

NORTH BRUNSWICK TOWNSHIP
REGULAR COUNCIL MEETING

May 5, 2014

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. Proclamation: Brownie Troop 80712 Clean Up at Babbage Park

6. Department of Parks, Recreation and Community Services Scholar / Athlete / Artist for May 2014
Vincent Gibbons

7. Open Space Committee presents 2014 Earth Day Contest Winners

8. Mayor's Cup Presentation – North Brunswick Travel Basketball Association

9. **Consent Agenda:**
 - a. Authorizing the redemption of various third party liens _____ 144-5.14
 - b. Authorizing Sewer Utility Budget Transfers for Fiscal Year 2014 appropriations _____ 145-5.14
 - c. Authorizing Budget Transfers for Fiscal Year 2014 appropriations _____ 146-5.14
 - d. Authorizing a Change In Scope to the PSA with T&M Associates appointed as one of the 2014 Township Environmental Engineers to include LSRP Services as a part of Veterans Park and a portion of the adjoining Board of Education Property Site Remediation _____ 147-5.14
 - e. Authorizing the application of the State of New Jersey, Department of Environmental Protection, Recycling Tonnage Grant _____ 148-5.14
 - f. Appointing Christine Heitmann as Municipal Court Judge for the Township of North Brunswick _____ 149-5.14
 - g. Awarding an adjustment for township residents _____ 150-5.14
 - h. Payment of bills _____ 151-5.14 _____ 151-5.14

10. Approval of minutes: Regular Council Meeting / April 21, 2014

11. Public Hearing: Authorizing the Private Improvements Performance Bond Release for Omnipoint Communications Enterprises, LP

12. Authorizing the Private Improvements Performance Bond Release for Omnipoint Communications Enterprises, LP _____ 152-5.14

13. Reports from Mayor, Council, Administrator, CFO

14. Public Hearing

15. Adjourn

RESOLUTION NO. 144-5.14

**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

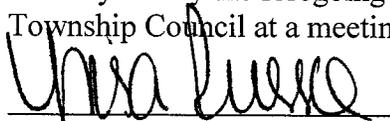
Robert Lombard
Township Administrator

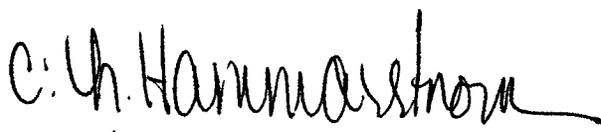
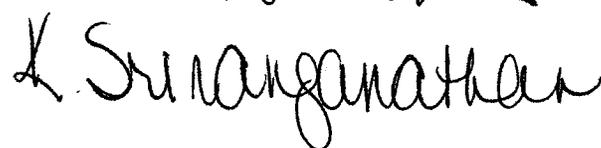
Ronald Gordon, Esq.
Township Attorney
Certified as to Form

ROLL CALL

NAME	YES	NO	ABSTAIN	
Ms. Narra				
Mr. Andrews				
Mr. Corbin				
Mr. Davis				
Mr. Socio				
Ms. Nicola				
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 May 5, 2014.


Lisa Russo
Municipal Clerk

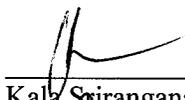
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**RESOLUTION AUTHORIZING SEWER UTILITY BUDGET TRANSFERS
FOR FISCAL YEAR 2014 APPROPRIATIONS**

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriations transfers during the last two (2) months of the fiscal year, when it has been determined that it is necessary to expend for any of the purposes specified in the budget an amount in the excess of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

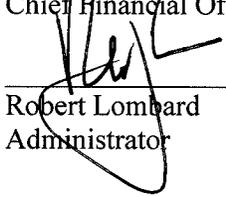
NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of North Brunswick, County of Middlesex, State of New Jersey, the Chief Financial Officer Kala Sriranganathan, be and the same is hereby authorized to make transfers among the Fiscal Year 2014 Budget as follows:

Transfer From:		Transfer To:	
Sewer – MCUA Charge	25,000	Sewer - Salary & Wages	25,000
<u>Total</u>	25,000	<u>Total</u>	25,000



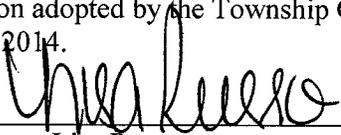
Kala Sriranganathan
Chief Financial Officer

Ronald Gordon, Esq.
Township Attorney



Robert Lombard
Administrator

I hereby certify the foregoing to be a true copy of a resolution adopted by the Township Council of the Township of North Brunswick at a meeting held on May 5, 2014.



Lisa Russo
Municipal Clerk

RECORDED VOTE:

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

C. J. Pugelbin
K. Sriranganathan

RESOLUTION AUTHORIZING BUDGET TRANSFERS
FOR FISCAL YEAR 2014 APPROPRIATIONS

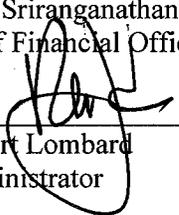
WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriations transfers during the last two (2) months of the fiscal year, when it has been determined that it is necessary to expend for any of the purposes specified in the budget an amount in the excess of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of North Brunswick, County of Middlesex, State of New Jersey, the Chief Financial Officer Kala Sriranganathan, be and the same is hereby authorized to make transfers among the Fiscal Year 2014 Budget as follows:

	FROM	TO
STREETS & ROAD - SNOW REMOVAL		25,000.00
RECYCLING - LEAF BAG PURCHASE	40,000.00	
BLDG & GROUNDS - MAINTENANCE		15,000.00
SENIOR SERVICES - TRANSPORTATION SERVICES		25,000.00
PARKS/PLAYGROUND - S & W	30,000.00	
PARKS/PLAYGROUND - SUPPLIES		25,000.00
DPRCS SALARY & WAGES	15,000.00	
IT - SALARY & WAGES	5,000.00	
TAX ASSESSOR SALARY & WAGES		5,000.00
ENGINEERING SALARY & WAGES		2,500.00
PLANNING SALARY & WAGES		2,000.00
ZONING SALARY & WAGES		100.00
CODE ENFORCE. SALARY & WAGES	7,000.00	
CONSTR. CODE SALARY & WAGES		2,400.00
SANITATION SALARY & WAGES	34,000.00	
BLDG & GROUNDS SALARY & WAGES		6,000.00
MOTOR VEH MAINT SALARY & WAGES		3,000.00
MOTOR VEH MAINT - VEHICLE PARTS		25,000.00
OTHER INS - JIF	26,500.00	
SENIOR SERVICES - SALARIES		12,000.00
ANIMAL CONTROL - O/E		7,500.00
OEM - S&W		2,000.00
FINAL TOTALS	<u>157,500.00</u>	<u>157,500.00</u>



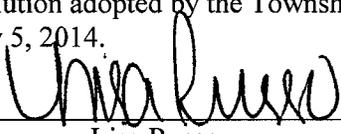
Kala Sriranganathan
Chief Financial Officer



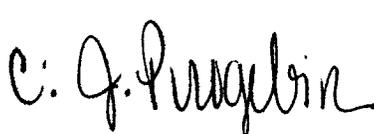
Robert Lombard
Administrator

Ronald Gordon, Esq.
Township Attorney

I hereby certify the foregoing to be a true copy of a resolution adopted by the Township Council of the Township of North Brunswick at a meeting held on May 5, 2014.



Lisa Russo
Municipal Clerk




**A RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH BRUNSWICK
AUTHORIZING A CHANGE IN SCOPE TO
THE PROFESSIONAL SERVICE AGREEMENT WITH
T&M ASSOCIATES APPOINTED AS ONE OF THE 2014
TOWNSHIP ENVIRONMENTAL ENGINEERS TO INCLUDE
LSRP SERVICES AS PART OF VETERANS PARK AND A PORTION OF
THE ADJOINING BOARD OF EDUCATION PROPERTY
SITE REMEDIATION**

WHEREAS, resolution 15-1.14 approved by the Township Council authorized T&M Associates, with offices at Eleven Tindall Road, Middletown, New Jersey 07748, to provide environmental engineering consulting services for calendar year 2014, as awarded under a fair and open contract process, pursuant to the provisions of N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, in 2003, the Board of Education (BOE) started the process of enlarging and renovating the North Brunswick Township High School, and during construction activities of the new High School auditorium wing addition in July 2003, waste material predominantly containing pharmaceutical and laboratory vials and other laboratory glassware was unearthed; and

WHEREAS, in 2003, on behalf of the BOE and the Township, Powell-Harpstead, Inc. (currently Kleinfelder) conducted a remedial investigation at the High School, Veterans Park and surrounding areas; and

WHEREAS, the contamination has since been removed from the High School and Plains Gap residential properties, leaving Veterans Park and the PSE&G easement (located on the adjoining BOE property) to be remediated; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) 2004 RAW and the Supplement proposed the removal of hotspots and the installation of engineering controls for the area within Veterans Park that was impacted with waste material; and

WHEREAS, Veterans Park remediation was delayed with the ongoing litigation and settlement process, continued insurance claims coverage review, and working with state agencies such as NJDEP on governmental regulations involving soil remediation and groundwater remediation; and

WHEREAS, with the Township's expectation that prospects of settlements are foreseeable, it is the intent to begin the process of remediating Veterans Park and the PSE&G easement; and

WHEREAS, it is the Township's expectation that T&M Associates has the ability to assist in environmental services, as well as construction services, by taking this project to a conclusion within the next two years; and

WHEREAS, at the request of the Township, T&M has provided a proposal to conduct a Project File Review, including Licensed Site Remediation Professional (LSRP) Services, specifically and limited to the areas of Veterans park (Block 143, Lot 162) and a portion of the adjoining BOE property (PSE&G easement) (Block 143, Lot 69); and

WHEREAS, compensation for said services shall be based upon their April 2, 2014 proposal, to be paid upon submission of monthly invoices for an amount not to exceed \$5,000.00; and

WHEREAS, services for this project will be funded from existing capital ordinance 04-05 (Soil Remediation).

**RESOLUTION AUTHORIZING THE APPLICATION OF
THE STATE OF NEW JERSEY,
DEPARTMENT OF ENVIRONMENTAL PROTECTION,
RECYCLING TONNAGE GRANT**

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

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

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

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

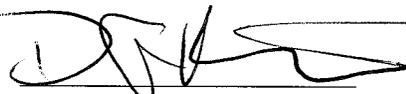
WHEREAS, a resolution authorizing this municipality to apply for the 2013 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent Township Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of North Brunswick, County of Middlesex hereby endorses the submission of the 2013 Recycling Tonnage Grant application to the New Jersey Department of Environmental Protection and designates The Director of Public Works to ensure that the application is properly filed.

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling grant fund to be used solely for the purpose of recycling.

Kala Sriranganathan
Certified Finance Officer



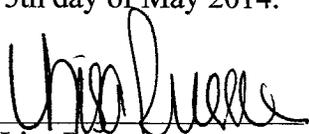
Douglas G. Robertson
Superintendent Department of Public Works

Robert Lombard
Township Administrator

Ronald Gordon
Township Attorney
Certified as to form

CERTIFICATION

I herby 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 5th day of May 2014.



Lisa Russo
Township Clerk

RECORDED VOTE:

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

*C. D. Robertson M. Tacinelli
K. Sriranganathan J. Lombard*

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF NORTH BRUNSWICK
 APPOINTING CHRISTINE HEITMANN AS
 MUNICIPAL COURT JUDGE FOR
 THE TOWNSHIP OF NORTH BRUNSWICK**

WHEREAS, Judge Christine Heitmann was previously appointed to serve as a Municipal Court Judge for the Municipal Court of the Township of North Brunswick, beginning May 21, 2011 and ending May 20, 2014 (pursuant to resolution 221-8.11); and

WHEREAS, Judge Heitmann has served with professionalism and distinction during her term and Mayor Womack wishes to nominate her for reappointment as Municipal Court Judge for another three year term, effective May 21, 2014 and ending May 20, 2017; and

WHEREAS, the Township Council wishes to consent to the appointment of Christine Heitmann as a Municipal Court Judge for the Municipal Court of the Township of North Brunswick.

NOW, THEREFORE, BE IT RESOLVED on this 5th day of May, 2014, by the Township Council of the Township of North Brunswick, County of Middlesex, and State of New Jersey, that pursuant to N.J.S.A. 2B:12-4, the appointment of Christine Heitmann as Municipal Court Judge by the Mayor of the Township of North Brunswick, effective May 21, 2014 be and the same is hereby confirmed and the Township Council hereby gives its advice and consent to such appointment for another term of three (3) years ending on May 20, 2017 or until such time as a successor is appointed and qualified.

 Robert Lombard
 Business Administrator

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

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
ANDREWS				
CORBIN				
DAVIS				
SOCIO				
NICOLA				
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 5th day of May 2014.

Lisa Russo
 Lisa Russo
 Township Clerk

C. J. Progelin
S. Brown
S. Rosemann
K. Srianganathan
 Judge Heitmann

150-5.14

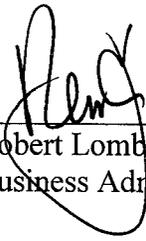
**AMENDED RESOLUTION AWARDING AN ADJUSTMENT
FOR TOWNSHIP RESIDENTS**

WHEREAS, pursuant to Chapter 352-12 of the Township Code – all claims for deduction from sewer/water bills shall be made in writing to the Mayor and Council of the Township of North Brunswick which has full power to determine such claims, and

WHEREAS, the certain Township residents have requested a refund or adjustment for consumption resulting from the extenuating circumstances provided

N02415800	Sewer Credit	\$108.42
N00514200	Sewer Credit	\$702.12

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of North Brunswick that a Refund or Credit be applied to the resident's next sewer bill.



 Robert Lombard
 Business Administrator

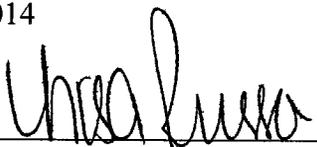
 Ronald Gordon, Esq.
 Township Attorney
 Approved as to Legal Form

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
MS. NARRA				
MR. ANDREWS				
MR. CORBIN				
MR. DAVIS				
MR. SOCIO				
MS. NICOLA				
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 May 5th, 2014



 Lisa Russo, Township Clerk



CHECK REGISTER PROCESS FOR MAY 5, 2014

FUND	DETAIL	CHECK NUMBERS	AMOUNT	
1	CURRENT FUND	BILL LIST	44590 - 44795	\$9,599.26
1	CURRENT FUND	VOID		
1	CURRENT FUND	VOID		
1	CURRENT FUND	BILL LIST		
1	CURRENT FUND	BILL LIST		
17	PAYROLL	BILL LIST		
17	PAYROLL	BILL LIST		
TOTAL				\$9,599.26

CHECK REGISTER APPROVED BY TOWNSHIP COUNCIL MAY 5, 2014

FUND	DETAIL	CHECK NUMBERS	AMOUNT
1	CURRENT FUND	BILL LIST	\$460,562.36
20	INSPECTION	BILL LIST	\$41,032.20
21	TECH REVIEW	BILL LIST	\$61,316.43
22	PERF. BOND	BILL LIST	
36	RCA FUTURE	BILL LIST	
TOTAL			\$562,910.99

152-5.14

**RESOLUTION AUTHORIZING THE PRIVATE IMPROVEMENTS PERFORMANCE BOND
RELEASE FOR OMNIPOINT COMMUNICATIONS ENTERPRISES, LP**

WHEREAS, security was posted by Omnipoint Communications Enterprises, LP, for the project known as Omnipoint Site Improvements, located in Block 262, Lot 109, Farrington Boulevard; and,

WHEREAS, the following security was posted:

- \$8,174.86 in performance bond for private improvements
- \$908.32 in cash performance bond for private improvements; and,

WHEREAS, CME Associates has performed a bond release analysis and submitted a written report dated April 11, 2014, recommending to release the private improvements security; and,

WHEREAS, the Township Council held a public hearing relative to the requested bond release on May 5th, 2014; and,

WHEREAS, the Chief Financial Officer certifies that funds for the release of the cash bond for the private improvements are available in account #22-2215, PO #14-03289; and,

WHEREAS, the Township Attorney is satisfied that said certification is in proper form; and,

NOW THEREFORE BE IT RESOLVED, on this 5th day of May, 2014, that the Township of North Brunswick does hereby authorize the release of the private improvements performance bond to Omnipoint Communications Enterprises, LP in the following amounts:

- \$8,174.86 in performance bond for private improvements
- \$908.32 in cash performance bond for private improvements

CERTIFICATION

I, Kala Sriranganathan, Chief Financial Officer of the Township of North Brunswick, certify that funds for the release of the cash private improvements performance bond in the amount of \$908.32 are available in account #22-2215, PO#14-03289.

Kala Sriranganathan
Chief Financial Officer

Robert Lombard
Business Administrator

Approved as to Legal Form



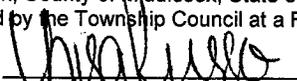
Michael C. Hritz
Director of Community Development

Ronald Gordon
Township Attorney

RECORDED VOTE:

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

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 May 5, 2014.



Lisa Russo, Municipal Clerk

C: M. Hritz
S. Kuntz