

Mayor and Common Council Borough of Flemington

August 8, 2022

Council Meeting Room and Online

I. Call to Order

1. Statement regarding OPMA

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of August 8, 2022 was included in a list-of-meetings notice sent to the Hunterdon County Democrat and Courier-News on Jan. 5, 2022, posted on the bulletin board at Borough Hall on that date, and has remained continuously posted as required. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Borough Clerk.

II. Work Session (7:00 PM)

III. Regular Meeting (7:30 PM)

Flag Salute

Roll Call:

Betsy Driver Mayor

Jessica Hand Council Vice President

Malik Johnston

Jeremy Long

Tony Parker

Elizabeth Rosetti

Kimberly Tilly

Council Member

Council Member

Council Member

Council Member

- 1. Mayor's Report
- 2. Council Members' Reports

Council Vice President Hand

Council Member Johnston

Council President Long

Council Member Parker

Council Member Rosetti

Council Member Tilly

- 3. Public Comments Session I (up to 3 minutes each, for a maximum of 30 minutes)
- 4. Approval of Minutes

Motion To: Approve Minutes: July 25, 2022 Regular Council Meeting

- 5. Consent Agenda
- 1. RESOLUTION 2022-173: PARTIAL CLOSURE OF STANGL FOR CENTRAL JERSEY JAZZ FEST SEPT. 09, 2022
- 2. RESOLUTION 2022-174: ESTABLISHING AND ADOPTING A COMPLETE STREETS POLICY
- 3. RESOLUTION 2022-175: REVISING TEMPORARY FOOD CONCESSION PERMIT APPLICATION
- 4. RESOLUTION 2022-180: AUTHORIZING CLOSURE OF A PORTION OF ELWOOD AVENUE FOR A NEIGHBORHOOD PARTY SEPTEMBER 3, 2022

Regular Agenda (Start)

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

- 1. ORDINANCE 2022-12: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF, AND PAYMENT OF THE PURCHASE PRICE FOR, CERTAIN REAL PROPERTY COMMONLY KNOWN AS 200 MAIN STREET, BY AND IN THE BOROUGH OF FLEMINGTON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY; APPROPRIATING \$1,550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,476,190 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF
- 2. RESOLUTION 2022-176: AUTHORIZING THE INSTALLATION OF STREET LIGHT ON WILLIAMS STREET
- 3. RESOLUTION 2022-177: AUTHORIZING AN INTERLOCAL AGREEMENT WITH FLEMINGTON-RARITAN REGIONAL SCHOOL DISTRICT FOR SPECIAL CLASS III LAW ENFORCEMENT OFFICERS
- 4. RESOLUTION 2022-178: AUTHORIZING AN ON-PREMISES 50-50 DRAW RAFFLE LICENSE FOR ST. MAGDALEN CHURCH
- 5. RESOLUTION 2022-179: APPROVING PARTIAL REFUND FOR CONSTRUCTION PERMIT 22/208
- 6. RESOLUTION 2022-181: AUTHORIZING APPLICATION FOR THE AMERICAN RESCUE PLAN FIREFIGHTER 2022 GRANT
- 7. Public Comments Session II (up to 3 minutes each, for a maximum of 30 minutes)
- 8. Attorney's Report
- 9. Payment of the Bills

Motion To: Pay the Bills in the Amount of \$601,261.12

1. BILL LIST 8/5/2022

Executive Session for Any Other Applicable Matter Identified During the Regular Meeting (Action May Be Taken)

Adjournment

Motion To: Adjourn

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 08/08/22 07:30 PM
Department: Governing Body
Category: Board Policy
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

DOC ID: 3858

RESOLUTION 2022-173

Partial Closure of Stangl for Central Jersey Jazz Fest Sept. 09, 2022

WHEREAS, the Flemington Community Partnership has requested that Stangl Road be closed from Church Street to Mine Street on Friday, September 09, 2022 (Rain Date: September 10, 2022) from 3:30 PM to 10:00 PM for a Central Jersey Jazz Festival: and

WHEREAS, the Flemington Borough Police Department has reviewed this request and has approved the road closure as requested;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that the requested road closure as outlined above is approved for the Central Jersey Jazz Festival being held on Friday, September 09, 2022 (Rain Date: September 10, 2022).

BE IT FURTHER RESOLVED, that this approval is contingent on agreed security arrangements and costs.

7.40p164.7.6g031 0, 2022		
Attest:		
	Betsy Driver, Mayor	_
Michael Humphrey, Acting Borough Clerk		

Adopted: August 8 2022

Updated: 8/3/2022 10:28 AM by Michael J. Humphrey

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 08/08/22 07:30 PM
Department: Governing Body
Category: Board Policy
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

DOC ID: 3862

RESOLUTION 2022-174

Establishing and Adopting a Complete Streets Policy

WHEREAS, safe, convenient, accessible, equitable, healthy, and environmentally and economically beneficial transportation for all users is a priority of the Borough of Flemington; and

WHEREAS, Complete Streets is a means to provide a comprehensive, integrated, connected multi-modal network of transportation options through planning, design, construction, maintenance, and operation of new and retrofit transportation facilities along the entire right-of-way for all roadway users of all ages and abilities; and

WHEREAS, Complete Streets allow for safe, accessible, and convenient travel, reducing serious injuries and fatalities for all users of the roadway; and

WHEREAS, "all users" include motorists, bicyclists, pedestrians, public transportation vehicles and their passengers, delivery trucks and movers of commercial goods, persons with disabilities, older adults, residents of Priority Communities, and those who cannot afford a car or choose to reduce their car usage; and

WHEREAS, Complete Street policies support the goals of the Borough of Flemington's master plan and supporting elements; and

WHEREAS, New Jersey is federally designated as a Pedestrian and Bicycle Safety Focus State due to high numbers of pedestrian/bicycle-involved fatalities, and New Jersey's pedestrian fatality rate continues to significantly exceed the national average; and

WHEREAS, traffic crashes are preventable and the only acceptable number of traffic deaths for Flemington is zero; and

WHEREAS, Complete Streets that incorporate sustainable Green Streets design elements, such as green storm water infrastructure, traffic calming treatments, shade trees, and the use of recycled materials, protect and create a healthier natural and social environment, improve air and water quality, and reduce localized flooding; and

WHEREAS, Complete Streets implementation enhances access to local businesses, encourages reinvestment, increases property values and

Updated: 8/3/2022 10:22 AM by Michael J. Humphrey

employment, and stimulates private investment, especially in retail districts, downtowns, and tourist areas; and

WHEREAS, Complete Streets encourage an active lifestyle through increased physical activity, social connectivity, and sense of community belonging, thereby lowering risk of obesity, reducing chronic disease, improving mental health, and promoting wellness; and

WHEREAS, Complete Streets implementation provides the opportunity to enhance the historic character of our communities and our understanding of our shared history in a way that promotes the economic and social vitality of our communities and should be considered in the design of infrastructure improvements; and

WHEREAS, procedures should be implemented that ensure fair treatment, equitable funding and resource distribution, and meaningful involvement of all communities in all phases from selection, planning, and design to construction and long-term maintenance; and

WHEREAS, a balanced and flexible transportation system where all people can easily and safely walk and bicycle to everyday destinations - such as schools, shops, restaurants, businesses, parks, transit, and jobs - enhances neighborhood economic vitality and livability; and

WHEREAS, low- and moderate-income areas, whether in rural, urban, or suburban communities, are typically the least safe for pedestrians and bicyclists, especially for children walking and biking to school, due to long-standing infrastructure disparities and higher concentration of streets with faster-moving and higher-volume traffic; and

WHEREAS, implementation of the Complete Streets policy should not negatively impact the affordability of the neighborhood for current residents; and

WHEREAS, the Complete Streets policy applies to new, reconstruction, retrofit, and resurfacing projects, including design, planning, construction, maintenance and operations, for the entire right-of-way; and

WHEREAS, requests for all exceptions must be submitted in writing, with supporting documentation, and made publicly available with a minimum of 30 days allowed for public input; and

WHEREAS, all initial planning, concept and design studies of infrastructure projects consider design elements that improve public health, environment, economy, equity, and safety.

NOW THEREFORE, BE IT RESOLVED, by the Borough of Flemington, that the Borough of Flemington adopts the Complete Streets Policy attached hereto, and made part of this Resolution;

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to all Borough departments within thirty (30) days of the adoption of this Resolution.

Adopted: Attest:	August 8, 2022		
		Betsy Driver, Mayor	
Michael Hu	mphrey, Acting E	Borough Clerk	

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 08/08/22 07:30 PM
Department: Governing Body
Category: Board Policy
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:
DOC ID: 3863

RESOLUTION 2022-175

Revising Temporary Food Concession Permit Application

WHEREAS, the State of New Jersey has adopted regulations (N.J.A.C. §§ 8:24-11.1 to 11.8) permitting the production of cottage food products in the private kitchen of the residence of a holder of a state-issued Cottage Food Operator Permit; and

WHEREAS, N.J.A.C. 8:24-11.3(a) permits such permit holders to distribute their goods at temporary retail food establishments and farmer's markets, which require the issuance of a Temporary Retail Food Establishment license pursuant to Borough Code Section 4-3; and

WHEREAS, the current application for Temporary Retail Food Permits does not account for Cottage Food Operator Permits; and

WHEREAS, the Clerk / Administrator and Borough Attorney have recommended amending the Temporary Retail Food Permit Application to account for such licenses as set forth on Exhibit A attached hereto.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Flemington as follows:

- 1. The Mayor and Council hereby authorizes the amendments to the Temporary Retail Food License Application as noted on Exhibit A.
- 2. This Resolution shall take effect immediately.

Adopted: August 8, 2022	
Attest:	
	Betsy Driver, Mayor
Michael Humphrey, Acting Borough Clerk	

Updated: 8/3/2022 10:20 AM by Michael J. Humphrey

NAME	OF EVENT:	DATE OF EVENT:	
PLACE	PLACE OF EVENT: TIME OF EVENT:		
NAME (The pe	OF EVENT COORDINATOR:erson listed above must be the designated person available on	PHONE # DAY OF EVENT: the day of event to answer any questions.)	
NAME	OF FOOD BOOTH:		
TIME B	OOTH(S) WILL BE READY FOR INSPECTION:	NUMBER OF FOOD BOOTHS:	
NAME	OF FOOD BOOTH OWNER:	PHONE NUMBER:	
ADDRE	SS OF OWNER:		
1.	WHERE WILL FOOD BE STORED AND/OR PREPARED PRIOR TO T LICENSED FACILITY — ITEMS MAY NOT BE STORED IN A PRIVATE PRIVATE HOME.). UNLESS AUTHORIZED BY A COTTAGE FOOD OPERATOR PERMIT IS	HOME, NO FOODS MAY BE PREPARED IN A	
· 2.	NAME OF ESTABLISHMENT:	INSPECTED BY:	
3.	ADDRESS: HOW WILL YOU KEEP FOOD COLD? (41 DEGREES F.) ON SITE (a (Examples: food requiring refrigeration includes raw and previously, eggs and dairy products)	ously cooked meats, poultry, fish, vegetables,	
4.	(Examples: cooked, ready-to-serve meats, poultry, seafood, to falafel, chili, barbecue, veggie burgers, etc.)	fu, cooked onions and peppers, potatoes, beans,	
5.	HOW WILL YOU PREVENT BARE HAND CONTACT WITH READY-	TO-EAT FOODS?	
6.	DESCRIBE HANDWASHING FACILITIES AT YOUR BOOTH:		
7.	DESCRIBE THE WAREWASHING FACILITIES IN YOUR BOOTH:		
8.	LIST ALL FOOD AND BEVERAGE ITEMS THAT WILL BE SERVED:		
9.	I agree to abide by the regulations as per N.J.A.C.8:24 et Seq.		
	APPLICANT'S SIGNATURE	DATE	

COTTAGE FOOD OPERATOR

(PLEASE ATTACHED A COPY OF THE PERMIT)

FEES: \$100.00-3 DAYS OR LESS/\$135.00-4 DAYS OR MORE. PAYMENT MUST ACCOMPANY THIS APPLICATION. PLEASE MAKE CHECKS PAYABLE TO "FLEMINGTON BOROUGH" (38 PARK AVENUE, FLEMINGTON, NJ 08822 – 908-782-8840)

ALL APPLICATIONS MUST BE SUBMITTED A MINIMUM OF 2 WEEKS PRIOR TO THE EVENT

FOR OFFICE USE ONLY:

APPROVED: YES NO PAYMENT RECEIVED TEMPORARY FOOD LICENSE #
--

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 08/08/22 07:30 PM
Department: Governing Body
Category: Board Policy
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

DOC ID: 3866

RESOLUTION 2022-180

Authorizing Closure of a Portion of Elwood Avenue for a Neighborhood Party September 3, 2022

WHEREAS, residents of Elwood Avenue plan a neighborhood party for September 03, 2022; and

WHEREAS, they desire to close a portion of Elwood Avenue to traffic - between Maple and Emery Avenues - between the hours of 1:00 PM and 10:00 PM; and

WHEREAS, appropriate social distancing according to Executive Orders due to the COVID-19 pandemic has been assured; and

WHEREAS, the Flemington Borough Police Department has reviewed and approved this request; and

WHEREAS, no Police or Department of Public Works overtime will be required for this event;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that approval be given for Elwood Avenue to be closed between Maple and Emery Avenues between the hours of 1:00 PM and 10:00 PM on September 03, 2022, for a neighborhood party.

Attest:	
	Betsy Driver, Mayor
 Michael Humphrey, Acting Borough Clerk	

Updated: 8/4/2022 9:49 AM by Michael J. Humphrey

38 Park Avenue Flemington, NJ 08822

TABLED

Meeting: 08/08/22 07:30 PM Department: Clerk of the Borough Category: Bond Ordinance Prepared By: Sallie Graziano

Initiator: Sallie Graziano Sponsors: DOC ID: 3850

ORDINANCE 2022-12

Bond Ordinance Providing for the Acquisition Of, and Payment of the Purchase Price For, Certain Real Property Commonly Known as 200 Main Street, by and in the Borough of Flemington, in the County of Hunterdon, State of New Jersey; Appropriating \$1,550,000 Therefor and Authorizing the Issuance of \$1,476,190 Bonds or Notes of the Borough to Finance Part of the Cost Thereof

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FLEMINGTON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Borough of Flemington, in the County of Hunterdon, State of New Jersey (the "Borough"). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$1,550,000, said sum being inclusive of \$73,810 as the amount of down payment for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"). The down payment is now available therefor by virtue of either provisions or a provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes or from moneys actually held by the Borough.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof, and to meet the part of the \$1,550,000 appropriation not provided for by application hereunder of the down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,476,190 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or

purpose, negotiable notes of the Borough in the principal amount not exceeding \$1,476,190 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is the acquisition of, and payment of the purchase price for, real property, a lawful public purpose, such real property being designated as Block 42, Lot 9 on the Official Tax Map of the Borough, and being commonly known as 200 Main Street, Flemington, New Jersey, and all improvements thereon (the "Property").

- (b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$1,476,190.
- (c) The estimated cost of said improvement or purpose is \$1,550,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the down payment available for said improvement or purpose in the amount of \$73,810.

SECTION 4. In the event the United States of America, the State of New Jersey, the County of Hunterdon and/or a private entity make a contribution or grant in aid to the Borough, for the improvement and purpose authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, the County of Hunterdon and/or a private entity. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, the County of Hunterdon and/or a private entity, shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Borough shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. 40A:2-8(a). The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Capital Budget of the Borough is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the Office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

- (a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement or purpose which the Borough may lawfully undertake as a general improvement or purpose, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The average period of usefulness of said improvement or purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 40 years.
- (c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$1,476,190 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.
- (d) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.
- **SECTION 8.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.
- **SECTION 9.** The Borough hereby declares the intent of the Borough to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and

to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.100-2 or any successor provisions of federal income tax law.

SECTION 10. The Borough Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Borough Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 10c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The Borough is hereby authorized to acquire the Property and to negotiate an agreement of sale or any other document for the aforesaid acquisition of the Property. The Mayor, Chief Financial Officer, Borough Attorney, Borough Administrator, and the Borough Clerk are each hereby authorized, as applicable, to negotiate, approve, execute, attest, deliver and perform said agreement of sale and any and all documents necessary to acquire said Property.

The Borough covenants to maintain the exclusion from gross SECTION 12. income under Section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

ADOPTED ON FIRST READING DATED: July 11, 2022			
SALLIE GRAZIANO, Borough Clerk			
ADOPTED ON SECOND READING DATED: August 8, 2022			
MICHAEL HUMPHREY, Acting Borough Clerk			
APPROVAL BY THE MAYOR ON THIS	DAY OF	, 2	2022
	BETSY DRIVER		

Mayor

BOROUGH OF FLEMINGTON PUBLIC NOTICE NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Borough of Flemington, in the County of Hunterdon, State of New Jersey, on July 11, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Borough Hall, 38 Park Avenue, Flemington, in said County oAugust 8, 2022 at 7:30 p.m. Please refer to the Borough's website for any meeting updates (www.historicflemington.com). During the week prior

Updated: 8/3/2022 10:52 AM by Michael J. Humphrey

to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF, AND PAYMENT

OF THE PURCHASE PRICE FOR, CERTAIN REAL PROPERTY COMMONLY KNOWN AS 200 MAIN STREET, BY AND IN THE BOROUGH OF FLEMINGTON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY; APPROPRIATING \$1,550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,476,190 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST

THEREOF

Purpose(s): Acquisition Of, And Payment Of The Purchase Price For, Real Property, A Lawful

Public Purpose, Such Real Property Being Designated As Block 42, Lot 9 On The Official Tax Map Of The Borough, And Being Commonly Known As 200 Main Street,

Flemington, New Jersey, And All Improvements Thereon

Appropriation: \$1,550,000 **Bonds/Notes** \$1,476,190

Authorized:

Grants N/A

Appropriated:

Section 20 Costs: \$50,000 Useful Life: 40 years

SALLIE GRAZIANO
Clerk of the Borough of Flemington

BOROUGH OF FLEMINGTON PUBLIC NOTICE BOND ORDINANCE STATEMENTS AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Borough of Flemington, in the County of Hunterdon, State of New Jersey on August 8, 2022, and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF, AND PAYMENT

OF THE PURCHASE PRICE FOR, CERTAIN REAL PROPERTY COMMONLY KNOWN AS 200 MAIN STREET, BY AND IN THE BOROUGH OF FLEMINGTON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY; APPROPRIATING \$1,550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,476,190 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST

THEREOF

Purpose(s): Acquisition Of, And Payment Of The Purchase Price For, Real Property, A Lawful

Public Purpose, Such Real Property Being Designated As Block 42, Lot 9 On The Official Tax Map Of The Borough, And Being Commonly Known As 200 Main Street,

Flemington, New Jersey, And All Improvements Thereon

Appropriation: \$1,550,000 **Bonds/Notes** \$1,476,190

Authorized:

Grants N/A

Appropriated:

Section 20 Costs: \$50,000 Useful Life: \$0,000

SALLIE GRAZIANO
Clerk of the Borough of Flemington

3.6.1

CERTIFICATE OF INTRODUCTION

I, the undersigned Clerk of the Borough of Flemington, in the County of Hunterdon, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the Borough duly called and held on July 11, 2022 at 7:30 p.m. at the Borough Hall, 38 Park Avenue, Flemington, in said County, and that the following was the roll call:

Present: Johnston, Long, Parker, Rosertti, Tilly

Absent: Hand

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the Borough and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Borough this 12th day of July, 2022.

(SEAL)

SALLIE GRAZIANO, Clerk of the Borough of Flemington

CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the Borough of Flemington, in the County of Hunterdon, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract

Updated: 8/3/2022 10:52 AM by Michael J. Humphrey

from the Minutes of a meeting of the governing body of the Borough duly called and held on August 8, 2022 at 7:30 p.m. at the Borough Hall, 38 Park Avenue, Flemington, in said County, and that the following was the roll call:

Present:

Absent:

I DO FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the Borough and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Borough this ____ day of _____, 2022.

(SEAL)

MICHAEL HUMPHREY, Acting Clerk of the Borough of Flemington

CLERK'S CERTIFICATE

I, SALLIE GRAZIANO, DO HEREBY CERTIFY that I am the Clerk of the Borough of Flemington, in the County of Hunterdon (the "Borough"), State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Borough. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Borough and the records relative to all resolutions

and ordinances of the Borough. The representations made herein are based upon the records of the Borough. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on July 11, 2022 and finally adopted on August 8, 2022 and approved by the Mayor, as applicable, on , 2022.
2. After introduction, the bond ordinance was published as required by applicable law on, 2022 in the
(name of newspaper).
3. Following the passage of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Borough at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the Borough who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body of the Borough. Copies of the bond ordinance were made available to all who requested same.
4. After final adoption, the bond ordinance was duly approved by the Mayor
of the Borough (if applicable) and duly published as required by law on
, 2022 in the (name of newspaper). No protest signed by any person against making any improvement or incurring the
protest signed by any person against making any improvement or incurring the
indebtedness authorized therein, nor any petition requesting that a referendum vote be
taken on the action proposed in the bond ordinance has been presented to the governing
body of the Borough or to me or filed in my office within twenty (20) days after said
publication or at any other time after the final adoption thereof.
5. The bond ordinance has not been amended, added to, altered or
repealed and said bond ordinance is now in full force and effect.
6. A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, as applicable.
7. The official seal of the Borough is the seal, an impression of which is
affixed opposite my signature on this Certificate.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
corporate seal of the Borough this day of, 2022.
(SEAL)
SALLIE GRAZIANO,
Clerk of the Borough of Flemington
CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT

Updated: 8/3/2022 10:52 AM by Michael J. Humphrey

> SALLIE GRAZIANO, Clerk of the Borough of Flemington

DOWN PAYMENT CERTIFICATE

I, the undersigned Chief Financial Officer of the Borough of Flemington, in the County of Hunterdon, State of New Jersey, DO HEREBY CERTIFY that prior to final adoption of the ordinance entitled, "BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF, AND PAYMENT OF THE PURCHASE PRICE FOR, CERTAIN REAL PROPERTY COMMONLY KNOWN AS 200 MAIN STREET, BY AND IN THE BOROUGH OF FLEMINGTON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY; APPROPRIATING \$1,550,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,476,190 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF" there was available as a down payment for the improvement or purpose authorized by said bond ordinance the amount of \$73,810 which was made available by virtue of provisions in a previously adopted budget or budgets of the Borough for down payment or capital improvement purposes.

this		REOF, I have hereunto set my hand or , 2022.	behalf of the Borough
		WILLIAM J. HANCE, Chief Financial Officer	
HISTORY:			
07/11/22	Governing Body	INTRODUCED	Next: 08/08/22

Updated: 8/3/2022 10:52 AM by Michael J. Humphrey

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 08/08/22 07:30 PM
Department: Governing Body
Category: Board Policy
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:
DOC ID: 3864

RESOLUTION 2022-176

Authorizing the Installation of Street Light on Williams Street

WHEREAS, the Mayor and Council of the Borough of Flemington has determined a need to install a standard street light on Pole #MJ525FN, on William Street near Broad Street, and

WHEREAS, Jersey Central Power & Light ("JCP&L") has presented a proposal to execute the need not to exceed the amount of \$1,500; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Flemington, County of Hunterdon, New Jersey, as follows:

- 1. The Mayor and Clerk and authorized to execute a contract with JCP&L to install a standard street light on Pole #MJ525FN, not to exceed \$1,500.00;
- 2. The Chief Financial Officer for the Borough of Flemington has certified to the Mayor and Council that there are adequate funds available for the purpose of award of this
- 3. A certified copy of this resolution shall be forwarded to the following:
 - a. Chief Financial Officer
 - b. Director of Public Works
 - c. JCP&L

Adopted: August 8, 2022 Attest:	
	Betsy Driver, Mayor
Michael Humphrey, Acting Borough Clerk	

Updated: 8/3/2022 10:16 AM by Michael J. Humphrey

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 08/08/22 07:30 PM
Department: Governing Body
Category: Board Policy
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

DOC ID: 3860

RESOLUTION 2022-177

Authorizing an Interlocal Agreement with Flemington-Raritan Regional School District for Special Class III Law Enforcement Officers

An Agreement between the Flemington-Raritan Regional School District (the School District), 50 Court St., Flemington, NJ and the Borough of Flemington (the Municipality), 38 Park Ave., Flemington, NJ.

WHEREAS, the School District and Municipality desire to provide the services of Class III Special Law Enforcement Officers ("Class III SLEOs") assigned to the School District; and

WHEREAS, the Uniform Shared Services and Consolidations Act, N.J.S.A. 40A:65-1, et seq. authorizes local governmental entities to enter into an agreement, among other things, for the sharing of services; and

WHEREAS, both parties recognize the potential benefits of this program to the citizens of the Municipality and to the students and staff of the School District; and

WHEREAS the Municipality has, by Ordinance, created the position of Class III SLEO; and

WHEREAS, it is in the best interests of the School District and the Municipality to establish this program;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Flemington that the Municipality shall employ and assign to the School District one Class III SLEO to perform law enforcement duties at certain Flemington-Raritan Regional School District schools, as set forth in the attached Memorandum of Understanding.

Adopted: August 8, 2022 Attest:		
	Betsy Driver, Mayor	
Michael Humphrey, Acting Borough Clerk		

Updated: 7/29/2022 2:06 PM by Michael J. Humphrey

INTERLOCAL AGREEMENT FOR SCHOOL CLASS III LAW ENFORCEMENT OFFICER

THIS AGREEMENT ("Agreement") is made by and between the FLEMINGTON-RARITAN REGIONAL SCHOOL DISTRICT ("School District"), with an address at 50 Court Street, Flemington, New Jersey 08822, and the BOROUGH OF FLEMINGTON ("Municipality"), with an address at 38 Park Avenue, Flemington, New Jersey 08822 (collectively, the "Parties").

WHEREAS, the School District and Municipality desire to provide the services of Class III Special Law Enforcement Officers ("Class III SLEOs") assigned to the School District; and

WHEREAS, the Uniform Shared Services and Consolidations Act, N.J.S.A. 40A:65-1, et seq. authorizes local governmental entities to enter into an agreement, among other things, for the sharing of services; and

WHEREAS, both parties recognize the potential benefits of this program to the citizens of the Municipality and to the students and staff of the School District;

WHEREAS the Municipality has, by ordinance, created the position of Class III SLEO; and WHEREAS, it is in the best interests of the School District and the Municipality to establish this program,

IT IS, THEREFORE, AGREED that the Municipality shall employ and assign to the School District one (1) Class III SLEOs to perform law enforcement duties at certain Flemington-Raritan Regional School District schools, specifically Reading-Fleming Intermediate School, set forth below, upon the following terms and conditions:

1. Assignment of Class III SLEOs

The Municipality agrees to assign one (1) Class III SLEO to a combination of certain schools in the Flemington-Raritan Regional School District on days when school is in regular session and during hours requested by the School District when the school is occupied by students. The Class III SLEO shall provide services only during the regular school year, with the final schedule to be determined by the Superintendent of Schools in consultation with the Chief of Police. At the start of each semester, the School District will provide the Municipality with the school calendar for when Class III SLEOs are to be assigned, and it will provide at least 72 hours advance notice of changes to the school schedule for which the Class III SLEOs will be assigned, except in the event of inclement weather and/or other unforeseen circumstances. In the event of the absence or leave of either such assigned Class III SLEO, or if circumstances arise that require a change, the Municipality will make its best effort to assign at least one

Class III SLEO to the combination of the following Flemington-Raritan Regional School District schools: Reading-Fleming Intermediate School (hereafter referred to as "Applicable School"). The assignment of Class III SLEO's will commence for the 20220-20231 school year subject to the availability of suitable candidates as defined in section 2.

2. Selection of Class III SLEOs

Each Class III SLEO shall be appointed by the Flemington Borough Township Committee pursuant to State statute and local ordinance based on the selection by the Chief of Police in consultation with the School District, and shall be appointed for a one-year term as an at will employee of the Township. The Chief of Police and Superintendent of Schools or the Superintendent's designees shall meet prior to the hiring process and work to mutually identify the necessary and desirable traits for a Class III SLEO. The Superintendent of Schools or the Superintendents designee may meet with a selected candidate for Class III SLEO in advance of appointment and shall have the right, at the Superintendent's discretion, to reject the selection of the Class III SLEO to be assigned to the School District. If the Superintendent of Schools or his designee rejects the Chief of Police's proposed candidate for Class III SLEO, the Chief of Police shall make every reasonable effort to find a suitable alternative candidate. It is understood that a suitable candidate may not be available and the parties agree to make all good faith and best efforts to identify a candidate prior to invoking termination. Each one-year appointment shall be renewable upon agreement by the School District, the Municipality, and the Class III SLEO.

3. Class III SLEOs as Employees of the Municipality

Although assigned to Applicable Schools, any Class III SLEO so assigned shall be and remain an employee of the Municipality. The Class III SLEO shall be compensated by the Municipality (at a rate to be set by the Municipality) and shall be and remain subject to all rules and regulations of the Police Department and shall not be considered employees of the School District. The Municipality shall be responsible for payment of Class III SLEO salaries, for all applicable employer contributions, and for payment of any and all costs relating to the Class III SLEO training, psychological testing, and background checks. The Municipality has sole discretion, with input from the Chief of Police and Superintendent of Schools or their designee, and shall have the power and authority to hire, discharge and discipline the Class III SLEO. The School District reserves the right to request an alternate Class III SLEO from the Police Department should any officer's job performance be contrary to Police Department and/or Township policies, the Code of Conduct applicable to police employees and School District standards. The decision to grant or deny this request shall be the responsibility of the Chief of Police in collaboration with the Superintendent of Schools.

4. Duties of Assigned Class III SLEO

While in the performance of their official duties as Class III Special Law Enforcement Officers, the Class III SLEO shall perform all law enforcement and caretaking duties required and permitted by statutory law, case law, attorney general's guidelines, and Municipal departmental rules and regulations, and any other applicable written directives. The Municipality hereby expressly acknowledges that the primary function of the Class III SLEOs is to provide for the safety and security of all persons (students, teachers, staff, parents, contractors, etc.) on the property of Applicable Schools immediately before regular school hours, during regular school hours, and immediately after regular school hours.

All specific duties to be performed by Class III SLEOs at Applicable Schools shall be assigned through the Police Department's chain of command in cooperation with the Superintendent of Schools and/or the Superintendent's designee. Class III SLEOs shall comply with all School District policies to the maximum extent possible, except where such policies conflict with law enforcement related rules and regulations.

5. Coverage

- (a) Coverage shall be provided on days when the Applicable Schools are in session during the school year (180 days per school year) through shifts assigned by the Chief of Police, at his discretion and in consultation with the Superintendent of Schools. It is the the intention of both parties that the Class III SLEOs will work the same shift, subject to minor deviations in accordance with the start and end times of the school days at each Applicable School. Class III SLEO will be expected to be in uniform at the beginning of the assigned shift. In any case, shifts may be shortened on any days on which there is a scheduled delayed opening, and/or early dismissal. Class III SLEO schedules will be set at least a month in advance except in extenuating circumstances, including, but not limited to, "make up" days or co-curricular schedules. The Chief of Police will receive at least 72 hours' notice of any change in hours to be assigned, except in the event of inclement weather and/or other unforeseen circumstances.
- (b) Each Class III SLEO will be paid for a full scheduled shift through an hourly wage, on any day they work in which school is in session. Class III SLEOs will not receive any pay for days on which school is cancelled. Class III SLEOs cumulative yearly hours will not exceed 1,500 hours per academic school year.
- (c) The Municipality will make its best effort to provide one (1) police vehicle, which may be marked or unmarked based on availability of vehicles currently owned by the Township and at the sole discretion of the Chief of Police, for use during school days by the Class III SLEO for transportation from

Police Headquarters to and from and between Applicable Schools, as needed. Police vehicles used by the Class III SLEOs shall be at no cost to the School District.

- (d) Class III SLEO will be entitled to take breaks and meals each day as circumstances allow, per the Municipality's regular procedures for police officers. Class III SLEO shall remain on campus during breaks and meals, and shall not leave campus except to go to another post.
- (e) During school hours, if specifically requested by the School District, the Municipality will make its best effort to replace an absent or unavailable Class III SLEO. The School District shall reimburse the Municipality for replacement coverage at the hourly rate of the absent Class III SLEO or regular officer if a Class III SLEO is not available.
- (f) If the Class III SLEO becomes incapacitated or is otherwise absent from his/her duties for a period exceeding fourteen (14) school days, the School District may ask the Municipality to replace the Class III SLEO, if necessary by hiring a new or substitute Class III SLEO to fill in during the absence of the regular Class III SLEO.

6. Uniform

Unless engaged in activities for which a uniform would be inappropriate, each Class III SLEO shall wear a uniform in order to maintain a visible presence in the school and deter trespassers from entering the school. Uniforms shall be provided by the Municipality subject to the reimbursement agreed in Section 12(d). The definition of 'uniform' is to be determined, in conjunction, between the Chief of Police and the Superintendent of Schools and may or may not include full traditional police uniform but may include a uniform to consist of less formal attire, yet still include firearm and bullet proof vest. Class III SLEOs will be provided with a dedicated office space for working and storage of personal/civilian items (not including firearms).

7. Weapons and Other Equipment

- (a) Each Class III SLEO shall be authorized to carry a firearm by the Chief of Police and shall carry a firearm while engaged in the actual performance of the Class III SLEO's duties. All Class III SLEOs will be required to satisfactorily complete the basic firearms course required for regular police officers and annual requalification examinations as required for permanent, regularly appointed full-time officers.
- (b) Weapons shall be carried either openly, in those circumstances where an armed presence may provide a useful deterrent, or concealed, in circumstances where the Class III SLEO may wish to interact informally with students, parents or faculty.

- (c) Weapons and all other equipment used by Class III SLEOs for law enforcement purposes shall be obtained by the Municipality subject to the reimbursement in Section 12(d) and shall be and remain property of the Municipality.
- (d) Class III SLEOs shall be responsible for maintaining and securing all such weapons and other equipment. A secure storage facility for each Class III SLEO will be provided at Police Headquarters for storage of personal or issued firearms when off duty.

8. Searches

A Class III SLEO may conduct a search under circumstances where a search by a law enforcement officer is permitted by law. This Contract shall not be construed to broaden the authority of law enforcement.

9. School Discipline

Class III SLEOs shall not act as school disciplinarians. Disciplining students is a school responsibility. However, if the principal believes an incident may be a violation of the law, the principal may contact a Class III SLEO, who shall then determine whether law enforcement action is necessary. It is agreed that a Class III SLEO shall not transport students except in the event of an emergency at the direction of the Chief of Police. Any transport provided by a Class III SLEO shall comply with Section 6 of the Uniform State Memorandum of Agreement between Education and Law Enforcement Officials.

10. Communication

The Superintendent of Schools and the Chief of Police shall maintain open communication concerning the effectiveness of the Class III SLEOs' assignment and performance of duties. Each of the Applicable Schools shall also designate an administrator to act as a liaison with Class III SLEOs assigned to the schools and as a contact person for the Chief of Police.

11. Training

All Class III SLEOs will successfully complete training required for special law enforcement officers pursuant to N.J.S.A. 40A:14-146.10 and the training required for safe schools' resource officers pursuant to N.J.S.A. 52:17B-71.8 and N.J.S.A. 18A:17-43.1. Any additional training, beyond that required by this paragraph, will be provided as scheduled by the Chief of Police.

12. Payment for Class III SLEOs' Services

In exchange for the Class III SLEOs' services, the School District agrees to pay the Municipality the following amounts:

- (a) Reimbursement for actual hours worked by each Class III SLEO during the 180-day school year in an amount not to exceed fifty-sixfive thousand one hundred dollars (\$565,1000) for each Class III SLEO. The hourly reimbursement will include the wages to the Class III SLEO, plus all applicable employer taxes and required contributions. In addition, the School District shall reimburse the municipality for and the cost of workers compensation insurance and general liability insurance coverage for each Class III SLEO, as well as the items listed in Section 12(b), (c) and (d) herein. Commencing for the 202219-20230 school year, for any full year of implementation, payment of this amount shall be made quarterly for services provided in the prior three-month period, as follows, upon delivery of satisfactory invoices to the School District on or after the following dates: September 30, December 31, March 31, and June 30. Invoices shall provide a detailed cost breakdown of hour worked, and other costs.
- (b) Reimbursement of any and all amounts paid by the Municipality for training actually completed as required for special law enforcement officers and safe schools resource officers and as may be required in the judgment of the Chief of Police. Non-mandatory trainings shall be discussed between the Chief of Police and the Superintendent of Schools to identify the type of training best suited to achieve the goals of this Agreement.
- (c) Reimbursement of any and all amounts paid by the Municipality for criminal background checks, drug screenings, medical examinations and other examinations, if any, required of Class III SLEOs in accordance with N.J.S.A. 18A:6-7.1.
- (d) Reimbursement of any and all amounts paid by the Municipality for Class III SLEOs' uniforms (two per Class III SLEO), bullet-proof vests (one per Class III SLEO), communications equipment, firearms and other equipment actually purchased by the Municipality and required in the judgment of the Chief of Police by Class III SLEOs in the performance of their duties.
- (e) The Parties agree that the maximum amount for which the School District shall reimburse the municipality is fifty-sixfive thousand one hundred dollars (\$555,0000) for each Class III SLEO, and that any amounts paid toward substitute coverage, and/or any of the items set forth in this Section shall be counted toward the School District's maximum reimbursement.

Payment of all amounts set forth in this paragraph shall be due within 30 days of the School District's receipt of satisfactory invoices submitted by the Municipality.

13. Indemnification

The Municipality agrees to indemnify the School District, including its Board of Education, its individual board members, officers, employees and agents (each a "BOE Party" and together the "BOE Parties") and hold the BOE Parties harmless from and against all first or third-party losses, claims,

demands and causes of action for damages, including reasonable legal fees, ("Losses") for personal injuries or damage to tangible property to the extent directly resulting from the willful misconduct or negligent acts or omissions of a law enforcement officer providing services to the district in accordance with this Contract, the Municipality and/or one or more of the Municipality's individual Committee members, the Mayor or the Chief of Police (each a "Township Party" and together the "Township Parties"). The BOE Parties agree to notify the Municipality as soon as reasonably practical of any Losses for which a BOE Party will request indemnification from the Municipality. The BOE Parties will provide the Municipality with any reasonably necessary information and assistance to defend such losses. The School District agrees to indemnify the Township Parties and hold the Township Parties harmless from and against all Losses for personal injuries or damage to tangible property to the extent directly resulting from the willful misconduct or negligent acts or omissions of the School District. The Township Parties agree to notify the School District as soon as reasonably practical of any Losses for which a Township Party will request indemnification from the School District. The Township Parties will provide the School District with any reasonably necessary information and assistance to defend such Losses.

The School District agrees to reimburse the Township for 50% of all out-of-pocket expenses and legal fees incurred in the defense of claims made arising from the services set forth in this Shared Services Agreement, in an amount not to exceed \$50,000 per year (7/1-6/30). In no event shall the School District pay more than \$50,000 per claim.

14. Insurance

During the term of this Agreement, the School District will keep in force, at its expense, (i) public liability insurance, including contractual liability, with carriers authorized to do business in New Jersey with minimum limits of \$1,000,000 on account of bodily injuries or death of one person, and \$10,000,000 on account of bodily injuries or death of more than one person as the result of any one accident or disaster; and (ii) property damage insurance for loss or damage of \$1,000,000. The School District shall provide the Municipality with a Certificate of Insurance naming the Municipality as additional insured, and stating that said policy cannot be canceled except on thirty (30) days' notice to the Municipality. The Board of Education agrees to reimburse the Township for 50% of all out-of-pocket expenses and legal fees incurred in the defense of claims made arising from the services provided in this Shared Services Agreement.

15. Agreements

This contract, including any attachments to it and documents therein included by reference, sets forth the entire understanding and agreement between the Municipality and School District. This

Agreement may only be amended in a writing signed by the Parties. Any provision of this Agreement may only be waived in writing signed by the Party against whom the waiver is to be effective.

16. Law

This contract is made under and shall be governed by the laws of State of New Jersey.

17. Agency

Except as provided herein, neither party shall act as the agent of the other and neither shall have the ability to bind the other without express written permission duly authorized by the appropriate governing body.

18. Notices

All notices hereunder shall be in writing and sent certified mail, return receipt requested: For the Municipality to: Sallie Graziano, Municipal Clerk, 38 Park Avenue, Flemington, New Jersey 08822. For the Board of Education to: Stephanie Voorhees, School Business Administrator/Board Secretary, 50 Court Street, Flemington, NJ 08822.

19. Term of Agreement

This Agreement shall be effective <u>August 23. 2022 July 1, 2020</u>, after authorization and approval by the Township Committee of the Municipality and the Board of Education of the School District and shall remain in effect through June 30, 2021. Upon action taken by both parties, this Agreement may be renewed for an additional year or multiple year terms, upon the same terms as those set forth herein or other terms agreed to by both parties. If either party intends to not renew this Agreement for a subsequent term, it shall provide written notice of its intent to terminate no later than sixty (60) days prior to the expiration of the Agreement.

FLEMINGTON BOROUGH

FLEMINGTON RARITAN REGIONAL SCHOOL DISTRICT BOARD OF EDUCATION

Attested:[Name]	Attested: [Name]	
By: [Name] [Title]	By: [Name] [Title]	

Date: _____ Date: ____

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 08/08/22 07:30 PM
Department: Governing Body
Category: Board Policy
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:
DOC ID: 3861

RESOLUTION 2022-178

Authorizing an On-Premises 50-50 Draw Raffle License for St. Magdalen Church

WHEREAS an application has been received by the Borough of Flemington to grant an On-Premises 50-50 Draw Raffle License to St. Magdalen Church; and

WHEREAS no objection has been received by the Acting Borough Clerk;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey that an On-Premises 50-50 Draw Raffle License be granted:

TO: St. Magdalen Church

BENEFIT: Supporting the Debt Reduction for the Church

DATE: September 18, 2022

TIME: 6:00 p.m.

LOCATION: 105 Mine Street, Flemington

Adopted: Attest:	August 8, 2022	
		Betsy Driver, Mayor
Michael Hu	 Imphrey, Acting Borou	uah Clerk

Updated: 8/3/2022 10:25 AM by Michael J. Humphrey

3.6.5

Mayor and Common Council

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 08/08/22 07:30 PM
Department: Governing Body
Category: Financial Approval
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey

DOC ID: 3859

RESOLUTION 2022-179

Approving Partial Refund for Construction Permit 22/208

WHEREAS, the owner of 11 New York Avenue in Flemington was issued construction permit #22/208; and

WHEREAS, the owner provided an incorrect estimated cost of work of \$6,000.00, and paid \$101.00 for his permit; and

WHEREAS, the owner provided a corrected estimated cost of work of \$1,000.00, resulting in a lower permit fee of \$62.00; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that a refund in the amount of \$40 be issued to Dominick Aboosamara for overpayment of construction permit #22/208.

Adopted: August 8, 2022 Attest:	
	Betsy Driver, Mayor
Michael Humphrey, Acting Borough Clerk	

Updated: 8/3/2022 10:18 AM by Michael J. Humphrey

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 08/08/22 07:30 PM Department: Governing Body Category: Board Policy Prepared By: Michael J. Humphrey Initiator: Michael J. Humphrey Sponsors:

DOC ID: 3865

RESOLUTION 2022-181

Authorizing Application for the American Rescue Plan Firefighter 2022 Grant

Authorizing Application for the American Rescue Plan Firefighter 2022 Grant

WHEREAS, the Borough of Flemington Fire Department (the "Department") uses certain Personal Protective Equipment (PPE) when responding to fires and other emergencies; and

WHEREAS, the Department desires to apply for funding from the New Jersey Department of Community Affairs for approximately Sixty Eight Thousand Seven Hundred Eighty Dollars (\$68,780.00) to provide additional PPE as follows:

 15 full sets of gear (jacket, pants, and harness)
 \$54,375.00 (\$3,625.00 per set)

 20 helmets with goggles
 \$7,640.00 (\$382.00 per helmet)

 15 pairs of boots
 \$6,765.00 (\$451.00 per pair)

Total grant request. \$68,780.00

WHEREAS, the requested amount is based upon a quote received from North Jersey Fire and Rescue Equipment, LLC

NOW, THEREFORE, BE IT RESOLVED that the Council and Mayor of the Borough of Flemington as follows:

- 1. The Borough Council does hereby authorize the Department to file an application for such grant in the amount specified above.
- 2. The Mayor, Clerk / Administrator, and necessary Department personnel are authorized to execute any documents necessary to apply for such grant.

Adopted: August 8, 2022 Attest:	
	Betsy Driver, Mayor
Michael Humphrey, Acting Borough Clerk	

Updated: 8/3/2022 10:15 AM by Michael J. Humphrey

Page 1

3.9.1

Mayor and Common Council

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 08/08/22 07:30 PM
Department: Governing Body
Category: Appointment
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey

Sponsors: DOC ID: 3868

AGENDA ITEM (ID # 3868)

Bill List 8/5/2022

BOROUGH OF FLEMINGTON Check Register By Check Date

		Accts: First to La t Type: All Checks	sst Rang Report Format:	pe of Check Dates: 07/30/22 t Detail Check Type		Manual: Y D	ir Deposit: Y
Check # Check PO # I		e Vendor Description	Amount Paid	Charge Account	Account Type	Reconciled/V Contract	oid Ref Num Ref Seq Acct
CURRENT FUND 29877 08/01		Current Fund Northfield Alignment Check				VOI	D
29878 08/01 22-00892	/22 1	ADRT ADR Towing Inc/Art		2-01185-223 Motor Vehicle Repairs	Budget		7601 14 1
29879 08/01 22-00115		AMAZON Amazon toner & drum	90.67	2-01130-212 Departmental Supplies	Budget		7601 6 1
22-00115	6	web camera	75.85	2-01115-221	Budget		7 1
22-00115	7	cash drawer		Computer Software/Support/N 2-01115-221 Computer Software/Support/N	Budget		8 1
29880 08/01	/22	ANAPAOO5 ANA PALMA	271.46				7601
22-00948			30.00	2-01110-294 Community Relations	Budget		33 1
29881 08/01 22-00088		CHT2 COUNTY OF HUNTERDO 2022 open space tax 3rd Qtr		2-01922-999 County Open Space Tax	Budget		7601 3 1
29882 08/01 22-00634		ENTERPRI Enterprise FM Trus Vehicle Lease		2-01200-213 Vehicle Lease	Budget		7601 9 1
29883 08/01 22-00005	./22 7	FMC FLEMINGTON MUNICIF court credit card fees		1-01135-229 Other Contracted Services	Budget		7601 1 1
		GANNEOO5 Gannett New Jersey Contracts AWARDED	Newspapers 45.14	2-01120-292 Advertising	Budget		7601 21 1
		HCT COUNTY OF HUNTERDO 2022 County Taxes 3rd Qtr		2-01906-999 COUNTY TAXES PAYABLE	Budget		7601 4 1
29886 08/01 22-00935		IPD Institute for Prof Webinar		2-01140-231 Conf. / Meetings / Training	Budget		7601 22 1
		JERRY JERRY ROTELLA Galaxy Tab A7 Case	18.12	2-01190-217 Equipment	Budget		7601 32 1

neck # Check Da PO # Item		Amount Paid	Charge Account	Account Type	Void Ref Num Ref Seq Ac	
CURRENT FUND 19888 08/01/22 22-00945 1		inued 433.00		Budget	7601 31	
9889 08/01/22 22-00931 1	KEC KOLLMER EQUIPMENT COMPAN Ethanol Free Fuel		Motor Vehicle Repairs 2-01185-212 Departmental Supplies	Budget	7601 20	
	MARDONES Nano Mardones court interpreter 7/11/22	210.05	2-01405-229 Other Contracted Services	Budget	7601 2	
891 08/01/22 22-00905 6	MYKL MYKL, LLC GENERAL MATTERS 4756	1,008.00	2-01160-251 Legal	Budget	7601 17	1
22-00905 7	INFORMAL-PARAMOUNT/GRIDLE 4755 ——	160.00	2-01160-251 Legal	Budget	18	1
	NCG2 Northeast Cabling Group cabling for plotter	350.00	2-01260-221 Computer Software/Support/	Budget Main	7601 13	1
22-00938 1	Labor& Materials	350.00 700.00	2-01205-229 Other Contracted Services	Budget	24	1
893 08/01/22 22-00941 1	NJADV005 NJ Advance Media- Star L Contract Awarded		2-01120-292 Advertising	Budget	7601 28	1
894 08/01/22 22-00856 1	NJADVANC NJ ADVANCE MEDIA Ordinance 2022-8-2022-9	26.48	2-01120-292 Advertising	Budget	7601 12	1
895 08/01/22 22-00811 1	OCG OFFICE CONCEPTS GROUP department supplies	117.67	2-01190-212 Departmental Supplies	Budget	7601 10	1
22-00940 1	Desk Pad	10.34	2-01120-211 Office Supplies	Budget	27	1
896 08/01/22 22-00893 1	PANDS The Police and Sheriffs Crossing Guard IDS		2-01190-217	Budget	7601 15	1
22-00944 1	12 IDs	189.15	Equipment 2-01190-212 Departmental Supplies	Budget	30	1
897 08/01/22 22-00937 1	RICHA005 RICHARD E. YARD Parts and Labor		2-01205-229 Other Contracted Services	Budget	7601 23	1

BOROUGH OF FLEMINGTON Check Register By Check Date

Check # Ch PO #		te Vendor Description	Amount Paid	Charge Account	R Account Type	•	oid Ref Num/ Ref Seq Ac	
CURRENT F 29898 08 22-0089	/01/22	Current Fund Northfield RLDATA R & L DATACENTER Payroll		2-01130-352 Accounting / Auditing	Budget		7601 16	
29899 08, 22-0010		STAND STANDARD INSURAN disabiity insurance		1-01175-272 Disability Insurance	Budget		7601 5	
29900 08, 22-00947		STAV Stavola Flemingt Road Maintenance Materials		2-01205-213 Road Maintenance Materials	Budget		7601 29	
29901 08, 22-00853		TEC TIMMERMAN EQUIPM item # 30562		2-01205-224 Equipment Repairs	Budget		7601 11	l 1
29902 08, 22-00907		VANCL VAN CLEEF ENGINE GENERAL MATTERS 4301-55		2-01160-253 Engineer	Budget		7601 19	i 1
29903 08, 22-00939		WETC W.E. TIMMERMAN C broom for sweeper		2-01205-217 Equipment	Budget		7601 25	1
22-00939	9 2	Credit	344.87-	2-01205-217 Equipment	Budget		26	1
hecking Ad		Totals Paid Checks: 26 rect Deposit: 0 Total: 26	Void Amount P 1 390,923 0 0 1 390,923	.84 0.00 .00 0.00				
ESCROW 2336 08/ 22-00906	/01/22	Developer Escrow Northfield KMA Kyle McManus Family Promise of HC 3514		E-2022-04 FAMILY PROMISE OF HUNTERDON	Project CO		7604 6	1
2337 08/ 22-00908		MCDONOUG McDonough & Rea WERTSVILLE ROAD PROP 13087	660.00	E-2019-05 WERTSVILLE PROPEERTIES	Project		7604 14	. 1
22-00908	3 2	70 CHURCH/BSD FLEM 13086	330.00	E-BSD-FLEM	Project		15	1
22-00908	3	TIDBITS/MILLIES 13091	412.50	BSD FLEM APARTMENTS-SPICE F E-2022-02 TIDBITS LLC-MILLIES - BIRD	ACI Project		16	1
		MYKL MYKL, LLC					7604	
22-00905	5 1	TIDBITS NJ-MILLIES #4758	410.00	E-2022-02 TIDBITS LLC-MILLIES - BIRD	Project		1	1
22-00905	5 2	FAMILY PROMISE OF HC 4759	724.00	E-2022-04 FAMILY PROMISE OF HUNTERDON	Project CO		2	1

Check # Che PO #		te Vendor Description	Amount Paid	Charge Account	Account Type	Reconciled/ Contract		
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ESCROW 2220 MAZIZI			Continued					
2338 MYKL	•		ΓΛ ΛΛ	E 3010 OF	Duniant		2	1
22-00905	3	WERTSVILLE ROAD PROP 4757	30.00	E-2019-05	Project		3	1
22-00905		WERTSVILLE ROAD PROP 4761	160.00	WERTSVILLE PROPEERTIES E-2019-05	Duojost		4	1
22-00903	+ 4	WERTSVILLE ROAD PROP 4701	100.00	WERTSVILLE PROPEERTIES	Project		4	T
22-00905		CAPTIVA MAIN ST 4760	512 00	E-2021-04	Project		5	1
22 00303	,	CAPITVA MAIN 31 4700	112.00	CAPTIVA MAIN ST	rioject		,	1
			1,856.00	CALLETA PALE SI				
2339 08/	'n1/22	VANCL VAN CLEEF ENGINEERIN	C ASSOCIAT				7604	l
22-00907				E-2018-04	Project		7	1
LL 00307	-	COOKINOOSE I COK 13331071 IO	001.23	Flemington Urban Renewal LL			,	-
22-00907	3	WERTSVILLE RD PROP 4395.086-3	2.137.50	E-2019-05	Project		8	1
HL 00301	•	THE TOTAL TO THE TOTAL T	2,237130	WERTSVILLE PROPEERTIES			·	-
22-00907	4	CAPTIVA MAIN ST 4395.092-13	310.00	E-2021-04	Project		9	1
				CAPTIVA MAIN ST	J			
22-00907	5	TIDBITS-MILLIES 4395.093-4	1,260.50	E-2022-02	Project		10	1
				TIDBITS LLC-MILLIES - BIRD	•			
22-00907	6	CENTRALSTATION-MINE 4395.095-3	616.25	E-2022-01	Project		11	1 1 1
				CENTRAL STATION LLC				
22-00907	7	70CHURCH/SPICE BSD 4395.096-3	232.50	E-BSD-FLEM	Project		12	1
		1205 007 2	775 00	BSD FLEM APARTMENTS-SPICE F				
22-00907	8	FAMILY PROMISE HC 4395.097-2	//5.00	E-2022-04	Project		13	1
			5,933.00	FAMILY PROMISE OF HUNTERDON	CU			
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Checking Ac	Count	Totals <u>Paid</u> <u>Void</u> Checks: 4 0	<u>Amount P</u> 10,381					
	D-	irect Deposit:00		0.00				
	U	Total: $\frac{0}{4}$	10,381	50 0.00				
			10,301					
OTHER ESCR		Other Escrow Northfield Bank						
		AMAZON Amazon					7606	i _
22-00115	4	Monitor & Speakers	183.94	E-03100-101	Budget		1	1
				Fire Prevention				
Checking Ac	count	Totals <u>Paid</u> <u>Void</u>	Amount P	<u>aid</u> <u>Amount Void</u>				
•		Checks: 1 0		.94 0.00				
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		Total: 1 0	183	.94 0.00				
SEWER OPER		Sewer Operating Northfield						
7146 08/							7603	
22-00285		UPS	188.77	2-07100-212	Budget		3	
01200	•			Departmental Supplies			-	
				, 11				
7147 08/							7603	
22-00007	44	stamps 7/22/22	100.00	2-07100-291	Budget		1	1
				Postage				

heck # Check Da PO # Item	te Vendor Description	Amount Paid	Charge Account	Account Type	Void Ref Num Ref Seg Acct
SEWER OPER		ntinued			
7147 WILLIAM J			2-07100-291 Postage	Budget	2 1
7148 08/01/22 22-00949 1	STA STAPLES CORPORATE ACCOL Office Supplies	89.34	2-07100-211 Office Supplies	Budget	7603 4 1
necking Account D	Totals Paid Void Checks: 3 0 irect Deposit: 0 0 Total: 3 0	Amount F 578 0 578	aid Amount Void .11 0.00 .00 0.00 .11 0.00		
2169 08/01/22	Water Capital Northfield MBAI MUMFORD-BJORKMAN ASSOCI water tank inspection		C-06714-A11 Test Water Well Drilling	Budget	7605 2 1
	REIVAX Reivax Contracting Comp Hopewell & Dewey Water & Sewer		C-06107-000 21/07 Water Improvements	Budget	 7605 1 1
ecking Account	Totals Paid Void Checks: 2 0 irect Deposit: 0 0 Total: 2 0	Amount P 198,344 0 198,344	.20 0.00 .00 0.00		
9563 08/01/22	Water Operating Northfield CSIS CSI SECURITY SYSTEMS SERVICE,REPAIR & MATERIALS	584.00	2-05100-229 Other Contracted Services	Budget	7602 3 1
9564 08/01/22 22-00007 48	HANCE WILLIAM J. HANCE voicepulse	50.00	2-05100-241 Telephone	Budget	7602 1 1
9565 08/01/22 22-00887 2	NCG2 Northeast Cabling Group well cable repair		2-05100-221 Computer Software/Support/	Budget Main	7602 2 1
9566 08/01/22 22-00952 1	PANDS The Police and Sheriffs IDS for 4		2-05100-212 Departmental Supplies	Budget	7602 4 1
ecking Account	Totals Paid Void Checks: 4 0 rect Deposit: 0 0 Total: 4 0	Amount P 849 0 849	.53 0.00 .00 0.00		

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Check # Check Date Vendor PO # Item Description	Amount Paid	Charge Account	Account Type	Reconciled/Void Ref Num Contract Ref Seq Acc
WATER OPER Water Operating Report Totals Checks: Direct Deposit: Total:	Continued Void Amount F 1 601,263 0 (L.12 0.00 0.00 0.00		

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Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total	
	1-01	1,647.26	0.00	0.00	1,647.26	
	2-01	389,276.58	0.00	0.00	389,276.58	
	2-05	849.53	0.00	0.00	849.53	
Ye	2-07 ar Total:	578.11 390,704.22	0.00	0.00	578.11 390,704.22	
	C-06	198,344.20	0.00	0.00	198,344.20	
	E-03	183.94	0.00	0.00	183.94	
Total Of A	ll Funds:	590,879.62	0.00	0.00	590,879.62	

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Project Description	Project No.	Project Total
Flemington Urban Renewal LLC	E-2018-04	601.25
WERTSVILLE PROPEERTIES	E-2019-05	3,007.50
CAPTIVA MAIN ST	E-2021-04	822.00
CENTRAL STATION LLC	E-2022-01	616.25
TIDBITS LLC-MILLIES - BIRD	E-2022-02	2,083.00
FAMILY PROMISE OF HUNTERDON CO	E-2022-04	2,689.00
BSD FLEM APARTMENTS-SPICE FACT	E-BSD-FLEM	562.50
Total Of All Projects:		10,381.50