

**NORTH BRUNSWICK TOWNSHIP  
REGULAR COUNCIL MEETING**

**September 16, 2013**

1. Call to Order, Roll Call & Cell Phone Statement
2. Devices for the hearing impaired are available in the cable studio
3. Sunshine Notice
4. Pledge of Allegiance
5. Proclamations:
6. American Legion Post 459 Michael Rizzi
6. SFY2014 Budget presentation
7. Public Hearing: SFY2014 Budget
8. CFO certifies compliance with NJSA 40A:4-8 (Advertising, posting and distribution requirements)
9. **Consent Agenda:**
  - a. Authorizing the redemption of various Third Party Liens \_\_\_\_\_ 251-9.13
  - b. Authorizing the cancellation of taxes on exempt property known as Block 63, Lot 1.01 on the Official Tax Map of the Township of North Brunswick, Middlesex County, New Jersey, also known as Finnegans Lane, North Brunswick, New Jersey acquired and now owned by the Township of North Brunswick \_\_\_\_\_ 252-9.13
  - c. Authorizing the reinstatement of Installment Payments for Property Owners within Belcourt at Hidden Lake for Water Service Project \_\_\_\_\_ 253-9.13
  - d. Approving Emergency Temporary Budget Appropriations \_\_\_\_\_ 254-9.13
  - e. Amending the Introduced State Fiscal Year 2014 Municipal Budget \_\_\_\_\_ 255-9.13
  - f. Authorizing the application and acceptance of a grant from the State of New Jersey Division of Highway Safety \_\_\_\_\_ 256-9.13
  - g. Authorizing application to participate in the Department of Homeland Security FY2013 Pre-Disaster Mitigation Program DHS-13-MT-047-000-99 - \$750,000 \_\_\_\_\_ 257-9.13
  - h. Authorizing the Mayor and Township Clerk to execute a Treatment Works Approval Permit Application for the Project known as Kiddie Academy \_\_\_\_\_ 258-9.13
  - i. Authorizing the North Brunswick Heritage Day Committee to conduct a Fireworks Display \_\_\_\_\_ 259-9.13
  - j. A resolution authorizing a payment plan \_\_\_\_\_ 260-9.13
  - k. Authorizing execution of an agreement with International Fireworks Mfg. Co., Inc. for the 2013 Heritage Day Fireworks Display \_\_\_\_\_ 261-9.13
  - l. Authorizing a Water Purchase Contract (RBS-5) between the Township of North Brunswick and the New Jersey Water Supply Authority for the supply of Raw water to the Township of North Brunswick, Middlesex County, New Jersey \_\_\_\_\_ 262-9.13
  - m. Establishing curfew for October 30, 2013, Mischief Night and October 31, 2013, Halloween Night \_\_\_\_\_ 263-9.13
  - n. Authorizing a Temporary Property Access License over a portion of property owned by Centone Realty, LLC, located at "Aaron Plaza", the intersection of Route 1 and Aaron Road, also known as a portion of Block 74, Lot 22.03 on the Official Tax Map of the Township of North Brunswick, New Jersey, in connection with Roadway Improvements to the Route 1 Corridor in the Township of North Brunswick \_\_\_\_\_ 264-9.13
  - o. Authorizing a Collective Bargaining Agreement between the Township of North Brunswick and Firemen's Mutual Benevolent Association (FMBA), Local 71 \_\_\_\_\_ 265-9.13
  - p. Payment of Bills \_\_\_\_\_ 266-9.13 \_\_\_\_\_ 266-9.13
10. Approval of minutes: Regular Council Meeting / September 3, 2013
11. **Public Hearing** continued: Revoking Taxi Owner's License issued to Valentin Bautista d/b/a/ Primos Taxi
12. Resolution revoking Taxi Owners License issued to Valentin Bautista d/b/a/ Primos Taxi \_\_\_\_\_ 249-9.13
13. **Public Hearing** continued: Revoking Taxi Owner's License issued to Mayibi J. Miranda, d/b/a/ Family Taxi
14. Resolution revoking Taxi Owners License issued to Mayibi J. Miranda, d/b/a/ Family Taxi \_\_\_\_\_ 250-9.13

15. **Ordinance / Second Reading / Public Hearing:**  
**#13-20** – An Ordinance authorizing the acceptance of a Waterline Easement over a portion of Property known as a part of Commerce Center, South Center Drive, North Brunswick, Middlesex County, New Jersey, also known as a portion of Block 4.46, Lot 1.04 on the Official Tax Map of the Township of North Brunswick, Middlesex County, State of New Jersey
16. **Reports from Mayor, Council, Administrator, CFO**
17. **Public Hearing**
18. **Adjourn**

#13-20

**AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A  
WATERLINE EASEMENT OVER A PORTION OF PROPERTY KNOWN AS A PART  
OF COMMERCE CENTER, SOUTH CENTER DRIVE, NORTH BRUNSWICK,  
MIDDLESEX COUNTY, NEW JERSEY, ALSO KNOWN AS A PORTION OF  
BLOCK 4.46, LOT 1.04 ON THE OFFICIAL TAX MAP OF THE  
TOWNSHIP OF NORTH BRUNSWICK, MIDDLESEX COUNTY,  
STATE OF NEW JERSEY**

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, the Township of North Brunswick is authorized to adopt an Ordinance for the preservation of public health, safety and welfare; and

**WHEREAS**, pursuant to N.J.S.A. 40A:12-5, the Township of North Brunswick has the power to acquire any real property or property interests for a public purpose through negotiated agreement; and

**WHEREAS**, Commerce Center NBI, LLC is the owner ("Owner") of property known as Commerce Center, South Center Drive, North Brunswick, New Jersey, also known as Block 4.46, Lot 1.04 on the Official Tax Map of the Township of North Brunswick, Middlesex County, State of New Jersey ("Property") upon which the Township of North Brunswick has installed certain sub-surface waterline improvements consisting of pipes, fittings and other necessary appurtenances ("Waterline"); and

**WHEREAS**, the Township of North Brunswick has determined that it would serve a public purpose for it to acquire a twenty foot (20') wide water line easement over, upon, through, under and across a portion of the Property, ("Easement") to access the Waterline and Easement to inspect, use, maintain, repair and replace, the Waterline and any other appurtenances installed by or on behalf of the Township of North Brunswick, as further described on a legal description entitled "Waterline Easement Area Metes and Bounds; Deed Description of a Water Line Easement over Lot 1.04 Block 4.46, Township of North Brunswick, Middlesex County, New Jersey", prepared by Gladstone Design, Inc. and dated April 3, 2012, last revised May 6, 2013, attached hereto and made a part hereof, and a map entitled, "Exhibit Map, Water Line Easement Over Lot 1.04 Block 4.46", prepared by Gladstone Design, Inc., dated April 3, 2012, with no revisions, attached hereto and made a part hereof, in order to preserve the health, safety and welfare of the citizens of the Township of North Brunswick; and

**WHEREAS**, the Owner of the Property comprising the Easement has agreed to grant and convey said Easement to the Township of North Brunswick for nominal compensation therefor.

RESOLUTION NO. 251-9/13

**RESOLUTION AUTHORIZING THE  
REDEMPTION OF VARIOUS THIRD PARTY LIENS**

WHEREAS, the Township of North Brunswick has received the amount necessary to redeem certain liens held by third parties; and

WHEREAS, the liens that have been redeemed as certified by the Tax Collector are on the list that is attached and a part of this resolution;

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of North Brunswick, County of Middlesex, State of New Jersey that the Treasurer and Tax Collector are hereby authorized and directed to send payment for redemption and premiums, if applicable, to the lien holders stated on the attached list, once the tax sale certificate, endorsed for cancellation, has been received.

\_\_\_\_\_  
Laurie K. Hammarstrom  
Tax Collector

  
\_\_\_\_\_  
Kala Sriranganathan  
Chief Financial Officer

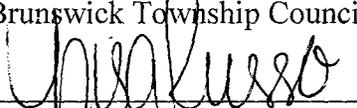
\_\_\_\_\_  
Robert Lombard  
Township Administrator

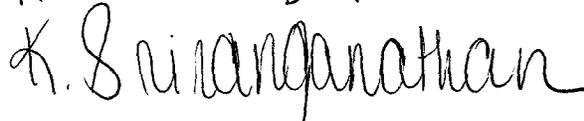
\_\_\_\_\_  
Ronald Gordon, Esq.  
Township Attorney  
Certified as to Form

**ROLL CALL**

NAME	YES	NO	ABSTAIN	
Ms. Narra				
Ms. Nicola				
Mr. Andrews				
Mr. Corbin				
Mr. Socio				
Mr. Davis				
Mayor Womack				

I hereby certify the foregoing to be a true copy of a resolution adopted by the North Brunswick Township Council at a meeting held on September 16, 2013.

  
\_\_\_\_\_  
Lisa Russo  
Municipal Clerk

e:   


252-9.13

**RESOLUTION AUTHORIZING THE CANCELLATION OF TAXES ON EXEMPT PROPERTY KNOWN AS BLOCK 63, LOT 1.01 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF NORTH BRUNSWICK, MIDDLESEX COUNTY, NEW JERSEY, ALSO KNOWN AS FINNEGANS LANE, NORTH BRUNSWICK, NEW JERSEY ACQUIRED AND NOW OWNED BY THE TOWNSHIP OF NORTH BRUNSWICK**

**WHEREAS**, on August 2, 2013, the Township of North Brunswick acquired fee simple title in and to the property known as Block 63, Lot 1.01 on the Official Tax Map of the Township of North Brunswick, Middlesex County, New Jersey, also known as Finnegans Lane, North Brunswick, New Jersey; and

**WHEREAS**, the taxes due for the 1<sup>st</sup>, and 2<sup>nd</sup> quarters of 2013 have been duly paid and received by the Tax Collector of the Township of North Brunswick; and

**WHEREAS**, the taxes for the balance of 2013 for the property acquired by the Township must be cancelled.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of North Brunswick, County of Middlesex, State of New Jersey, that the Tax Collector is hereby authorized to and shall cancel the entirety of the 3<sup>rd</sup> and 4<sup>th</sup> quarter 2013 taxes on the property known as Block 63, Lot 1.01, Township of North Brunswick, Middlesex County, State of New Jersey, also known as Finnegans Lane, North Brunswick, New Jersey, as such property is owned by the Township of North Brunswick as of August 2, 2013.

\_\_\_\_\_  
Kala Sriranganathan  
Chief Financial Officer

\_\_\_\_\_  
Robert Lombard  
Township Administrator

\_\_\_\_\_  
Ronald H. Gordon, Esq.  
Township Attorney, Certified as to Form

**TITLE**

This Resolution shall be known and may be cited as the Resolution Canceling Taxes on Block 63, Lot 1.01, also known as Finnegans Lane, North Brunswick, Middlesex County, New Jersey.

\_\_\_\_\_  
Robert Lombard, Business Administrator

\_\_\_\_\_  
Ronald H. Gordon, Township Attorney  
Approved as to Legal Form

**RECORDED VOTE**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
NICOLA				
ANDREWS				
CORBIN				
SOCIÒ				
DAVIS				
MAYOR WOMACK				

**CERTIFICATION**

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on the \_\_\_ Day of \_\_\_\_\_ 2013.

\_\_\_\_\_  
Lisa Russo, Township Clerk

C: H. Hammarstrom \* S. Sriranganathan  
D. Walker  
R. Gordon

RESOLUTION 253-9.13

**RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH BRUNSWICK AUTHORIZING THE REINSTATEMENT OF INSTALLMENT PAYMENTS FOR PROPERTY OWNERS WITHIN BELCOURT AT HIDDEN LAKE FOR WATER SERVICE PROJECT**

WHEREAS, the Township Council of the Township of North Brunswick, County of Middlesex, has previously authorized and established a Local Improvement Assessment for the property owners of Belcourt at Hidden Lake for water service improvements within the development; and

WHEREAS, the installment payment for the Local Improvement Assessment was due July 3, 2013 and pursuant to N.J.S.A.40:56-35, any property owner who fails to pay their installment by the due date of any bill, requires that the full assessment shall be due to and payable, but this same legislation authorizes that a delinquent property owner may petition the Governing Body and the Governing Body may agree to reinstate the installment agreement for a property owner in such situations, provided the property owner pays the delinquent installment amount plus interest, and

WHEREAS, the Tax Collector has received written request(s) from property owners at Belcourt at Hidden Lake per the attached list to have their installment plans reinstated and have understood and agreed to comply with the conditions of the statute for reinstatement;

**NOW THEREFORE, BE IT RESOLVED** the Township Council of the Township of North Brunswick, in the County of Middlesex, and the State of New Jersey, does hereby approve the reinstatement of the property owners on the attached listing to the installment plan for the Local Improvement Assessment for Belcourt at Hidden Lake provided they comply with the terms of reinstatement.

\_\_\_\_\_  
Robert Lombard  
Business Administrator

\_\_\_\_\_  
Ronald Gordon, Esq.  
Township Attorney  
Approved as to legal form

**ROLL CALL:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
NICOLA				
ANDREWS				
CORBIN				
SOCIO				
DAVIS				
WOMACK				

**CERTIFICATION**

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on September 16, 2013.

\_\_\_\_\_  
Lisa Russo, Township Clerk

**RESOLUTION APPROVING EMERGENCY TEMPORARY  
BUDGET APPROPRIATIONS**

**WHEREAS**, N.J.S.A. 40A: 4-19 provides that where any contract commitment or payments are to be made prior to the final adoption of the FY 2014 Municipal Budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

**WHEREAS**, N.J.S.A. 40A: 4-20 allows "Emergency Temporary Appropriations" for any purpose for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of adoption of the budget for said year

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of North Brunswick, that the following temporary municipal budget appropriations be amended as follows:

	Temporary Budget	09/06/2013 Amendment	Modified Temporary Budget
Water Utility Fund -			
Exclusive of Debt Service....	\$ 1,126,792	919,564	2,046,356
Debt Service.....	<u>3,213,292</u>	<u>0</u>	<u>3,213,292</u>
Total Temporary Budget.....	<u>\$ 4,340,084</u>	<u>919,564</u>	<u>5,259,648</u>

	Temporary Budget	09/06/2013 Amendment	Modified Temporary Budget
Sewer Utility Fund -			
Exclusive of Debt Service	\$ 1,320,555	1,011,067	2,331,622
Debt Service.....	<u>1,552,092</u>	<u>0</u>	<u>1,552,092</u>
Total Temporary Budget.....	<u>\$ 2,872,647</u>	<u>1,011,067</u>	<u>3,883,714</u>

	Temporary Budget	09/06/2013 Amendment	Modified Temporary Budget
Current Account Appropriations -			
Exclusive of Debt Service....	\$ 9,491,630	9,426,196	18,917,826
Debt Service.....	6,417,186	0	6,417,186
Capital Improvement Fund	<u>150,000</u>	<u>0</u>	<u>150,000</u>
Total Temporary Budget.....	<u>\$ 16,058,816</u>	<u>9,426,196</u>	<u>25,485,012</u>

  
\_\_\_\_\_  
Kala Sriranganathan  
Chief Financial Officer

\_\_\_\_\_  
Ronald Gordon, Esq.  
Township Attorney  
Approved at to legal form

  
\_\_\_\_\_  
Robert Lombard  
Business Administrator

*c: K. Sriranganathan  
J. Progebin*

**A RESOLUTION AMENDING THE  
INTRODUCED STATE FISCAL YEAR 2014  
MUNICIPAL BUDGET**

**WHEREAS**, the Municipal Budget of the Township of North Brunswick for the State Fiscal Year (SFY) 2014 was approved on August 5, 2013, with the public hearing held on said budget, September 16, 2013 as advertised; and

**WHEREAS**, the proposed amendments to the SFY2014 Municipal Budget requires a public hearing prior to adoption pursuant to N.J.S.A. 40A:4-9 by having increased or decreased items of appropriations by more than 10%; and

**NOW THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of North Brunswick, County of Middlesex, that the following amendments to the budget as introduced for SFY2014 are hereby approved:

	FY2014 INTRODUCED	FY2014 AS AMENDED
<b>APPROPRIATIONS</b>		
8 (D) Note Principal	1,362,180.00	155,828.00
8 (D) Interest on Bonds	155,828.00	1,362,180.00
8 (D) <b>Municipal Debt Service Excluded from "CAPS"</b>	<b>6,417,186.00</b>	<b>6,417,186.00</b>
<b>8 Total General Appropriations</b>	<b>43,939,948.44</b>	<b>43,939,948.44</b>

**BE IT FURTHER RESOLVED** that two certified copies of this resolution be filed with the Director of the Division of Local Government Services for approval.

\_\_\_\_\_  
Kala Sriranganathan  
Chief Financial Officer

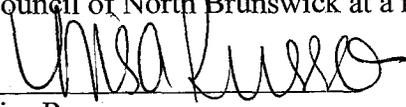
\_\_\_\_\_  
Ronald Gordon, Esq.  
Township Attorney  
Approved at to legal form

\_\_\_\_\_  
Robert Lombard  
Business Administrator

**RECORDED VOTE:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
NICOLA				
ANDREWS				
CORBIN				
SOCIO				
DAVIS				
MAYOR WOMACK				

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of North Brunswick at a meeting duly held on the 16<sup>th</sup> day of September 2013.

  
\_\_\_\_\_  
Lisa Russo  
Township Clerk

*C: K. Sriranganathan* *DGS-L. Russo*  
*J. Corbin*

**RESOLUTION AUTHORIZING THE APPLICATION AND  
ACCEPTANCE OF A GRANT FROM  
THE STATE OF NEW JERSEY  
DIVISION OF HIGHWAY TRAFFIC SAFETY**

**WHEREAS**, the Director of Public Safety, Township of North Brunswick, desires to apply for and to accept the "State Fiscal Year 2013 Drunk Driving Enforcement Fund Grant" in the amount of \$12,205.65 to provide enforcement of the State's drunk driving law, which will provide a safer environment for all those who travel through North Brunswick;

**WHEREAS**, it would be in the best interest of the Township of North Brunswick to accept said monies, with no matching funds required. The maximum project overtime rate is \$50.00 per hour. Officers paid more than \$50.00 per hour will be reimbursed at \$50.00 per hour by the grant with the municipality covering the remainder of the rate.

**NOW, THEREFORE BE IT RESOLVED**, on this 16th Day of September 2013, by the Township Council of the Township of North Brunswick, County of Middlesex, State of New Jersey, that the Mayor and Clerk are hereby authorized to execute and sign any and all documents in order to effectuate the receipt of the grant monies between the Township of North Brunswick and the State of New Jersey, Division of Highway Traffic Safety for the "State Fiscal Year 2013 Drunk Driving Enforcement Fund Grant" in the amount of \$12,205.65.

**ATTESTED BY:**

<u>Kenneth P. McCormick</u> Kenneth P. McCormick, Director of Police	<u>9/4/13</u> Date
<u>Robert Lombard</u> Robert Lombard, Administrator	<u>                    </u> Date
<u>Kala Sriranganathan</u> Kala Sriranganathan, Chief Financial Officer	<u>                    </u> Date
<u>Ronald Gordon, Esq.</u> Township Attorney Certified as to Form	<u>                    </u> Date

ROLL CALL				
NAME	YES	NO	ABSTAIN	NOTES
MS. NARRA				
MS. NICOLA				
MR. ANDREWS				
MR. CORBIN				
MR. SOCIO				
MR. DAVIS				
MAYOR WOMACK				

I, Lisa Russo, Municipal Clerk of the Township of North Brunswick do hereby certify that the foregoing is a true copy of a Resolution passed by the TOWNSHIP COUNCIL of the TOWNSHIP OF NORTH BRUNSWICK at a meeting held on the 16th Day of September 2013.

Lisa Russo  
Lisa Russo  
Municipal Clerk

c: K. McCormick  
J. Helanof  
M. Jacinelli  
K. Sriranganathan

**RESOLUTION AUTHORIZING APPLICATION TO PARTICIPATE  
IN THE DEPARTMENT OF HOMELAND SECURITY  
FY2013 PRE-DISASTER MITIGATION PROGRAM  
DHS-13-MT-047-000-99 CFDA 97.047 - \$750,000**

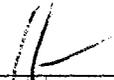
**WHEREAS**, the Department of Public Works of the Township of North Brunswick hereby requests permission to apply for and participate in a Pre-Disaster Mitigation program in the amount of \$562,500.00; and

**WHEREAS**, the purpose of this grant is to install a new 400kw (or size to be determined) generator at 710 Hermann Road for use in the Administration side of the Township Municipal Building allowing the Township to operate and govern during loss of power as well as serve as a functional shelter in place; and

**WHEREAS**, under the terms of the grant, the Township of North Brunswick will agree to abide by all stipulations set forth in the executed contract, which includes a 25% local funding match of the total projected project cost - \$187,500; and

**WHEREAS**, local funding will be available in the General Capital account;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of North Brunswick, that the Governing Body does hereby approve application of a Pre-Disaster Mitigation program for \$562,500 with local funding of \$187,500 total grant \$750,000, for the purpose described herein.

  
Kala Sriranganathan  
Certified Finance Officer

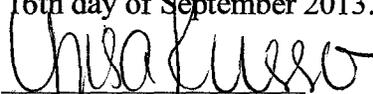
  
Glenn Sandor  
Director of Public Works

Robert Lombard  
Township Administrator

Ronald Gordon  
Township Attorney  
Certified as to form

**CERTIFICATION**

I hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of the Township of North Brunswick at a meeting duly held on this 16th day of September 2013.

  
Lisa Russo  
Township Clerk

**Recorded Vote:**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
MS. NARRA				
MS. NICOLA				
MR. ANDREWS				
MR. CORBIN				
MR. SOCIO				
MR. DAVIS				
MAYOR WOMACK				

*C. G. Sandor*  
*K. Sriranganathan*

258-9.13

**RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A TREATMENT WORKS APPROVAL PERMIT APPLICATION FOR THE PROJECT KNOWN AS KIDDIE ACADEMY**

**WHEREAS**, as part of the project known as the Kiddie Academy, located on Route 27 and Broadway Road, Block 5, Lots 1 through 5, North Brunswick Township, New Jersey, it is necessary for the Township of North Brunswick to apply for an approval from the New Jersey Department of Environmental Protection for a Treatment Works Approval permit as a result of the sanitary sewer improvements associated with the proposed project, and;

**WHEREAS**, it is necessary for the Township of North Brunswick to consent to the Treatment Works Approval permit application with the New Jersey Department of Environmental Protection, and;

**WHEREAS**, the Treatment Works Approval application has been reviewed and approved by CME Associates, the Township Engineers; and,

**WHEREAS**, the Township Council of the Township of North Brunswick hereby authorizes the Mayor and Township Clerk to execute the statements of consent as part of the Treatment Works Approval permit application,

**NOW, THEREFORE BE IT RESOLVED** on this 16th day of September, 2013, that the Township Council of the Township of North Brunswick hereby authorizes the Mayor and Township Clerk to execute the statements of consent form which is part of the New Jersey Department of Environmental Protection Treatment Works Approval permit application concerning the project known as the Kiddie Academy.



Michael Hritz  
Director of Community Development

Robert Lombard  
Business Administrator

Ronald Gordon  
Township Attorney  
Certified as to form

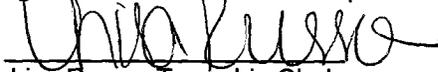
COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
NICOLA				
ANDREWS				
CORBIN				
SOCIO				
DAVIS				
MAYOR WOMACK				

**CERTIFICATION**

I, Lisa Russo, Township Clerk of North Brunswick, County of Middlesex, State of New Jersey, do hereby certify that the foregoing to be a true and correct copy of a Resolution adopted by the Township Council at a Regular Meeting of said Council held on September 16, 2013.

C: M. Hritz  
CME Assn.

S. Kunz

  
Lisa Russo, Township Clerk

259-913

**RESOLUTION AUTHORIZING THE NORTH BRUNSWICK HERITAGE DAY COMMITTEE TO CONDUCT A FIREWORKS DISPLAY**

**WHEREAS**, the North Brunswick Heritage Day Committee has made a request for a permit to conduct a fireworks display to be held at The North Brunswick Township High School, North Brunswick, New Jersey, on September 28, 2013 (Rain date of September 29, 2013); and

**WHEREAS**, the North Brunswick Heritage Day Committee has satisfied the insurance requirement of New Jersey State Fire Prevention Code, Chapter 31, SF3103.4; and

**WHEREAS**, the North Brunswick Heritage Day Committee and International Fireworks, Inc. has met the requirements of the Township of North Brunswick and the State of New Jersey Uniform Fire Code for insurance requirements carrying a minimum of \$1,000,000.00 of General Liability Insurance, \$1,000,000.00 in Automobile Liability Insurance, and \$4,000,000.00 in General Liability Umbrella Insurance.

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of North Brunswick, County of Middlesex and State of New Jersey that permission to the North Brunswick Heritage Day Committee to conduct a fireworks display at The North Brunswick Township High School, North Brunswick, New Jersey, on September 28, 2013 (Rain date of September 29, 2013) is hereby granted, conditioned upon The North Brunswick Heritage Day Committee complying with any and all applicable state, county, and local ordinances or regulations pertaining to conducting such an event; and

**BE IT FURTHER RESOLVED** that the Township Clerk is hereby directed to forward a copy of this resolution to the Township Fire Marshal.

Michael C. Hritz  
Director of Community Development

Robert Lombard  
Business Administrator

Craig Snediker  
Fire Marshal

Ronald Gordon, Esq.  
Township Attorney (Approved as to legal form)

**TITLE**

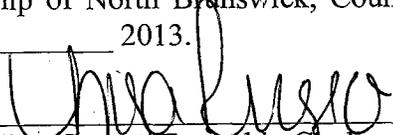
This Resolution shall be known and may be cited as the Resolution authorizing the North Brunswick Heritage Day Committee to conduct a fireworks display.

**RECORDED VOTE**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
NICOLA				
ANDREWS				
CORBIN				
SOCIO				
DAVIS				
MAYOR WOMACK				

**CERTIFICATION**

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on the \_\_\_ Day of 2013.

  
\_\_\_\_\_  
Lisa Russo, Township Clerk

C. M. Hritz  
C. Snediker

K. McCormick  
G. Pataglia

M. Cafferty  
Ch Benson

**RESOLUTION #** 240-913

**A RESOLUTION AUTHORIZING A PAYMENT PLAN**

**WHEREAS**, the Township of North Brunswick ("Township") arranged for the removal by Helmetta Animal Shelter of twenty-five (25) cats from the premises located at 29 Hemingway Drive, North Brunswick, New Jersey ("Premises") for health and safety reasons; and

**WHEREAS**, the cost of such removal was One Thousand Three Hundred Eighty Dollars and 00/100 (\$1,380.00), which amount the owners of the premises are unable to pay in a lump sum and for which the owners of the Premises have requested that the Township Council approve a payment plan for the amount due; and

**WHEREAS**, the Township Council of the Township of North Brunswick is amenable to granting the owners of the Premises a payment plan to pay the amount of One Thousand Three Hundred Eighty Dollars and 00/100 (\$1,380.00) due the Township for the removal of the cats from the Premises at the following terms: \$200.00 per month for the first six (6) months with the balance payment of \$180.00 due in the seventh (7<sup>th</sup>) month ("Payment Plan"); and

**WHEREAS**, the Payment Plan shall be reduced to a written agreement signed by the owner of the Premises, in a form satisfactory to the Township Attorney; and

**WHEREAS**, any breach of the terms of the Payment Plan shall render same null and void ab initio and the amount owing the Township shall be affixed as a lien against the Premises.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of North Brunswick that a payment plan for the re-payment by the owners of the premises known as 29 Hemingway Drive, North Brunswick, New Jersey ("Premises") to the Township of North Brunswick of the One Thousand Three Hundred Eighty Dollars and 00/100 (\$1,380.00) due the Township for the removal of the cats from the Premises at the following terms: \$200.00 per month for the first six (6) months with the balance payment of \$180.00 due in the seventh (7<sup>th</sup>) month ("Payment Plan"), be and is hereby approved and authorized; and

**BE IT FURTHER RESOLVED**, that the Payment Plan shall be reduced to a written agreement signed by the owner of the Premises, in a form satisfactory to the Township Attorney; and

**BE IT FURTHER RESOLVED**, that if the owners of the Premises do not make such payments in accordance with the Payment Plan, then the amount due and owing the Township of North Brunswick shall be affixed as a lien against the Premises.

**RECORDED VOTE**

<b>COUNCIL MEMBER</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>NOTES</b>
NARRA				
NICOLA				
ANDREWS				
CORBIN				
SOCIO				
DAVIS				
MAYOR WOMACK				

**CERTIFICATION**

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on the \_\_\_ Day of \_\_\_\_\_ 2013.

Lisa Russo  
Lisa Russo, Township Clerk

C: J. Mauer  
L. Russo  
K. Sriranganathan  
11/11/13

RESOLUTION # 261-913

**A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH  
INTERNATIONAL FIREWORKS MFG. CO., INC. FOR THE 2013 HERITAGE DAY  
FIREWORKS DISPLAY**

**WHEREAS**, the Township of North Brunswick Department of Parks, Recreation & Community Services has planned a fireworks display for the Township's Heritage Day on September 28, 2013 (Rain date of September 29, 2013); and

**WHEREAS**, International Fireworks Mfg. Co., Inc. has agreed to provide the Township with a fireworks display for Heritage Day for the amount of \$4,000.00, pursuant to the terms and conditions contained in the attached Contract; and

**WHEREAS**, the attached Contract is exempt from the public bidding requirements as such Contract is below the bid threshold requiring public bids in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of North Brunswick that the Mayor or the Business Administrator, with the Township Clerk as witness, are hereby authorized to execute the Contract and Hold Harmless Agreement for Fireworks Display with International Fireworks Mfg. Co., Inc. for Heritage Day on September 28, 2013 (Rain date of September 29, 2013) in the amount of \$4,000.00, in a form substantially the same as that attached hereto, such fireworks display to be undertaken by the operator, International Fireworks Mfg. Co., Inc. pursuant to N.J.S.A. 21:3-1, et seq., and more particularly N.J.S.A. 21:3-3, subject to the following terms and conditions:

1. Receipt of approval by the Chief of the Police and Fire Department in accordance with the terms set forth hereinabove;
2. The posting of adequate surety which may be cash, government bonds, personal bond, or other form of insurance in a sum of not less than Two Thousand Five Hundred Dollars (\$2,500.00), pursuant to N.J.S.A. 21:3-4 in a form acceptable to the Township Attorney;
3. The furnishing of the necessary Certificates of Insurance to the Township in a form acceptable to the Township Attorney;
4. The presentation of International Fireworks Mfg. Co., Inc.'s Fire Safety Certificate (Rules);
5. The presentation of International Fireworks Mfg. Co., Inc.'s drivers' Safety Documents;
6. Proof of issuance by International Fireworks Mfg. Co., Inc., of its FAA Notification Letter;
7. Proof from International Fireworks Mfg. Co., Inc., of its Worker's Compensation and Employers Liability Policy; and
8. Receipt of the Plot/Site Plan for the fireworks' display.

**TITLE**

This Resolution shall be known and may be cited as the Resolution Authorizing an Agreement with International Fireworks Mfg. Co., Inc. for the 2013 Heritage Day Fireworks Display.

\_\_\_\_\_  
Robert Lombard, Business Administrator

\_\_\_\_\_  
Ronald H. Gordon, Township Attorney  
Approved as to Legal Form

**A RESOLUTION AUTHORIZING A WATER PURCHASE CONTRACT (RBS-5A) BETWEEN THE TOWNSHIP OF NORTH BRUNSWICK AND THE NEW JERSEY WATER SUPPLY AUTHORITY FOR THE SUPPLY OF RAW WATER TO THE TOWNSHIP OF NORTH BRUNSWICK, MIDDLESEX COUNTY, NEW JERSEY**

**WHEREAS**, the Township of North Brunswick, Middlesex County, New Jersey ("Township") purchases raw water from the New Jersey Water Supply Authority ("Authority"); and

**WHEREAS**, the Township's current Water Purchase Contract with the Authority is due to expire on or about October 31, 2013; and

**WHEREAS**, the Township and Authority are desirous of entering into a new Water Purchase Contract – RBS-5A for an additional term of twenty-five (25) years, effective November 1, 2013 and ending October 31, 2038 ("Contract"), for the purchase and supply of raw water for the municipality, in accordance with the terms and conditions of the attached Contract.

**WHEREAS**, the Township Council deems it in the best interests of the health, safety and welfare of the citizens of the Township, the County of Middlesex and the State of New Jersey to enter into such Contract for the supply of continuous, uninterrupted flow of raw water for the benefit of the community.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Council of the Township of North Brunswick, County of Middlesex and State of New Jersey that that the Water Purchase Contract (RBS-5A) between the Township of North Brunswick and the New Jersey Water Supply Authority for the purchase and supply of raw water to the Township of North Brunswick, Middlesex County, New Jersey for a term of twenty-five (25) years, beginning November 1, 2013 and ending October 31, 2038, in accordance with the terms and conditions of the attached Water Purchase Contract (RBS-5A) be and is hereby authorized and approved; and

**BE IT FURTHER RESOLVED**, that Mayor Francis Womack is hereby authorized to execute and the Township Clerk, Lisa Russo, to witness, the Water Purchase Contract (RBS-5A) in a form substantially similar to that attached hereto and made a part hereof and which shall be subject to the review and approval of the Township Attorney.

\_\_\_\_\_  
Robert Lombard, Business Administrator

\_\_\_\_\_  
Ronald H. Gordon, Esq., Township Attorney  
(Approved as to legal form)

**TITLE**

This Resolution shall be known and may be cited as the Resolution approving the Water Purchase Contract between the Township of North Brunswick and New Jersey Water Supply Authority for the purchase and supply of raw water to the Township Of North Brunswick, New Jersey.

**RECORDED VOTE**

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
NICOLA				
ANDREWS				
CORBIN				
SOCIO				
DAVIS				
MAYOR WOMACK				

**CERTIFICATION**

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on the \_\_\_\_\_ Day of \_\_\_\_\_ 2013.

\_\_\_\_\_  
Lisa Russo, Township Clerk

C: R. Lombard  
J. Corbin  
NJ Water Supply Auth.

263-9.13

RESOLUTION ESTABLISHING CURFEW FOR OCTOBER 30, 2013, MISCHIEF NIGHT AND OCTOBER 31, 2013, HALLOWEEN NIGHT

WHEREAS, it is deemed to be in the best interest of all the citizens of the Township of North Brunswick to limit activities usually connected with Halloween and so-called Mischief Night that precedes Halloween and;

WHEREAS, it is deemed appropriate to adopt a curfew for all children under the age of 18 years old for those two nights;

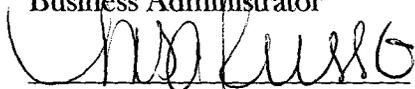
NOW, THEREFORE, BE IT RESOLVED on this 16<sup>th</sup> day of September , 2013 by the Township Council of the Township of North Brunswick, that a curfew be and is hereby imposed for Mischief Night, October 30, 2013 which curfew shall take effect at 8:00 P.M. and on Halloween, October 31, 2013 which curfew shall take effect at 8:00 P.M.;

BE IT FURTHER RESOLVED that the purpose of this curfew is that said children Shall not be permitted to be on the streets and in public areas of the Township of North Brunswick in the late hours of those said dates and;

BE IT FURTHER RESOLVED that a copy of this Resolution be furnished to the Police Department and that notice of the curfew be published by the Municipal Clerk.

Robert Lombard  
Business Administrator

Ronald H. Gordon  
Township Attorney



Lisa Russo, Municipal Clerk

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Township Council of the Township of North Brunswick at a meeting duly held on the 16<sup>th</sup> day of September, 2013.

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
NICOLA				
ANDREWS				
CORBIN				
SOCIO				
DAVIS				
MAYOR WOMACK				

C. K. McCormick  
J. Battaglia

M. Cafferty  
Home News

**A RESOLUTION AUTHORIZING A TEMPORARY PROPERTY ACCESS LICENSE  
OVER A PORTION OF PROPERTY OWNED BY CENTONE REALTY, LLC,  
LOCATED AT "AARON PLAZA", THE INTERSECTION OF ROUTE 1 AND  
AARON ROAD, ALSO KNOWN AS A PORTION OF BLOCK 74, LOT 22.03 ON THE  
OFFICIAL TAX MAP OF THE TOWNSHIP OF NORTH BRUNSWICK,  
MIDDLESEX COUNTY, STATE OF NEW JERSEY, IN CONNECTION WITH  
ROADWAY IMPROVEMENTS TO THE ROUTE 1 CORRIDOR IN THE  
TOWNSHIP OF NORTH BRUNSWICK**

**WHEREAS**, the Township of North Brunswick ("Township") is undertaking a roadway improvement project to improve traffic flow along the Route 1 Corridor, including the intersection of Route 1 and Aaron Road ("Project"); and

**WHEREAS**, North Brunswick TOD Associates, LLC, (NBTOD) shall be responsible for constructing the proposed improvements set forth in the License; and

**WHEREAS**, Centone Realty, LLC ("Centone") is the owner of lands located at "Aaron Plaza", the intersection of Route 1 and Aaron Road in North Brunswick Township, New Jersey, also known as Block 74, Lot 22.03 on the Official Tax Map of the Township of North Brunswick, Middlesex County, New Jersey ("Property"); and

**WHEREAS**, in connection with the Project, the Township has requested access to a portion of the Property, as depicted on the site modification plan attached hereto and made a part hereof as Exhibit "A" of the License Agreement ("License Area"), for the purpose of entering the License Area to construct improvements to the License Area in furtherance of the roadway improvements contemplated by the Project, and which proposed improvements are located outside of the Aaron Road roadway Right-of-Way, as more particularly described in Exhibit "B" of the License Agreement, attached hereto and made a part hereof ("Licensed Activities"), and NBTOD shall indemnify Centone for the use of the License as attached hereto and made a part hereof as Exhibit "C" of the License Agreement ("Indemnification Agreement"); and

**WHEREAS**, Centone has agreed to grant the Township and its designees a Temporary License permitting entry onto the Property for access to the License Area for the Licensed Activities ("License"), in consideration for payment of a one-time license fee of THIRTEEN THOUSAND, TWO HUNDRED TWELVE DOLLARS and 00/100 (\$13,212.00), for a term to remain in effect until the Township obtains all required final approvals for the completion of the Licensed Activities, but no later than twelve (12) months after the commencement of the Licensed Activities, unless extended by written agreement of both parties; and

**WHEREAS**, the Township Council of the Township of North Brunswick has determined that the Project is necessary for the preservation of the public safety and welfare and the promotion of traffic flow throughout the Township and that the contemplated License is necessary in order to carry out the Project.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Council of the Township of North Brunswick, County of Middlesex and State of New Jersey that the Temporary License ("License") permitting entry onto the Property (as described and defined hereinabove) for access to the License Area (as described and defined hereinabove) for the Licensed Activities (as described and defined hereinabove) by and between the Township of North Brunswick and Centone Realty, LLC be and is hereby approved and authorized in a form substantially similar to that attached hereto; and

**BE IT FURTHER RESOLVED**, that the Mayor and Township Clerk are hereby authorized to sign and witness, respectively, the License permitting entry onto the Property for the purposes described hereinabove, with a copy of such License to be on file with the Township Clerk.

265-9.13

RESOLUTION #

RESOLUTION AUTHORIZING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE TOWNSHIP OF NORTH BRUNSWICK AND FIREMEN'S MUTUAL BENEVOLENT ASSOCIATION (FMBA), LOCAL 71

WHEREAS, the Township of North Brunswick has previously recognized the bargaining unit know as the Firemen's Mutual Benevolent Association (hereinafter "FMBA"), Local 71 for certain employees of the Township; and

WHEREAS, the existing agreement between the Township and FMBA LOCAL 71 expired on December 31, 2012; and

WHEREAS, the Township of North Brunswick and FMBA LOCAL 71 have agreed to terms and conditions for a collective bargaining agreement between the parties effective January 1, 2013 through December 31, 2015; and

WHEREAS, the Business Administrator has reviewed the proposed terms and conditions for this collective bargaining agreement and recommends the execution of the Agreement;

NOW, THEREFORE BE IT RESOLVED on this 16th day of September 2013, the Township Council of the Township of North Brunswick hereby authorizes the Mayor and Clerk to execute a new collective bargaining agreement between the Township and the Firemen's Mutual Benevolent Association (FMBA), Local 71 for the term commencing January 1, 2013 through December 31, 2015.

BE IT FURTHER RESOLVED a copy of this Resolution along with the Executed Agreement will be forwarded to Firemen's Mutual Benevolent Association (FMBA), Local 71.

Kala Sfiranganathan  
Chief Financial Officer

Robert Lombard  
Business Administrator

Ronald Gordon, Esq.  
Township Attorney  
Approved as to legal form

ROLL CALL:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
NICOLA				
ANDREWS				
CORBIN				
SOCIO				
DAVIS				
WOMACK				

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on 16th day of September 2013.

Lisa Russo, Township Clerk

**Township of North Brunswick**  
**710 Hermann Road**  
**North Brunswick, NJ 08902**

**Memorandum**

DATE: September 11, 2013

TO: Donald Salzman, Delegate  
Daryle Masters, Secretary

FROM: Robert Lombard, Business Administrator

CC: Francis Mac Womack III, Mayor  
Louis Rainone, Esq. - Labor Attorney  
Ronald Gordon, Esq. - Township Attorney  
Michael C. Hritz, Director - Community Development  
Sonia Brown - Personnel Officer

SUBJ: **FMBA Local 71 - Memorandum of Agreement (revision #1)**

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I have revised the Township's proposal as discussed in our meeting on July 31, 2013 and September 10, 2013 and have prepared this Memorandum of Agreement (revision #1) between the Township and FMBA Local 71 for a new Agreement. If you have any clarification or objection, please let me know. If acceptable in this form, please let me know and sign where noted at the end of this document. Execution of this document signifies that these terms will be presented to the Union membership for a vote and to the Township Council for their consideration.

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**1) Article V - Wages and Other Compensation - amend as follows:**

- a) **Amend paragraphs to read:** "Wages: For all current employees who were employed in covered positions on the effective date of each year's increase the following wage increases shall be added to their current base pay:

<u>Year</u>	<u>Cost of Living Increase</u>	<u>Performance Pay Increase</u>
1/1/2013	2.0%	2.0%
1/1/2014	1.75%	2.0 %
1/1/2015	1.75%	2.0%

- b) **Amend paragraph 4 to read:** The Township will provide each member's initial work uniform and will replace any part of a uniform, if damaged while on the job. The Township will provide a uniform maintenance allowance to be paid for maintenance of uniforms and replacement of uniforms due to normal wear and tear. For 2013, the

allowance is \$950.00, for 2014 the allowance will be \$975.00, and for 2015 the allowance will be \$1,000.00, and will be paid by April 1 of each year.

**2) Article VI - Hospitalization and Other Benefits – amend as follows:**

- a) Pursuant to Section 79, Chapter 78, Laws of 2011. the provisions of this law requiring employee contribution toward health care costs while an active employee and in retirement, if retirement health benefits are paid, will govern as if the provisions the pertinent section of Chapter 78 are part of this Agreement.

**3) Article VII – Longevity – amend as follows:**

- 4) Amend paragraph 1 to read:** In addition to wages, effective January 1, 2013, any employee of the Union as of December 31, 2012 shall receive longevity payment in accordance with the following schedule:

Five (5) Years	\$400.00
Ten (10) Years	\$800.00
Fifteen (15) Years	\$1,200.00
Twenty (20) Years	\$1,600.00
Twenty five (25) Years	\$2,000.00

Employees hired after December 31, 2012, shall receive longevity payment in accordance with the following schedule:

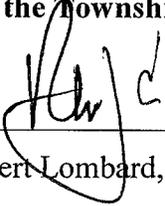
Five (5) Years	\$200.00
Ten (10) Years	\$400.00
Fifteen (15) Years	\$600.00
Twenty (20) Years	\$800.00
Twenty five (25) Years	\$1,000.00

**5) Article XXXIV - Duration - amend as follows:**

- a) Contract Duration: Three years covering January 1, 2013 through December 31, 2015.

The Parties place their signature below to reflect their Agreement with the proposed changes for a new Collective Bargaining Agreement.

**For the Township:**

  
\_\_\_\_\_  
Robert Lombard, Business Administrator

9/12/13  
Date

**For FMBA Local 71:**

  
\_\_\_\_\_  
Donald Salzmman, Delegate

9/12/13  
Date

  
\_\_\_\_\_  
Daryle Masters, Secretary

9/12/13  
Date

## CHECK REGISTER PROCESS FOR SEPTEMBER 16, 2013

FUND	DETAIL	CHECK NUMBERS	AMOUNT	
1	CURRENT FUND	BILL LIST	42016 - 42036	\$107,803.55
1	CURRENT FUND	VOID	41871 & 41936	-\$1,575.00
1	CURRENT FUND	BILL LIST	41845 - 41855	\$6,999.76
1	CURRENT FUND	VOID		
17	PAYROLL	BILL LIST	103772 - 103781	\$657,374.65
17	PAYROLL	BILL LIST		
17	PAYROLL	VOID		
TOTAL				\$770,602.96

## CHECK REGISTER APPROVED BY TOWNSHIP COUNCIL SEPTEMBER 16, 2013

FUND	DETAIL	CHECK NUMBERS	AMOUNT
1	CURRENT FUND	BILL LIST	\$714,829.12
20	INSPECTION	BILL LIST	\$5,389.50
21	TECH REVIEW	BILL LIST	\$57,611.50
22	PERF. BOND	BILL LIST	
36	RCA FUTURE	BILL LIST	
TOTAL			\$777,830.12