for Flemington Borough Business Community, Section 9, Municipal Powers Retained as follows:

1- The Mayor shall, with the advice and consent of the Flemington Borough Council, appoint two (2) representatives from the Flemington Borough Council to the Board of the Flemington Borough Business Improvement District (hereafter referred to as "BID"), one of which may be the mayor him/herself or a council-member as the mayor's designee.

Additionally, the Mayor shall, with the advice and consent of the Borough Council, appoint a council-member to act as an alternate representative to the BID, on the occasion that the mayor or the regular council-member representative is unable to attend any regularly or specially scheduled BID meeting or any Executive Board meeting of the BID.

2- The Flemington Borough Council shall have the authority to approve or disapprove the Bylaws of the board of the BID. Such Bylaws shall be concerned with, but not limited to, internal governance of the BID, election procedures for choosing BID board members, employment policies, and conflict of interest policy.

3- The BID shall abide by and be subject to all applicable local ordinances, unless expressly exempt by an action of the Flemington Borough Council, under their authority pursuant to N.J.S.A. Title 40:56 - 65 et seq.

4-The Mayor and/or Council representatives, as members of the Board of the BID, shall not be denied access to any documents, records and any other information in either written or electronic form pertinent to legitimate business matters of the BID, and shall not be required to comply with the procedures under the Open Public Records Act in connection with the request for such documents, records or information.

- **Effective Date**

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

Introduced: November 17, 2014

Adopted:

Attest:

Rebecca Newman, RMC Borough of Flemington	Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Appointment
Prepared By: Rebecca Newman

SCHEDULED

Initiator: Rebecca Newman
Sponsors:

AGENDA ITEM 2014-33

DOC ID: 1715

Update and Introduction of BID 2015 Budget (Megan Jones-Holt, Executive Director, Flemington BID) (A Maximum of Approximately 30 Minutes)

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Financial Approval
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1714

SCHEDULED

RESOLUTION 2014-195

First Reading: Approving the Budget of the Flemington Business Improvement District for the Year 2015

WHEREAS, at its meeting of November 17, 2014, the governing body of the Borough of Flemington introduced and approved the Flemington Borough Special Improvement District budget for the period January 1, 2015 - December 31, 2015, which budget is annexed hereto; and

WHEREAS, after notice of advertisement in a newspaper of general circulation, the governing body of Flemington Borough conducted a public hearing on (TBD at the Council Meeting); and

WHEREAS, the governing body of Flemington Borough has determined that at least one (1) week prior to the hearing a complete copy of the proposed budgets were (a) advertised; (b) posted in the Borough Clerk's office; and (c) made available to each person requesting the same before and during the public hearing; and

WHEREAS, all persons having interest in the budget were given the opportunity to present objections; and

WHEREAS, the governing body of Borough of Flemington having considered the comments at the public hearing is of the opinion that it is appropriate and desirable to ratify and adopt the budget without amendment as advertised; and

WHEREAS, pursuant to N.J.S.A. 40:56-80 and N.J.S.A. 40:56-84, the governing body of Borough of Flemington is required to adopt the budget by resolution after closing the hearing;

NOW, THEREFORE, BE IT RESOLVED the governing body of the Borough of Flemington that:

(1) The Flemington Borough Special Improvement District 2014 budget is approved by the governing body of the Borough of Flemington and it is approved for the period of January 1, 2015 - December 31, 2015 in the amount of $350,000.

(2) The municipal assessor shall prepare an assessment roll setting forth separately the amounts to be specially assessed against the benefited and assessed properties in the District, as listed in the Ordinance establishing the District, which assessment roll

shall include a description of the property and the name of the record owner of each such property;

(3) This special assessment shall be collected with either the regular tax payment (or payment in lieu of taxes), or otherwise, on properties located within the Borough of Flemington as set forth within the Ordinance and the assessment as follows: Schedule A shall be assessed at $231,765.00; and, Schedule B shall be assessed at $118,235.00;

(4) Payments the District received by the Borough of Flemington shall be transferred to the Flemington Borough Business Improvement District Management Corporation to be expended in accordance with the approved budget; and

(5) The Borough Clerk is hereby authorized to forward a certified copy of this resolution to Flemington Borough Business Improvement District Management Corporation, the Hunterdon County Board of Taxation, and the Director of the Division of Local Government Services in the State of New Jersey Department of Community Affairs.

(6) BUDGET

2014 BUDGET (See Attachment for Detail)

2014 BUDGET REQUEST $350,000

Introduced: November 17, 2014
Adopted:

_____
Erica Edwards, Mayor

Attest:

_____
Rebecca Newman, RMC
Municipal Clerk

Flemington Business Improvement District Inc.
Proposed Budget for 2015

Attachment: DOC111414-11142014110212 (2014-195 : First Reading: Approving the Budget of the Flemington Business Improvement District

Flemington Business Improvement District Inc.
Approved Budget for 2015

Expenditures/Programs	
Marketing & Promotions	$ 128,500
Beautification & Safety	43,500
Planning & Development	184,500
Restaurant Association-Flemington	15,000
	371,500
Administration Costs	220,425
Total Expenditures for 2015	591,925
Income	
Car Show Sponsorships	15,000
Cultural Series Admission	6,500
Cultural Series Sponsorships	7,500
Other Event Sponsorships	12,500
Total Other Income for 2015	41,500
Total Estimated Needs for 2015	550,425
Unused/Allocated Funds Over Expenditure From 2014	200,425
Budgeted Boro Assessment for 2015	$ 350,000

Attachment: DOC111414-1114201411021 2 (2014-195 : First Reading: Approving the Budget of the Flemington Business Improvement District

Flemington Business Improvement District Inc.
Marketing and Promotion Expenses
Budget for 2015

New Events:	
Car Show Series	$ 15,000
Christmas Holiday Activities (Santa, parade, etc.)	6,000
Cultural Series	7,500
Flemington Bid Dollars Promotions	1,000
Jazz Festival	15,000
Street Fair	1,000
Thursday Night Lights	3,000
Events Support (10)	10,000
Total New Events	58,500
Advertising:	
On-Line Advertising	5,000
Newsletter/Annual Report	10,000
Newspaper	15,000
Co-Op Advertising	25,000
Web Site/Social Media	15,000
Total Advertising	70,000
Total Marketing & Promotion Expenses	$ 128,500

Attachment: DOC111414-1114201411021 2 (2014-195 : First Reading: Approving the Budget of the Flemington Business Improvement District

Flemington Business Improvement District Inc.
Beautification and Safety Expenses
Budget for 2015

New Beautification & Safety Expenses:

Seasonal Decorations	$	10,000
Planters Program		9,000
Cleanliness		1,000
Police Support - Safety		4,000
Blade Sign & Murals		3,500
Total Beautification & Safety Expenses		27,500
Carry over projects from 2014:		
Façade Grants		9,000
Blade Sign & Murals		3,000
Street Beautification		4,000
Total Carry over projects from 2014		16,000
Total Beautification & Safety Expenses	$	43,500

Attachment: DOC111414-1114201411021 2 (2014-195 : First Reading: Approving the Budget of the Flemington Business Improvement District

Flemington Business Improvement District Inc.
Planning and Development Expenses
Budget for 2015

New Planning & Development Expenses:	
Branding Message Research & Delivery for Flemington	$ 48,000
Branding Execution	15,000
Business in Flemington Expo	2,000
Gateway Project - Build out	17,500
Business Recruitment-Marketing	10,000
Total New Planning & Development Expenses	92,500
Carry over projects from 2014:	
Branding Message Research & Delivery for Flemington	32,500
Branding Support	12,000
Gateway Project - Build out	32,500
Web-Site Business Recruitment	15,000
Total Carry over projects from 2014	92,000
Total Planning & Development Expenses	$ 184,500

Attachment: DOC111414-1114201411021 2 (2014-195 : First Reading: Approving the Budget of the Flemington Business Improvement District

Flemington Business Improvement District Inc.
Restaurant Association of Flemington Expenses
Budget for 2015

Restaurant Association of Flemington Expenses:

Restaurant Week 1	$	2,500
Restaurant Week 2		2,500
Corn & Tomato Fest		7,500
Off Site Promotion (2@1,250)		2,500
Total Restaurant Association of Flemington Expenses	$	15,000

Attachment: DOC111414-1114201411021 2 (2014-195 : First Reading: Approving the Budget of the Flemington Business Improvement District

Flemington Business Improvement District Inc.
Administrative Expenses
Budget for 2014

Accounting Fees	$	7,500
Auditing Fees		3,000
Board Expenses (Training, research & support)		2,000
Business Support Projects		1,750
Dues & Subscriptions		500
Filing Fees/Licenses/Permits		50
Temporary Help		500
Insurance		5,000
Legal		2,500
Office Rent		14,400
Office Supplies		4,500
OPRA Costs		9,000
Postage		1,000
Executive Salary		76,500
Staff Assistant Wages		44,200
Merit and Temporary Employees		10,000
Workers Comp/Health Benefits		9,750
Payroll Taxes		14,825
Payroll Fees		1,500
Professional Development		1,000
Repair & Maintenance		500
Seminars/Conferences		2,000
Software		1,200
Telephone/Internet		3,750
Travel/Entertainment		1,500
Utilities		2,000
Total Administrative Expenses	$	220,425

Attachment: DOC111414-1114201411021 2 (2014-195 : First Reading: Approving the Budget of the Flemington Business Improvement District

Flemington Business Improvement District Inc.
Estimated Cash Position and Projects In-progress at December 31, 2014
Budget for 2015

Estimated Funds at December 31, 2014	
Cash in Bank	
Team Capital Bank	$ 156,803
Unity Bank-Reserve	50,340
Unity Bank Bid Dollars	4,585
Total Funds in Bank	211,728
Less:	
Bid Dollars Outstanding	4,585
Unity Bank-Reserve	50,340
Projects to be completed	
Façade Grants	9,000
Blade Sign & Murals	3,000
Street Beautification	4,000
Branding Message Research & Delivery for Flemington	32,500
Branding Support	12,000
Gateway Project - Build out	32,500
Web-Site Business Recruitment	15,000
Seasonal Decorations	20,000
Miscellaneous project remaining open	17,500
	145,500
Unused/Allocated Funds Over Expenditure in 2014	200,425
Balance of Cash on hand for emergency	$ 11,303

Attachment: DOC111414-1114201411021 2 (2014-195 : First Reading: Approving the Budget of the Flemington Business Improvement District

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1711

SCHEDULED

RESOLUTION 2014-196

Replacing Resolution 2014-108 Adopted on May 28, 2014 and Authorizing the Commitment of Up to $10,000.00 in Open Space Funds to Finance the Repair of the Fence Surrounding the Veterans Monument on Main Street, and to Submit an Application to the County's Open Space Committee for the Funds

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, the Hunterdon County Board of Chosen Freeholders has approved an Open Space Trust Fund and established a Municipal Grants Program to provide County Funds in connection with preserving open space, natural areas, farmland and historic sites; to acquire, develop, improve and maintain county and municipal lands for recreation and conservation purposes; and preservation of historic structures, properties, facilities, sites, areas or objects; or for the payment of debt service or indebtedness issued or incurred by the municipality for any of the purposes described above; and

WHEREAS, the Borough of Flemington desires to further the public interest by obtaining funding in the amount of $10,000.00 from the County of Hunterdon to fund the restoration of the fencing around the Veteran's Monument located on Main Street as a cost of up to $10,000.00.

NOW THEREFORE BE IT RESOLVED, that the Mayor, Erica Edwards, is hereby authorized to:

(a) make an application for such County Open Space Trust Funds
(b) provide additional application information and furnish such documents that may be required; and
(c) act as the authorized correspondent of the Borough of Flemington

WHEREAS, the County of Hunterdon shall determine if the application is complete and in conformance with the scope and intent of the Hunterdon County Open Space, Farmland and Historic Preservation Trust Fund Plan, applicable Freeholder Board Policies and the Procedures Manual for the Municipal Grant Program adopted thereto, and notify the Borough of Flemington of the amount of the funding award; and

NOW THEREFORE BE IT FURTHER RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey that:

(a) Erica Edwards, Mayor of the Borough of Flemington is hereby authorized to execute any documents and agreements with the County of Hunterdon known as the Restoration of the Fence Surrounding the Veterans Memorial;
(b) That the Municipality has its share of funds if required in the amount of $XX
(c) That in the event the County of Hunterdon's funds are less than the total project cost specified above, the Borough of Flemington has the balance of funding necessary to complete this project;

(d) That the applicant agrees to comply with all applicable federal, state and local laws, rules and regulations in its performance of the project; and

(e) That this resolution shall take effect immediately.

Adopted: November 17, 2014

ATTEST:

_____ _____

Rebecca P. Newman, RMC
Borough Clerk

Erica Edwards, Mayor

I, Rebecca Newman, do certify that the foregoing is a true copy of a resolution adopted by the Governing Body of the Borough of Flemington at a meeting held on the 17th day of November, 2014.

_____

Rebecca P. Newman, RMC
Borough Clerk

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1696

TABLED

RESOLUTION 2014-190

Accepting the Offer of $75,000 for the Borough Owned Vacant Lot on Capner Street and Authorizing the Mayor and Clerk to Sign Closing Documents

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, the Borough of Flemington listed the vacant lot on Capner Street at $93,000.00 as per resolution 2014-163; and

WHEREAS, an offer of $75,000.00 has come in; and

WHEREAS, the realtor has stated he believes this is a reasonable offer based on the feedback he received from clients who expressed interest and who looked at the lot.

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 offer of $75,000.00 be accepted and that the Mayor and Clerk are authorized to sign all necessary documents relative to the sale.

Adopted: November 17, 2014

ATTEST:

_____ _____
Rebecca P. Newman, RMC Erica Edwards, Mayor

HISTORY:

10/27/14	**Governing Body**	**TABLED**	**Next: 11/17/14**

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1707

SCHEDULED

RESOLUTION 2014-197

A Chapter 159 Resolution Adding Funds into the 2014 Municipal Budget of the Borough of Flemington in the Amount of $38,674.12

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, N.J.S.A. 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Flemington has received $2,540.45 from the State of New Jersey for the Alcohol Education, Rehabilitation and Enforcement Grant, $3,750.67 for the Body Armor Grant, $28,103.00 for the Safe & Secure Communities Grant, and $4,000 for the Click it or Ticket Grant and received $280.00 For a Hunterdon County Grant and wishes to amend its 2014 budget to include these amounts as revenue,

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Flemington requests the Director of the Division of Local Government Services to approve the insertion of these items of revenue in the budget of the year 2014 in the amount of $38,674.12 which is now available as a revenue from:

Miscellaneous Revenues: Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations:

Alcohol Education, Rehabilitation and Enforcement Grant		$2,540.45
Safe & Secure Communities Grant	$28,103.00	
Click it or Ticket Grant	$4,000.00	
Body Armor Grant	$3,750.67	
Hunterdon County Grant	$280.00	

BE IT FURTHER RESOLVED that a like sum of $38,674.12 be and the same is hereby appropriated under the caption of:

General Appropriations: (A) Operations - Excluded from "CAPS": Public and Private Programs Offset by Revenues:

Alcohol Education, Rehabilitation and Enforcement Grant		$2,540.45
Safe & Secure Communities Grant	$28,103.00	
Click it or Ticket Grant	$4,000.00	
Body Armor Grant	$3,750.67	
Hunterdon County Grant	$280.00	

Dated: November 17, 2014

Adopted:

Mayor Date

Attest:

Clerk Date

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1708

SCHEDULED

RESOLUTION 2014-198

Authorizing the Return of Unused Escrow Monies to Various Applicants

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, escrow money was deposited for Engineering Review Fees, Planning Board Fees and Performance Bonds and balances remain as follows:

Name	Account #	Description	Amount
Jessica Abbott	E-2012VAR	Planning Board Fees	$595.66
Flemington Presbyterian Church	E-82449	Engineering Review Fees	$625.00
Hilton Management	E-22869	Performance Bond	$2,310.00
Curtis Adams	E-62537	Planning Board	$615.78
NJN Associates	E-60811	Planning Board	$95.14
NJN Associates	E-2011-03	Planning Board	$1,068.00
Flemington Retail LLC	E-22433	Performance Bond	$190.01
Summit Realty c/o Robert Delia	E-62539	Planning Board	$10.00

WHEREAS, the Borough Professionals have determined that the projects have been accepted and professional charges incurred have been billed against the escrow accounts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Flemington that the Chief Financial Officer is hereby authorized and directed to return the balance of the escrow deposits to the applicants.

Adopted: November 17, 2014

ATTEST:

_____

_____

Rebecca P. Newman, RMC
Borough Clerk

Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman

SCHEDULED

Initiator: Rebecca Newman
Sponsors:

RESOLUTION 2014-199

DOC ID: 1706

Directing the Undertaking of a Continuing Disclosure Review and Authorizing Participation in the "Municipalities Continuing Disclosure Cooperation" Initiative of the Division of Enforcement of the U.S. Securities Exchange Commission

RESOLUTION OF THE BOROUGH OF FLEMINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY DIRECTING THE UNDERTAKING OF A CONTINUING DISCLOSURE REVIEW AND AUTHORIZING PARTICIPATION IN THE "MUNICIPALITIES CONTINUING DISCLOSURE COOPERATION" INITIATIVE OF THE DIVISION OF ENFORCEMENT OF THE U.S. SECURITIES EXCHANGE COMMISSION

WHEREAS, the Borough of Flemington, in the County of Hunterdon, New Jersey (the "Issuer") has previously issued one or more series of bonds and or notes, including in the past five (5) years pursuant to one or more preliminary and final official statements (collectively, the "Bonds"); and

WHEREAS, in connection with the issuance of such Bonds, the Issuer covenanted with Bondholders to provide certain secondary market information on an annual basis to the Nationally Recognized Municipal Securities Information Repositories (pre-2009) and to the Municipal Securities Rulemaking Board's Electronic Municipal Market Access Data Port (2009 to present) ("EMMA"), including, but not limited to, audited financial statements, budgets, other financial and operating data and ratings changes; and

WHEREAS, the Securities and Exchange Commission (the "SEC") has recently focused attention on what it alleges is widespread failure of local government issuers across the nation to meet their continuing disclosure obligations and misrepresentation through material misstatements in an official statement (innocently, inadvertently or otherwise) of past compliance with continuing disclosure obligations; and

WHEREAS, in an effort to remedy these perceived issues, the SEC has implemented the Municipalities Continuing Disclosure Cooperation Initiative (the "MCDC"), a limited-time program ending at 12:00 a.m. on December 1, 2014, that encourages issuers of municipal bonds, including the Issuer, to self-report

possible material misstatements or omissions, made in the past five (5) years in an official statement regarding compliance with prior continuing disclosure obligations; and

WHEREAS, by participating in the MCDC, issuers agree to accept certain non-monetary penalties, in lieu of unknown, and, potentially significant monetary and non-monetary penalties the SEC has threatened on issuers that do not participate in the MCDC, should the SEC determine than an issuer has made material misstatements in an official statement regarding compliance with prior continuing disclosure obligations; and

WHEREAS, by participating in the MCDC, issuers agree to accept the following penalties, if imposed by the SEC (i) compliance with a cease and desist order in which the issuer neither admits nor denies the findings of the SEC, (ii) implementation of policies, procedures and training regarding continuing disclosure obligations, (iii) compliance with all existing continuing disclosure undertakings, (iv) cooperation with any further SEC investigation, (v) disclosure of settlement terms in any final official statement issued within five years of the date of institution of the proceedings, and (vi) production to the SEC of a compliance certificate regarding the applicable undertakings on the one year anniversary of the proceedings; and

WHEREAS, the Issuer desires to conduct a disclosure review which will (i) summarize the results of the Issuer's prior compliance with its secondary market disclosure obligations and (ii) compare those results to the statements made by the Issuer in its official statements regarding past compliance (the "Disclosure Review"); and

WHEREAS, the Issuer further desires to retain the services of disclosure specialist to conduct the Disclosure Review; and

WHEREAS, based on the results of the Disclosure Review, and weighing the known, non-monetary penalties that may come through the Issuer's participation in the MCDC versus the unknown, and, by all accounts, potentially significant monetary and non-monetary penalties the SEC has threatened on issuers that do not self-report, the Issuer further desires to delegate to the Chief Financial Officer, in consultation with the Issuer's general counsel, bond counsel, auditor and other finance professionals, the power to prepare and submit all documentation required to enter the Issuer's Bond issues into the MCDC, as necessary;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE ISSUER, AS FOLLOWS:

Section 1. The Issuer hereby authorizes completion of the Disclosure Review.

Section 2. The Issuer hereby authorizes the Chief Financial Officer to engage the services of a disclosure specialist to complete the Disclosure Review; provided that the award of any contract in connection therewith meets the requirements of Issuer's applicable public contracting laws.

Section 3. In the event the Disclosure Review reveals that the Issuer **may** have made a material misstatement regarding the Issuer's compliance with prior continuing disclosure undertakings, the Issuer hereby authorizes and directs the Chief Financial Officer to prepare and submit all documentation necessary to enter the Issuer's applicable Bond issues into the MCDC.

Section 4. Any action taken by the Chief Financial Officer, or any other officer of the Issuer, with respect to the Disclosure Review, the engagement of a disclosure specialist and participation in the MCDC is hereby ratified and confirmed.

Section 5. This resolution shall take effect immediately.

Adopted: November 1, 2014

_____ _____

Rebecca Newman, RMC
Borough of Flemington

Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1705

SCHEDULED

RESOLUTION 2014-200

Requesting that the Borough's 2014 Allocation of Hunterdon County Open Space Trust Funds Balance in the Amount of $13,965.01 be Banked and Reserved for Future Use

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, the Borough of Flemington received a 2014 allotment of open space funds in the amount of $13,965.01 From the County of Hunterdon from Open Space Tax; and

WHEREAS, the money from this tax is to acquire Open Space or for historic preservation; and

WHEREAS, the County of Hunterdon Open Space Plan allows for municipalities to bank money for the future with proper notification.

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 balance of the 2014 Open Space allotment for the Borough of Flemington in the amount of $13,965.01 be banked and a copy of this resolution be forwarded to the Hunterdon County Board of Chosen Freeholders.

Adopted: November 17, 2014

_____
Erica Edwards, Mayor

Attest:

_____
Rebecca P. Newman, RMC
Municipal Clerk

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1704

SCHEDULED

RESOLUTION 2014-201

Authorizing the Borough of Flemington to Submit an Eligibility Determination and Funding Application to the United States Department of Agriculture-Rural Development for the Replacement of Existing Deteriorated Water Distribution Lines and Sewer Collection System

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

RESOLUTION OF THE BOROUGH OF FLEMINTON COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AUTHORIZING THE BOROUGH OF FLEMINGTON TO SUBMIT AN ELIGIBILITY DETERMINATION AND FUNDING APPLICATION TO THE UNITED STATES DEPARTMENT OF AGRICULTURE-RURAL DEVELOPMENT FOR THE REPLACEMENT OF EXISTING DETERIORATED WATER DISTRIBUTION LINES AND SEWER COLLECTION SYSTEM

WHEREAS, the Borough of Flemington (hereinafter the" Borough") plans to submit to the United States Department of Agriculture - Rural Development (hereinafter "Rural Development") a request for eligibility determination concerning the Borough's entitlement to participate in Rural Development's "Water and Waste Disposal Program" (hereinafter the "Program"); and

WHEREAS, the Borough wishes to pursue through the Program funding for the replacement of water, and sewer mains, services, manholes, valves, and other appurtenances for Walters Lane, Stangl Road, East Main Street, Allen Street, and Capner Street; and

WHEREAS, it is in the best interest of the Borough to actively and diligently pursue these projects, for reasons associated with the health, safety, and welfare of the community serviced by the Borough; and moreover, pursue funding with and through Rural Development, based upon Rural Development's determination that the Borough is eligible to participate in Rural Development's program.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Flemington County of Hunterdon, State of New Jersey, as follows:

1. All necessary action, including the filing of formal applications, be taken to pursue with Rural Development actual funding for replacement of water, and sewer mains, services, manholes, valves, and other appurtenances for Walters Lane, Stangl Road, East Main Street, Allen Street, and Capner Street in the Borough of Flemington, County of Hunterdon.

2. The Borough is authorized to accept any and all funding through the United States Department of Agriculture/Rural Development Water and Waste Disposal Program.

3. The Borough's Municipal Clerk shall publish an appropriate notice of intention to file an application with Rural Development for funding for the proposed projects in the Borough's official newspaper within sixty (60) days of the Borough's submission of an application for funding to Rural Development.

4. The duly authorized representatives of the Borough, including the Borough's Engineer, Solicitor, and Auditor, be authorized to execute any and all documentation in furtherance of the preparation of the necessary documents to be submitted to USDA/Rural Development. Further, the Mayor of the Borough is hereby authorized to execute the necessary documents in order to receive an eligibility determination and funding from the USDA/Rural Development.

Adopted: November 17, 2014

_____

Erica Edwards, Mayor

ATTEST:

_____

Rebecca Newman, Clerk

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1702

SCHEDULED

RESOLUTION 2014-202

Authorizing the Redemption of Tax Sale Certificate # 2012-016 Held on Block 30 Lot 3.01 Qualifier C0001

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, funds were received in the amount of $19,297.75 for the redemption of tax sale certificate # 2012-016; held on Block 30 Lot 3.01 known as 42 Spring Street, property owner Howard Spencer, certificate owner, US Bank Cust for Empire Funding.

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 # 2012-016 held by US Bank Cust for Empire Funding is hereby cancelled and may be removed from the record, and the Treasurer is instructed to issue a check in the amount of $19,297.75 plus a premium in the amount of $1,000.00 for the redemption made payable to US Bank Cust for Empire Funding.

Attach a copy of this resolution and mail to:

US Bank Cust for Empire Funding
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: November 17, 2014

_____
Erica Edwards, Mayor

Attest:

_____
Rebecca P. Newman, Clerk

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman

SCHEDULED

Initiator: Rebecca Newman
Sponsors:

RESOLUTION 2014-203

DOC ID: 1703

Authorizing the Redemption of Tax Sale Certificate # 2012-001 Held on Block 2.01 Lot 27

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, funds were received in the amount of $28,947.33 for the redemption of tax sale certificate # 2012-001; held on Block 2.01 Lot 27 known as 15 Allen Street, property owner WIlliam and Cynthia Lovett, 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 # 2012-001 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 $28,947.33 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: November 17, 2014

_____
Erica Edwards, Mayor

Attest:

_____
Rebecca P. Newman, Clerk

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1712

SCHEDULED

RESOLUTION 2014-204

Authorizing a Reduction in Units for Delaware Valley Associates from 200 Units to 100 Units

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

WHEREAS, Delaware Valley Associates has had a vacant building located at 41 State Highway 12; and

WHEREAS, the property was previously utilized as a large restaurant with seating for 200; and

WHEREAS, the new tenants, Blue Diamond Indian Buffet have a smaller scale restaurant and have stated they will not have more than 100 seats; and

WHEREAS, the tenants have asked for a reduction in the billing units from 200 to 100; and

WHEREAS, the reduction would be a total of $1,012.50 per quarter.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that account #500017-0 known as Delaware Valley Associates, have a reduction in billing units from 200 to 100 per quarter and a credit of $1,012.50 for the last quarter that was paid which encompassed July, August and September.

Adopted:

ATTEST:

Rebecca Nemwan, RMC
Borough Clerk

Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1713

SCHEDULED

RESOLUTION 2014-205

Authorizing the Closing of Streets for the Holiday Parade on December 7, 2014

Borough of Flemington
County of Hunterdon

WHEREAS, the Hunterdon County Chamber of Commerce's annual Holiday Parade will be held on December 7, 2014; and

WHEREAS, the need to close the following streets between the hours of 4:00 PM and 7:00 PM is essential to the event:

Church Street from Liberty Village to Broad Street
Main Street from the Circle to the Monument
North Main Street from the Monument to Hopewell Avenue
East Main Street from the Monument to Hopewell Avenue
Pennsylvania Ave from the Monument to Broad Street

; 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 the above streets are closed between the hours of 4:00 PM and 7:00 PM on December 7, 2014, for the annual Holiday Parade.

Adopted: November 17, 2014

ATTEST:

_____
Rebecca P. Newman, RMC
Borough Clerk

_____
Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Board Policy
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1718

SCHEDULED

RESOLUTION 2014-206

Authorizing the Closing of Streets for the Turkey Trot on November 27, 2014

Borough of Flemington
County of Hunterdon

WHEREAS, the Center for Educational Advancement's annual Turkey Trot will be held on November 27, 2014; and

WHEREAS, the need to close the following streets between the hours of 7:45 AM and 11:00 AM is essential to the event:

Main Street to East Main
New Jersey Avenue to Highland Avenue
Highland to Elwood Avenue
Elwood Avenue to Pennsylvania Avenue
Pennsylvania Avenue to Broad Street
Broad Street to Church Street
Church Street to Central Avenue
Central Avenue to Mine Street
Mine Street to Shields Avenue

; 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 the above streets are closed between the hours of 7:45 AM and 11:00 AM on November 27, 2014, for the annual Turkey Trot.

Adopted: November 17, 2014

ATTEST:

_____
Rebecca P. Newman, RMC
Borough Clerk

_____
Erica Edwards, Mayor

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Land Development
Prepared By: Rebecca Newman
Initiator: Rebecca Newman
Sponsors:
DOC ID: 1709

SCHEDULED

ORDINANCE 2014-24

FIRST READING: an Ordinance Amending and Supplementing the "Revised General Ordinances of the Borough of Flemington" Set Forth in 7-11 Schedule Xi, 2003 Specifically "Speed Limits"

BOROUGH OF FLEMINGTON
COUNTY OF HUNTERDON

AN ORDINANCE AMENDING AND SUPPLEMENTING THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF FLEMINGTON" SET FORTH IN 7-11 SCHEDULE XI, 2003 SPECIFICALLY "SPEED LIMITS"

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 XI Specifically Speed Limits - be amended to read as follows:**

  In accordance with the provisions with the provisions of section 7-11 the following speed limits be revised on the following streets or parts of the streets and all other streets at 25 m.p.h. shall remain.

Name of Street	*Direction*	*Speed*	*Location*
Stangl Road	Both	15 m.p.h.	Between the Mine Street intersection and the intersection of State Highway Route 12

- **Effective Date**

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

Introduced: November 17, 2014

Adopted:

_____
Erica Edwards, Mayor

Attest:

_____
Rebecca Newman, RMC/CMC
Municipal Clerk

PUBLIC NOTICE

Mayor and Common Council
38 Park Avenue
Flemington, NJ 08822

Meeting: 11/17/14 07:30 PM
Department: Clerk of the Borough
Category: Bond Ordinance
Prepared By: Rebecca Newman

SCHEDULED

Initiator: Rebecca Newman
Sponsors:

ORDINANCE 2014-25

DOC ID: 1716

Funding

Van Cleef
ENGINEERING ASSOCIATES

Neil I. Van Cleef, P.E., L.S. & P.P.
Robert J. Clerico, P.E. & P.P.
Robert B. Heibell, P.E., L.S. & P.P.
Daniel A. Nagy ,L.S. & P.P.
Samuel D. Costanzo, P.E. & P.P.

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November 7, 2014

Borough of Flemington
38 Park Avenue
Flemington, NJ 08822

Attention: Mayor Edwards (eedwards@historicflemington.com)

Reference: Capner and Allen Street Improvement Project – State Aid
Borough of Flemington Hunterdon County, New Jersey

Dear Mayor Edwards:

Pursuant to your request, I have determined the construction and professional fees in order to determine the amount of a funding ordinance for the above referenced project. As you know, in 2014 the Borough received a grant from the New Jersey Department of Transportation in the amount of $170,000 for the roadwork, sidewalk, handicap ramp, and drainage improvements for the project. I have also applied for additional money from NJDOT in order to supplement the construction costs associated with this project. The project scope of work includes the aforementioned improvements on Capner Street from Park Avenue to Allen Street as well as Allen Street from Capner to the end of the previous overlay towards Young's Drive. The entire length of the project is approximately 1,550 feet.

In order to complete the project, a funding ordinance must be in place in order to provide survey and design services, NJDEP permits, specifications and contract documents, bidding and awarding the project, and construction costs as well as the associated construction engineering and management fees. Based on my analysis and inspection of the roadway, I present the following costs:

1. Construction – from the attached estimate - $360,000.00

2. Design Engineering (surveying, design, specifications, permit subconsultant, copies, contract documents) - $60,000.00

3. NJDEP Permits – $10,000.00

4. Construction Engineering and Inspection – 50,000.00

5. Contingency - $40,000.00

The total amount of the funding ordinance required to complete the work is $520,000.00 with the anticipated reimbursement from NJDOT Local Aid in the amount of $170,000.00. Please note that this estimate does not include any reconstruction or replacement of water or sewer mains and the associated service connections. This would require separate funding which is anticipated to be provided by USDA under a separate loan/grant application that is in progress. Any supplemental funding from NJDOT, if awarded, would be utilized to pay for the unfunded construction costs as well as inspection fees that would qualify for reimbursement. In addition to the estimate, I have attached the cover letter for the agreement between NJDOT and the Borough for this project.

Van Cleef
ENGINEERING ASSOCIATES

If you have any questions, or require additional information, please feel free to contact me.

Very Truly Yours,

Robert Martucci, P.E.
Borough Engineer
L 4331 141107 Ltr to Borough.docx

Enclosures

Cc John Gorman (john.a.gorman@comcast.net)
Rebecca Newman, Clerk (rnewman@historicflemington.com)
Mike Campion, Director of Public Works (mcampion@historicflemington.com)

Attachment: Fund.Ord.Est (2014-25 : Funding)

Engineer's Estimate of Probable Construction Costs
for
Capner Street (sta 0+00) and Allen Street (sta 15+50)
Borough of Flemington, Hunterdon County, New Jersey

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE ($)	AMOUNT ($)
1	Type B Inlet	1 ea.	2,000.00 ea.	2,000.00
2	Outlet Headwall and Conduit Protection	1 unit	10,000.00 unit	10,000.00
3	Storm Pipe	50 l.f.	80.00 l.f.	4,000.00
4	Inlet Reconstruction New Casting	11 units	1,500.00 unit	16,500.00
5	8"x9" Concrete Vertical Curb	600 l.f.	17.00 l.f.	10,200.00
6	Concrete Sidewalk	600 s.y.	50.00 s.y.	30,000.00
7	Concrete Driveway Apron	350 s.y.	54.00 s.y.	18,900.00
8	HMA Milling 3" or Less	6,000 s.y.	1.50 s.y.	9,000.00
9	Detectable Warning Surface	10 units	300.00 unit	3,000.00
10	Subbase Material DGABC	50 c.y.	45.00 c.y.	2,250.00
11	Excavation, Unclassified	650 c.y.	40.00 c.y.	26,000.00
12	Hot Mix Asphalt 25M-64 5" thick	825 ton	90.00 ton	74,250.00
13	Hot Mix Asphalt 9.5 M-64 Surface Course	800 ton	85.00 ton	68,000.00
14	Driveway Restoration, 2" 9.5 M-64 3" 25 M-64	1,000 s.y.	40.00 s.y.	40,000.00
15	Topsoil, Seed and Mulch	3,000 s.y.	5.00 s.y.	15,000.00
17	Traffic Control	Lump Sum	Lump Sum	5,000.00
18	Traffic Striping 4" Long Life Epoxy	3,100 l.f.	2.00 l.f.	6,200.00
19	Traffic Markings	Lump Sum	Lump Sum	2,000.00
20	Mobilization, Misc. Items, Site Clearing	Lump Sum	Lump Sum	17,700.00
	TOTAL ESTIMATED COST			**360,000.00**

Prepared by:
Van Cleef Engineering Associates
1128 Route 31
Lebanon, New Jersey 08833

Robert Martucci, Borough Engineer, N.J.P.E. Lic. No. GE47775
October 13, 2014
RM

Attachment: Fund.Ord.Est (2014-25 : Funding)

State of New Jersey

DEPARTMENT OF TRANSPORTATION
P.O. Box 600
Trenton, New Jersey 08625-0600

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

JOSEPH D. BERTONI
Acting Commissioner

July 30, 2014

The Honorable Erica Edwards
Mayor
Borough of Flemington
38 Park Avenue
Flemington, New Jersey 08822-1398

Re: Transmittal of State Agreement Copy
Capner and Allen Street Road Improvement Project
Borough of Flemington, County of Hunterdon
Fiscal Year 2014 Municipal Aid Program

Dear Mayor Edwards:

Enclosed is one copy of the executed Agreement approved by the New Jersey Department of Transportation for the Borough of Flemington's Capner and Allen Street Road Improvement Project. The awarded amount for this project is $170,000.00.

This project will be funded from the New Jersey Transportation Trust Fund Authority Act. State participation in the cost of the project is limited to 100 percent of the cost of the completed construction work including construction inspection and material testing, or the amount of the allotment, whichever is less.

The Borough of Flemington's construction contract must be awarded within 18 months from June 09, 2014, the date of the execution of the Agreement for State Aid to Counties and Municipalities. Therefore, failure to make an award by December 01, 2015, or to comply with the requirements of the Municipal Aid Regulations 16:20B and the Terms and Conditions of the Agreement for State Aid to Counties and Municipalities will jeopardize the use of State funds on this project. It is further noted that the project must be in compliance with the Americans with Disabilities Act, ADA, requirements for accessibility. The Municipal Aid Regulations and terms and conditions can be found on the NJDOT Local Aid Website at:

www.state.nj.us/transportation/business/localaid/pubs.shtm

Through the approval of this agreement and all future agreements, the Borough of Flemington is required to provide phased submission updates that are to be tracked through the on-line SAGE System in accordance with the State Aid Checklist for this project (copy attached). Please note that the Borough of Flemington is responsible for continued updates with respect to the construction administration/ management phase of the project in the SAGE System. The preparation of contract documents shall use

Attachment: Fund.Ord.Est (2014-25 : Funding)

the 2007 Standard Specifications as amended by the 2011 Special Provisions for Local Aid Projects. All requirements of this program can be found in the State Aid Handbook, available at the above website.

If you have any questions regarding the above, please contact Ms. Wendy S. Smith of this office at (732) 625-4282. Feel free to contact me at (609) 530-5271 if you have any additional questions.

Sincerely,

Dominick Critelli

Dominick Critelli
Manager
Local Aid District 3

Enclosures

Attachments

c Rebecca Newman, Municipal Clerk
Robert Martucci, Municipal Engi

Attachment: Fund.Ord.Est (2014-25 : Funding)