



Mayor and Common Council Borough of Flemington

May 9, 2016

Council Meeting Room

The Public Meeting was duly opened.

Motion to Open Executive Session

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

I. Executive Session

Legal advice about a DEP agreement regarding the gas station property (144 Main St.)

Work Session Agenda 7:00 P.M.

Motion to Close Executive Session

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

Detective Svard & Lieutenant Jerry Rotella - Police Update
Discussion of Court House Comedy Events for summer (Time Permitting)

Detective Svard provided the following statistics for 2016 to date:

207 Investigations
109 Arrests - 32 were drug related
35 thefts
0 home thefts
56 Domestic's
9 Criminal Mischief's
5 car thefts at Planet Fitness parking lot- ID theft ring, East Coast gang, They use the ID's to open accounts or steal from accounts.

Councilman Brewer asked if these thefts were tied to employees at Planet fitness.

Detective Svard stated that, at this time, there seems to be no connection.

Council President Swingle asked if this year's totals are higher or lower than last years.

Detective Svard stated that they are within the normal range, and that the stats fluctuate every year.

Mayor Greiner stated that he does get calls from time to time about speeding in certain areas of the Borough. He will pass the information onto the Chief when this happens.

Lieutenant Rotella stated that when these complaints come in please call the patrolman on duty so that this can be handled immediately, and this will cut the delay to take action on the speeding problems.

Mayor Greiner asked Lieutenant Rotella if he sees any issued on North Main Street with the no left turns.

Lieutenant Rotella stated that they monitor this intersection and do not observe cars trying to make a left illegally. Lieutenant Rotella reported that the *Click it & ticket* campaign is about to start. This is funded through the State, and there will be extra patrols for the seat belt campaign. The car shows will be starting on May 28th. The Memorial Day parade is on May 30th and the Girls on the run race will be June 4th.

Council President Swingle asked if there have been any Narcan saves, and if they have enough Narcan supply?

Detective Svard stated that yes, he had one save recently, and that Officer McNally has received a supply recently.

Mayor Greiner thanked Detective Svard and Lieutenant Rotella for the update.

Mayor Greiner stated that Joey Novick has showed interest in having a Court House Comedy Night to replace the Music on Main for Thursday Nights. This would take place on the steps of the Court House.

Council President Swingle stated that this is a great idea, but has concerns about shutting down Main Street. This seems to hurt the businesses.

Mayor Greiner commented that they should be able to just use the sidewalk area for this event at least for the initial events and not have to close Main Street.

Councilman Gorman stated that this event might be able to be moved inside the Court House.

Councilman Brewer asked why the park is not being used for this.

Mayor Greiner stated that the business owners prefer the events be done on Main Street.

Mayor Greiner opened the remaining time to the Public to make comments.

Lois Stewart, 26 Spring Street, commented that she just returned from Pittsburgh and was impressed on how they re-purposed a building from 1903. There will be a presentation at the Court House by Hunterdon County Cultural Heritage Committee at 7:30 P.M. on Thursday, May 12th.

Councilwoman Oberst stated that if the company that restored the building in Pittsburgh wanted to re-purpose the Union Hotel, and had the money, they would welcome them to come and speak to the Council.

Chris Englehardt, 180 Main Street, stated that we should get the name of the developer and go with this idea. Forbes named Lambertville an authentic historic town, and they have re-purposed many buildings.

Mayor Greiner asked where Flemington fell on the Forbes list?

Tony Previte, 45 North Main Street, asked if there is any news on the Global Ag property.

Mayor Greiner stated there is no new information at this time.

Motion to Close Work Session:

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

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
Phil Greiner	Mayor	Present	
Alan P. Brewer	Councilman	Present	
John Gorman	Councilman	Present	
Marc Hain	Council Vice President	Absent	
Brooke Liebowitz	Councilwoman	Present	
Michelle Oberst	Councilwoman	Present	
Brian Swingle	Council President	Present	

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

Lois Stewart, 26 Spring Street, asked to have the following items from the Consent Agenda explained: Item #6 - \$500.00 for the HPC House tours, Item #9 - hiring an Environmental Consulting Firm for the Hineline property, and Item #10 - Escrow agreement with the hotel -area redeveloper. What is the status on the Memorandum agreement on the Union Hotel project? Is there any change in the garbage agreement as far as price from the prior agreements?

Mayor Greiner explained that #6 is a line item in the budget. That #9 is to help get Certification to make property more attractive to prospective buyers. Item #10 is an escrow agreement so that professional can do work. There is no news on the Memorandum agreement at this time. The garbage agreement is for 3 years and is for the pickup of garbage, and we will be responsible to pay the dumping fees directly.

Robert Shore, 47 Broad Street, asked for an explanation on Item #5 on the Consent Agenda. He would like to have the opportunity to quote on the monitoring part of this proposal.

Mayor Greiner explained that this is a package deal that DPW put together for, both, the DPW garage as well as the Water Department building.

Councilman Gorman stated that these quotes are for the installation of the sprinkler systems, and the monitoring is an additional \$35.00 a month per building. We currently have three quotes already that are for both the installation and the monitoring.

Councilwoman Oberst stated that this is all inclusive in the package.

Bill Hance explained that this was not done as a RFP because it is under the BID threshold; therefore, this is done as quotes.

Ken & Donna Arold stated that they have sold the Main Street Manor to Tim Bebout and Marissa Picucci. Mr. & Mrs. Arold thanked everyone for all their support over the years and asked the public to please continue to support the Main Street Manor. The visitor center will continue to be kept running.

Tim Bebout and Marissa Picucci commented that they will keep the visitor center open and running. They are very excited to continue the positive partnership with the Borough of Flemington. They are looking forward to being a part of the community. We have many ideas, but one of the ideas that they have been considering is opening a community garden in the back of the property. They are having a friend, family, and neighbor open house this Saturday. They will be having a public open house in the near future.

Councilman Gorman thanked Mr. & Mrs. Arold for all the great years of service that they have provided for the community.

Council President Swingle commented that he also would like to thanked Mr. & Mrs. Arold for all that they have done for the Borough of Flemington.

Robert Shore, 47 Broad, asked a few additional questions on Item #5 on the Consent agenda. He would like the Council to consider tabling this till he has an opportunity to give a quote on the monitoring part of this proposal.

Mayor Greiner asked the council if they would like to make a motion to table this resolution to a future date.

Councilman Brewer commented that he likes the idea of giving a local business the support. Where do we stand since three quotes have been received?

Councilwoman Liebowitz explained that this might not look professional since the process has been followed to get quotes, since this is not a RFP situation.

Councilman Gorman made a Motion to table and Councilman Brewer Second. Council President Swingle, Councilwoman Oberst and Councilwoman Liebowitz voted no to table this Resolution. This Resolution will remain on the Consent Agenda.

Andy Cohen, 79 Main Street, said thank you to Donna and Ken Arold for all the help that they have given our business by recommendations, and I also did the same for the Main Street Manor, and will continue to support the Manor.

Elaine Gorman, 34 New York Avenue, a special thank you to the Arold's for being such wonderful friends and providing such a contribution to this community. Mrs. Gorman welcomed the new owners to Flemington.

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

Mayor's remarks - May 9, 2016

- Streetscape committee met on April 27 to review design progress. The HPC reviewed the plans last week, and there will be two public presentations at the courthouse. They will be on Wednesday, May 17, at 7:00 PM, and Thursday, May 18, at 5:30 PM. Plans are not final, so come out and provide your input.
- May 4, met at 90 Main along with redevelopment committee members Swingle and Oberst with 35 members of public from around the area to discuss hotel-area redevelopment. This is the second such meeting, the first being the impromptu two-hour session at Stangl. We will hold another meeting, also at 90 Main, next Tuesday, May 17, at 7:00 PM.
- Business notes:
 - o Fire at Cicetti's on Stangl Rd. Last week; is closed for repairs; great response from fire department; we wish Tom Costello well in rebuilding this great new place he worked so hard to create
 - o Two recent generous donations were made to the fire department by local businesses: Burkett Supply donated new washer/dryer; Mechanical Precision donated material and labor to repair steps on truck #49-62
 - o Joseph Ziegler, financial planner with offices at Plaza One, celebrated 25 years in business at same location this month
- Attended two Arbor Day tree plantings last week (RFIS and Tuccamirgan Park)
- Attended United Way's grand opening and block party on Fulper Road
- Toured the Lone Eagle Brewery (1 Reasoner Lane) with the owners on May 4. They originally planned to open by September but are running ahead of schedule; look for a summer opening
- Salute to our employees; will take steps to shield them from public criticism on social media when they are doing their jobs.

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

Councilman Brewer

Councilman Brewer reported the following:

Councilman Brewer would like to tell the public state that if anyone has official business they wish to conduct with myself, relative to Flemington Borough, he will

not be responding to text messages, emails or calls during my family time, and would ask the public to give him 24 hours to respond to an email or phone message.

Councilman Brewer stated that DPW has their meetings on the 2nd and 4th Wednesday at 8:30 a.m. of each month at Borough Hall. Mrs. Newman is our utility clerk and she is currently working on making improvements with the process involving submitting form A with relationship to making sure that check list is all completed and filled out appropriately. DPW also is responsible for water and sewer. Councilman Brewer has been reviewing the minutes for the Raritan Township utilities authority and quarterly flow capacities. What is our committed capacity and what our 30 day average flow, total anticipated flow? We are going to be deep into this redevelopment and would like to be educated on this process. He would like to be educated on water capacity and sewer capacity before any issues come at us, not that I am expecting this to happen.

HPC had a meeting on April 4, 2016 and Keller Kirpatrick presented the street scape application. HPC will be focusing on Stroll through Flemington through June. He is overly impressed on how the HPC is organized on this event.

Councilman Gorman

Councilman Gorman reported the following report:

Attended a DPW meeting on Wednesday, April 27th.

Attended a Street scape meeting on Wednesday, May 4th, and we have passed along the plans to HPC.

Attended a meeting with the engineer on the Capner/Allen street project to review bids. We will be discussing a Resolution tonight. We were hoping to put the paving off until school lets out, but since the roads are so bad, we will be proceeding with the paving as soon as possible.

Recreation meeting will be May 11th at Borough Hall at 7:30 p.m. We will be talking about summer programs and the fireworks.

DPW meeting will be May 11th at 8:30 a.m. at the Borough hall and then, we will be doing site visits.

Update on Hopewell Avenue repairs - we received an estimate on the cost for this project, and we will be presenting this to Council sometime in the near future.

Council Vice President Hain

Council Vice President Hain was absent for this Council Meeting. No report was given.

Councilwoman Liebowitz

Councilwoman Liebowitz reported the following:

Attended the street scape committee and the HPC went over the plans. We will be having two meetings so that everyone will have the opportunity to be able to attend. One will be on the May 18th, at 7:00 p.m., and the other will be on May 19th, at 5:30 p.m., at the historic court house.

Friends of the Library will hold two book clubs. The morning book club is at 10:30 a.m. and the evening is at 7:00 p.m.

Global Ag meeting will be held on May 19th and will be moving forward on what our vision would be for this area.

Attended the school budget hearing- the total budget went down .49% but our taxes went up. It is now \$51.20 per 100,000 of assessed value. Councilwoman Liebowitz has a copy of the presentation if anyone would like to take a look at this. The Board of Education would also be available by appointment if the public has questions for them.

Animal Control - spoke with Nate from Animal control. We are having an increase in feral cats. People have been feeding them, and this is causing the cat colonies to grow. We used to have a trap, neuter and release program, and are currently looking into this option. We might need to establish an ordinance around this issue. If people are feeding them, by law, they become responsible for that animal. This ordinance would require that if they are feeding cats that they would be required to have them neutered and vaccinated. We would like to come in for a work session to discuss this ordinance and educate the public.

Councilwoman Oberst

Councilwoman Oberst reported the following:

Redevelopment committee - met with Mr. Cust on May 4, 2016. Communication is open and it is to keep Mr. Cust updated and for him to update the Borough.

Attended the town hall session on May 4th at 90-100 Main Street. They had a two hour session that was open to the public and was happy with the discussions. We will be having another on May 17th, at 7:00 p.m.

Samuel Fleming house meeting will be on Thursday May 12th. Councilwoman Oberst will be meeting with Samuel Fleming House board to discuss the Porch on May 11th.

Social Media - We respect our administrative staff at the Borough Hall and would like to ask that the public also respect them. If you have any questions about their positions, you should address them personally and verify information, and if Councilwoman Oberst can help, please just call her cell phone or address the Council.

Council President Swingle

Council President Swingle reported the following:

FBID- this is the old bid, we are working together to getting an audit complete. We have a few preliminary numbers and Council President Swingle will be giving the information to the public as he receives this information. What we know, as of now, is that there is about \$60,000 left out of the \$160,000 that the FBID originally had. There is some conversation on what the money was spent on, and we are working our way through that audit process. As we know more about the audit, we will let you all know. There are some concerns about the funds, and we are working our way through this process. Roseanna and Matt, who have taken over the helm over at the FBID, have been a great help with this process, and we will continue to work through this process.

Flemington Community Partnership - they are progressing rapidly. There will be a stakeholder's meeting on Monday, May 16th. They have a budget that they prepared and will be presenting this to the Council on May 23rd. The stakeholder's meeting is leading up to the work session on May 23rd. This will be a final chance for any changes or concerns before the budget is introduced on May 23rd. The FCP is working on events and working on events with other groups. Council President Swingle and Mayor Greiner met with Judy Goodwin to discuss a possible beer garden on Main Street during the summer. This is an exciting possibility. Paul Marciano the Chairperson for the FCP did reach out to the owner of Cafe Chiccetti's, after the fire, and offered him any kind of

logistical and moral support that he could give. They might be able to make a temporary location to help the owner out.

Union Hotel - Town Hall meeting on May 4th and the meeting with Jack Cust both went great. It was great to be able to bring a very difficult subject out for everyone to talk about in an open forum. I appreciate that people attended, and we will continue to have these to keep the dialog open.

Property Maintenance reminder to please cut your lawns. The properties that are vacant and bank owned are always an issue since they do not cut them regularly. We are on top of this, and we are doing our best to make this happen.

The employee situation, it is quite sad to see the comments on social media. He thinks this is cowardly, and the second part is that this crosses the line. Councilman Swingle would like to possibly ask for an Executive Session to receive legal advice on how we can make some changes. We need to come up with a plan to protect our employees.

D. Approval of Minutes

Motion To: **Approve Minutes: May 9, 2016 Regular Council Meeting**

RESULT:	APPROVED [4 TO 0]
MOVER:	John Gorman, Councilman
SECONDER:	Brian Swingle, Council President
AYES:	Alan P. Brewer, John Gorman, Michelle Oberst, Brian Swingle
ABSTAIN:	Brooke Liebowitz
ABSENT:	Marc Hain

Approve Minutes: May 9, 2016 Executive Session Minutes for Session #1

RESULT:	APPROVED [4 TO 0]
MOVER:	Brian Swingle, Council President
SECONDER:	John Gorman, Councilman
AYES:	Alan P. Brewer, John Gorman, Michelle Oberst, Brian Swingle
ABSTAIN:	Brooke Liebowitz
ABSENT:	Marc Hain

Approve Minutes: May 9, 2016 Executive Session Minutes for Session #2

RESULT:	APPROVED [4 TO 0]
MOVER:	Brian Swingle, Council President
SECONDER:	Al Brewer, Councilman
AYES:	Alan P. Brewer, John Gorman, Michelle Oberst, Brian Swingle
ABSTAIN:	Brooke Liebowitz
ABSENT:	Marc Hain

Consent Agenda

- I. RESOLUTION 2016-86: AUTHORIZING THE CLOSING OF BOROUGH STREETS FOR THE MEMORIAL DAY PARADE TO BE HELD ON MAY 30, 2016

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

- II. RESOLUTION 2016-87: RESOLUTION SUPPORTING THE CLICK IT OR TICKET MOBILIZATION OF MAY 23- JUNE 5, 2016

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

- III. RESOLUTION 2016-88: APPROVING FIREWORKS FOR JULY 3, 2016 WITH A RAIN DATE OF JULY 5, 2016, WAIVING THE FEE OF \$331.00

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

- IV. RESOLUTION 2016-90: AUTHORIZING A REFUND OF A STREET OPENING PERMIT FEE TO JIM CZAPLA AT 13 ELWOOD AVENUE

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

V. RESOLUTION 2016-91: AUTHORIZING THE MAYOR AND CLERK TO SIGN A CONTACT WITH CSI SECURITY SYSTEMS FOR FIRE SUPPRESSION SPRINKLERS IN THE AMOUNT OF \$5,700.00 FOR THE WATER DEPARTMENT GARAGE AND PUBLIC WORKS GARAGE

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

VI. RESOLUTION 2016-92: AUTHORIZING THE DONATION FROM THE MAYOR & COUNCIL ACCOUNT FOR THE FLEMINGTON HISTORIC PRESERVATION COMMISSION FOR HPC HOUSE TOUR IN THE AMOUNT OF \$500.00

RESULT: **ADOPTED [2 TO 1]**
MOVER: Alan P. Brewer, Councilman
SECONDER: Brooke Liebowitz, Councilwoman
AYES: Alan P. Brewer, Brooke Liebowitz
NAYS: Michelle Oberst
ABSTAIN: John Gorman, Brian Swingle
ABSENT: Marc Hain

VII. RESOLUTION 2016-93: RESOLUTION TO AUTHORIZE FOR BOROUGH OF FLEMINGTON ADVERTISED, AND SUBSEQUENTLY RECEIVED BIDS, FOR THE CAPNER STREET AND ALLEN STREET ROAD IMPROVEMENT PROJECT ON APRIL 28, 2016

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

VIII. RESOLUTION 2016-94: AUTHORIZING THE PURCHASE OF A 2016 FORD INTERCEPTOR SUV IN THE AMOUNT OF \$27,742.75 UNDER CRANFORD COOP FROM BEYER FORD

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Gorman, Councilman
SECONDER:	Alan P. Brewer, Councilman
AYES:	Brewer, Gorman, Liebowitz, Oberst, Swingle
ABSENT:	Marc Hain

Councilman Gorman explained that this increase is due to an increase in asphalt prices and other additional water and sewer line repairs. This will be covered by the original bond, so this will not be an additional cost to the Borough. This Ordinance is just a legal process since the scope of work has to be changed.

Tony Previte, 45 North Main Street, asked if this was for the Capner/Allen Street project.

Councilman Gorman replied that it is for the Capner/Allen Street project.

Mayor Greiner stated that the scope of the work has just changed.

Robert Shore, Broad Street asked why the scope of work has changed and why the Borough did not foresee this change?

Councilman Gorman explained that once you open the roads up, you do not know what you will find that will need to be adjusted, and the asphalt charge has gone up, which we have little control over.

Andy Cohen, Main Street, commented that this is a zero net and the state offsets the cost.

Councilman Gorman replied that this is correct.

MOTION TO CLOSE PUBLIC HEARING ON 2016-9

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Gorman, Councilman
SECONDER:	Alan P. Brewer, Councilman
AYES:	Brewer, Gorman, Liebowitz, Oberst, Swingle
ABSENT:	Marc Hain

MOTION TO ADOPT ORDINANCE 2016-9

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Gorman, Councilman
SECONDER:	Alan P. Brewer, Councilman
AYES:	Brewer, Gorman, Liebowitz, Oberst, Swingle
ABSENT:	Marc Hain

3. ORDINANCE 2016-10: FIRST READING: BOND ORDINANCE PROVIDING FOR PURCHASE AND INSTALLATION OF NEW WATER METERS BY THE WATER UTILITY OF THE BOROUGH OF FLEMINGTON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY; APPROPRIATING \$780,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$780,000 IN BONDS OR NOTES TO FINANCE THE COST THEREOF

RESULT:	INTRODUCED [UNANIMOUS]	Next: 5/23/2016 12:00 AM
MOVER:	John Gorman, Councilman	
SECONDER:	Brian Swingle, Council President	
AYES:	Brewer, Gorman, Liebowitz, Oberst, Swingle	
ABSENT:	Marc Hain	

4. ORDINANCE 2016-11: FIRST READING: AN ORDINANCE TO AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF FLEMINGTON TO ESTABLISH A NEW CHAPTER 208, ENTITLED "PROTECTIVE CUSTODY OF INTOXICATED DRIVERS"

RESULT:	INTRODUCED [UNANIMOUS]	Next: 5/23/2016 12:00 AM
MOVER:	Brian Swingle, Council President	
SECONDER:	Michelle Oberst, Councilwoman	
AYES:	Brewer, Gorman, Liebowitz, Oberst, Swingle	
ABSENT:	Marc Hain	

5. ORDINANCE 2016-12: FIRST READING: AN ORDINANCE TO ADOPT THE BANNER "WE LOVE FLEMINGTON" AS THE BOROUGH'S DEFAULT BANNER

RESULT:	INTRODUCED [UNANIMOUS]	Next: 5/23/2016 12:00 AM
MOVER:	Brian Swingle, Council President	
SECONDER:	Brooke Liebowitz, Councilwoman	
AYES:	Brewer, Gorman, Liebowitz, Oberst, Swingle	
ABSENT:	Marc Hain	

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

John Anderson, JCP&L, announced that the vegetation management project will be starting at the West substation on Capner Street. Mr. Anderson stated that JCP&L have their own flagging team for safety and will be using their crew for flagging when they are in a slower area away from main intersections. They have already spoken with

Chief Becker and will contact the police Department when they are in need of assistance. They will also be notifying homeowners as they proceed in certain areas.

Robert Shore, 47 Broad Street, concerned about the three minute democracy, opposed to the banner We Love Flemington and that, how could council approve a banner without even seeing it? Where is the maintenance coming from to support this new banner idea? In regards to the branding, is the Flemington Community Partnership owning the branding leadership team? Is this the case?

Mayor Greiner stated that they have expressed their desire as individuals to work on the branding, and there have been discussions going back and forth with FCP, Council President Swingle and Mayor Greiner about establishing how branding will work with respect to the FCP. There will have to be participation, and you will have to have doers who would be doing the branding and also have to have funding. The FCP, as of right now, is the only sustainable funding vehicle so this is being discussed.

Robert Shore commented that, to his understanding, the branding is the property of FBID, and they have not given permission for this to be spread out throughout the community and owned by other people.

Council President Swingle stated that this is a public document.

Mayor Greiner commented that this is Robert Shore's statement.

Robert Shore responded that this is his statement. We need to proceed very cautiously because taking property of other organizations, including their money, is not a legal thing to do.

Attorney Goodman stated that this document has been shared with the public already.

Joey Novick, 11 East Main Street, commented that he likes the I Love Flemington Banner idea. Mr. Novick stated that the Comedy shows, that may be on the Court House, would be for two weeks in July and two weeks in August. They would have an hour of comedy and an hour of music by Wendy Richardson. The comedians would be donating their time to the Borough.

Tony Previte, 45 North Main Street, commented that he would like to thank you, DPW, for filling in the big pot hole on Hopewell. Mr. Novick also was impressed that the no turn signs are back up at Steve's. Mr. Previte asked Councilman Gorman if the pile of dirt at the Global Ag would remain gone. Mr. Previte also suggested another piece of property be turned into a community garden.

Councilman Gorman stated that yes there might just be asphalt from the project placed there temporarily.

Lois Stewart, 26 Spring Street, asked about the Fleming House Porch and if this was placed on correctly, as per the historic plans?

Councilwoman Oberst stated that this is in discussions and will have been able to report back at a later date on this issue.

Lois Stewart, 26 Spring Street, asked if the Borough would be responsible for the financial costs towards the events that are coming up.

Mayor Greiner stated that there would be no cost for the Borough.

Council President Swingle, FCP will be putting forward funds for events, and there are others that are also putting forward funds to cover the summer events.

Lois Stewart, commented on the Trap, Neuter & Release program in Utah, how they even built a house for the feral cats, and how they have money for programs like this.

Councilwoman Liebowitz stated that there needs to be more responsible citizens that catch and neuter the cats so that the over flow of cat colonies do not get out of hand.

Andy Cohen, Main Street, asked Councilwoman Liebowitz to please reach out to him. He would like to help with reaching out to the organizations to help with the cat issues. If they find that the cats are adoptable, they will take them and give them a safe home.

Robert Shore, 47 Broad Street, stated that it is possibly illegal and unethical to be charging the business community a BID assessment when there is no budget. There is no BID and as far as he is concerned, the Borough is taking money improperly. When can he expect a rebate for money the Borough is charging him for his properties?

Mayor Greiner stated that the assessment has been collected so far this year because we are required by law to collect the assessment. The taxes are established in the middle of the year we collect for the last two quarters and the first two quarters of the following year. We are required to collect it, and money has not been given anywhere; the Borough has been holding it. One way or another, it will either, eventually go to the new group, or go back to the taxpayers. It has not been determined as of now how this is going to be accomplished. It will be put to good use for the purpose it was intend or else it will go back to the taxpayers.

Robert Shore, 47 Broad Street, commented that he feels the money should go back to the taxpayers. The money was approved for funding of the FBID, the old management corporation not the new FCP. He does not support the new FCP and feel this is unethical and maybe the Borough Attorney that is here could speak to the point of if this is illegal. If I called the office of Local Government Services in Trenton, what would they tell me?

Attorney Goodman commented that maybe Mr. Shore should make that call. Attorney Goodman said he has not heard of anything different and stated that is illegal.

Robert Shore commented that the cat population by his house has helped with the mice and rat situation since he lives by two restaurants. He would rather have the cats

than the mice and rats. We have a property that has been maintained by neighbors and they feed the cats and they also have spayed and neutered these cats. There is another group by the DPW that have been doing the same behind my house. He does not feel this should be illegal to feed these starving cats.

Councilwoman Liebowitz stated that they are doing the right thing by having them neutered to control the population. The ordinance is supposed to support this process.

Council President Swingle commented that it is hypocritical for Mr. Shore to be saying to refund the money when he is speaking as the previous administration of the FBID and we still have not received back the funds from that organization yet. There are not a lot of those funds left, which this alone, is in question. The new organization is trying to pick the ball up and move forward in a positive direction. We are collecting the money as part of the BID assessment. This does not change because we have amended the Ordinance and change the management corporation does not make this invalid. The previous organization was using this process and the new organization will be using the same process. The new organization is proposing to come forth on May 23rd with the new FCP budget with an annual budget which the law requires. They will be looking to make the full assessment for the year.

Mayor Greiner stated that there will be a full discussion about this issue as the FCP budget is presented, and we work through this process.

H. Attorney Report

Attorney Goodman stated that there is no Attorney Report at this time.

I. Payment of the Bills

Motion To: **Pay The Bills**

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michelle Oberst, Councilwoman
SECONDER:	John Gorman, Councilman
AYES:	Brewer, Gorman, Liebowitz, Oberst, Swingle
ABSENT:	Marc Hain

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:	Michelle Oberst, Councilwoman
SECONDER:	Brian Swingle, Council President
AYES:	Brewer, Gorman, Liebowitz, Oberst, Swingle
ABSENT:	Marc Hain