

**MEETING OF MAYOR AND COUNCIL  
WEDNESDAY, APRIL 25, 2012  
7:00 P.M.**

**MEETING CALLED TO ORDER \* STATEMENT REGARDING OPEN PUBLIC  
MEETING LAW \* SALUTE TO THE FLAG**

The meeting was called to order by Mayor Martin at 7:04 p.m. Adequate notice of this meeting was provided as is required by the Open Public Meetings Law with advertising in the Home News Tribune and posting on the bulletin board. All present Pledged Allegiance to the Flag.

**CALLING OF THE ROLL**

Peckham - absent  
Asciolla  
Janeczek  
Karczewski - absent  
Perez  
Smith

**PUBLIC PORTION**

There was no one from the Public who wished to speak.

**PUBLIC HEARING ON BUDGET**

The hearing on the budget was opened to the Public. There being no one from the Public who wished to speak on the budget; the hearing was closed.

**CONSENT AGENDA – RESOLUTION # 2012 - 98**

Report of Municipal Clerk, Tax Collector

**RESOLUTIONS:**

- 90 – Resolution authorizing the Tax Collector to issue a Senior Citizen Deduction for 37 George W. Helme Drive and identified on the Borough Tax map as Block 20 Lot 69
- 91 – Resolution amending 2012 Temporary Budget Appropriations
- 92 - Payment of Bills with the approval of Finance Chairman
- 93 – Refund of Adoption fee
- 94 – Resolution authorizing an agreement with Allen Security Company for the installation of a security system at the Animal Shelter
- 95 – Resolution authorizing an agreement with Allen Security Company for the installation of a security system at the Municipal Building
- 96 – Resolution authorizing Remington, Vernick, and Vena to prepare a spending plan for use of the Borough’s Affordable Housing Trust Funds in an amount not to exceed \$1817.23
- ~~97 – Resolution authorizing the Mayor to execute a Confirmed Discharge Notification with the NJDEP due to discharge of a hazardous substance at the Animal Shelter~~
- ~~99 – Authorization to sign agreement with the County of Middlesex for “SkyWatch” Surveillance Platform~~

MOTION – Clmn. Asciolla      SECOND – Clmn. Perez

ROLL CALL: 4 - 0

97 – Resolution authorizing the Mayor to execute a Confirmed Discharge Notification with the NJDEP due to discharge of a hazardous substance at the Animal Shelter

MOTION – Clmn. Smith      SECOND – Clmn. Ascioffa

ROLL CALL: 3 – 0 – 1

99 – Authorization to sign agreement with the County of Middlesex for “SkyWatch” Surveillance Platform

MOTION – Clmn. Ascioffa      SECOND – Clmn. Smith

ROLL CALL: 3 – 0 – 1

**APPROVAL OF MINUTES** of March 28, 2012

MOTION – Clmn. Ascioffa      SECOND – Clmn. Perez

ROLL CALL: 3 – 0 – 1

**RESOLUTION # 2012 – 100 AMENDMENT TO CONTRACT FOR SALARY OF BOROUGH AUDITOR FOR ADDITIONAL FEES**

MOTION – Clmn. Ascioffa      SECOND – Clmn. Perez

ROLL CALL: 4 – 0

## **ORDINANCES**

### **Second Reading # 2012 – 2**

An Ordinance to exceed the Municipal Budget Appropriation Limits and to establish a Cap Bank (N.J.S.A. 40A:4-45.14) in the Borough of Helmetta, County of Middlesex, State of New Jersey

The meeting was opened to the Public on this ordinance. There being no one who wished to be heard; the meeting was closed to the Public.

MOTION TO ADOPT – Clmn. Smith      SECOND – Clmn. Ascioffa

ROLL CALL: 4 - 0

### **First Reading #2012 – 3**

Capital Ordinance authorizing the appropriation of \$195,000 for improvements to North Shore Boulevard Surveillance Platform

MOTION – Clmn. Ascioffa      SECOND – Clmn. Smith

ROLL CALL: 4 – 0

## **REPORT OF MAYOR, BOROUGH ATTORNEY, BOROUGH ENGINEER, COMMITTEES, PUBLIC WORKS DIRECTOR**

No report from the Mayor, Borough Attorney or Borough Engineer. Public Works Supervisor gave his report. (Report Attached).

RESOLUTION # 2012 – 101

Authorization for the Mayor to sign the sustainable energy grant.

MOTION – Clmn. Ascioffa      SECOND – Clmn. Smith

ROLL CALL: 4 – 0

Clmn. Perez gave an update on the financial status of the Borough.

**CLOSED SESSION 2012 – 102**

**Contract Negotiation, Litigation, General Personnel**

MOTION – Clmn. Ascioffa

SECOND – Clmn. Smith

All in agreement.

The meeting was opened to the Public.

**RESOLUTION 2012 – 103 – MOVING STIPENDS INTO SALARIES**

MOTION – Clmn. Smith      SECOND – Clmn. Ascioffa

ROLL CALL: 3 – 0 - 1

**ADJOURNMENT**

There being no further business, a MOTION was made by Clmn. Perez and SECONDED by Clmn. Smith to adjourn the meeting at 9:11 p.m. All were in agreement.

Sandra Bohinski  
Municipal Clerk

REPORT OF MUNICIPAL CLERK  
SANDRA BOHNSKI

<u>MARCH, 2012</u>	Copies	Marr Lic	Plng Bd	Towing	Licenses	Lndlrđ Reg	Recycling
Murray	\$100.00					\$100.00	
Schwartz-	\$10.00		<u>\$10.00</u>				
Esposito	<u>\$100.00</u>					<u>\$100.00</u>	
<b>TOTAL</b>	\$210.00		\$10.00			\$200.00	

Dog & Cat  
License                      \$343.00

**Borough of Helmetta**

*Denise Jawidzik*

Denise Jawidzik

Tax Collector

**REPORT OF THE TAX COLLECTOR**

Month of:      March, 2012

Dated:              April 2, 2012

Taxes - 2013	
Taxes - 2012	\$ 101,822.01
Taxes - 2011	\$ 10,474.44

**ADJUSTMENTS**

2011    Transfer O/P              \$            121.32

Interest	\$ 1,578.79	2011	Cancel minimum	\$	0.04		
Costs		2012	Transfer O/P	\$	(121.32)		
Tax search		2012	Cancel minimum	\$	(0.01)		
Return Check fee							
Search Printouts							
Duplicate Bill Fee	\$ 195.00						
Misc.							
		<u>Closing Balances</u>					
			Debit		Credit	Net	
		Tax					
TOTAL	\$ 114,070.24	2012	\$ 1,216,010.91	\$	(479.77)	\$1,215,531.14	
		Tax					
		2011	\$ 62,398.86			\$ 62,398.86	
 <b><u>Tax Collectors Trust</u></b>							
	Prior Balance	\$	22,500.00				
	Receipts	\$	19,639.03				
	Disbursements	\$	19,739.03				
	Balance	\$	22,400.00				

**RESOLUTION  
# 2012 - 90**

**RESOLUTION AUTHORIZING THE TAX COLLECTOR  
TO ISSUE A SENIOR CITIZENS DEDUCTION FOR 37 GEORGE W.  
HELME DRIVE AND IDENTIFIED ON THE BOROUGH TAX MAP  
AS BLOCK 20 LOT 69**

**WHEREAS**, the Borough Tax Collector has received an application for a Senior Citizens Deduction in the amount of \$250.00 for 2012 taxes on property located at 37 George W. Helme Drive and identified on the Borough's tax map as Block 20 Lot 69, (the Property); and

**WHEREAS**, the Borough Tax Collector requests authorization from the Borough Council to issue such a deduction to the owner of the Property.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Helmetta that the Borough Tax Collector is hereby authorized to make such an adjustment for a Senior Citizens Deduction to the Property's owner.

**RESOLUTION  
2012- 91**

**RESOLUTION AMENDING 2012 TEMPORARY BUDGET APPROPRIATIONS**

**WHEREAS**, in the normal operation of the business of the Borough of Helmetta, it will be necessary for making contracts, commitments and payments prior to the adoption of the regular 2012 budget for the Borough of Helmetta; and

**WHEREAS**, revised Statute 40A:4-19 of the State of New Jersey provides that the Governing Body of any municipality may make temporary appropriations to provide for any contracts, commitments or payments to be made between the beginning of the budget year and the adoption of the final budget; and

**WHEREAS**, the 2012 budget will not be adopted until after April 1 and commitments need to be covered until the date of adoption; and

**NOW, THEREFORE, BE IT RESOLVED** that the following list of appropriations shall constitute an amendment to the 2012 temporary budget of \$18,301.37 for the Borough of Helmetta, Middlesex County, New Jersey.

<b>CURRENT FUND</b>	<b>2012 TEMPORARY BUDGET</b>	<b>TEMP BUDGET AMENDMENT 4/25/12</b>
General Administration S&W	3,375.00	0.00
General Administration OE	125.00	0.00
Mayor and Council OE	1,000.00	0.00
Mayor and Council OE-School Board Oversight	750.00	0.00
Mayor and Council OE-Website Administration	1,500.00	0.00
Municipal Clerk S&W	4,375.00	0.00
Municipal Clerk OE	1,875.00	0.00
Financial Administration S&W	6,000.00	0.00
Financial Administration OE	5,000.00	0.00
Bank Charges	0.00	0.00
Audit Services	0.00	0.00
Revenue Administration (Collection of Taxes) S&W	5,000.00	0.00
Revenue Administration (Collection of Taxes) OE	3,000.00	500.00
Tax Assessment Administration S&W	2,937.50	0.00
Tax Assessment Administration OE	875.00	2,200.00
Revaluation of Real Property	0.00	0.00
Elections	0.00	0.00
Legal Services and Costs OE	12,500.00	0.00
Engineering Services and Costs OE	750.00	0.00
Planning Board S&W	675.00	0.00
Planning Board OE	1,175.00	0.00
Planning Board OE-Legal	1,250.00	0.00
Police S&W	105,000.00	0.00
Police OE	7,500.00	0.00
Office of Emergency Management OE	25.00	0.00
Fire OE	6,000.00	0.00
Fire OE - Hurricane Damages	0.00	15,601.37
Fire Prevention Bureau S&W	906.25	0.00
Fire Prevention Bureau OE	250.00	0.00
First Aid Organization-Contribution	0.00	0.00
Uniform Fire Safety OE	0.00	0.00
Municipal Prosecutor S&W	0.00	0.00
Municipal Prosecutor OE	1,750.00	0.00
Municipal Court S&W	10,000.00	0.00
Municipal Court OE	750.00	0.00
Public Defender S&W	0.00	0.00
Public Defender OE	387.50	0.00
Road Repairs and Maintenance S&W	20,000.00	0.00
Road Repairs and Maintenance OE	3,250.00	0.00
Solid Waste Collection OE	11,250.00	0.00
Recycling S&W	1,450.00	0.00
Recycling OE	62.50	0.00

Public Buildings and Grounds OE	5,000.00	0.00
Vehicle Maintenance OE-Public Works	2,000.00	0.00
Vehicle Maintenance OE-Fire	0.00	0.00
Vehicle Maintenance OE-Police Vehicle	1,875.00	0.00
Vehicle Maintenance OE-Lease/Acquire Vehicles	7,000.00	0.00
Condo Act-Trash Removal	0.00	0.00
Condo Act-Street Lighting	0.00	0.00
Condo Act-Snow and Leaf Removal	0.00	0.00
Board of Health S&W	0.00	0.00
Kiddie Keep-Well Camp	0.00	0.00
South County Day Camp	0.00	0.00
Animal Control S&W	2,000.00	0.00
Animal Control OE	1,375.00	0.00
Recreation S&W	250.00	0.00
Recreation OE	1,875.00	0.00
Senior Citizen OE	250.00	0.00
Parks OE	1,875.00	0.00
Electricity	4,750.00	0.00
Street Lighting	5,250.00	0.00
Telephone	3,500.00	0.00
Natural Gas	3,125.00	0.00
Diesel Fuel	750.00	0.00
Gasoline	4,075.00	0.00
Postage	1,350.00	0.00
Copier Expense	725.00	0.00
Office Supplies	250.00	0.00
Construction S&W	1,275.00	0.00
Construction S&W-Special Projects	0.00	0.00
Construction OE	0.00	0.00
Accumulated Sick Leave Reserve	0.00	0.00
Contingent	0.00	0.00
Social Security System (O.A.S.I.)	12,625.00	0.00
PERS Retirement - ERI Program	0.00	0.00
PERS Retirement	0.00	0.00
PERS Delayed Enrollment Penalty	0.00	0.00
PFRS Retirement	0.00	0.00
Liability Insurance	15,000.00	0.00
Worker's Compensation Insurance	3,543.75	0.00
Employee Group Insurance (Health)	25,750.00	0.00
Unemployment, Disability Insurance	525.00	0.00
Animal Shelter Director S&W	0.00	0.00
Animal Shelter Director OE	0.00	0.00
<b>Inside CAP Appropriations</b>	<b>326,737.50</b>	<b>18,301.37</b>
Employee Group Insurance (Health) Exclusion "December 2010 Blizzard"	0.00	0.00
LOSAP	0.00	0.00
<b>Subtotal</b>	<b>0.00</b>	<b>0.00</b>
Borough of Spotswood-Police Dispatch	5,592.50	0.00
Borough of Spotswood-Animal Control S&W	1,500.00	0.00
Borough of Spotswood-Animal Control OE	0.00	0.00
Borough of Spotswood-Zoning & Code Enforcement S&W	1,275.00	0.00
Borough of Spotswood-Zoning & Code Enforcement OE	0.00	0.00
Borough of Spotswood-Garbage & Trash Removal	9,963.50	0.00
Borough of South River-Animal Control S&W	1,750.00	0.00
Borough of South River-Animal Control OE	0.00	0.00
Borough of Sayreville-Animal Control S&W	2,750.00	0.00
Borough of Sayreville-Animal Control OE	0.00	0.00

Township of Plainsboro-Animal Control S&W	0.00	0.00
Township of Plainsboro-Animal Control OE	0.00	0.00
Borough of Matawan-Animal Control S&W	0.00	0.00
Borough of Matawan-Animal Control OE	0.00	0.00
Borough of Milltown-Animal Control S&W	0.00	0.00
Borough of Milltown-Animal Control OE	0.00	0.00
Township of Cranbury-Animal Control S&W	0.00	0.00
Township of Cranbury-Animal Control OE	0.00	0.00
East Brunswick Township-Animal Control S&W	0.00	0.00
East Brunswick Township-Animal Control OE	0.00	0.00
Borough of Jamesburg-Animal Control S&W	0.00	0.00
Borough of Jamesburg-Animal Control OE	0.00	0.00
Animal Shelter S&W	0.00	0.00
Animal Shelter OE	0.00	0.00
Middlesex County Board of Health	3,992.00	0.00
Middlesex County Curbside Recycling Program	5,250.00	0.00
<b>Subtotal-Interlocal Agreements</b>	<b>32,073.00</b>	<b>0.00</b>
Clean Communities	0.00	0.00
DDEF	0.00	0.00
Body Armor	223.56	0.00
Recycling Tonnage Grant	0.00	0.00
Forest Services Volunteer Fire Assistance	1,145.25	0.00
Law Enforcement Response Grant	0.00	0.00
Police Car Cameras Grant	0.00	0.00
NJ Clean Energy Program	0.00	0.00
Matching Funds for Grants	0.00	0.00
Alcohol Ed & Rehab	0.00	0.00
<b>Subtotal-Grants</b>	<b>1,368.81</b>	<b>0.00</b>
Reserve for Acquisition of Animal Control Van	0.00	0.00
Reserve for Improvements to Police Department Facilities	0.00	0.00
Reserve for Improvements to Municipal Building	0.00	0.00
Reserve for NJ Clean Energy Direct Install Program	0.00	0.00
Capital Improvement Fund	15,000.00	0.00
<b>Subtotal-Capital Improvements</b>	<b>15,000.00</b>	<b>0.00</b>
Payment of Note Principal	0.00	0.00
Payment of Note Interest	0.00	0.00
<b>Subtotal-Debt Service</b>	<b>0.00</b>	<b>0.00</b>
Emergency Authorizations-1 year	0.00	0.00
Emergency Authorizations-5 years	0.00	0.00
Deferred Charge to Future Taxation-Unfunded	0.00	0.00
<b>Subtotal-Deferred Charges</b>	<b>0.00</b>	<b>0.00</b>
<b>Outside CAP Appropriations</b>	<b>48,441.81</b>	<b>0.00</b>
<b>Subtotal before Reserve for Uncollected Taxes</b>	<b>375,179.31</b>	<b>18,301.37</b>
Reserve for Uncollected Taxes	0.00	0.00
<b>TOTAL CURRENT FUND</b>	<b>375,179.31</b>	<b>18,301.37</b>

**RESOLUTION**

**2012 – 92**

**PAYMENT OF BILLS**

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HELMETTA, in the County of Middlesex, New Jersey (not less than three (3) members thereof affirmatively concurring) as follows:

1. All bills or claims as reviewed and approved by the Finance Committee and as set forth in this Resolution are hereby approved for payment.
2. The Mayor and Chief Financial Officer are hereby authorized and directed to sign checks in the payment of bills and claims which are hereby approved.

The computer print-out of the list of bills will be on file in the Clerk's Office.

CURRENT FUND	\$	655,308.77
Including the following non-budget items:		
School taxes	\$	317,096.48
County taxes		208,496.68
State of New Jersey		246.00
		<u>\$ 525,839.16</u>
WATER OPERATING FUND		67,617.52
SEWER OPERATING FUND		78,231.16
GENERAL CAPITAL FUND		36,870.65
DOG TRUST FUND		246.00
TRUST FUND		729.05
BUILDERS' ESCROW		1,320.00
	<u>\$</u>	<u>840,323.15</u>

**RESOLUTION  
#2012 – 93**

**RESOLUTION AUTHORIZING A REFUND OF VICTORIA  
FORD'S PET ADOPTION FEE IN THE AMOUNT OF \$150.00**

**WHEREAS**, Victoria Ford, a resident of Jackson Township, New Jersey, adopted an Australian Sheppard dog from the Helmetta Municipal Animal Shelter (the "Animal Shelter") and paid an adoption fee of \$150.00; and

**WHEREAS**, after the adoption, Mrs. Ford took the dog to her local veterinarian where it was discovered that the dog tested positive for heartworm; and

**WHEREAS**, as Mrs. Ford could not afford to care for the sick dog, the dog was surrendered to Companion Animal Rescue & Education ("CARE"), and organization that rescues animals and provides them with the proper veterinary care; and

**WHEREAS**, the Borough wishes to refund Mrs. Ford the \$150.00 adoption fee which she paid for adoption of the dog from the Animal Shelter.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Helmetta that the \$150.00 pet adoption fee which was paid to the Animal



Shelter for adoption of a dog is hereby refunded to Victoria Ford due to surrender of the sick dog to Companion Animal Rescue & Education for treatment.

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby directed to provide a certified copy of this Resolution to each of the following:

- a. Victoria Ford
- b. Darren Doran, Helmetta Animal Shelter
- c. David A. Clark, Esq., Borough Attorney

**RESOLUTION  
#2012 - 94**

**RESOLUTION AUTHORIZING AN AGREEMENT WITH ALLEN  
SECURITY COMPANY, INC. FOR THE INSTALLATION OF A  
SECURITY SYSTEM AT THE HELMETTA MUNICIPAL  
ANIMAL SHELTER**

**WHEREAS**, the Borough of Helmetta (the "Borough") has determined that there exists a need for installation of a security system at the Helmetta Municipal Animal Shelter (the "Animal Shelter"); and

**WHEREAS**, since the total aggregate amount of the anticipated contract for installation of a security system is less than the bid threshold established within the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, the Borough solicited and received two (2) competitive quotations from vendors; and

**WHEREAS**, Allen Security Company, Inc. (the "Contractor") submitted a proposal indicating that it will perform these services for an amount not to exceed \$9,075.00; and

**WHEREAS**, the Borough wishes to award the contract for installation of a security system at the Animal Shelter to the Contractor since it was the most advantageous, as well as the lowest submitted quotation for such services.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Helmetta that the contract for installation of a security system at the Animal Shelter is hereby awarded to Allen Security Company, Inc. in an amount not to exceed \$9,075.00; and

**BE IT FURTHER RESOLVED** that the Mayor is hereby authorized to execute any and all documents necessary to enter into a contract with Allen Security Company, Inc. for these services so long as such documents are in forms acceptable to the Borough Attorney; and

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer has executed a Certification of Funds which is attached hereto, and that sufficient funds are available for said contract from Account Number \_\_\_\_\_; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby directed to provide a certified copy of this Resolution to each of the following:

- a. Allen Security Company, Inc.
- b. Lori Russo, CFO

- c. Darren Doran, Director of Public Works
- d. David A. Clark, Esq., Borough Attorney

**RESOLUTION  
# 2012 - 95**

**RESOLUTION AUTHORIZING AN AGREEMENT WITH ALLEN  
SECURITY COMPANY, INC. FOR THE INSTALLATION OF A  
SECURITY SYSTEM AT THE HELMETTA MUNICIPAL  
BUILDING**

**WHEREAS**, the Borough of Helmetta (the "Borough") has determined that there exists a need for installation of a security system at the Helmetta Municipal Building (the "Municipal Building"); and

**WHEREAS**, since the total aggregate amount of the anticipated contract for installation of a security system is less than the bid threshold established within the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, the Borough solicited and received two (2) competitive quotations from vendors; and

**WHEREAS**, Allen Security Company, Inc. (the "Contractor") submitted a proposal indicating that it will perform these services for an amount not to exceed \$10,435.00; and

**WHEREAS**, the Borough wishes to award the contract for installation of a security system at the Municipal Building to the Contractor since it was the most advantageous, as well as the lowest submitted quotation for such services.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Helmetta that the contract for installation of a security system at the Municipal Building is hereby awarded to Allen Security Company, Inc. in an amount not to exceed \$10,435.00; and

**BE IT FURTHER RESOLVED** that the Mayor is hereby authorized to execute any and all documents necessary to enter into a contract with Allen Security Company, Inc. for these services so long as such documents are in forms acceptable to the Borough Attorney; and

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer has executed a Certification of Funds which is attached hereto, and that sufficient funds are available for said contract from Account Number \_\_\_\_\_; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby directed to provide a certified copy of this Resolution to each of the following:

- a. Allen Security Company, Inc.
- b. Lori Russo, CFO
- c. Darren Doran, Director of Public Works
- d. David A. Clark, Esq., Borough Attorney

**RESOLUTION  
#2012 - 96**

**RESOLUTION OF THE BOROUGH OF HELMETTA  
AUTHORIZING REMINGTON, VERNICK & VENA ENGINEERS  
TO PREPARE A SPENDING PLAN FOR USE OF THE  
BOROUGH'S AFFORDABLE HOUSING TRUST FUNDS IN AN  
AMOUNT NOT TO EXCEED \$1,817.23**

**WHEREAS**, pursuant to recent legislation, there is a July 17, 2012 deadline for municipalities to expend or to commit to expend their Affordable Housing Trust Funds ("Trust Funds") which accrued as of July 17, 2008, or risk forfeiting such Trust Funds to the State of New Jersey;

**WHEREAS**, as of July 17, 2008 the Borough of Helmetta (the "Borough") has a total of \$7,485.00 in Trust Funds; and

**WHEREAS**, the Borough is authorized to spend up to \$1,817.23 of its Trust Funds on administrative fees; and

**WHEREAS**, the remaining \$5,667.77 of the Borough's Trust Funds shall be spent on affordability assistance or housing activities; and

**WHEREAS**, in order to properly spend or commit to expend its Trust Funds before the July 17, 2012 deadline, the Borough desires to prepare a spending plan for its use of its Trust Funds which will then be submitted and approved by the State; and

**WHEREAS**, the Borough Council would like to authorize Remington, Vernick and Vena Engineers to prepare a spending plan for the Borough's use of its Affordable Housing Trust Funds in an amount not to exceed \$1,817.23;

**WHEREAS**, Remington, Vernick and Vena Engineers will not commence work until it receives written notification from the Mayor to proceed.

**NOW, THEREFORE, BE IT RESOLVED** by Borough Council of the Borough of Helmetta that Remington, Vernick & Vena Engineers is hereby authorized to prepare a spending plan for the Borough's use of its Affordable Housing Trust Funds in an amount not to exceed \$1,817.23, conditioned upon receiving written notification from the Mayor to commence such work.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution shall be provided to each of the following:

- a. Remington, Vernick and Vena Engineers
- b. Borough Chief Financial Officer
- c. David A. Clark, Esq., Borough Attorney

**RESOLUTION  
#2012 - 97**

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A  
CONFIRMED DISCHARGE NOTIFICATION WITH THE NEW  
JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DUE TO DISCHARGE OF A HAZARDOUS SUBSTANCE AT THE  
HELMETTA MUNICIPAL ANIMAL SHELTER**

**WHEREAS**, a due diligence investigation conducted at the Helmetta Municipal Animal Shelter (the “Animal Shelter”) revealed the presence of soil contamination associated with a former above ground storage tank system; and

**WHEREAS**, the Borough of Helmetta (the “Borough”) reported such discharge to the New Jersey Department of Environmental Protection (“NJDEP”); and

**WHEREAS**, once a hazardous discharge is reported to the NJDEP, as a formal follow-up the person responsible for conducting the remediation is required to complete and submit a Confirmed Discharge Notification form with the NJDEP; and

**WHEREAS**, the Borough Engineer completed the Confirmed Discharge Notification form on behalf of the Borough;

**WHEREAS**, the Borough Council wishes to authorize the Mayor to sign the Confirmed Discharge Notification form on behalf of the Borough so that the Borough Engineer may accordingly file it with the NJDEP.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Helmetta that the Mayor is hereby authorized to execute the New Jersey Department of Environmental Protection’s Confirmed Discharge Notification form reporting the presence of soil contamination at the Helmetta Animal Shelter so that the Borough Engineer may file it with the NJDEP.

**RESOLUTION  
#2012 – 99**

**AUTHORIZATION TO SIGN AGREEMENT WITH THE COUNTY OF  
MIDDLESEX FOR “SKYWATCH” SURVEILLANCE PLATFORM**

**WHEREAS**, the County of Middlesex is one of seven Counties in the State that falls under the purview of the Urban Area Security Initiative (UASI); and

**WHEREAS**, the Critical Infrastructure Subcommittee of the UASI has funded the purchase of “Skywatch” Surveillance platform for each County to be deployed on an “as-needed” basis to support homeland security initiatives; and

**WHEREAS**, it can also be deployed for other functions such as surveillance of large scale events to monitor crowd or traffic movements; such requests are to be made by the Middlesex County Prosecutor’s Office;

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Municipal Clerk are hereby authorized to execute such agreement as the Borough of Helmetta would like to join in the collaborative efforts of the Middlesex County Prosecutor’s Office, the State of New Jersey Office of Homeland Security and Preparedness, and the United States Department of Homeland Security to provide for the safety and welfare of our residents.

**RESOLUTION  
# 2012 – 100**

**AMENDMENT TO CONTRACT FOR SALARY OF BOROUGH AUDITOR  
FOR ADDITIONAL FEES**

BE IT RESOLVED, that the Contract for the salary of Borough Auditor Gerard Stankiewicz be amended to add additional fees for work relating for Animal Shelter/Control Fees

**RESOLUTION  
# 2012 – 101**

**Authorization for the Mayor to sign the sustainable energy grant.**

BE IT RESOLVED, that the Mayor is hereby authorized to sign the sustainable energy grant.

MOTION – Clmn. Ascioffa                      SECOND – Clmn. Smith  
ROLL CALL: 4 – 0

**RESOLUTION  
#2012 – 103**

**PLACING STIPENDS INTO SALARY**

**BE IT RESOLVED, that Darren Doran, Public Works Director, is hereby allowed to either issue, allow or be able to negotiate the rolling or moving of their stipends into their salaries with their contract;**

**BE IT FURTHER RESOLVED this includes that all the other employees in the Borough have their stipends rolled into their salaries.**

**ORDINANCE NO. 2012 - 2**

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) IN THE BOROUGH OF HELMETTA, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

**WHEREAS**, the Local Government Cap Law (N.J.S.A. 40A:4-45.1 et seq.) provides that in the preparation of its annual budget, a municipality shall limit any increase in the budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS**, N.J.S.A. 40:4-45.14a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS**, the Borough Council of the Borough of Helmetta in the County of Middlesex finds it advisable and necessary to increase its CY2012 budget by up to 3.5%

over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the residents; and

**WHEREAS**, the Borough Council of the Borough of Helmetta hereby determines that a 3.5% increase in the budget for CY2012 over CY2011, amounting to \$14,178.00 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS**, the Borough Council of the Borough of Helmetta hereby determines that any amount authorized above 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.

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Helmetta, in the County of Middlesex and State of New Jersey, a majority of the full authorized membership of the Governing Body affirmatively concurring, that in the CY2012 budget year, the final appropriations of the Borough of Helmetta shall, in accordance with this Ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5% over the CY2011 final appropriations, amounting to \$49,622.00, and the CY2012 municipal budget for the Borough of Helmetta be approved and adopted in accordance with this Ordinance; and

**BE IT FURTHER ORDAINED** that any amount authorized by this Ordinance that is not appropriated as part of the final CY2012 budget shall be retained as an exception to final appropriations 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 five (5) days of its introduction; and

**BE IT FURTHER ORDAINED** that a certified copy of this Ordinance upon adoption, with the recorded vote included thereon, be filed with the Director of the Division of Local Government Services within five (5) days of final adoption; and

**BE IT FURTHER ORDAINED** that if any part or parts of this Ordinance are for any reason held to be invalid, such adjudication shall not affect the validity of the remaining portions of this Ordinance; and

**BE IT FURTHER ORDAINED** that all ordinances or parts of ordinances inconsistent herewith are repealed, but only to the extent of such inconsistency; and

**BE IT FURTHER ORDAINED** that this Ordinance shall take effect immediately upon its adoption and publication as required by law.

## **ORDINANCE**

**# 2012 - 3**

### **AN ORDINANCE OF THE BOROUGH OF HELMETTA AUTHORIZING THE APPROPRIATION OF \$195,000.00 FOR IMPROVEMENTS TO NORTH SHORE BOULEVARD, WHICH INCLUDES AN APPROPRIATION OF \$20,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND AND \$175,000.00 FROM THE NJDOT FISCAL YEAR 2012 MUNICIPAL AID GRANT**

**WHEREAS**, the Council of the Borough of Helmetta (the "Council") desires to make improvements to North Shore Boulevard in the Borough of Helmetta ("Borough"); and

**WHEREAS**, the Council has demonstrated that there currently exists a need to provide funding for improvements to North Shore Boulevard; and

**WHEREAS**, the New Jersey Department of Transportation has awarded the Borough a \$175,000.00 Municipal Aid Grant for Fiscal Year 2012, which the Borough has determined to use for the improvements to North Shore Boulevard; and

**WHEREAS**, the Council will contribute an additional \$20,000.00 from the General Capital Improvement Fund to cover additional related expenses.

**NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED**, by the Borough Council of the Borough of Helmetta, in the County of Middlesex and State of New Jersey that:

Section 1. The improvements described below are hereby authorized as a general improvement to be made by the Borough of Helmetta, New Jersey.

Section 2. There is hereby appropriated for the improvement the sum of One-hundred and Ninety-five Thousand Dollars (\$195,000.00) as follows:

- a. One-hundred and Seventy-five Thousand Dollars (\$175,000.00) from the New Jersey Department of Transportation Fiscal Year 2012 Municipal Aid Grant; and
- b. Twenty Thousand Dollars (\$20,000.00) from the General Capital Improvement Fund

Section 3. The improvement for which this appropriation is authorized is for reconstruction of North Shore Boulevard in the Borough of Helmetta.

Section 4. The appropriation authorized above shall be funded completely from revenues received from either State and Municipal governments under grant funds already received or funds set aside for such purpose.

Section 5. The Governing Body of the Borough of Helmetta hereby certifies and assures that all of the required assurances which are necessary for such State and Municipal funding for the project have been or shall be met.

Section 6. This project will be included in the capital budget in the final adopted budget for 2011.

Section 7. This Ordinance shall take effect following its advertisement, public hearing and adoption in accordance with the requirements of law.