



# Mayor and Common Council Borough of Flemington

January 2, 2020

Council Meeting Room

## I. Call to Order

Mayor Driver called the meeting to order at 5:00 p.m. This meeting is being held in conformance with the Open Public Meetings Act.

### Flag Salute

## II. Oaths of Office

1. Oath of Office: Council Member Jessica Hand  
Ms. Hand was sworn into office by Clerk Graziano.

2. Oath of Office: Council Member Jeremy Long  
Mr. Long was sworn into office by Clerk Graziano

Roll Call:

Attendee Name	Title	Status	Arrived
Caitlin Giles-McCormick	Council Member	Present	
Jessica Hand	Council Member	Present	
Michael Harris	Council Member	Present	
Jeremy Long	Council Member	Present	
Christopher Runion	Council Member	Present	
Kimberly Tilly	Council Member	Present	
Betsy Driver	Mayor	Present	

## III. Appointment of Borough Attorney for 2020

1. RESOLUTION 2020-20: APPOINTING GEBHARDT & KIEFER, PC, BOROUGH ATTORNEY FOR 2020

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Harris, Council President
<b>SECONDER:</b>	Kimberly Tilly, Council Member
<b>AYES:</b>	Giles-McCormick, Hand, Harris, Long, Runion, Tilly

## IV. Mayor's Remarks

Mayor Driver congratulated the newly elected Council members and thanked the outgoing members. She then gave an overview of highlights of 2019, including changes in the redevelopment plan for the Courthouse Square project and the status of lawsuits involving the project; events held in the

Borough; Captiva Main Street's plans for the Global Ag property; developer interest in the Nilkanth property; plans for the Bemis site; and the possibility of a performing arts center in town. She credited the borough's designation as an Opportunity Zone for much of the interest.

She discussed water issues - picking a site for Well 11, watching the Category 1 status of the South Branch, and the water tower project obtaining Raritan Township Planning Board approval.

Other topics included Liberty Village's status, plans for the Police Department HQ, new PBA and Teamsters contracts, new employees, changes in Borough restaurants, issues with the state liquor laws, and the FCP's move to a new office on Bloomfield Ave. She said accomplishing big goals means focusing on the big picture and working cooperatively.

## **V. Council Members' Remarks**

Council Member Giles-McCormick

She welcomed Ms. Hand and Mr. Long, and said she's excited about the Opportunity Zone grant and the charettes that will be planned. She also said she's working on finding consensus to resolve issues involving the Courthouse Square project.

Council Member Hand

She said she'll do what she can to serve the town's potential.

Council Member Harris

He discussed his new council assignments. He said we need to make sure we're supporting development in our community and learn from hindsight. He suggested, regarding the lawsuits, that the Borough go back to the last point of consensus.

Council Member Long

He said he's honored to be elected and excited to do the hard work needed to have an effective and strong council. He said he'll work to try to build consensus in town, and is available for questions from anyone.

Council Member Runion

He congratulated the newly elected council members and advised them to try to build consensus in town. He said council should govern by right or wrong, not left and right.

Council Member Tilly

She welcomed Ms. Hand and Mr. Long, and said she's looking forward to her council assignments.

## **VI. Public Comments** (up to 3 minutes each, for a maximum of 30 minutes)

Elaine Gorman, 34 New York Ave., discussed the mayor's decision not to reappoint her to the HPC.

John Gorman, 34 New York Ave., suggested the Borough put money in the budget to challenge the Friends of Historic Flemington.

## **VII. Council Election**

### **1. President of Council**

Mr. Long nominated Ms. Giles-McCormick as Council President; Ms. Tilly seconded the nomination. Voting in favor were Giles-McCormick, Hand, Long and Tilly. Voting against were Harris and Runion. Ms. Giles-McCormick was elected 4-2.

### **2. Vice President of Council**

Mr. Harris nominated Mr. Runion. There was no second.

Ms. Hand nominated Ms. Tilly, seconded by Ms. Giles-McCormick.

Voting in favor were Giles-McCormick, Hand, Harris, Long and Tilly. Mr. Runion voted against.

Ms. Tilly was elected, 5-1.

### **3. Class III Planning Board Member (1 Year)**

Mr. Harris nominated Mr. Runion. There was no second.

Ms. Tilly nominated Mr. Long, seconded by Ms. Giles-McCormick.

Mr. Harris abstained from voting; all others voted yes.

Mr. Long was elected 5-0 with 1 abstention.

## **VIII. Mayor's Council Assignments**

Mayor Driver released the Council assignments for 2020. See graph attached.

## **IX. Mayor's Nominations for Appointments to Boards, Commissions**

Mayor Driver made the following nominations:

Planning Board:

Dave Norton, Alt. II, exp. 12/31/21

Michael Campion, Class II, exp. 12/31/20

Susan Engelhardt, Class IV, exp. 12/31/23

Enviro. Comm.:

Karen Giffen, exp. 12/31/22

Geoff Chrisman, exp. 12/31/22

Shade Tree:

Zach Perez, regular, exp. 12/31/24

HPC:

Adrienne Fusaro, Class C, exp. 12/31/23

Jennifer Williford, Class C, exp. 12/31/20

Library Board:

Jane DeHaven

James Rossetti

1. Motion To: **Approve the Mayor's Nominations to Boards, Commissions**

<b>RESULT:</b>	<b>APPROVED [4 TO 1]</b>
<b>MOVER:</b>	Caitlin Giles-McCormick, Council Member
<b>SECONDER:</b>	Jeremy Long, Council Member
<b>AYES:</b>	Caitlin Giles-McCormick, Jessica Hand, Jeremy Long, Kimberly Tilly
<b>NAYS:</b>	Christopher Runion
<b>ABSTAIN:</b>	Michael Harris

## X. Approval of Resolution 2019-1: Consent Agenda to be Used

1. RESOLUTION 2020-1: CONSENT AGENDA TO BE USED

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Harris, Council President
<b>SECONDER:</b>	Kimberly Tilly, Council Member
<b>AYES:</b>	Giles-McCormick, Hand, Harris, Long, Runion, Tilly

## XI. Reorganization Consent Agenda

Moved: Tilly      Seconded: Harris      Vote: All members voted in favor.

1. RESOLUTION 2020-2: OPEN PUBLIC MEETINGS ACT NOTICE 2020
2. RESOLUTION 2020-3: RULES OF ORDER FOR 2020
3. RESOLUTION 2020-4: SCHEDULING THE 2021 REORGANIZATION MEETING
4. RESOLUTION 2020-5: ADOPTING MEETING DATES FOR 2020
5. RESOLUTION 2020-6: DEPOSITORIES FOR 2020
6. RESOLUTION 2020-7: FEE CHARGED FOR RETURNED CHECKS 2020
7. RESOLUTION 2020-8: AUTHORIZATION TO INVEST SURPLUS FUNDS 2020
8. RESOLUTION 2020-9: DESIGNATION OF AUTHORITY TO SIGN CHECKS 2020
9. RESOLUTION 2020-10: SETTING THE DELINQUENT INTEREST RATE FOR PROPERTY TAXES, 2020

10. RESOLUTION 2020-11: AUTHORIZING THE TAX COLLECTOR TO REFUND AND CANCEL TAXES LESS THAN \$10
11. RESOLUTION 2020-12: TEMPORARY BUDGET FOR 2020
12. RESOLUTION 2020-13: DESIGNATION OF OFFICIAL NEWSPAPERS FOR 2020
13. RESOLUTION 2020-14: PUBLIC AGENCY COMPLIANCE OFFICER DESIGNATION 2020
14. RESOLUTION 2020-15: APPOINTING MUNICIPAL PROSECUTOR AND DEPUTY, 2020
15. RESOLUTION 2020-16: AUTHORIZING THE APPOINTMENT OF BRIAN MCNALLY AS EMERGENCY MANAGEMENT COORDINATOR FOR A 3-YEAR TERM BEGINNING JAN. 1, 2020
16. RESOLUTION 2020-17: APPOINTING DAVE GIULIANI AS EMERGENCY MGMT FIRST DEPUTY, 2020
17. RESOLUTION 2020-18: APPOINTING MARY MELFI AS EMERGENCY MANAGEMENT SECOND DEPUTY, 2020
18. RESOLUTION 2020-19: AWARDING A CONTRACT FOR IT SERVICES TO PRINCETON COMPUTER SUPPORT INC. FOR 2020
19. RESOLUTION 2020-30: APPOINTING STANLEY TROY, ESQ., TO THE POSITION OF MUNICIPAL PUBLIC DEFENDER THROUGH DECEMBER 31, 2020 AT A ANNUAL SALARY OF \$6,732.00

## **XII. Resolutions Appointing Professionals for 2020**

1. RESOLUTION 2020-21: APPOINTING ROBERT MARTUCCI AS BOROUGH ENGINEER, 2020

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kimberly Tilly, Council Member
<b>SECONDER:</b>	Caitlin Giles-McCormick, Council Member
<b>AYES:</b>	Giles-McCormick, Hand, Harris, Long, Runion, Tilly

2. RESOLUTION 2020-22: APPOINTMENT OF KENDRA LELIE AS BOROUGH PLANNER FOR 2020

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Caitlin Giles-McCormick, Council Member
<b>SECONDER:</b>	Kimberly Tilly, Council Member
<b>AYES:</b>	Giles-McCormick, Hand, Harris, Long, Runion, Tilly

3. RESOLUTION 2020-23: APPOINTING JEROME A. HARRIS, PE, PP, OF CME ASSOCIATES AS BOROUGH SEWER ENGINEER FOR 2020

**RESULT:** **ADOPTED [UNANIMOUS]**  
**MOVER:** Michael Harris, Council President  
**SECONDER:** Kimberly Tilly, Council Member  
**AYES:** Giles-McCormick, Hand, Harris, Long, Runion, Tilly

4. RESOLUTION 2020-24: APPOINTMENT FOR BOROUGH HYDROGEOLOGICAL SERVICES 2020

**RESULT:** **ADOPTED [UNANIMOUS]**  
**MOVER:** Kimberly Tilly, Council Member  
**SECONDER:** Caitlin Giles-McCormick, Council Member  
**AYES:** Giles-McCormick, Hand, Harris, Long, Runion, Tilly

5. RESOLUTION 2020-25: APPOINTING BOROUGH BOND ATTORNEY FOR 2020

**RESULT:** **ADOPTED [UNANIMOUS]**  
**MOVER:** Caitlin Giles-McCormick, Council Member  
**SECONDER:** Jeremy Long, Council Member  
**AYES:** Giles-McCormick, Hand, Harris, Long, Runion, Tilly

6. RESOLUTION 2020-26: APPOINTMENT OF BOROUGH LABOR ATTORNEY 2020

**RESULT:** **ADOPTED [5 TO 1]**  
**MOVER:** Kimberly Tilly, Council Member  
**SECONDER:** Caitlin Giles-McCormick, Council Member  
**AYES:** Giles-McCormick, Hand, Long, Runion, Tilly  
**NAYS:** Michael Harris

7. RESOLUTION 2020-27: APPOINTING SUPLEE, CLOONEY & COMPANY AS BOROUGH AUDITOR FOR 2020

**RESULT:** **ADOPTED [UNANIMOUS]**  
**MOVER:** Kimberly Tilly, Council Member  
**SECONDER:** Michael Harris, Council President  
**AYES:** Giles-McCormick, Hand, Harris, Long, Runion, Tilly

8. RESOLUTION 2020-28: APPOINTING SPECIAL COUNSEL FOR REDEVELOPMENT, 2020

**RESULT:** **ADOPTED [4 TO 2]**  
**MOVER:** Michael Harris, Council President  
**SECONDER:** Kimberly Tilly, Council Member  
**AYES:** Caitlin Giles-McCormick, Jessica Hand, Jeremy Long, Kimberly Tilly  
**NAYS:** Michael Harris, Christopher Runion

## Regular Agenda

### 1. RESOLUTION 2020-29: AUTHORIZING THE RENEWAL OF TAXI LICENSES FOR 2020

**RESULT:** **ADOPTED [UNANIMOUS]**  
**MOVER:** Kimberly Tilly, Council Member  
**SECONDER:** Michael Harris, Council President  
**AYES:** Giles-McCormick, Hand, Harris, Long, Runion, Tilly

#### I. Approval of Minutes

Motion To: **Approve Minutes: December 3, 2019 Special Council Meeting**

**RESULT:** **APPROVED [4 TO 0]**  
**MOVER:** Michael Harris, Council President  
**SECONDER:** Kimberly Tilly, Council Member  
**AYES:** Caitlin Giles-McCormick, Michael Harris, Christopher Runion, Kimberly Tilly  
**ABSTAIN:** Jessica Hand, Jeremy Long

Motion To: **Approve Minutes: December 3, 2019 Executive Session**

**RESULT:** **APPROVED [4 TO 0]**  
**MOVER:** Michael Harris, Council President  
**SECONDER:** Kimberly Tilly, Council Member  
**AYES:** Caitlin Giles-McCormick, Michael Harris, Christopher Runion, Kimberly Tilly  
**ABSTAIN:** Jessica Hand, Jeremy Long

Motion To: **Approve Minutes: December 9, 2019 Regular Council Meeting**

**RESULT:** **APPROVED [4 TO 0]**  
**MOVER:** Michael Harris, Council President  
**SECONDER:** Kimberly Tilly, Council Member  
**AYES:** Caitlin Giles-McCormick, Michael Harris, Christopher Runion, Kimberly Tilly  
**ABSTAIN:** Jessica Hand, Jeremy Long

Motion To: **Approve Minutes: December 9, 2019 Executive Session**

<b>RESULT:</b>	<b>APPROVED [4 TO 0]</b>
<b>MOVER:</b>	Michael Harris, Council President
<b>SECONDER:</b>	Kimberly Tilly, Council Member
<b>AYES:</b>	Caitlin Giles-McCormick, Michael Harris, Christopher Runion, Kimberly Tilly
<b>ABSTAIN:</b>	Jessica Hand, Jeremy Long

## II. Attorney's Report

None.

## III. Payment of the Bills

Motion To: **Pay the Bills in the Amount of \$2,059,342.35**

Ms. Tilly abstained from voting on the payment of a bill to her personally, but voted in favor of paying all the rest.

<b>RESULT:</b>	<b>APPROVED [4 TO 0]</b>
<b>MOVER:</b>	Caitlin Giles-McCormick, Council Member
<b>SECONDER:</b>	Jessica Hand, Council Member
<b>AYES:</b>	Caitlin Giles-McCormick, Jessica Hand, Jeremy Long, Kimberly Tilly
<b>ABSTAIN:</b>	Michael Harris, Christopher Runion

## IV. Adjournment

All business was concluded and Mayor Driver declared the meeting adjourned at 6:03 p.m.

Attest: \_\_\_\_\_  
Sallie Graziano, Borough Clerk