

**BOROUGH OF RARITAN
REGULAR MEETING
OCTOBER 23, 2012**

The Regular Meeting of the Borough of Raritan Council was held on October 23, 2012 in the Municipal Building, 22 First Street, Raritan, New Jersey 08869 at 7:00 p.m.

Mayor Liptak presided and stated the following: Notice of this meeting was made by advising The Courier News and the Star Ledger of the time, date and place of this Council Meeting, posting a notice on the official bulletin board, the official Borough website, filing a copy in the Borough's Clerk office and including this statement in the minutes of this meeting.

ROLL CALL

Present: Denise Carra, Stefanie Gara, Paul Giraldi, Greg Lobell and Donald Tozzi

Absent: Anthony Soriano

Also Present: Mayor Jo-Ann Liptak; Daniel Jaxel, Borough Administrator; Shelly McGregor, Van Cleef Engineering Associates; Mark Anderson, Borough Attorney; Jolanta Maziarz, Alternate Borough Attorney and Rayna E. Harris, Borough Clerk

Council Member Greg Lobell presented the invocation and flag salute

PUBLIC COMMENTS

Mayor Liptak read the following statement: At this point the Borough Council welcomes comments from any member of the public. To help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers are asked to limit their comments to 5 minutes. If reading from a prepared statement, please provide a written copy and e-mail a copy to the Borough Clerk's Office after making your comments. Please sign in by printing your name and address.

Jim Foohey 710 Rhine Blvd., Raritan, New Jersey 08869: He said my question is regarding the Library situation. He added why can't both of you talk and work it out.

Mayor Liptak responded it is mandated by the State anything over 20% of a 1/3 of a mil would come back to the tax payers. This is tax relief for the Borough. We are simply asking where this money is.

Council Member Giraldi added what we want is a clarification of accounts. Why is the money in one account when it was always in another account?

PROCLAMATIONS

Mayor Liptak read the following:

Proclamation

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Domestic Violence Awareness Month

WHEREAS, domestic violence is a serious crime that many affects people of all races, ages, gender, and income levels; and

WHEREAS, domestic violence is affects over 4 million Americans each year; and

WHEREAS, 1 in 3 Americans have witnessed an incident of domestic violence; and

WHEREAS, children that grow up in violent homes are believed to be abused and neglected at a rate higher than the national average; and

WHEREAS, domestic violence costs the nation billions of dollars annually in medical expenses, police and court costs, shelters, foster care, sick leave, absenteeism, and non-productivity; and

WHEREAS, only a coordinated community effort will stop this heinous crime; and

WHEREAS, Domestic Violence Awareness Month provides an excellent opportunity for citizens to learn more about preventing domestic violence and to show support for the numerous organizations and individuals who provide critical advocacy, services and assistance to victims;

NOW, THEREFORE, I, Jo-Ann Liptak, do hereby proclaim the month of October as

DOMESTIC VIOLENCE AWARENESS MONTH

In the Borough of Raritan and urge our citizens to work together to eliminate domestic violence from our community.

Mayor Liptak read the following:

Proclamation

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**BREAST CANCER AWARENESS MONTH
MAMMOGRAPHY DAY**

WHEREAS, October 2012 is National Breast Cancer Awareness Month and October 19, 2012 is National Mammography Day; and

WHEREAS, breast cancer is the most common cancer among women and kills more women in the United States than any cancer except lung cancer; and

WHEREAS, in 2012, an estimated 226,870 new cases of invasive breast cancer are expected to be diagnosed in women in the U.S. and 39, 510 breast cancer deaths; and

WHEREAS, while breast cancer in men is rare, it does happen with an estimated 2,190 new cases of breast cancer expected to be diagnosed in men in 2012; and

WHEREAS, death rates from breast cancer have been declining, these decreases are thought to be the result of treatment advances, earlier detection through screening, and increased awareness and mammography is the best available method of detecting breast changes that may be cancerous; and

WHEREAS, pink ribbons have been the symbol of the fight against breast cancer since 1993;

NOW, THEREFORE, I, Jo-Ann Liptak, Mayor of the Borough of Raritan, do hereby proclaim
October 2012 as

BREAST CANCER AWARENESS MONTH

And October 19, 2012 as

MAMMOGRAPHY DAY

in the Borough of Raritan and call upon all citizens, private businesses, nonprofit organizations, and all other interested groups to join in activities that will increase their awareness and understanding of breast cancer and what they can do to prevent and control breast cancer and urge Springfield to show support by “going pink”.

Mayor Liptak read the following:

Proclamation

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FIRE PREVENTION WEEK

WHEREAS, the Borough of Raritan is committed to ensuring the safety and security of all those living in and visiting our town; and

WHEREAS, fire is a serious public safety concern both locally and nationally, and homes are the locations where people are at greatest risk from fire; and

WHEREAS, home fires killed more than 2,600 people in the United States in 2010, according to the latest research from the nonprofit National Fire Protection Association (NFPA), and fire departments in the United States responded to more than 369,000 home fires; and

WHEREAS, residents who have planned and practiced a home fire escape plan are more prepared and will therefore be more likely to survive a fire; and

WHEREAS, one-third of Americans households who made one and estimate they thought they would have at least 6 minutes before a fire in their home would become life threatening. The time available is often less, and

WHEREAS, working smoke alarms cut the risk of dying in home fires by half; and

WHEREAS, Raritan's first responders are dedicated to reducing the occurrence of home fires and home fire injuries through prevention and protection education; and

WHEREAS, Raritan's residents are responsive to public education measures and are able to take personal steps to increase their safety from fire, especially in their homes; and

WHEREAS, the 2012 Fire Prevention Week theme, "Have Two Ways Out!" effectively serves to remind us to develop and practice a home fire escape plans during Fire Prevention Week and year-round.

THEREFORE, I, Jo-Ann Liptak, Mayor of the Borough of Raritan, do hereby proclaim October 7-13, 2012, as

FIRE PREVENTION WEEK

I urge all the people of Raritan to practice their home fire escape plan during Fire Prevention Week 2012, and to support the many public safety activities and efforts of the fire and emergency services.

Mayor Liptak read the following:

Proclamation

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CENTER FOR GREAT EXPECTATIONS DAY

WHEREAS, Leadership Somerset's goal is to create an active network of informed, concerned citizens who will work together to enhance their leadership skills, and who are committed to improving the quality of life in our communities; and

WHEREAS, *Supporting Today's Children, Empowering Tomorrow's Dreams*, has become not just the slogan but the objective of one of the 2012 Leadership Class subcommittees who believe that the goals of the **Center for Great Expectations (CGE)** achieves just that in their efforts to assist adolescents, and young mothers who are homeless, pregnant, abused, some of whom may be in substance abuse recovery, and

WHEREAS, the **Center for Great Expectations (CGE)** is a non-profit organization located in the County of Somerset, State of New Jersey, dedicated to saving and changing the

lives of these women in need and their babies by providing housing, treatment and nurturing support; and

WHEREAS, it is the mission of *Supporting Today's Children, Empowering Tomorrow's Dreams* to identify and engage sustainable resources and to create broader community awareness for CGE; and

WHEREAS, by garnering the support of the Mayors and governing bodies in Somerset County, *Supporting Today's Children, Empowering Tomorrow's Dreams* can achieve part of their goal by bringing awareness to the residents in all 21 communities of an organization that has been helping to change the lives of hundreds of women and their children since 1998.

NOW, THEREFORE, I, Jo-Ann Liptak, Mayor of the Borough of Raritan, Somerset County, State of New Jersey, do hereby proclaim October 26, 2012 as

CENTER FOR GREAT EXPECTATIONS DAY

In the Borough of Raritan and ask all citizens to visit the CGE's internet website at thecenterforgreatexpectations.org in an effort to learn more about this organization and volunteer or support some of their many needs.

APPROVAL OF MINUTES

Council Member Carra made a motion to approve the Minutes, numbered one through nine below, and was seconded by Council President Gara. Motion was carried on the following roll call vote.

1. Executive Session I February 8, 2011
2. Executive Session II February 8, 2011
3. Special Meeting March 3, 2011
4. Special Meeting March 8, 2011
5. Executive Session I March 8, 2011
6. Executive Session II March 8, 2011
7. Special Meeting March 15, 2011
8. Special Meeting April, 7, 2011
9. Special Meeting April 12, 2011

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
X		Carra	X			
	X	Gara	X			
		Giraldi	X			
		Lobell	X			
		Soriano				X
		Tozzi	X		X	

Executive Session: August 14, 2012

Council Member Lobell made a motion to approve the above listed Minutes and was seconded by Council Member Tozzi. Motion carried by the following roll call vote.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
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		Carra	X			
		Gara	X			
		Giraldi	X			
X		Lobell	X			
		Soriano				X
	X	Tozzi	X			

Executive Session: August 28, 2012

Council President Gara made a motion to approve the above listed Minutes and was seconded by Council Member Giraldi. Motion was carried by the following roll call vote.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Carra	X			
		Gara	X			
		Giraldi	X			
X		Lobell	X			
		Soriano				X
	X	Tozzi	X			

PUBLIC HEARING

Council Member Lobell moved and Council Member Giraldi seconded the opening of the public hearing for the adoption of prequalification regulations for the Phase 4 Repair and Restoration of the Raritan Public Library. Motion was carried.

Ron Rispoli, 22 Woodmere Street, Raritan, New Jersey, 08869: He asked for an explanation of the prequalification regulations.

Mr. Daniel Jaxel Gave an explanation of the qualifications and regulations for the restoration of the Public Library.

Jim Foohey, 710 Rhine Boulevard, Raritan, New Jersey 08869: He asked what the repairs are for in Phase 4.

Mayor Liptak explained the Phase 4 project.

Thomas Brown 18 Elmer Street, Raritan, New Jersey 08869: Said he was under the impression that the Library pays for the upkeep with the money that comes from the Library Funds and not taxes. He added even though this building is owned by the Borough.

Mayor Liptak added they pay for the building repairs to a certain degree.

Council Member Lobell motioned and Council Member Giraldi seconded the closing of the public hearing for the Adoption of prequalification regulations for the Phase 4 Repair and Restoration of the Raritan Public Library. Motion was carried.

**ORDINANCES: PUBLIC HEARING AND ADOPTION
ORDINANCE 2012-14**

Council President Gara moved and Council Member Tozzi seconded the opening of the public hearing on **Ordinance 2012-14**. Motion carried.

No one spoke.

Council Member Tozzi moved and Council Member Giraldi seconded the closing of the public hearing on **Ordinance 2012-14**. Motion carried.

Council President Gara moved and Council Member Lobell seconded the adoption of **Ordinance 2012-14** on second and final reading. Motion carried by the following roll call vote.

AN ORDINANCE ADOPTING A CODIFICATION AND REVISION OF THE ORDINANCES OF THE BOROUGH OF RARITAN, COUNTY OF SOMERSET, STATE OF NEW JERSEY TO BE KNOWN AS THE CODE OF THE BOROUGH OF RARITAN OF 2012.

BE IT ORDAINED by the Borough Council of the Borough of Raritan in the County of Somerset, as follows:

SECTION ONE:

Pursuant to N.J.S.A. 40:49-4, the ordinances of the Borough of Raritan (hereinafter, the "Borough") of a general and permanent nature adopted by the Borough Council of the Borough of Raritan, as revised, codified and consolidated, and consisting of Chapters 1 through 349, together with an Appendix, but not including the "Preface", are hereby approved, adopted, ordained and enacted as the Code of the Borough of Raritan of 2012 (hereinafter, "Code").

SECTION TWO:

The Code shall supersede all other general and permanent ordinances enacted prior to the enactment of the Code, including the Code of the Borough of Raritan of 1966, except such ordinances as are hereinafter expressly saved from repeal and continued in force.

AN ORDINANCE ADOPTING A CODIFICATION AND REVISION OF THE ORDINANCES OF THE BOROUGH OF RARITAN, COUNTY OF SOMERSET, STATE OF NEW JERSEY TO BE KNOWN AS THE CODE OF THE BOROUGH OF RARITAN OF 2012.

BE IT ORDAINED by the Borough Council of the Borough of Raritan

SECTION THREE:

A paper copy of the Code has been filed in the office of the Borough Clerk and shall remain there for examination by the public until final action is taken on this ordinance; and, if this ordinance shall be adopted, such copy of the Code shall be certified by the Borough Clerk by impressing thereon the Seal of the Borough of Raritan, as provided by law, and such certified copy of the Code shall remain on file in the office of the Borough Clerk, to be made available to persons desiring to examine the same during all times while the Code is in effect.

SECTION FOUR:

The adoption of the Code shall not affect the following ordinances which are hereby expressly saved from repeal:

- A. Any ordinance adopted subsequent to April 24, 2012.
- B. Any ordinance providing for the laying out, opening, altering, widening, relocating, straightening, establishing of grade, changing of name, improvement, acceptance or vacation of any right-of way, easement, street, road, highway, park or other public place or any portion thereof.
- C. Any ordinance appropriating money or transferring funds, promising or guaranteeing the payment of money or authorizing the issuance and delivery of any bond or other instruments or evidence of the Borough's indebtedness.
- D. Any ordinance authorizing the purchase, sale, lease or transfer of property or any lawful contract, agreement or obligation.
- E. The levy or imposition of taxes, assessments or charges or the approval of the Borough budget.
- F. Any currently effective ordinances pertaining to the rate and manner of payment of salaries and compensation of Borough officers and employees.
- G. Any ordinance adopting or amending the Zoning Map.
- H. Any ordinance relating to or establishing a pension plan or pension fund for Borough employees.
- I. An ordinance establishing the Somerset-Raritan Valley Sewerage Authority on or about February 21, 1953.

SECTION FIVE:

The following rights and liabilities shall not be affected by the adoption of the Code:

- A. Any established, accrued or incurred under any legislative provision prior to the effective date of this Ordinance or any action or proceeding brought for the enforcement of such right or liability.
- B. Any offense or act committed or done before the effective date of this ordinance in violation of any legislative provision or any penalty, punishment or forfeiture which may result therefrom.
- C. Any prosecution, indictment, action, suit or other proceeding or any judgment rendered, prior to the effective date of this ordinance, brought pursuant to any legislative provision.
- D. Any franchise, license, right, easement or privilege heretofore granted or conferred.

SECTION SIX:

This Ordinance shall take effect on November 15, 2012.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Carra	X			
X		Gara	X			
		Giraldi	X			
	X	Lobell	X			
		Soriano				X
		Tozzi	X			

RESOLUTIONS

RESOLUTION 2012-10-146

Council Member Lobell moved to adopt Resolution 2012-10-146 and was seconded by Council Member Tozzi. Motion was carried on the following roll call vote.

RAILROAD MONTHLY PARKING REFUND

WHEREAS, the Administrator has informed the Chief Finance Officer that the purchaser of a monthly railroad parking decal sticker has returned the unused portion of the sticker; and

WHEREAS, the purchaser of monthly parking decal sticker has requested the balance of the payment be refunded;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Raritan that the Chief Finance Officer is hereby authorized to refund monthly railroad decal sticker payment to the following purchaser:

Feng Xie, 42 Purcell Road, Bridgewater, NJ 08807 Oct. to Dec. 2012 \$120.00

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Carra	X			
		Gara	X			
		Giraldi	X			
X		Lobell	X			
		Soriano				X
	X	Tozzi	X			

RESOLUTION 2012-10-147

Council President Gara moved to adopt Resolution 2012-10-147 and was seconded by Council Member Giraldi. Motion carried by the following roll call vote.

REFUND RENTAL REGISTRARTION FEE

WHEREAS, the Construction Official advises that there exists an overpayment on a residential rental registration; and

WHEREAS, the Property Owner that made the payment has requested a refund;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Raritan, Somerset County, and State of New Jersey that the Chief Finance Officer is hereby directed to refund the overpayment to Joseph Soriano of 49-51 Thompson St., Raritan, NJ 08869 for the rental property registration at 49-51 Thompson St., Raritan NJ 08869; Block 91 Lot 28 in the amount of \$200.00.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Carra	X			
X		Gara	X			
	X	Giraldi	X			
		Lobell	X			
		Soriano				X
		Tozzi	X			

RESOLUTION 2012-10-148

Council Member Lobell moved to adopt resolution 2012-10-148 and was seconded Council Member Giraldi. Motion was carried by the following roll call vote.

PHASE 4 REPAIR AND RESTORIATION OF THE RARITAN PUBLIC LIBRARY

WHEREAS, in order to ensure quality work and timely performance, the need exists to provide qualifications for bidders interested in performing construction services in connection with Phase 4 Repair and Restoration of the Raritan Public Library, 54 East Somerset Street; and

WHEREAS, pursuant to N.J.S.A. 40A:11-25 of the Local Public Contracts, Law, the governing body of any contracting unit may establish reasonable regulations appropriate for controlling the qualifications of prospective bidders on public works contracts upon approval thereof by the Director of the Division of Local Government Services, State of New Jersey, following a public hearing on the proposed regulations; and

WHEREAS, proposed regulations have been developed by the Borough of Raritan for the work involved in the project; and

WHEREAS, the requisite public hearing on the proposed regulations was held on October 23, 2012 following notice by publication, as prescribed by law; and

WHEREAS, prior to enactment by the Borough of Raritan, it necessary to adopt the prequalification regulations by resolution of the governing body;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Raritan that the prequalification regulations attached hereto and incorporated herein for one overall lump sum contract for work related to the Phase 4 Repair and Restoration of the Raritan Public Library, 54 East Somerset Street, Raritan, NJ 08869 are hereby approved and adopted.

BE IT FURTHER RESOLVED that the Borough Clerk is authorized to submit a copy hereof to the State of New Jersey, Division of Local Government Services in accordance with the Rules of the Board.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Carra	X			
		Gara	X			
	X	Giraldi	X			
X		Lobell	X			
		Soriano				X
		Tozzi	X			

RESOLUTION 2012-10-149

Council President Gara moved to adopt Resolution 2012-10-149 and was seconded by Council Member Tozzi. Motion was carried by the following roll call vote.

REDUCTION OF PERFORMANCE GUARANTEE

WHEREAS, Bridge Walk, LLC, the developer of the Stone Bridge at Raritan project has requested the reduction of a Performance Bond for Block 31, Lot 14; and

WHEREAS, site work has been proceeding on the project to the satisfaction of the Borough Engineer; and

WHEREAS, Stanley J. Schrek, Borough Engineer, has submitted a letter dated October 22, 2012, a copy of which is made part of this resolution, and recommended that the performance guarantee be reduced from the amount of \$4,552,937.22 to \$3,250,682.02;

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Raritan that the reduction of the performance guarantee by \$1,302,255.20 to a total of \$3,250,682.02 is hereby authorized.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Carra	X			
X		Gara	X			
		Giraldi	X			
		Lobell	X			
		Soriano				X
	X	Tozzi	X			

RESOLUTION 2012-10-150

Council Member Lobell moved to adopt Resolution 2012-10-150 and was seconded by Council Member Giraldi. Motion was carried by the following roll call vote.

AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE BOROUGH OF SOMERVILLE FOR ELECTRICAL SUBCODE OFFICIAL/INSPECTOR SERVICES

WHEREAS, the Borough of Raritan and the Borough of Somerville have participated in an inter-local agreement that will expire on December 31, 2012; and

WHEREAS, both municipalities have agreed that the current inter-local agreement has benefits and should continue; and

WHEREAS, it is necessary to amend the inter-local agreement to make price adjustments, contract terms and minor changes to the scope of work; and

WHEREAS, the new agreement shall reflect the following changes:

4. The PROVIDER will specifically not be responsible for providing the following services to the RECIPIENT unless specifically directed by the Borough of Raritan:

- a. Construction Code Official
- b. Fire Sub Code Inspections
- c. Elevator Inspections
- d. Plumbing Inspections
- e. Building Inspections

9. \$56.00 per hour portal to portal for an average of 2-4 hours per week as directed by the Borough of Raritan to a maximum of \$15,000.00 annum. Inspection services requested after 4:30 P.M. or on weekends or holidays will be billed at the rate of \$85.00 per hour and will be included in the annual fee.

BE IT RESOLVED, that the Borough Council of the Borough of Raritan, County of Somerset, State of New Jersey hereby Authorize the inter-local agreement with the Borough of Somerville for Electrical Sub Code official/Inspector Services which shall be effective from January 1, 2013 through December 31, 2013.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Carra	X			
		Gara	X			
	X	Giraldi	X			
X		Lobell	X			
		Soriano				X
		Tozzi	X			

APPROVAL OF BILLS LIST

Council Member Carra moved to approve the Bills List and was seconded by Council Member Tozzi. Motion was carried by the following roll call vote.

BE IT RESOLVED that claims in the amount of \$1,691,320.27 having been listed on the Bills List and recorded in the files of the Borough Hall are hereby approved to be paid.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
X		Carra	X			
		Gara	X			
		Giraldi	X			
		Lobell	X			
		Soriano				X
	X	Tozzi	X			

COMMITTEE AND LIAISON REPORTS

Council Member Giraldi reported for the Recreation Committee on December 2nd Santa will be coming to town. He also said there was nothing to report for the Police Department.

Council Member Tozzi reported for the Dog Park which will have free dog training once a month from March-April 2013 by Camp Bow Wow. He also reported the Library is having a 3-D Frankenstein movie this weekend.

Council Member Lobell reported for the Rescue Squad on October 16th the new ambulance 54-4 was christened. This event was attended by Mayor Liptak, Mayor Gallagher and a number of old and new members of the Rescue Squad. He also reported on the Fire Department asking everyone to please donate to the fund raiser that is going on. Adding October 24th will be a meeting for the Basilone Parade Committee.

Council Member Carra reported for Finance a request for all department heads and boards to submit an itemized operating budget for 2013 by January 9th 2013. She said the State of New Jersey has mandated for 2013 a maximum non-ordinance 2.5 % appropriation increase and up to 3.5 % maximum appropriation increase by ordinance only. She added the Tax Levy Cap remains at 2% and Capital Items costing less than \$ 10,000.00 should be included in your operating budget. She reported the Borough received \$ 1,285.00 from the Car Wash for the month of September. She also reported the Raritan Borough Municipal Court collected \$10,193.00 in fines the Borough of Raritan receiving \$ 4,659.40. She reported on the Economic Development Committee who showcased the beauty of our river front by hosting the First Raritan River Fest on September 30, 2012. She added the EDC would like to recognize Council Member Tozzi for creating the first rubber duck race and also Uncle Vinnie's for their sponsorship of this wonderful creation. She said the host of this event The Raritan Loyal Order of the Moose #1965 presented a check to the two charity partners the Steeple Chase Cancer Center and Raritan Fire Department Relief Hose #2 totaling \$15,000.00 on October 7, 2012. She added a special thank you goes to all the wonderful volunteers, the Raritan Police Department, Raritan Public Works Department and the Fire Department. She reported attending the preconstruction meeting for Orlando Drive. Adding the week of November 5 the concrete work will be started and then resumed in the spring of 2013.

Council President Gara reported on the Environment Commission meeting for sustainability which is moving along. She added the Council has added another recycle container to be purchased and placement will be at Canal Park. She also said New Tech will be providing a trailer for unused electrics at Washington School the first drop off will be on Saturday, November 7th. She added residents will be notified of other drop off dates and this information will be in the new Borough calendar.

Mayor Liptak read a letter from the Somerset County Solid waste manager encouraging residents to recycle curbside. She also said the Guitar Center is opening on Thursday October 25th. Adding our Police officers are doing a wonderful job with 15 or more DUI's at Monday Court with a special Court on October 29 just for DUI's.

Council Member Lobell reported on the Teachers contract which was settled on Monday October 22nd with an 8.7% over 4years. He added stipends and substitutes will be frozen for 3 years an increase rate for the academic year 2014 to 2015. He also said the tuition Cap reimbursement is frozen to the 2010-2011 contract level.

Council Member Lobell asked are we anywhere with the Firehouse painting.

Mr. Jaxel replied no not yet, there is trouble matching the paint.

OLD BUSINESS

Council President Gara said Mr. Danbury came before the Council about the Basilone Parade has anything happened with this.

Mayor Liptak replied he might be looking for a letter of Intent. She added he is looking for a commitment from the Borough.

Mr. Jaxel added it was thought that the Borough Attorney would draft an agreement.

Mark Anderson said a letter of Intention is unnecessary step you may need an outline of terms. He added to go directly to contract would be an out sourcing agreement.

Council President Gara added she wants to start fund raising right now so we really need to move on this.

Council Member Lobell added he will speak to Mr. Danbury on October 24th and will give the Borough Attorney his contact information.

Council Member Lobell asked about the Route 28 pump station repair.

Shelly McGreevy replied she will speak with DPW.

Mr. Jaxel added a purchasing order went out the next day.

NEW BUSINESS

Council Member Lobell said we are not charging recipient for certify mail fees.

Mr. Anderson replied could ask the Court to collect it or could amend fine section of the Ordinance, but will be up to the Judge and the Courts.

Council Member Tozzi said working on bringing the Bike Races back to the Borough. He added he met with the reprehensive of Middle Earth this would be on the Saturday before Memorial Day. He added also flea markets at the Canal Park in the summer.

PUBLIC COMMENTS

At this point the Borough Council welcomes comments from any member of the public. To help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers are asked to limit their comments to 5 minutes. If reading from a prepared statement, please provide a written copy and e-mail a copy to the Borough Clerk's Office after making your comments. Please sign in by printing your name and address.

Gerry Cicero, 5 Woodmere Street, Raritan, New Jersey 08869: She questioned the move of Santa coming to Town to the Municipal Building instead of Quick Chek.

Council Member Lobell answered Quick Chek will still be decorated and this will be bigger and there will be more activities if Santa is done at the Municipal Building there is a lot more room.

Council Member Giraldi added there was also a safety issues. Council Member Lobell said Santa will still make an entrance.

Ron Rispoli, 22 Woodmere Street, Raritan, New Jersey 08869: Said he was confused about the restoration of the Library. Mr. Rispoli asked what repairs the Library are paying for at that building.

Mr. Jaxel replied this is just approving the process to qualify the bidders.

Mr. Jaxel explained the nature of Capital and Minor repairs. He added what funding source verses Borough Council authorization not normal operating fixes and repairs. He also said this case is pertaining to capital repairs with various Council approvals.

Mayor Liptak explained funding of this project and bids.

Thomas Brown, 18 Elmer Street, Raritan, New Jersey 08869: Said he thinks it is important to have the management between the bodies. He added this is a breakdown of communication and seems there is a disconnection. Thomas Brown added he spoke with the president of the Library Board and was told the Library paid \$200,000. For the roof to be replaced and they also pay for garbage pickup.

Mayor Liptak replied we want to have a dialogue.

Jim Foohey, 710 Rhine Boulevard, Raritan, New Jersey 08869: Asked why we charge the Library to cut the grass for a Borough owned building. Jim Foohey asked are there going to be vendors at these flea markets because it might be better to have a community Lea Market to eliminate a lot of yard sales. Jim Foohey suggested making the charge for the tables a nominal fee.

Mr. Jaxel replied we do not charge the Library for grass cutting. If the Borough wanted to we could charge for insurance for the building, grass cutting, garbage collection but we chose not to change these things we try to work with the Library.

Council Member Tozzi added we do not want to limit it to Raritan residents we want to show case the town.

Mayor Liptak added the Halloween Parade will be here at the Municipal building on Wednesday October 31 at 6:00 p.m.

EXECUTIVE SESSION

Mayor Liptak read the Resolution 2012-10-151 to enter Executive Session

RESOLUTION 2012-10-151

Council President Gara moved to adopt resolution 2012-10-151 and was seconded by Council Member Tozzi. Motion was carried by the following roll call vote.

EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-7, et seq., commonly known as the “Sunshine Law”, requires that Borough Council meetings be open to the public except for the discussion of certain subjects; and

WHEREAS, the “Sunshine Law” requires that a closed session be authorized by resolution;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Raritan that the following portion of this meeting shall be closed to the public; and

BE IT FURTHER RESOLVED that the meeting shall be resumed at the end of closed session; and

BE IT FURTHER RESOLVED that the subjects to be discussed and the time of public release of the minutes of the closed session are indicated below:

SUBJECT MATTER

1. Personnel – Property Maintenance
2. Litigation - Fred Mountjoy et. al. v. Borough of Raritan
3. Attorney-Client Privilege

TIME WHEN AND THE CIRCUMSTANCES UNDER WHICH THE SUBJECT MATTER CAN BE DISCLOSED:

Upon authorization by the Borough Attorney

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Carra	X			
X		Gara	X			
		Giraldi	X			
		Lobell	X			
		Soriano				X
	X	Tozzi	X			

A motion was made by Council President Gara and seconded by Council Member Giraldi to adjourn the Executive Session and to return to the normal order of business. Motion carried.

ADJOURNMENT

Council President Gara moved to adjourn the meeting and seconded by Council Member Tozzi. Motion carried. Meeting adjourned at 9:15 p.m.

Respectfully submitted,

Rayna E. Harris, Borough Clerk

REH/cmd