



Mayor and Common Council Borough of Flemington

April 11, 2016

Council Meeting Room

The Public Meeting was duly opened.

Motion to Open Executive Session

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michelle Oberst, Councilwoman
SECONDER:	Alan Brewer, Councilman
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

Executive Session Meeting 6:00 P.M.

Legal Advice on OPRA/OPMA

Work Session Agenda 7:00 P.M.

Motion to Close Executive Session

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michelle Oberst, Councilwoman
SECONDER:	Brooke Liebowitz, Councilwoman
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

Larry Potter, 42 Park Avenue, would like to make sure we continue to have a premise of "Historic Flemington" going forward.

Rob Wall - 27 Capner Street, proposing removing 3 dead trees from his property. He feels the trees died because of lack of root growth, which a tree expert told him was because of the retaining wall that the Borough put in years ago. He'd like to know what the Borough can do to help get him rid of the trees. Councilman Gorman said that he would have Rob from Shade Tree come to look at them.

Richard Giffen –commented with regards to the structural repairs of Union Hotel, why the ordinances weren't enforced? Mayor Greiner said they would look into the ordinances.

Motion to Close Work Session:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brian Swingle, Council President
SECONDER:	Marc Hain, Council Vice President
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

Regular Meeting Agenda 7:30 P.M.

This meeting is being held in conformance with the Open Public Meetings Act.

Flag Salute

Attendee Name	Title	Status	Arrived
Alan P. Brewer	Councilman	Present	
John Gorman	Councilman	Present	
Marc Hain	Council Vice President	Present	
Brooke Liebowitz	Councilwoman	Present	
Michelle Oberst	Councilwoman	Present	
Brian Swingle	Council President	Present	
Phil Greiner	Mayor	Present	

1. Public Comments -- Session I (up to approximately 3 minutes each, for a maximum of approximately 30 minutes)

Lois Stewart, 26 Spring Street, read a letter about her feelings on the redevelopment plan from Marilyn Cummings to the Borough Council. Ms. Stewart asked what the relationship was between the reworking of the master plan, adopted last August, and the proposed redevelopment plan.

Elaine Gorman, 34 New York Avenue, thanked Carla Tabussi for serving as the HPC liaison, and said they look forward to working with Councilman Brewer. She also asked how many OPRA requests are being received, how much time, and expense it is costing the Borough.

Mayor Greiner said the exact time, and expense is not known as it varies, but it is the law, and we have to do it.

Betsy Driver, 50 North Main Street, commented that Jodi and Rebecca do a great job at filling OPRA requests, and she appreciates them always following the law.

Donna Arold, 194 Main Street, owner of Main Street Manor, asked where the status of the Cust plan is to date.

Mayor Greiner said they met with Mr. Cust today, he is listening to the comments. In the meantime, we are proceeding with the steps for working out a redeveloper's agreement with him and writing redevelopment standards.

Richard Giffen, asked about the taxes that are not being paid by the Union Hotel. He wanted to know if the Borough is getting advice from anyone other than the engineering company.

Mayor Greiner stated an agreement would have to be made when the property is transferred to make sure Mr. Cust gets clear title.

Larry Potter, 42 Park Avenue, asked if 90 Main Street can be sold at a premium or sold as an asset to the Cust project. Mr. Potter also asked where we stand on the Hinline property.

Mayor Greiner stated the price has not been worked out for that yet and that would have to be worked out in the next few months.

Mayor Greiner stated we just received another iteration of a proposed settlement from the DEP.

Robert Shore, 47 Broad Street, suggested that a meeting be set up between the public, planning and/or engineering professionals in order to listen to the public. Have the professionals put a report together citing the concerns from the public before the plan goes to the Planning Board. He also feels that the council is out of their league when it comes to negotiating with Mr. Cust. He feels there should be an intermediary between the council and Mr. Cust.

Liberte Miller, Neshanic, stated she is upset about the redevelopment plan. She had a question about the Code of Federal Regulations Title 36, part 68 and 67 in regards to the National Registry, the State Registry, and the areas in which are discussed are part of those registries.

Mayor Greiner stated that he will comment on that during his Mayor's report.

Joanne Braun, 77 Jefferson Court, Flemington, owns two buildings on Main Street, doesn't understand how attempts to restore the Union Hotel in the past, which were stopped because it needed to be restored in a certain way to preserve historical preservation, can now just be torn down. Ms. Braun also asked, "When a historic building is owned by a government entity, what are the requirements for the sale of that property?"

Mayor Greiner stated that the previous owner from years ago, who put an application into the Planning Board, never came back. Mayor Greiner stated he would answer that during the Mayor's report.

Lois Stewart, 26 Spring Street, asked about the reason we are giving a tax abatement to Chick-Fil-A.

Mayor Greiner stated that we have an ordinance that says any commercial property who undertakes improvements is eligible to file for tax abatement. There are four commercial tax abatements totaling four million dollars right now, which is less than 1 percent of our valuation, and this one will be the fifth for the amount of \$817,000. If the Tax Assessor agrees that it meets the criteria of the ordinance, he can approve it and send it to council for adoption.

Council President Swingle stated that the abatement covers only the improvement and rolls off over five years. It's an incentive for other developers to come in and develop in town.

Mayor Greiner asked for a motion to amend Resolution 2016-67 to show a corrected amount for the Chick-Fil-A abatement to \$818,600.

Motion to amend Resolution 2016-67

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brian Swingle, Council President
SECONDER:	Marc Hain, Council Vice President
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

2. Mayor's Report (up to approximately 3 minutes)

Mayor's report

- March 31 - Co-hosted, with Bob Benjamin, meet-and-greet event for Kimi Goetz, held at Flemington Furs. That event has raised over \$5,600 so far. It is exciting to see the town rally behind Kimi as she does better and better in the international competitions. I believe her Olympic dream is becoming Flemington's Olympic dream.
- April 5 - Met with State Historic Preservation Office (aka SHPO, a division of the NJ DEP) in Trenton, along with council members Swingle and Oberst and planner Beth McManus, to review SHPO's role if we were to sell the 90-100 Main property to a developer.

- Met separately with council members Hain, Liebowitz, and Swingle to discuss branding; specifically, making sure it is properly positioned as the new Flemington Community Partnership (FCP) develops its priorities. The Roger Brooks report has not been released yet by the FBID, so of course branding work cannot begin until that matter is resolved.
- Planning Board - Jeff Perron (59 Park Ave.) is hereby appointed to the vacant Alternate #1 seat, with term expiring 12/31/2016. Greg Townsend (21 N. Main St.) is hereby appointed to the vacant Alternate #2 seat, with term expiring 12/31/2017.
- April 7 - Attended the County Planning Board meeting, of which I am a member.
- April 8 - Attended the League of Municipalities' Legislative Committee meeting in Princeton. I am a member of the Taxation and Finance Subcommittee, which meets about six times a year.
- April 9 - Attended a Lindbergh Trial event at the courthouse, run by Morven Museum of Princeton. Many trial experts and aficionados were in the audience and discussed many nuances of the trial during the 90-minute presentation and question-and-answer session.
- April 9 - Attended the annual Fire Department Ladies' Night dinner/dance at Copper Hill Country Club

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

Councilman Brewer

Councilman Brewer reported the following:

Councilman Brewer mentioned that he is happy to serve the Borough of Flemington and is donating his compensation back to the community.

On Monday 4/4/2016, I met with Carla Tabussi and was updated on her council responsibilities:

- Overlooked DPW/Library Repairs/Well 10 Testing/ Street Scape Survey
- Spoke about HPC & Council Reports
- Spoke about Wet Weather Facility and DEP (Need for f/U)
- Spoke about Infra-structure Planning re: Future development needs

Attended Historical Preservation Commission Work Session on April 6, 2016

- Stroll Through Flemington –An Historical House Tour is scheduled for Saturday, June 4, 2016 between 12:00pm & 5:00pm.
- Sponsored by-- The Borough of Flemington's Historic Preservation Commission. Cost: \$25.00 per ticket.
- Request is being made to Borough Council for a \$500.00 Sponsorship.

- Request was also made to allow a HPC Member (to be designated) to attend future "Redevelopment Meetings." Currently, Mayor Greiner, Council President Swingle and Councilwomen Michelle Oberst are members of that committee.

Councilman Gorman

Councilman Gorman reported the following:

Councilman Gorman attended the Kimi Goetz fundraiser at Flemington Furs, and the Fireman's Dinner. He has been checking on the Capner and Allen Street project. There was a gas line break, and the neighborhood was evacuated during the repair. Manholes and water lines are being serviced this week, and he will have a progress report on Thursday, April 14th. Solid waste bid openings will also be followed up with on Thursday, April 14th. DPW meeting will be held on Wednesday, April 13th. The borough received a grant for East Main Street for \$230,000 which will be added to other money which has already been set aside. The recreation meeting is Tuesday night, April 12th, at Borough Hall.

Council Vice President Hain

Council Vice President Hain Reported the following:

Planning Board-

- a. The board met on April 4th, reviewing the plans for the proposed chimney Rock Restaurant on the American Legion property.
- b. The ordinance review committee met briefly after the last Planning Board Meeting, and our next meeting date is April 19th. We have started the review process of the Master Plan to current ordinances / zoning & Historic District maps and sign ordinance review.

Parks & Recreation- Reminder- Fireworks will be held July 3rd, Rain date July 5th. Next meeting is scheduled for April 12th.

Submitting paperwork to the State to allow a raffle at the event, numerous local businesses have donated gift certificates for the event.

Environmental Commission- Getting ready to submit grant for Park trail maintenance. Next meeting is scheduled for April 18th.

Police-

1. Court Officer- Hired Brendan Mount to be the new court officer. He replaces Dan Campbell who resigned from the position. Rate of pay is \$71.40 per court session.
2. Crossing Guard- Hired Edward Morgan to replace Josephine Morgan who passed away earlier this year.
3. February Statistics-
 - a. Miles Driven- 6,523- Last Month 6,232
 - b. MV Summons- 175- Last Month 139
 - c. Parking Summons- 18- Last Month 15
 - d. Warnings- 258- Last Month 181
 - e. Telephone Calls- 554- Last Month 538
 - f. Investigations- 116- Last Month 103
 - g. Motor Vehicle Accidents- 35
4. The Flemington Street Smart Pedestrian Safety Campaign is underway. The Flemington Police remind motorists to obey the speed limits and stop for pedestrians in the crosswalks. Pedestrians are required to utilize the crosswalks.
5. Received an email from a resident on North Main for speeding (above 25 MPH), and vehicles not stopping for people in the crosswalks. The patrols have been asked to increase monitoring in the area, and the digital speed sign will be relocated into this area temporarily.
6. Kimi Goetz- Attended the fundraiser last week to support her dreams of Olympic gold. I have watched her skate for the last 12 years skating / practicing on New York Avenue with her sister. She is very determined and focused on her training and works (2) jobs to support her dreams. Anything we can do to help financially would be greatly appreciated.

Councilwoman Liebowitz

Councilwoman Liebowitz reported the following:

Councilwoman Liebowitz reached out to Dr. Caufield's office, and scheduled a meeting for April 28th regarding the school board budget. She is also having Sandy Borucki, our school board liaison, attend the meeting, also.

The Borough website is continuing to be updated.

The library has two events this week - game night on April 13th, and movie night on April 15th.

Councilwoman Liebowitz met with the rescue agency that is concerned with the feral cat population in town and is going to be meeting with the animal control officer to see what can be done about the situation.

Attended a brief meeting to discuss the branding issues, and she would like to encourage the old FBID to share that report since it was paid for by taxpayers.

Councilwoman Oberst

Councilwoman Oberst reported the following:

Councilwoman Oberst attended the fire department's dinner on April 9th. She thanked the fire department, and Ladies Auxiliary for what they do for our town. She went to Trenton with Councilman Swingle (by phone), and Mayor Greiner to meet with SHPO and discussed that if 90 Main was to go up for sale; it will have to go under special review. They discussed that with Mr. Cust today to keep him updated. Samuel Fleming House is doing repairs on their porch. In the consent agenda, there is some money from Open Space which is going to be hopefully designated from the fund to help the Samuel Fleming House Museum. There is a Samuel Fleming House Open Public Meeting on Thursday, April 14th at 7:00 p.m.

Council President Swingle

Council President Swingle reported the following:

Council President Swingle attended the Fireman's dinner which was a great event.

Council President Swingle's wife attended the Kimi Goetz Fundraiser on Council President Swingle's behalf. The budget is on the agenda for tonight.

Council President Swingle stated that the feedback on the Union Hotel is appreciated and is being listened to. They are continuing to talk to Dave Dallas on the Cut Glass project.

The Flemington Community Partnership is working to set up the new organization and mission statement. Brian is hoping to have a budget with the next month. Council President Swingle has been meeting with the remainder of the people left on the FBID board and is trying to work out an amicable conclusion. There are two meetings scheduled over the next two weeks.

4. Approval of Minutes

Motion To: **Approve Minutes: March 28, 2016 Regular Council Meeting**

RESULT:	APPROVED [5 TO 0]
MOVER:	Marc Hain, Council Vice President
SECONDER:	Brian Swingle, Council President
AYES:	Brewer, Hain, Liebowitz, Oberst, Swingle
ABSTAIN:	John Gorman

Consent Agenda

1. RESOLUTION 2016-66: AUTHORIZING THE TOWN WIDE YARD SALES BE HELD ON MAY 14TH AND 15TH 2016 AND OCTOBER 1ST AND 2ND, 2016

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Marc Hain, Council Vice President
SECONDER:	John Gorman, Councilman
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

2. RESOLUTION 2016-67: AUTHORIZING A TAX ABATEMENT ON BLOCK 48 LOT 7 & 9 CHICK-FIL-A

RESULT:	ADOPTED [5 TO 0]
MOVER:	Marc Hain, Council Vice President
SECONDER:	John Gorman, Councilman
AYES:	Gorman, Hain, Liebowitz, Oberst, Swingle
ABSTAIN:	Alan P. Brewer

3. RESOLUTION 2016-68: AUTHORIZING THE HIRING OF EDWARD C. MORGAN FOR THE POSITION OF CROSSING GUARD FOR 12.5 HOURS WEEKLY AT A RATE OF \$16.47 PER HOUR

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marc Hain, Council Vice President
SECONDER: John Gorman, Councilman
AYES: Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

4. RESOLUTION 2016-69: AUTHORIZING THE HIRING OF BRENDAN M. MOUNT AS A COURT OFFICER AT A RATE OF \$71.40 PER COURT SESSION

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marc Hain, Council Vice President
SECONDER: John Gorman, Councilman
AYES: Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

5. RESOLUTION 2016-70: AUTHORIZING THE CLERK TO SIGN A CATERING PERMIT TO BE SUBMITTED TO THE DIVISION OF ABC FOR SALSA NIGHT TO BE HELD ON JULY 16, 2016

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marc Hain, Council Vice President
SECONDER: John Gorman, Councilman
AYES: Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

6. RESOLUTION 2016-71: AUTHORIZING PAYING LINDA GILIBERTI \$2,000.00 TO CONDUCT THE ANNUAL APARTMENT REGISTRATION PROCESS

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marc Hain, Council Vice President
SECONDER: John Gorman, Councilman
AYES: Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

7. RESOLUTION 2016-72: APPROVING THE DESIGNATING OF JODI MCKINNEY AS THE ACTING CLERK FOR 28 HOURS PER WEEK PLUS TWO MONTHLY EVENING MEETINGS FOR A SALARY OF \$33,500.00.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marc Hain, Council Vice President
SECONDER: John Gorman, Councilman
AYES: Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

8. RESOLUTION 2016-73: ALLOCATING \$7,900.00 OF OPEN SPACE FUNDS TO SAMUEL FLEMING HOUSE

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marc Hain, Council Vice President
SECONDER: John Gorman, Councilman
AYES: Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

Regular Agenda

This meeting is being held in conformance with the Open Public Meetings Act.

1. RESOLUTION 2016-74: AUTHORIZING THE MUNICIPAL BUDGET FOR THE FISCAL YEAR 2016 TO BE READ BY TITLE

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Brian Swingle, Council President
SECONDER: Marc Hain, Council Vice President
AYES: Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

2. ORDINANCE 2016-6: PUBLIC HEARING: AN ORDINANCE TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) FOR CALENDAR YEAR 2016

MOTION TO OPEN PUBLIC HEARING ON 2016-6

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Michelle Oberst, Councilwoman
SECONDER: Marc Hain, Council Vice President
AYES: Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

MOTION TO CLOSE PUBLIC HEARING ON 2016-6

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Michelle Oberst, Councilwoman
SECONDER: Brooke Liebowitz, Councilwoman
AYES: Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

MOTION TO ADOPT ORDINANCE 2016-6

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Marc Hain, Council Vice President
SECONDER: John Gorman, Councilman
AYES: Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

3. RESOLUTION 2016-61: PUBLIC HEARING OF THE 2016 MUNICIPAL BUDGET OF THE BOROUGH OF FLEMINGTON

MOTION TO OPEN PUBLIC HEARING ON 2016-61

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michelle Oberst, Councilwoman
SECONDER:	Marc Hain, Council Vice President
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

Mayor Greiner stated that council went over every line item in the budget. The actual expenses for 2015 were under budget by \$225,000. We started this year with a surplus of \$158,000 which compares to last year, when we started with a deficit of \$127,000. \$63,000 of the surplus is being applied to this year's budget with the reason being, the one-time nature of some of the expenses of this year's budget. The total appropriations are \$5,470,421, which is \$226,000 or 4.3% more than the budget in 2015. Much of the increase is due to one-time expenses such as accumulated unused time that will or may be paid to departing employees under NJ law, and some bid-related expenses (about \$20,000 for consultants), and a contingency of \$9,000 for planters. The municipal tax rate increases 3.4 cents from .8728 to .9065 per hundred dollars of value. By comparison, last year's increase was 1.6 cents, and the year before was 11.6 cents. The real increase amounts to \$87 per year on an average home valued at \$256,000. There were no additional expenses offloaded to the sewer/water budgets this year. There's a 2% salary, and wage increase, and a 4.8% increase in health insurance, and pensions which represents a cost of \$986,000, which is almost 18% of the budget. We are contributing \$72,000 to our capital reserve fund and also buying one police vehicle without incurring any debt, and we are contributing \$18,000 to an ambulance fund for Flemington-Raritan EMT. Our debt service increased by \$35,000 to 531,000, but is still below the 2013 and 2014 levels.

Lois Stewart, 26 Spring Street, is wondering about why we were over for the Legal line in the budget and why the budget was over for 2015, and why is the appropriation up for 2016? Mayor Greiner stated that in 2015, we had some special expenses related to some investigations, and we also adopted a rate increase for our Borough counsel in the middle of last year. There are some potentially time-consuming things coming up, especially in the redevelopment area, which require legal work. Ms. Stewart then asked the specifics of the legal investigations. Mayor Greiner explained that there were legal investigations which were undertaken by complaints in the police department, and also, legal fees incurred for Martin Jones; a DPW employee who has been terminated. Ms. Stewart then asked about the "police other" line in the budget. Council President Swingle told Ms. Stewart that the cost of that line item would be looked into. Ms. Stewart asked why the street lighting budget went up when we went into an agreement for the electricity to be cheaper. Councilwoman

Oberst stated that everything is being metered now, such as the snowflakes, and we are being charged for things we weren't being charged for in the past. Ms. Stewart asked about the "Total Reserves" which totals \$224,000 which was allocated in 2015. Mayor Greiner stated that this was the surplus.

Robert Shore was concerned about the \$34,000 in the budget for the new BID and the \$30,000 in legal services. Mr. Shore asked Mr. Hance how much debt the town has, and how much is principal, and how much is interest?

Mr. Hance stated, \$8,065,698.38 is debt service, notes, and bonds; \$132,808.93 interest; and \$398,911 in principal.

Betsy Driver, 50 North Main Street, inquired about legal costs for the borough due to an investigation performed by the Hunterdon County Prosecutor's Office.

Attorney Barry Goodman explained to Ms. Driver that it was a borough issue dealing with borough employees, the investigation, which was done by another law firm that was hired by the borough, was warranted and necessary, and under the law, was the appropriate thing to do.

Councilman Brewer mentioned that he was very concerned about the school board budget and thought it would be a good idea to look further into it.

MOTION TO CLOSE PUBLIC HEARING ON 2016-61

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michelle Oberst, Councilwoman
SECONDER:	Brooke Liebowitz, Councilwoman
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

MOTION TO ADOPT THE BUDGET RESOLUTION 2016-61

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Marc Hain, Council Vice President
SECONDER:	Michelle Oberst, Councilwoman
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

4. ORDINANCE 2016-7: FIRST READING: AN ORDINANCE ESTABLISHING TRAFFIC CONTROL STANDARDS AND REQUIREMENTS FOR CONSTRUCTION AND ROAD REPAIR

Council Vice President Hain explained that there was going to be an ordinance put on the books regarding traffic control standards and requirements for

construction and road repair. It has been reviewed by the DPW, police, and the borough engineer in order to protect the public and the individuals on the road. Mayor Greiner stated that the public hearing on this ordinance will be at the next council meeting on April 25, 2016.

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/25/2016
MOVER:	Marc Hain, Council Vice President	
SECONDER:	Brian Swingle, Council President	
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle	

5. ORDINANCE 2016-8: FIRST READING: AN ORDINANCE AMENDING III POLICE REGULATIONS, SECTION 3-16.3 ENTITLED "APPLICATION FOR PERMIT"

Council Vice President Hain stated that they are amending the ordinance regarding police regulations and application to hold a parade. The police chief will need to be notified of the parade no more than 6 months in advance. There will no longer be a fee charged to the organizations applying. They are removing the designated non-smoking area from the ordinance as the police have no way of enforcing it.

Mayor Greiner stated that the public hearing for this ordinance will be at the council meeting on April 25, 2016.

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/25/2016
MOVER:	Marc Hain, Council Vice President	
SECONDER:	Brian Swingle, Council President	
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle	

7. Public Comments -- Session II (up to approximately 3 minutes each, for a maximum of approximately 30 minutes)

Robert Shore, 47 Broad Street, asked why the name of the new BID is Flemington Community Partnership, and why is the first reading of the ordinance changed? Councilman Swingle stated that it wasn't changed. It was filed as a DBA. Mr. Shore stated that the Flemington Improvement District is named as the company.

Councilman Swingle stated it's named as the DMC.

Mr. Shore asked if it was permissible to change the name even though it's a DBA. Mr. Shore stated that the Flemington Improvement District is a registered name of the FBID.

Council President Swingle stated that it's already been incorporated.

Mr. Shore mentioned concerns about the demolition of 90 Main Street.

Lois Stewart, 26 Spring Street, asked about the design and construction of the new porch on the Samuel Flemington House. Ms. Stewart expressed concerns about the Cut Glass site.

Councilwoman Oberst suggested Ms. Stewart attend the Samuel Fleming House meeting on Thursday, April 14th, to present that question.

Betsy Driver asked if there are any tax liens on any of the buildings in the Jack Cust redevelopment plan other than The Union Hotel.

Mayor Greiner stated that he would have to check with Rebecca Newman about that or the information should be on the new website.

Donna Arold, mentioned concerns about the historic designation of the Borough in relation to the area in need of redevelopment.

Liberte Miller, Neshanic, expressed concerns asking about whether there has been consulting done with the National Historic Registry regarding the redevelopment plan.

Mayor Greiner suggested that any questions regarding these matters be directed to the Historic Preservation Commission.

Lois Stewart, 26 Spring Street, asked how Clarke Caton & Hintz feels about the redevelopment plan.

Mayor Greiner stated that they work for us, and they help us when we ask them to assist us with redevelopment standards.

Ms. Stewart asked Councilwoman Liebowitz about the feral cat situation.

Steven Karpew asked if there is a time limit that new property owners have to build. Mayor Greiner stated that he thinks it's roughly about 5 years.

Larry Potter, 42 Park Avenue, expressed concerns about taking down The Union Hotel and the namesake of Historic Flemington.

Ken Eroid, 194 Main Street, asked if the 5 year-period allowing a property owner to build is state-wide. Attorney Barry Goodman answered yes.

Elaine Gorman, 34 New York Avenue, thanked Larry Potter and all the people who have spoken at the meeting publicly, as well as everyone who wrote letters

to the Mayor and Council regarding their concerns over the redevelopment plan. Ms. Gorman invited everyone to the HPC meetings on the 3rd Wednesday of each month. She assured everyone that the HPC is working diligently with research and the redevelopment committee.

Joey Novick expressed concerns regarding the Jazz Fest being moved off of Main Street.

8. Attorney's Report

Attorney Goodman has no report at this time.

9. Payment of the Bills

Motion To: **Pay The Bills**

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Marc Hain, Council Vice President
SECONDER:	Brooke Liebowitz, Councilwoman
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle

Executive Session For Any Other Applicable Matter Identified During the Regular Meeting (Action May Be Taken). None

Adjournment

Motion To: **Adjourn**

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Brian Swingle, Council President
SECONDER:	Alan P. Brewer, Councilman
AYES:	Brewer, Gorman, Hain, Liebowitz, Oberst, Swingle