

**BOROUGH OF RARITAN
REGULAR MEETING**

The Regular Meeting of the Borough of Raritan Council was held on April 23, 2013 in the Municipal Building, 22 First Street, Raritan, New Jersey 08869 at 7:00pm.

STATEMENT OF PUBLIC NOTICE

Mayor Jo-Ann Liptak read the following notice: This meeting is called pursuant to the provisions of the Open Public Meetings Law. Notices of this meeting were sent to The Courier News and the Star Ledger on January 6, 2013. In addition, copies of notices were posted on the bulletin board in the Municipal Building, on the Raritan Borough website and filed in the Office of the Borough Clerk. Notices on the bulletin board have remained continuously posted. Proper notice having been given, the Borough Clerk is directed to include this statement in the minutes of this meeting.

ROLL CALL

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

Absent: None

Also Present: Mayor Jo-Ann Liptak, Daniel Jaxel, Borough Administer; Stanley Schrek, Borough Engineer; Mark Anderson, Borough Attorney; Jolanta Maziarz, Alternate Borough Attorney and Rayna E. Harris, Borough Clerk

FLAG SALUTE AND INVOCATION

Council Member Anthony Soriano led the flag salute and invocation.

PUBLIC COMMENTS

Mayor Liptak read the following:

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.

No one spoke

PROCLAMATIONS

Mayor Liptak read the following Proclamations:

Administrative Professionals Week and Administrative Professionals Day

Proclamat

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ADMINISTRATIVE PROFESSIONALS WEEK ADMINISTRATIVE PROFESSIONALS DAY

WHEREAS, Administrative professionals play an essential role in coordinating the office operations of businesses, government entities, educational institutions, and other organizations; and

WHEREAS, the work of administrative professionals today requires advanced knowledge and expertise in communications, computer software, office technology, project management, organizations, customer service, and other vital office-management responsibilities; and

WHEREAS, observed annually in workplaces around the world, Administrative Professionals Week recognizes the important contributions of administrative support staff; and

WHEREAS, the theme of Administrative Professionals Week 2013, “Honoring the Office Professionals Who Make the Office Work”, reflects the integral and central role that office professionals play in today’s modern businesses and governments;

NOW, THEREFORE, I, Jo-Ann Liptak, Mayor of the Borough of Raritan by virtue of the authority vested in me, do hereby proclaim April 21 through 27, 2013, as

ADMINISTRATIVE PROFESSIONALS WEEK

And April 24, 2013, as

ADMINISTRATIVE PROFESSIONALS DAY

Across the Borough of Raritan, and I urge my fellow citizens and all employers to recognize the invaluable contributions made by administrative professionals in the workplace.

Earth Day

Proclamation

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EARTH DAY

WHEREAS, since April 22, 1970d, “Earth Day” celebrations have annually demonstrated a compelling commitment among millions of Americans to raise public understanding of the complex relationships that exist between people and their daily activities and the environment; and

WHEREAS, “Earth Day” symbolizes the importance our Nation places on environmental stewardship and serves to unify all of us on the practice of environmental protection each and every day; and

WHEREAS, the New Jersey Department of Environmental Protection was created on the first “Earth Day”, officially proclaiming New Jersey’s intent to put forth an integrated and Coordinated statewide effort to maintain a superior quality of life for all residents; and

WHEREAS, there is increasing interest and action being undertaken by various levels of government, member of the private sector and the public at large to incorporate “green” sustainable behaviors and routine practices in order to help reduce their impact on the environment; and

WHEREAS, Raritan’s leaders and residents are working diligently to recover, rebuild and restore our homes, businesses and communities following the destruction of Super Storm Sandy, all the while protecting our environment and natural resources;

NOW, THEREFORE, I Jo-Ann Liptak, Mayor of the Borough of Raritan, do hereby proclaim APRIL 22, 2013 as **EARTH DAY**

In Raritan and encourage residents to honor this observance with the appropriate activities and programs.

Child Abuse Prevention and Awareness Month

Proclamation

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CHILD ABUSE PREVENTION AND AWARENESS MONTH

WHEREAS, the maltreatment, abuse and neglect of children is a significant social problem that damages children physically, mentally and emotionally and inflicts immeasurable harm on society as a whole and all children deserve to be nurtured, protected and free from physical or emotional harm; and

WHEREAS, Raritan believes that strong, healthy families are the best place to raise children; and

WHEREAS, Raritan Borough is committed to building a continuum of community-based child abuse prevention and intervention programs that are culturally competent, strength-based and family-centered and that achieve positive outcomes for parenting and family relationships as well as the empowerment of domestic violence victims and their children; and

WHEREAS, all sectors of the community, including law enforcement, medical professionals, schools, courts and media outlets, as well as numerous public and private agencies, have joined forces to promote public awareness and community involvement in strengthening families during the month of April and continuing throughout the year;

NOW, THEREFORE, I Jo-Ann Liptak, Mayor of the Borough of Raritan, do hereby proclaim: April 2013 as

CHILD ABUSE PREVENTION AND AWARENESS MONTH

In Raritan and urge our residents to become involved in efforts aimed at strengthening families and communities and preventing our children from being abused and neglected.

DATED: April 23, 2013

National “Donate Life” Month

Proclamation

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NATIONAL “DONATE LIFE” MONTH

WHEREAS, realizing the urgent need for donors around the country, the **NATIONAL “DONATE LIFE” MONTH** observance was established in 2003, to promote a greater understanding about the life-saving benefits of donation. Established in 2012, “**NATIONAL DONATE LIFE BLUE AND GREEN DAY**” on April 19th, 2013, represents a national effort to support and raise awareness for organ and tissue donation and transplantation. Moreover, the

need is increasing. The New Jersey Organ and Tissue Sharing Network (NJ Sharing Network) is committed to addressing that need through enhanced awareness; and

WHEREAS, the transplantation of organs and tissues is a miracle of modern medicine made possible through the compassion of organ and tissue donors, enabling surgeons to save thousands of lives every year. Donors not only give the gift of life, but also often restore health and sight to the recipients of the tissue and organs. People of all ages, ethnic backgrounds and religions are affected by the need for organ transplants and by the serious shortage of organ donors that exists. Currently, there are nearly 5,000 New Jersey residents and over 115,000 Americans awaiting life-saving and life-enhancing transplant operations; and

WHEREAS, every capable person should support this vital effort by learning more about donating tissue and organs, registering as organ and tissue donors, making their families aware of their wishes, and be willing to give the precious gift of health, sight, and life to people in need; and

WHEREAS, registering as an organ and tissue donor at a local Motor Vehicle Agency or online at www.NJSharingNetwork.org signifies our fundamental human responsibility to help others; and

NOW, THEREFORE, I, Jo-Ann Liptak, Mayor of the Borough of Raritan, do hereby proclaim April 2013 as:

“DONATE LIFE” MONTH and “NATIONAL BLUE AND GREEN DAY”

In Raritan, New Jersey, and I urge all residents to join me in promoting organ and tissue donor education through the national “donate life” month observance. This is a great opportunity to join in the fight to save lives by giving the greatest gift.

Council Member Gara out of meeting at 7:06 pm

Council Member Gara returned to meeting at 7:07pm.

MINUTES

1. October 18, 2011: Special Meeting Minutes-Capital Budget

Council Member Lobell motioned to approve the above **October 18, 2011 Special Meeting Minutes**, second by Council Member Giraldi. Motioned carried by the following roll call vote.

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

2. May 29, 2012: Special Meeting Minutes- Police Consolidation Study

Council Member Gara motioned to approve the above **May 29, 2012 Special Meeting Minutes**, seconded by Council President Tozzi. Motion carried by the following roll call vote.

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

3. June 2, 2012: Special Meeting Minutes-Police Consolidation Study

Council Member Lobell motioned to approve the above **June 2, 2012 Special Meeting Minutes**, seconded by Council Member Soriano. Motion carried by the following roll call vote.

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

4. November 20, 2012: Regular Meeting Minutes

Council Member Carra motioned to approve the above **November 20, 2012 Regular Meeting Minutes**, seconded by Council President Tozzi. Motion carried by the following roll call vote.

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

5. November 28, 2012: Special Meeting Minutes: NEG Worksite Contract Agreement

Council Member Carra motioned to approve the above **November 28, 2012 Special Meeting Minutes**, seconded by Council Member Gara. Motion carried by the following roll call vote.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
X		Carra	X			

	X	Gara	X			
		Giraldi	X			
		Lobell	X			
		Soriano			X	
		Tozzi	X			

6. December 18, 2012: Agenda-Workshop Meeting Minutes

Council Member Lobell motioned to approve the above **December 18, 2012 Agenda-Workshop Meeting Minutes**, seconded by Council President Tozzi. Motion 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			

7. December 18, 2012: Regular Meeting Minutes

Council Member Gara motioned to approve the above **December 18, 2012 Regular Meeting Minutes**, seconded by Council Member Giraldi. Motion carried by the following roll call vote.

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

PUBLIC HEARING AND ADOPTION OF ORDINANCES
Ordinance 2013-04

An Ordinance Amending the Raritan Borough Code by Amending Alcoholic Beverage License Fees in Article I of Chapter 83

Council Member Carra motioned to open the public hearing for **Ordinance 2013-04** seconded by Council Member Lobell. Motion carried.

No one spoke
Ordinance 2013-04

Council Member Giraldi motioned to close the public hearing for **Ordinance 2013-04** seconded by Council Member Giraldi. Motion carried.

Ordinance 2013-04

Council Member Gara motioned to adopt **Ordinance 2013-04** seconded by Council Member Carra. Motion carried by the following roll call vote.

AN ORDINANCE AMENDING THE RARITAN BOROUGH CODE BY AMENDING ALCOHOLIC BEVERAGE LICENSE FEES IN ARTICLE I OF CHAPTER 83

BE IT ORDAINED by the Borough Council of the Borough of Raritan in the County of Somerset that the Code of the Borough of Raritan of 2012 as heretofore amended be further amended as follows:

SECTION ONE:

§80-1 entitled "License Fees" is hereby replaced in its entirety with the following:

§ 80-1. License Fees

- A. The annual renewal fees for plenary retail consumption licenses shall be as follows:
 - (1) 2013: \$1,100.
 - (2) 2014: \$1,100.
 - (3) 2015: \$1,200.
 - (4) 2016: \$1,200.
 - (5) 2017: \$1,300.
 - (6) 2018: \$1,300.

- B. The annual renewal fees for plenary retail distribution licenses shall be as follows:
 - (1) 2013: \$800.
 - (2) 2014: \$800.
 - (3) 2015: \$850.
 - (4) 2016: \$850.
 - (5) 2017: \$900.
 - (6) 2018: \$900.

- C. The annual renewal fee for a club license will be \$175.00

SECTION TWO:

This Ordinance shall take effect upon its final passage and publication according to law.

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

Ordinance 2013-05

Calendar Year 2013 Ordinance to Establish a Cap Bank

Council Member Gara motioned to open the Public Hearing for **Ordinance 2013-05**, seconded by Council Member Carra. Motion carried.

No one spoke

Ordinance 2013-05

Council Member Lobell motioned to close the Public Hearing for **Ordinance 2013-05**, seconded by Council President Tozzi. Motion carried.

Ordinance 2013-05

Council Member Gara motioned to Adopt **Ordinance 2013-05**, seconded by Council Member Giraldi. Motion carried by the following roll call vote.

CALENDAR YEAR 2013

**ORDINANCE TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et.seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said final budget appropriations to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations; and,

WHEREAS, a municipality may, by ordinance, bank the difference between its final budget appropriations and the 3.5% increase authorized by this ordinance when said difference is not appropriated as part of the final budget; and,

WHEREAS, the Borough Council of the Borough of Raritan, County of Somerset, hereby determines that this difference in the amount of \$111,665.01 that is not appropriated as part of the final budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final

appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

INTRODUCTION OF ORDINANCES

Ordinance 2013-06:

An Ordinance Amending the Raritan Borough Code of 2012 by Revising Section 82-5 “Parking Time Limited on Certain Streets”

Council Member Lobell motioned to **Introduce Ordinance 2013-06**, seconded by Council Member Gara. Motion carried by the following roll call vote.

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

These ordinances will be considered for final passage after public hearing thereon at a meeting of said Borough Council to be held in the Municipal Building, 22 First Street, Raritan, New Jersey, on Tuesday, May 28, 2013 at 7:00 PM or at any time and place to which the meeting for the further consideration of the ordinance shall be adjourned.

PUBLIC HEARING: CY 2013 MUNICIPAL BUDGET

Council Member Gara motioned to open the public hearing for **CY 2013 Municipal Budget**, seconded by Council President Tozzi. Motion carried.

Daniel Jaxel noted the State of New Jersey has not completed a budget review on this yet. He added adoption may be on May 28, 2013.

Council Member Giraldi motion to close the public hearing for CY 2013 Municipal Budget, seconded by Council President Tozzi Motion carried.

RESOLUTIONS

RESOLUTION 2013-04-055

Council Member Gara motioned to adopt **Resolution 2013-04-055** seconded by Council President Tozzi. Motion carried by the following roll call vote.

RAILROAD MONTHLY PARKING REFUND

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

WHEREAS, the purchaser(s) 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(s):

1. Sumit Sachdeva, 27 Huntley Way, Bridgewater, NJ 08807
April to December 2013 - \$360.00
2. Suneel Tyagi, 31 Elmara Drive, Bridgewater, NJ 08807
April to June 2013 - \$120.00
3. Brian Smith, 1051 Hillcrest Drive, Branchburg, NJ 08853
May to December 2013 - \$320.00

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

RESOLUTION 2013-04-056

Council Member Gara motioned to adopt **Resolution 2013-04-056**, seconded by Council Member Soriano. Motion carried by the following roll call vote.

RESOLUTION SUPPORTING PSE&G’S ENERGY STRONG PROGRAM

WHEREAS, the State of New Jersey has experienced a series of extreme weather events over the last two years, including but not limited to Hurricane Irene, the October 2011 snowstorm, super storm Sandy and accompanying Nor’easter; and

WHEREAS, Raritan was impacted by said extreme weather events in many ways, including total destruction and loss of machinery and equipment, power outages, loss of trees and other damages; and

WHEREAS, Public Service Electric and Gas Company (“PSE&G”) operates a power generator facility in Raritan and provides Raritan electric and gas service and; and

WHEREAS, Raritan is also the host community for the state of the art Peaking Project of PSE&G, a PSE&G affiliate, covering approximately eight acres, which will rapidly produce electricity during periods of high demand; and

WHEREAS, said extreme weather events severely damaged PSE&G’s infrastructure, including but not limited to: flooded electrical substations due to storm surges, downed power lines and poles due to high winds and fallen trees, and the destruction of gas meters due to contact with water; and

WHEREAS, the New Jersey Board of Public Utilities (“BPU”) issued an order on January 23, 2013 directing the State’s electric and gas utilities, including PSE&G, to implement certain recommendations in the areas of: “Preparedness efforts”, “Communications”, “Restoration and response”, “Post event”, and “Underlying infrastructure issues; and

WHEREAS, PSE&G submitted an infrastructure filing on February 20, 2013 entitled “Energy Strong”; and

WHEREAS, “Energy Strong” proposes an investment of \$3,98B worth of infrastructure projects over a 10-year period to enhance PSE&G’s electrical and gas system, including, but not limited to fortifying electrical stations, replacing and modernizing cast iron gas mains, deploying smart grid technologies, improving pole distribution systems, creating more redundancies, undergrounding of electricity lines, and protecting as metering stations;

WHEREAS, Raritan would benefit from the proposed investments in the “Energy Strong” filing;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Raritan, County of Somerset and State of New Jersey that Raritan Borough hereby formally declares its support for PSE&G’s Energy Strong” program.

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

RESOLUTION 2013-04-057

Council Member Lobell motioned to adopt **Resolution 2013-04-057**, seconded by Council Member Giraldi. Motion carried by the following roll call vote.

AWARDING THE SALE OF A PARCEL OF LAND OWNED BY THE BOROUGH OF RARITAN LOCATED IN LOT 26, BLOCK 116.01 NO LONGER NEEDED FOR PUBLIC USE

WHEREAS, the Borough of Raritan is the owner of a parcel of real property located in Lot 26, Block 116.01 in the Borough of Raritan (the “Parcel”); and

WHEREAS, the Borough Council found and declared that the Parcel is no longer needed for any public purpose and should be sold; and

WHEREAS, a resolution identified as Resolution 2012-06-090, authorizing the sale of the Parcel, required pursuant to N.J.S.A. 40A:12-13 and 13.1, was adopted by the Borough Council on June 26, 2012 (“Resolution”); and

WHEREAS, as authorized by the Resolution, the Borough Council accepted bids by public auction for the sale of the Parcel on July 24, 2012;

WHEREAS, one conforming bid was received before noon on July 24, 2012 as required by the Resolution; and

WHEREAS, on August 14, 2012, the Borough Council awarded the bid to the highest and only bidder, Raritan 26 Corp., represented by Berger and Bornstein, Counselors at Law, 237 South Street, Morristown, New Jersey 07962, on its bid of \$100.00 subject to the terms and conditions contained in the Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Raritan in the County of Somerset that the Mayor, Borough Clerk, Borough Attorney and any other necessary Borough Officials are hereby authorized and directed to execute and deliver the Deed and all other documents and undertake all actions reasonably necessary to effectuate the sale of the Parcel authorized herein.

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

RESOLUTION 2013-04-058

Council Member Lobell motioned to adopt **Resolution 2013-04-058**, seconded by Council Member Soriano. Motion carried by the following roll call vote.

PERMIT TO KEEP ANIMALS

WHEREAS, an application for a permit to keep animals has been filed by Laura Sullivan in accordance with Chapter 92 of the Code of the Borough of; and

WHEREAS, an applicant has produced a sketch and description of the proposed confinement area(s); and signatures as proof of notification of all property owners and occupants whose property geographically borders the property which will harbor said animals; and

WHEREAS, that the Health Officer and Zoning Officer have submitted their findings and recommendations with no objections to the application;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Raritan, County of Somerset, and State of New Jersey hereby approves the Permit to Keep Animals – Chickens for the following applicant:

Laura Sullivan, 137 Weiss Terrace, Raritan, NJ 08869

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

RESOLUTION 2013-04-059

Council Member Lobell motioned to adopt **Resolution 2013-04-059**, seconded by Council Member Giraldi. Motion carried by the following roll call vote.

DISPOSITION OF EQUIPMENT BY THE RARITAN PUBLIC LIBRARY

WHEREAS, the Borough Administrator has deemed certain property not needed for public use; and

WHEREAS, N.J.S.A. 40:11-36 provides that any contracting unit by resolution of its Governing Body may authorized the disposition of its personal property; and

WHEREAS, certain unneeded Library electronic equipment with an aggregate value of less than \$3,150.00, of which are the items listed below:

1. Hewlett-Packard Computer Tower, Asset Inventory #408
2. Citizen Receipt Printer, Asset Inventory #413

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Raritan the aforesaid property be and is hereby deemed no long needed for public use.

BE IT FURTHER RESOLVED that the Library Director may arrange for disposition of said property.

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

RESOLUTION 2013-04-060

Council Member Gara motioned to adopt Resolution 2013-04-060, seconded by Council President Tozzi. Motion carried by the following roll call vote.

CHANGE ORDER #1 FOR Z BROTHERS CONCRETE CONTRACTORS INC. IN THE AMOUNT OF \$19,000.00 FOR THE PROJECT COMMONLY KNOWN AS THE RECONSTRUCTION OF ORLANDO DRIVE (PHASE 1)

WHEREAS, the original contract with Z Brothers Concrete Contractors, Inc., 304 Jernee Mill Road, Sayreville, NJ 08872 authorized by Resolution 2012-09-138 was in the amount of \$575,526.16; and

WHEREAS, Change Order #1 in the amount of \$19,000.00 is being requested for 6” perforated pipe, installed with stone and filter fabric (approximately 760 LF - \$ 25 per LF) and drainage inlet work (1 Unit - \$6,500); and

WHEREAS, the Borough Engineer agrees with the request for the additional monies, after review, and is recommending approval of Change Order #1;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Raritan, County of Somerset and State of New Jersey that Change Order #1 for Z Brothers Concrete Contractors Inc. in the amount of \$19,000.00 for the project commonly known as the Reconstruction of Orlando Drive.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be authorized to sign same.

		Carra	X			
X		Gara	X			
		Giraldi	X			
		Lobell	X			
		Soriano	X			
	X	Tozzi	X			

Stanley Schrek added the drainage work is slightly different due to ground water off the golf course.

APPROVAL OF BILLS LIST

Council Member Carra motioned to approve the Bills List, seconded by Council Member Lobell. Motion carried by the following roll call vote.

APPROVAL OF BILLS LIST

BE IT RESOLVED that claims in the amount of \$2,081,405.80 having been listed on the Bills List and recorded in the files of the Borough Hall, and are hereby approved to be paid.

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

PURCHASE ORDER REQUESTS

1. Absolute Tree Experts, LLC in the amount of \$3,900.00

Council Member Gara motioned to approve the above purchase order request for \$3,900.00, seconded by Council Member Lobell. Motion carried by the following roll call vote.

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

2. Safran MorpphoTrak, Inc. in the amount of \$2,633.69

Council Member Gara motioned to approve the above purchase order request for \$2,633.69, seconded by Council President Tozzi. Motion carried by the following roll call vote.

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

COMMITTEE AND LIAISON REPORTS

Public Works

Council President Tozzi gave the following report: DPW will have the bleachers up by Friday, the problem was they had the wrong directions.

Cultural and Historic Committee

Council President Tozzi gave the following report: will be getting black curtains for the Fire House to hide the storage area. He added we are looking into additional grants.

Mayor Liptak added the Baptismal Font was picked up from the old Third Reform Church. She added this is solid marble.

Bike Races

Council President Tozzi reported: The Bike Races are proceeding as previously reported.

Basilone Parade Committee

Council Member Giraldi reported: The military vehicles that were going to be on display at the end of Thompson Street will not be coming. He added next meeting is on May 24, 2013.

Police Department

Council Member Gara reported: Gave the activity and finance report for both the Police Department and Courts. She commented Somerset County Sheriff Department and Borough Police held a Child Car Seat Safety inspection on April 16th at JFK School. She noted anyone needed further assistance can contact Lt. Ludwick at the Borough Police Department. She added the cherry trees that were planted in 2012 have been removed and new trees have been planted that are more appropriate for our area. She added Earth Day clean-up will on Sunday April 28th at 11:00 am between 50-85 volunteers will be cleaning up both sides of the Raritan River area. She noted UNICO will be cleaning up Orlando Drive up to the construction area on Saturday April 27th.

Public Works

Council Member Gara noted the landscaping project at the Municipal Building will begin on May 2, 2013.

Economic Development Committee

Council Member Gara reported: River Fest plans are moving forward. She added the plan is to get additional businesses to support the event and survey all businesses and then generate a report.

Board of Health

Council Member Carra reported: The Registrar's Report for the month of March. She noted Rachel Lender, American Cancer Society and Manager for Tobacco Free for a Healthy New Jersey spoke to the Board of Health about the smoke free parks and recreation Ordinance.. She noted Somerset County Health Department's warning on Pesticides.

Rescue Squad

Council Member Soriano reported: The Rescue Squad report for the month of March.

Environmental Committee

Council Member Soriano reported: The Committee is working towards gaining points to get sustainable New Jersey Certification. He added one of the ways is to do a tip of the month which will be posted on the Borough website

Recreation

Council Member Lobell reported: Opening day will be on Saturday April 27th due to rain on April 20th. He added the report that was given to Mayor and Council is for the Orlando Drive Project timeline and the seven different projects. He noted updates will continue monthly as the projects move forward.

APPOINTMENTS

Mayor Liptak noted Richard DeLuca has tendered his resigned as a Library Board Trustee Member.

Mayor Liptak asked Council to approve the appointment of Bruce Doorley to the Library Board of Trustees, unexpired term.

Council President Tozzi motioned to approve Bruce Doorley to the Library Board of Trustees, unexpired term, seconded by Council Member Gara. Motion carried by the following roll call vote.

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

Volunteer of the Year

Mayor Liptak announced Teresa Bray has been selected as Volunteer of the Year. She added Mrs. Bray will be honored at the Volunteer of the Year Dinner on April 25th at the Municipal Building at 7:00pm.

OLD BUSINESS

Council Member Gara noted the Basilone Statue report was not done by a professional company therefore we will need quotes and estimates for an inspection of the statue. She asked for Council authorization.

No objections noted.

Council Member Gara added she has been in contact with the artist of the Basilone Statue, Ms. Orlando and was told the artist could make any repairs that need to be done. She was told by the artist there is 100 pounds of the original clay that the statue was made from. She suggested this clay can be sold or auctioned to pay for the preservation of the Statue. She noted the artist would be willing to give it to the Borough.

NEW BUSINESS

Council Member Carra commented she received a complaint from a resident on Riverside Ave in regards to the traffic in the area, this being a hazard to children at play. She added the resident has suggested signs posted in the area.

Council Member Lobell suggested four way stop signs would be best.

Stanley Schrek suggested the Police Department do a study.

Mayor Liptak suggested making Richard Street the through street.

Daniel Jaxel commented drivers don't pay attention. He noted the State specifically recommended the configurations and this would need to be discussed.

Stanley Schrek suggested getting a counter out to the area.

Council President Tozzi commented the need for the Police Department to continue to patrol the Nieves Street Bridge after 6:00pm due to a number of complaints being made. He added there are a lot of kids skateboarding and lying all over the benches, people are frightened to go down there.

Council Member Carra asked Council Member Tozzi are we going to have a Flea Market and a Farmers Market.

Council President Tozzi replied we will be starting with the Flea Market for now.

PUBLIC COMMENTS

Mayor Liptak read the following at 7:56 pm:

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.

No one spoke

EXECUTIVE SESSION

In public Mayor Liptak read the following resolution to enter an Executive Session.

RESOLUTION 2013-04-061

Council Member Gara motioned to adopt Resolution 2013-04-061, seconded by Council President Tozzi. Motion 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. Litigation: Sausa, Library Board of Trustees (2012) and Gannett
2. 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			

Council Member Gara motioned to adjourn the Executive Session and return to the normal order of business, seconded by Council Member Giraldi. Motion carried.

ADJOURNMENT

Council Member Gara motioned to adjourn seconded by Council President Tozzi. Motion carried at 8:08pm.

Respectfully submitted,

Rayna E. Harris, Borough Clerk

REH/cmd