

**MEETING OF MAYOR AND COUNCIL
WEDNESDAY - AUGUST 29, 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 at 7:09 p.m. by Mayor Martin. 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: (all were in attendance

Cmn. Ascioffa
Janeczek
Karczewski
Perez
Slavicek
Vidal

PUBLIC PORTION

Glen Palmer, Helmetta Emergency Management Coordinator – Mayor Martin thanked Glen for serving as the Coordinator. He stated that since he is no longer a resident of Helmetta he is unable to serve as the Coordinator. Greg Bennett, the Deputy will be staying on. He discussed some of the issues that he would like to resolve before he leaves.

CONSENT AGENDA - RESOLUTION #2012 - 154

Report of Municipal Clerk, Tax Collector, Utility Revenue Collector

RESOLUTIONS:

141 - Extension of Grace Period for Third Quarter Taxes

142 - Authorization to sign agreement with the Township of Hazlet for Impoundment and Animal Control Services

143 - A resolution authorizing the Mayor to execute a Shared Services Agreement with the Township of North Brunswick for back-up animal control services

144 - A resolution authorizing the Mayor to execute a Shared Services Agreement with the Township of North Brunswick for animal impoundment services

145 - Resolution of the Borough of Helmetta authorizing the award of a contract to Z Brothers Concrete Contractors, Inc. for road improvements to Park Place, Park Avenue, North 14th Street and North Shore Boulevard in an amount not to exceed \$135,208.62

~~146 – A resolution authorizing the Mayor to execute a Shared Services Agreement with Township of North Brunswick for the provision of Sanitation Services to the Borough of Helmetta (not voted on at this meeting)~~

147 - Appointment of Adam Tuvel as a Police Officer

148 - Appointment of Coleen Holland for the Helmetta Animal Shelter

149 - Resolution authorizing the purchase of a 2013 Chevrolet Express Van under New Jersey State Contract #78844

150 - Payment of bills

151 - Accepting the 2011 Municipal Audit

152 - Authorization to sign agreement with the Township of Aberdeen for Impoundment and Animal Control Services

153 – Acceptance of the Urban Interface Wildland Protection Plan

155 – A resolution authorizing the Borough Engineer to request an extension to the deadline to use grant funds allocated to Washington Avenue, Maple Street, and John Street Road Improvement Project

156 – Disabled Tax Deduction – William & Loni Marshall
MOTION – Clmn. Ascioffa SECOND – Clmn. Janeczek
ROLL CALL: 6 - 0

MINUTES

Approval of minutes of July 25, 2012
MOTION – Clmn. Ascioffa SECOND – Clmn. Janeczek
ROLL CALL: 5 – 0 - 1

CORRESPONDENCE

Letter from Kimberly Szatkowski commending George Kosanovich, the Police Officer who responded to the 911 call for their father and on the kindnesses he extended to them in offering his condolences on their father's death.

REPORT OF MAYOR, BOROUGH ATTORNEY, BOROUGH ENGINEER, PUBLIC WORKS DIRECTOR, POLICE DEPT.

The Borough Attorney had no report. Randy Laks, Borough Engineer, spoke about the 2013 DOT Grant Application and what roadways they want considered. The met with Kaplan and they are proceeding with their plans. They are working with them to submit a joint application to DEP for the park and a stream encroachment permit must be applied for. The realignment of John Street was talked about. It is hoped that Kaplan will pay the difference with what we receive and the estimate. Kaplan's will still save a great deal of money. After discussion on what to apply for with the 2013 grant, it was the consensus that Public Works Director, Darren Doran, will ride through the borough and recommend which road should be done. A discussion ensued about the park and it was decided that an ice skating rink will be placed in that area. A basketball, tennis court will also be placed in the area. The rink will be fenced in and their will be rules that must be followed.

Darren Doran reported on the trees on Old Forge Road. It is thought that the trees were damaged during transport. They weren't handled properly nor watered. Darren reached out to Mario and is still waiting to hear from him. It will cost us approximately \$35.00 per tree to replace. The Attorney will send him a letter. A resident works for A1 Generator and would like his company to buy water from Helmetta to fill his truck when he has jobs to do close to his home. It would take 500 gallons to fill. It was decided that he would have to pay \$67.00 each time he fills the truck. Darren will get more details from him as to how many times he anticipates doing it.

READING OF ORDINANCES - Second Reading

4 - An Ordinance amending Section 8 ("Rates and Charges") of Chapter 57 ("Water") of the Code of the Borough of Helmetta

The meeting was opened to the Public. There being no one who wished to speak on this ordinance, the meeting was closed to the Public.

MOTION to adopt – Clmn. Ascioffa SECOND – Clmn. Janeczek
ROLL CALL: 5 - 1

5 - An Ordinance of the Borough of Helmetta amending Chapter 40A of the Code of the Borough of Helmetta entitled "Littering: Property Maintenance"

The meeting was opened to the Public. There being no one who wished to speak on this ordinance, the meeting was closed to the Public.

MOTION to adopt – Clmn. Ascioffa SECOND – Clmn. Janeczek
ROLL CALL: 6 - 0

NEW BUSINESS

Animal Shelter P & L – the Mayor asked if everyone had a chance to review as it was sent this afternoon

Hurricane preparedness – the digital board outside the Municipal Building has the website for preparedness of a hurricane. We need the County to take care of their storm drains and we need to clean ours. It is completely overgrown by Streamside.

Helmetta Day – 9/22 - the event will be held from 1:00 – 4:00 p.m.

RESOLUTION 2012 #157 – CONTRACT NEGOTIATIONS

MOTION – Clmn. Ascioffa SECOND - Clmn. Peres

ROLL CALL: 6 – 0

A MOTION to go into Open Session was made by Clmn. Ascioffa and SECONDED by Clmn. Perez. All were in favor

ADJOURNMENT - There being no further business; a MOTION was made by Clmn, Ascioffa and SECONDED by Clmn. Karczewski to adjourn the meeting at 8:45 p.m.. All were in favor.

Sandra Bohinski, RMC
Municipal Clerk

REPORT OF MUNICIPAL CLERK

<i>JULY, 2012</i>		Copies	Marr Lic	Plng Bd	Towing	Licenses	Lndlr Reg	Recycling	Marriage Ceremony
Melfa	\$100.00						\$100.00		
Merz	\$100.00						\$100.00		
Stephenson	\$100.00						\$100.00		
Castagnetta	\$100.00						<u>\$100.00</u>		
Bukreeva	\$28.00		<u>\$28.00</u>						
Lallier	\$20.01							<u>\$20.01</u>	
Granitski	\$75.00								<u>\$75.00</u>
Karkoska	<u>\$10.00</u>	<u>\$10.00</u>							
TOTAL	\$533.01	\$10.00	\$28.00				\$400.00	\$20.01	\$75.00

Dog & Cat Licenses \$111.00

Borough of Helmetta

REPORT OF THE TAX COLLECTOR

Month of: July, 2012

Dated: August 6, 2012

Taxes - 2013	
Taxes - 2012	\$ 18,257.29
Taxes - 2011	\$ 2,862.93
Interest	\$ 780.63
Costs	
Tax search	
Return Check fee	\$ 49.30
Search Printouts	
Duplicate Bill Fee	
Misc.	

TOTAL \$ 21,950.15

Tax Collectors Trust

Prior Balance	\$ 4,300.00
Receipts	\$ 3,941.18
Disbursements	\$ 3,941.18
Void #120	\$ 15,000.00
Balance	\$ 19,300.00
Premium Balance	\$ 19,300.00

Denise Jawidzik

Denise Jawidzik

Tax Collector

ADJUSTMENTS

2012 Tax Appeal	\$ (1,364.64)
2012 Property Maint	\$ 100.00

Closing Balances

	Debit	Credit	Net
Tax 2012	\$ 2,535,110.37	\$ (2,133.78)	\$2,532,976.59
Tax 2011	\$ 41,285.03		\$ 41,285.03

Disbursements

Check 119	\$ 65,847.91	VOID
Check 120	\$ 15,000.00	VOID
Check 122	\$ 65,847.91	Replace #119
Check 123	\$ 2,582.86	
Check 124	\$ 1,358.32	

Water/Sewer Receipts Report

July 2012

	<u>Water</u>	<u>Sewer</u>	<u>Total</u>
2010 Principal	\$ -	\$ -	\$ -
2011 Principal	1,515.41	2,024.02	3,539.43
2012 Principal	<u>39,481.24</u>	<u>44,226.70</u>	<u>83,707.94</u>
Subtotal	40,996.65	46,250.72	87,247.37
Interest	<u>216.48</u>	<u>292.23</u>	<u>508.71</u>
Subtotal	41,213.13	46,542.95	87,756.08
Final Water Reads	20.00	-	20.00
Returned Checks	-	-	-
Payment Reversal	-	-	-
NSF Bank Fees	-	-	-
Misc.	-	-	-
Connection Fee	-	-	-
Water Meter Testing	-	-	-
Transfer in from Tax	-	-	-
Transfer out to Tax	<u>-</u>	<u>-</u>	<u>-</u>
 Total Deposits	 <u>\$41,233.13</u>	 <u>\$ 46,542.95</u>	 <u>\$ 87,776.08</u>

Carol Feig
Utility Revenue Collector

RESOLUTION

#2012 - 141

**EXTENSION OF GRACE PERIOD FOR
THIRD QUARTER TAX PAYMENT**

WHEREAS, approval of the 2012 taxes from the State for the Borough of Helmetta came after August 1, 2012; and

WHEREAS, as a result the Tax Collector has been unable to timely prepare and mail third quarter bills for payment on August 1, 2012; and

WHEREAS, the Governing Body has been advised by the Tax Collector that the grace period for the payment of third quarter taxes should be extended;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Helmetta that the grace period for the payment of third quarter taxes in the Borough of Helmetta is extended to September 6, 2012.

RESOLUTION

#2012 - 142

**AUTHORIZATION TO SIGN AGREEMENT WITH THE TOWNSHIP OF
HAZLET FOR IMPOUNDMENT AND ANIMAL CONTROL SERVICES**

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. authorizes municipalities to contract with each other for shared services; and

WHEREAS, the Borough of Helmetta desires to enter into a Shared Services Agreement with the Township of Hazlet for providing Animal Control Services and Animal Impoundment Services to them for a period starting October 1, 2012 and ending December 31, 2014; and

WHEREAS, proposed Agreements have been prepared for the Borough of Helmetta to provide the Township of Hazlet with Animal Control Services and Animal Impoundment Services for a two (2) year period commencing October 1, 2012 and ending December 31, 2012;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Helmetta, County of Middlesex, State of New Jersey, that the Mayor and Borough Clerk be, and they are hereby authorized to execute the agreements between the Borough of Helmetta and the Borough of Hazlet for Animal Control Services and Animal Impoundment Services.

RESOLUTION

#2012 - 143

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A
SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF
NORTH BRUNSWICK FOR BACK-UP ANIMAL CONTROL
SERVICES**

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. authorizes municipalities to contract with each other for shared services; and

WHEREAS, the Township of North Brunswick is in need of back-up animal control services; and

WHEREAS, the Borough of Helmetta (the "Borough") is willing to provide back-up animal control services to the Township of North Brunswick for a term commencing on September 1, 2012 and terminating on December 31, 2013 with the right of renewal for two additional years unless canceled by the parties; and

WHEREAS, the Borough and the Township of North Brunswick have set forth the terms and conditions of their agreement with regard to the Borough's provision of back-up animal control services to the Township of North Brunswick within the shared services agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Helmetta that the Mayor is hereby authorized to execute a shared services agreement with the Township of North Brunswick for back-up animal control services in the form attached hereo; 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. Clerk, Township of North Brunswick
- b. Ronald Gordon, Esq., North Brunswick Township Attorney
- c. David A. Clark, Helmetta Borough Attorney

RESOLUTION

2012 - 144

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF NORTH BRUNSWICK FOR ANIMAL IMPOUNDMENT SERVICES

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. authorizes municipalities to contract with each other for shared services; and

WHEREAS, the Township of North Brunswick is in need of animal impoundment services; and

WHEREAS, the Borough of Helmetta owns and operates the Helmetta Animal Shelter which provides animal impoundment services; and

WHEREAS, the Borough of Helmetta is willing to provide the Township of North Brunswick with animal impoundment services for a term commencing on September 1, 2012 and terminating on December 31, 2013 with the right of renewal for two additional years unless canceled by the parties; and

WHEREAS, the Borough and the Township of North Brunswick have set forth the terms and conditions of their agreement with regard to the Borough's provision of back-up animal control services to the Township of North Brunswick within the shared services agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Helmetta that the Mayor is hereby authorized to sign an agreement with the Township of North Brunswick for the provision of animal impoundment services in the form attached hereto; 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. Clerk, Township of North Brunswick
- b. Ronald Gordon, Esq., North Brunswick Township Attorney
- c. David A. Clark, Helmetta Borough Attorney.

RESOLUTION

#2012 - 145

RESOLUTION OF THE BOROUGH OF HELMETTA AUTHORIZING THE AWARD OF A CONTRACT TO Z BROTHERS CONCRETE CONTRACTORS, INC. FOR ROAD IMPROVEMENTS TO PARK PLACE, PARK AVENUE, NORTH 14TH STREET AND NORTH SHORE BOULEVARD IN AN AMOUNT NOT TO EXCEED \$135,208.62

WHEREAS, the Borough of Helmetta (the "Borough") issued an invitation to bid on a project to make road improvement to Park Place, Park Avenue, North 14th Street, and North Shore Boulevard (the "Project") in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. (the "LPCL"); and

WHEREAS, the Borough received three (3) bids for the Project; and

WHEREAS, the Borough Engineer has determined that the lowest responsible bidder is Z Brothers Concrete Contractors, Inc. ("Z Brothers"), 304 Jernee Mill Road, Sayreville, NJ 08872 with a bid of \$135,208.62 for the Project; and

WHEREAS, the Borough Attorney has reviewed Z Brothers' bid and has found it to be legally sufficient; and

WHEREAS, the Borough Council has determined that is in the best interest of the Borough to award the contract to construct the Project to Z Brothers as the lowest responsible bidder submitting a conforming bid in accordance with the LPCL.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Helmetta that the contract to construct the Project is hereby awarded to Z Brothers Concrete Contractors, Inc. ("Z Brothers") and that the Mayor is hereby authorized to execute a contract, in a form legally acceptable to the Borough Attorney, for road improvement to Park Place, Park Avenue, North 14th Street, and North Shore Boulevard reconstruction of Madison Drive, Sutton Place & York Drive in an amount not to exceed \$135,208.62 and in accordance with the bid proposal submitted by Z Brothers.

BE IT FURTHER RESOLVED, that the Chief Financial Officer has executed a Certification of Funds for this contract, which is attached hereto, and that sufficient funds are available for said contract from Account Number C-04-55-300-400.

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

- a. Z Brothers Concrete Contractors, Inc.
- b. Lori Russo, Borough Chief Financial Officer
- c. David A. Clark, Borough Attorney

**RESOLUTION
2012 - 146**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A
SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF
NORTH BRUNSWICK FOR THE PROVISION OF SANITATION
SERVICES TO THE BOROUGH OF HELMETTA**

(PULLED NOT VOTED ON AT THIS TIME)

**RESOLUTION
#2012 - 147**

APPOINTMENT OF ADAM TUVEL AS A POLICE OFFICER

BE IT RESOLVED, that Adam Tuvel be and is hereby appointed as Police Officer in the Borough of Helmetta. He must successfully complete his waivers and schooling designated by the Police Training Academy and any other requirements by law. As per the Borough Ordinance he shall serve a probationary period of one year after his completion of the Academy.

BE IT FURTHER RESOLVED, he will be entitled to insurance coverage under N.J. Direct 15 or a comparable plan. As a new employee he will fall under the newly negotiated contract as a new employee; and

BE IT FURTHER RESOLVED upon recommendation of the Sgt, and the Public Safety Committee that he is hereby appointed as full time Police Officer subject to the completion of the Police Academy and probationary period.

**RESOLUTION
#2012 – 148**

**APPOINTMENT OF COLEEN HOLLAND FOR THE HELMETTA
ANIMAL SHELTER**

WHEREAS, the Helmetta Animal Shelter requires additional personnel to handle cleaning;
and

WHEREAS, Coleen Holland is a qualified applicant;

NOW, THEREFORE, BE IT RESOLVED that Coleen Holland is hereby appointed to work in the Helmetta Animal Shelter for a rate of \$8.25 per hour.

**RESOLUTION
2012- 149**

**RESOLUTION AUTHORIZING PURCHASE OF 2013 CHEVROLET EXPRESS VAN UNDER NEW
JERSEY STATE CONTRACT #78844**

WHEREAS, the Helmetta Borough Animal Control Department has the need for an additional Animal Control van; and

WHEREAS, the total purchase of the 2013 Chevrolet Express Van and related equipment is \$19,390.00, exceeding the bid threshold amount of \$17,500.00; and

WHEREAS, the Helmetta Animal Control Department proposes to purchase the 2013 Chevrolet Express Van from Mall Chevrolet in Cherry Hill, NJ under State Contract No. 78844 for \$19,390.00; and

WHEREAS, funds have been appropriated through the 2012 municipal budget; and

WHEREAS, a certification as to the availability of funds executed by the Chief Financial Officer is attached to this Resolution pursuant to the provisions of N.J.A.C. 5:30-5.4 showing funds available.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Helmetta as follows:

1. The Helmetta Animal Control Department is authorized to purchase a 2013 Chevrolet Express Van under State Contract #78844 in a total amount of \$19,390.00 in accordance with the attached specification sheet.
2. The Chief Financial Officer is hereby authorized to issue a check in the amount of \$19,390.00 to Mall Chevrolet in payment of the items.

**PAYMENT OF BILLS
RESOLUTION # 2012 – 150**

RESOLUTION
2012-

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	\$	471,708.29
Including the following non-budget items:		
School taxes	\$	314,749.00
WATER OPERATING FUND		53,607.32
SEWER OPERATING FUND		30,834.44
GENERAL CAPITAL FUND		19,164.95
DOG TRUST FUND		634.40
TRUST FUND		7,591.35
BUILDERS' ESCROW		891.10
	<u>\$</u>	<u>584,431.85</u>

	Motion	Second	Aye	Nay	Abstain	Absent
Asciolla						
Janeczek						
Karczewski						
Perez						
Slavicek						
Vidal						

Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing Resolution was duly adopted by the Governing Body at their regular meeting on August 29, 2012.

Sandra Bohinski, Municipal Clerk

**RESOLUTION
#2012 - 151**

ACCEPTING THE 2011 MUNICIPAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2011 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations", and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Governing Body of the Borough of Helmetta, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

STATE OF NEW JERSEY
COUNTY OF MIDDLESEX

We, members of the governing body of the Borough of Helmetta, in the County of Middlesex, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Governing Body of the Borough of Helmetta, in the County of Middlesex;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2011
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

RESOLUTION

#2012 - 152

**AUTHORIZATION TO SIGN AGREEMENT WITH THE TOWNSHIP OF
ABERDEEN IMPOUNDMENT AND ANIMAL CONTROL SERVICES**

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. authorizes municipalities to contract with each other for shared services; and

WHEREAS, the Borough of Helmetta desires to enter into a Shared Services Agreement with the Township of Aberdeen for providing Animal Control Services and Animal Impoundment Services to them for a period starting October 1, 2012 and ending December 31, 2012; and

WHEREAS, proposed Agreements have been prepared for the Borough of Helmetta to provide the Township of Aberdeen with Animal Control Services and Animal Impoundment Services ending December 31, 2012 and may be renewed upon the same terms and conditions for a two year period beginning January 1, 2013;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Helmetta, County of Middlesex, State of New Jersey, that the Mayor and Borough Clerk be, and they are hereby authorized to execute the agreements between the Borough of Helmetta and the Borough of Aberdeen for Animal Control Services and Animal Impoundment Services.

RESOLUTION

#2012 – 153

AUTHORIZATION FOR MAYOR TO SIGN COMMUNITY WILDFIRE PROTECTION PLAN

BE IT RESOLVED, that the Governing Body hereby accepts and authorizes Mayor Nancy Martin to sign the Community Wildfire Protection Plan Certification and Agreement.

RESOLUTION

#2012 - 155

A RESOLUTION AUTHORIZING THE BOROUGH ENGINEER TO REQUEST AN EXTENSION TO THE DEADLINE TO USE GRANT FUNDS ALLOCATED TO WASHINGTON AVENUE, MAPLE STREET, AND JOHN STREET ROAD IMPROVEMENT PROJECT

WHEREAS, the Borough of Helmetta was awarded a grant from the New Jersey Department of Transportation (the "NJDOT") in the amount of \$250,000.00 for road improvements to Washington Avenue, Maple Street and John Street; and

WHEREAS, pursuant to the terms of the NJDOT grant, the grant proceeds must be used on or before August 28, 2012; and

WHEREAS, Kaplan at Helmetta, LLC ("Kaplan") has been designated as the redeveloper of the Helme Mill Redevelopment Area; and

WHEREAS, as part of its redevelopment of the Helme Mill Redevelopment Area, Kaplan must re-align John Street; and

WHEREAS, to the extent possible, the Borough and Kaplan wish to construct their respective John Street improvement projects simultaneously in order to minimize the disruption to citizens of the Borough and other persons using John Street; and

WHEREAS, Kaplan was unable to proceed with the redevelopment of the Helme Mill Redevelopment area due to litigation challenging the project; and

WHEREAS, the litigation challenging the redevelopment project was recently settled and will soon be formally dismissed; and

WHEREAS, the Borough has delayed the solicitation of bids for its project to construct road improvements to Washington Avenue, Maple Street and John Street in order to provide Kaplan with time to pursue the resolution of the litigation challenging the redevelopment project and to engage in

the planning activities needed for its re-alignment project; and

WHEREAS, the Borough anticipates that if it receives a six month extension to the deadline to use the NJDOT grant award, it should be able to solicit and award a contract to construct road improvements to Washington Avenue, Maple Street and John Street.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Helmetta that Randy Laks of Remington, Vemick & Vena is hereby authorized to file a written request with the NJDOT requesting a six (6) month extension to the deadline to use the NJDOT grant award for road improvements to Washington Avenue, Maple Street and John Street; and

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

- a. Randy Laks, Remington, Vernick & Vena
- b. David A. Clark, Helmetta Borough Attorney

**RESOLUTION
#2012 – 156**

DISABLED DEDUCTION

**RESOLUTION AUTHORIZING THE TAX COLLECTOR
TO ISSUE A DISABLED DEDUCTION FOR 1904 AND
IDENTIFIED ON THE BOROUGH TAX MAP AS BLOCK 21, LOT
7.1 C 1904**

WHEREAS, the Borough Tax Collector has received an application for a Disabled Deduction in the amount of \$250.00 for 2012 taxes on property located at 1904 Tanglewood Court and identified on the Borough's tax map as Block 21, Lot 7.1 C1904, (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 Disabled Deduction to the Property's owners, William and Loni Marshall.