

**MEETING OF MAYOR AND COUNCIL
WEDNESDAY, AUGUST 28, 2013
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 Nancy Martin at 7:04 p.m. Adequate notice of this meeting was provided as is required by the Open Public Meetings Law with publication in the Home News Tribune and posting on the bulletin board. All in attendance Pledged Allegiance to the Flag.

The Animal Control Officers and Public Works Department have filed grievances with the Union; therefore no discussions can be held pertaining to these two departments.

CALLING OF THE ROLL:

ASCIOLLA
JANECZEK
KARCZEWSKI
PEREZ
SLAVICEK
VIDAL

PUBLIC PORTION

Randy Forstenhausler, 30 Lakeview Drive, wondered if the shelter was closing down. He was told it was not the intention of the Borough to close the shelter. He stated that he has adopted a dog from there, he has met other people who have adopted from the shelter and he supports the shelter.

CONSENT AGENDA - Resolution 168

1. Report of Municipal Clerk, Tax Collector, C.F.O., Utility Revenue Collector

RESOLUTIONS:

150 – Cancellation of Unexpended Balances of Improvement Authorizations

151 – Resolution Authorizing a Change Order (known as Change Order #1) to the Contract between the Borough of Helmetta and Terra-Tech Construction Inc., for John Street Reconstruction

152 - Resolution Authorizing a Change Order (known as Change Orders 1 & 2) the contract between the Borough of Helmetta and Z Brothers Concrete Contractors, Inc. for Park Place, Park Avenue, North 14th Street and North Shore Boulevard Reconstruction

153- Refund of Partial Pet Adoption fee to Alisa Perez

154 – Refund of Partial Pet Adoption fee to Sandy Sussman

155- Adoption and Authorization for Mayor Nancy Martin to sign Emergency Operations Plan

156 – Municipal Lien

157 – Municipal Lien

158 – A Resolution of the Borough of Helmetta appointing Eugene Scheicher as permanent Police Officer

~~159 – Salary for Registrar~~

~~160 – Increase in Salary for Josh Merrill~~

~~161 – Increase in Salary for Joseph Reid~~

~~162 – Increase in Hours of Employment and Salary for AnnMarie Mausser~~

~~163 – Increase in Salary and Responsibilities for Brandon Metz~~

164 – Resolution of the Borough Council of the Borough of Helmetta supporting the Township of Woodbridge in compelling Verizon to fulfill its obligations to New Jersey Tax Payers and the Board of Public Utilities to establish full high speed internet connectivity for all municipalities throughout the State

165 - Amendment to Personnel Policies and Procedure Manual

166 – Authorization for Mayor and Municipal Clerk to sign Yard Waste Interlocal Service Agreement with the County of Middlesex

167 – Payment of Bills

169 – Authorization for Engineers to apply for 2014 D.O.T. grant

Resolutions #159,160, 161, 162 and 163 were pulled from the Consent Agenda and will not be voted on.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez

ROLL CALL: 6 - 0

RECITING OF ORDINANCE, BY TITLE ONLY, ON SECOND READING AND PUBLIC HEARING THEREON

6 – An Ordinance of the Borough of Helmetta amending Chapter 13 of the Code of the Borough of Helmetta entitled “Police Department”.

The Ordinance was withdrawn. However, since it was advertised the meeting was opened to the Public. There being no one from the public who wished to be heard, the meeting was closed to the Public. Ordinance was withdrawn.

RESOLUTION #2013 – 170 CLOSED SESSION – Pending Litigation

MOTION – Clmn. Ascioffa SECOND - Clmn. Janeczek

ROLL CALL: 6 – 0

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

COMMITTEE REPORTS: MAYOR, BOROUGH ATTORNEY, BOROUGH ENGINEER, DEPARTMENT REPORTS, PUBLIC WORKS
The 125th Anniversary of the Borough will be coming up soon. There are many great activities planned. We are still selling raffle tickets and we will have a fireworks display.

ADJOURNMENT – A MOTION to adjourn the meeting at 8:00 p.m. was made by Clmn. Ascioffa and SECONDED by Clmn. Slavicek. All were in favor

Sandra Bohinski, RMC
Municipal Clerk

REPORT OF MUNICIPAL CLERK – SANDRA BOHINSKI		JULY, 2013							
		Copies	Marr Lic	Plng bd	Towing	Licenses	Lndlrđ Reg	Recycling	Marr Cer
Regenye	\$150.00						\$150.00		
Kendall	\$150.00						\$150.00		
Naik	\$10.00			\$10.00					
Stephenson	\$150.00						\$150.00		
Bros. Invest	\$300.00						\$300.00		
Arroyo	\$100.00						\$100.00		
Syx	\$150.00						\$150.00		
McKibbin	\$100.00						\$100.00		
Ingram	\$150.00						\$150.00		
Buchan	\$200.00						\$200.00		
K-Land	\$10.00			\$10.00					
First Tek	\$100.00						\$100.00		
Steinfeld	\$100.00						\$100.00		
Zehnacker	\$100.00						\$100.00		
Liu	\$150.00						\$150.00		
Tancredi	\$150.00						\$150.00		
Hollander	\$100.00						\$100.00		
Kaplan	\$150.00						\$150.00		
First Tek	\$50.00						\$50.00		
Smith	\$150.00						\$150.00		
Zielinski	\$10.00			\$10.00					
JL Beauty	\$100.00						\$100.00		
Gherardi	\$150.00						\$150.00		
Saleh	\$1,500.00			\$1,500.00					
Henderson	\$300.00						\$300.00		
Anim Prot	\$31.50	\$31.50							
Kraska	\$10.00	\$10.00							
Vlcej	\$28.00		\$28.00						
Szabo	\$75.00								\$75.00
Nycz	\$20.00	\$20.00							
Leao	\$150.00						\$150.00		
Vlcej	\$10.00	\$10.00							
TOTAL	\$4,904.50	\$71.50	\$28.00	\$1,530.00			\$3,200.00		\$75.00

Dog and Cat Licenses \$35.00

Borough of Helmetta

REPORT OF THE TAX COLLECTOR

Month of: July, 2013

Dated: August 5, 2013

Taxes - 2013	\$ 128,560.59
Taxes - 2012	\$ 8,692.65
Taxes - 2014	\$ 7,332.75
Interest	\$ 2,140.79
Costs	
Tax search	
Return Check fee	
Search Printouts	
Duplicate Bill Fee	\$ 20.00
Misc.	

TOTAL \$ 146,746.78

Tax Collectors Trust

Prior Balance	\$ 16,000.00
Receipts	\$ 5,476.76
Disbursements	\$ 5,476.76

Denise Jawidzik

Denise Jawidzik

Tax Collector

ADJUSTMENTS

2013 Tax Appeal	\$ (4,620.83)
2013 Special Charges	\$ 300.00

Closing Balances

	Debit	Credit	
2013	\$ 2,366,525.12	\$ (64.00)	\$2,366,461.12
2012	\$ 39,031.10		\$ 39,031.10

Disbursements

Balance	\$ 16,000.00		
Premium Balance	\$ 16,000.00	\$	-

Water/Sewer Receipts Report

July 2013

	<u>Water</u>	<u>Sewer</u>	<u>Total</u>
2011 Principal	\$ -	\$ -	\$ -
2012 Principal	1,056.00	1,662.40	2,718.40
2013 Principal	<u>46,134.64</u>	<u>45,331.78</u>	<u>91,466.42</u>
Subtotal	47,190.64	46,994.18	94,184.82
Interest	<u>127.31</u>	<u>173.42</u>	<u>300.73</u>
Subtotal	47,317.95	47,167.60	94,485.55
Final Water Reads	20.00		20.00
NSF 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>

\$47,337.95

\$ 47,167.60

\$ 94,505.55

Carol Feig
Utility Revenue Collector

RESOLUTION
2013 – 150
CANCELLATION OF UNEXPENDED BALANCES OF IMPROVEMENT
AUTHORIZATIONS

WHEREAS, certain General Capital Improvement Authorization balances remain dedicated to projects which have now been completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be canceled against the receivable,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Helmetta that the following unexpended balances of General Capital appropriations be canceled:

ORDINANCE #	DESCRIPTION	AMT. FUNDED
#2012 – 3	Park Place, Park Ave., No. Shore Blvd.	\$7,235.51

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 – 0

RESOLUTION
2013 - 151
RESOLUTION AUTHORIZING A CHANGE ORDER (KNOWN AS CHANGE
ORDER #1) TO THE CONTRACT BETWEEN THE BOROUGH OF HELMETTA
AND TERRA-TECH CONSTRUCTION, INC. FOR JOHN STREET
RECONSTRUCTION

WHEREAS, due to unanticipated circumstances which have arisen during the John Street Project, the Borough Engineer has recommended a change order (known as Change Order #1) in order to amend the contract between the Borough of Helmetta and Terra-Tech Construction, Inc., and

WHEREAS, the proposed change order is described in more detail in the attached form, last dated by Borough Engineer on July 26, 2013l; and

WHEREAS, the proposed change order shall change the amount of the original contract by an increase in the contract amount of nineteen thousand, eight hundred eleven dollars and fifteen cents (\$19,811.15); and

WHEREAS, the proposed change order does not exceed the twenty percent (20%) limitation imposed by law; and

WHEREAS, the Borough Council of the Borough of Helmetta has received the recommendations of the Borough Engineer to proceed with the said change order,

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Borough Council of the Borough of Helmetta as follows:

1. That the Borough is authorized to enter into the attached Change Order (known as Change Order #1) which shall be considered as an amendment to the original contract between the Borough of Helmetta and Terra-Tech Construction, Inc. for the John Street Reconstruction Project.
2. That the Chief Financial Officer shall certify there are sufficient funds to cover the amount of this Change Order.
3. That a certified copy of this resolution shall be provided to each of the following:
 - a. Terrence Vogt, Borough Engineer
 - b. Terra-Tech Construction, Inc.
 - c. Denise Jawidzik, Chief Financial Officer

MOTION – Clmn. Ascioolla SECOND – Clmn. Perez ROLL CALL: 6 - 0

**RESOLUTION
2013 - 152**

RESOLUTION AUTHORIZING A CHANGE ORDER (KNOWN AS CHANGE ORDERS #1 & 2) THE CONTRACT BETWEEN THE BOROUGH OF HELMETTA AND Z BROTHERS CONCRETE CONTRACTORS, INC. FOR PARK PLACE, PARK AVENUE, NORTH 14TH STREET AND NORTH SHORE BOULEVARD RECONSTRUCTION

WHEREAS, due to unanticipated circumstances which have arisen during the Park Place, Park Avenue, North 14th Street and North Shore Boulevard Project, the Borough Engineer has recommended a change order (known as Change Orders #1 & 2 in order to amend the contract between the Borough of Helmetta and Z Brothers Concrete Contractors, Inc. and

WHEREAS, the proposed change order is described in more detail in the attached form, last dated by Borough Engineer on April 26, 2013; and

WHEREAS, the proposed change order shall change the amount of the original contract by an increase in the contract amount of four thousand four hundred twenty eight and fifty four cents (\$4,428.54); and

WHEREAS, the proposed change order does not exceed the twenty percent (20%) limitation imposed by law; and

WHEREAS, the Borough Council of the Borough of Helmetta has received the recommendations of the Borough Engineer to proceed with the said change order,

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Borough Council of the Borough of Helmetta as follows:

1. That the Borough is authorized to enter into the attached Change Order (known as Change Order #1 & 2) which shall be considered as an amendment to the original contract between the Borough of Helmetta and Z Brothers Concrete Contractors, Inc. for the Park Place, Park Avenue, North 14th Street and North Shore Boulevard Project.

2. That the Chief Financial Officer shall certify there are sufficient funds to cover the amount of this Change Order.
3. That a certified copy of this resolution shall be provided to each of the following:
 - a. Terrence Vogt, Borough Engineer
 - b. Z Brothers Concrete Contractors, Inc. and
 - c. Denise Jawidzik, Chief Financial Officer

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 - 0

**RESOLUTION
2013 - 152**

RESOLUTION AUTHORIZING A CHANGE ORDER (KNOWN AS CHANGE ORDERS #1 & 2) THE CONTRACT BETWEEN THE BOROUGH OF HELMETTA AND Z BROTHERS CONCRETE CONTRACTORS, INC. FOR PARK PLACE, PARK AVENUE, NORTH 14TH STREET AND NORTH SHORE BOULEVARD RECONSTRUCTION

WHEREAS, due to unanticipated circumstances which have arisen during the Park Place, Park Avenue, North 14th Street and North Shore Boulevard Project, the Borough Engineer has recommended a change order (known as Change Orders #1 & 2 in order to amend the contract between the Borough of Helmetta and Z Brothers Concrete Contractors, Inc. and

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WHEREAS, the proposed change order shall change the amount of the original contract by an increase in the contract amount of four thousand four hundred twenty eight and fifty four cents (\$4,428.54); and

WHEREAS, the proposed change order does not exceed the twenty percent (20%) limitation imposed by law; and

WHEREAS, the Borough Council of the Borough of Helmetta has received the recommendations of the Borough Engineer to proceed with the said change order,

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Borough Council of the Borough of Helmetta as follows:

1. That the Borough is authorized to enter into the attached Change Order (known as Change Order #1 & 2) which shall be considered as an amendment to the original contract between the Borough of Helmetta and Z Brothers Concrete Contractors, Inc. for the Park Place, Park Avenue, North 14th Street and North Shore Boulevard Project.

- 2. That the Chief Financial Officer shall certify there are sufficient funds to cover the amount of this Change Order. That a certified copy of this resolution shall be provided to each of the following:
 - a. Terrence Vogt, Borough Engineer
 - b. Z Brothers Concrete Contractors, Inc. and
 - c. Denise Jawidzik, Chief Financial Officer
- MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 – 0

RESOLUTION
2013 - 152

RESOLUTION AUTHORIZING A CHANGE ORDER (KNOWN AS
CHANGE ORDERS #1 & 2) THE CONTRACT BETWEEN THE
BOROUGH OF HELMETTA AND Z BROTHERS CONCRETE
CONTRACTORS, INC. FOR PARK PLACE, PARK AVENUE, NORTH
14TH STREET AND NORTH SHORE BOULEVARD RECONSTRUCTION

WHEREAS, due to unanticipated circumstances which have arisen during the Park Place, Park Avenue, North 14th Street and North Shore Boulevard Project, the Borough Engineer has recommended a change order (known as Change Orders #1 & 2 in order to amend the contract between the Borough of Helmetta and Z Brothers Concrete Contractors, Inc. and

WHEREAS, the proposed change order is described in more detail in the attached form, last dated by Borough Engineer on April 26, 2013; and
WHEREAS, the proposed change order shall change the amount of the original contract by an increase in the contract amount of four thousand four hundred twenty eight and fifty four cents (\$4,428.54); and

WHEREAS, the proposed change order does not exceed the twenty percent (20%) limitation imposed by law; and

WHEREAS, the Borough Council of the Borough of Helmetta has received the recommendations of the Borough Engineer to proceed with the said change order,

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Borough Council of the Borough of Helmetta as follows:

1. That the Borough is authorized to enter into the attached Change Order (known as Change Order #1 & 2) which shall be considered as an amendment to the original contract between the Borough of Helmetta and Z Brothers Concrete Contractors, Inc. for the Park Place, Park Avenue, North 14th Street and North Shore Boulevard Project.
2. That the Chief Financial Officer shall certify there are sufficient funds to cover the amount of this Change Order.
3. That a certified copy of this resolution shall be provided to each of the following:
 - a. Terrence Vogt, Borough Engineer
 - b. Z Brothers Concrete Contractors, Inc. and
 - c. Denise Jawidzik, Chief Financial Officer

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 - 0

RESOLUTION
2013 – 153
REFUND OF PARTIAL PET ADOPTION FEE
TO ALISA PEREZ

WHEREAS, Alisa Marie Perez adopted a cat from the Helmetta Regional Animal Shelter for \$15.00; and

WHEREAS, the Shelter website stated that at time the cost of the cat adoptions being \$5.00;

NOW THEREFORE BE IT RESOLVED, that the CFO is hereby authorized to give a \$10.00 refund and mail it to Alisa Marie Perez, 32 East Street, Apt. #1, South River, NJ 08882.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 - 0

RESOLUTION
2013 – 154
REFUND OF PARTIAL PET ADOPTION FEE
TO SANDY SUSSMAN

WHEREAS, Mr. Sussman came to the Helmetta Regional Animal Shelter and adopted a dog for his children; and

WHEREAS, Mr. Sussman paid \$200.00 for this dog; and

WHEREAS, the day after Mr. Sussman adopted his dog, there was a sale on the adoption of these dogs for \$100.00; and

WHEREAS, Mr. Sussman inquired and asked about receiving a refund since it was less than twenty-four hours;

NOW THEREFORE BE IT RESOLVED that the Borough Council does hereby approve of this refund and the Chief Financial Officer is authorized to issue a check in the amount of one hundred dollars to Sandy Sussman, 124 Buckelew Avenue, Jamesburg, NJ.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 - 0

RESOLUTION
2013 - 155
ADOPTION AND AUTHORIZATION FOR MAYOR
NANCY MARTIN TO SIGN EMERGENCY OPERATIONS PLAN

WHEREAS, the Emergency Operations Plan of our Wildfire Protection Plan annex from the Forest Fire Service has been reviewed and revised by Gregory Bennett, Chief of the Helmetta Fire Department; and

WHEREAS, this has enabled the Helmetta Fire Department to qualify for a grant for brush fire fighting gear; and

WHEREAS, adoption of the plan and signature of the Mayor is required,

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Helmetta that they hereby adopt the revisions of the Emergency Operations Plan of our Wildfire Protection Plan annex from the Forest Fire Service and authorizes Nancy Martin, Mayor of the Borough of Helmetta to sign the necessary documents.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 - 0

**RESOLUTION
#2013 - 156
MUNICIPAL LIEN**

WHEREAS, the house on Block 26 Lot 2, owned by Donald Barrett, Jr. has not been properly taken care of; and

WHEREAS, the grass and weeds grew over a foot high in the front yard; and

WHEREAS, this is in violation of the Borough Code; and

WHEREAS, the Public Works Department went and cleaned the yard;

NOW THEREFORE BE IT RESOLVED that a Municipal Lien of \$100.00 be placed on the property of Avenue 8, Block 26 Lot 2 owned by Donald Barrett, Jr. for the work performed by two Public Works employees to keep the property from being in violation.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 - 0

**RESOLUTION
#2013 - 157
MUNICIPAL LIEN**

WHEREAS, the house on Block 20 Lot 44, owned by Raul & Sharon Navarro has not been properly taken care of; and

WHEREAS, the grass and weeds grew over a foot high in the front yard; and

WHEREAS, this is in violation of the Borough Code; and

WHEREAS, the Public Works Department went and cleaned the yard;

NOW THEREFORE BE IT RESOLVED, that a Municipal Lien of \$100.00 be placed on the property of 15 Ericson Avenue, Block 20 Lot 44 owned by Raul & Sharon Navarro for the work performed by two Public Works employees to keep the property from being in violation.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 - 0

RESOLUTION

#2013 - 158

**A RESOLUTION OF THE BOROUGH OF
HELMETTA APPOINTING EUGENE
SCHEICHER AS PERMANENT POLICE
OFFICER**

WHEREAS, pursuant to Chapter 13 (entitled "Police Department") of the Borough Code of the Borough of Helmetta (the "Borough"), all officers appointed to the Helmetta Police Department shall serve a probationary period of one year after graduating from the police academy; and

WHEREAS, at the conclusion of the one year probationary period, the Police Director shall make a recommendation to the Borough Council with respect to such officer's performance, and subsequently the Borough Council may appoint such officer to a permanent position or may remove the officer from the Helmetta Police Department without further recourse; and

WHEREAS, Helmetta police officer Eugene Scheicher graduated from the police academy on May 22, 2012, and accordingly, his one year probationary period was due to expire on or about May 22, 2013; and

WHEREAS, his probationary period has been extended twice and the balance of his probationary period has been waived

WHEREAS, the Borough Council desires to appoint Officer Scheicher to a permanent position with the Helmetta Police Department.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Helmetta that upon the conclusion of Eugene Scheicher's one year probationary period, including the two extensions, he shall be appointed to a permanent position with the Helmetta Police Department; and

BE IT FURTHER RESOLVED, that any step increases in Officer Scheicher's pay shall be effective as of his new anniversary date of July 21, 2013.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 - 0

RESOLUTIONS # 159 – 163 WERE PULLED AND NOT VOTED ON

RESOLUTON

2013 – 159

SALARY FOR REGISTRAR

WHEREAS, the NJ State Statue states that every municipality must have a Registrar and Deputy of Vital Statistics; and

WHEREAS, Sandra Bohinski has held that position since the start of her employment in 1988; and

WHEREAS, her duties consist of supplying marriage, civil union and domestic partnership licenses, monthly and quarterly reports, issuance of certified copies of birth, death and marriages; and

WHEREAS, the Deputy Registrar has received compensation but she as Registrar has never been compensated during this time;

NOW THEREFORE BE IT RESOLVED, that she be compensated the amount of 50 cents per hour for performing the duties of Registrar.

RESOLUTION

#2013 – 160

INCREASE IN SALARY FOR JOSH MERRILL

BE IT RESOLVED, that Josh Merrill be hereby given an increase of \$1.00 per hour for full time appointment at the Animal Shelter and/or as Animal Control Officer

RESOLUTION

#2013 – 161

INCREASE IN SALARY FOR JOSEPH REID

BE IT RESOLVED, that Joseph Reid be hereby given a \$2.00 per hour increase for being the Animal Control Officer for the Township of North Brunswick and for back up for running the shelter on Fridays and Saturdays.

RESOLUTION

#2013 – 162

INCREASE IN HOURS OF EMPLOYMENT AND SALARY FOR ANN MARIE MAUSSER

BE IT RESOLVED, that AnnMarie Mausser be hereby given an increase in salary to \$20,000.00 per year. AnnMarie's work hours will now be 25 hours per week. She will work Monday and Thursday from 7:00 a.m. to 3:00 p.m. with the remaining hours being flexible. She is also hereby authorized to begin taking classes in the Fall for Introduction to Municipal Clerk Duties.

RESOLUTION

#2013 – 163

INCREASE IN SALARY AND RESPONSIBILITIES FOR BRANDON METZ

BE IT RESOLVED, that Brandon Metz, be hereby given the hourly foreman stipend as stipulated in the contract.

RESOLUTION

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF HELMETTA SUPPORTING THE TOWNSHIP OF WOODBRIDGE IN COMPELING VERIZON TO FULFILL ITS OBLIGATIONS TO NEW JERSEY TAX PAYERS AND THE BOARD OF PUBLIC UTILITIES TO ESTABLISH FULL HIGH SPEED INTERNET CONNECTIVITY FOR ALL MUNICIPALITIES THROUGHOUT THE STATE

WHEREAS, the Borough of Helmetta is aware that, according to publishes sources, as far back as 1992, Verizon executed an agreement with the New Jersey Board of Public Utilities that obligated the utility to provide high speed internet connectivity throughout the entire State of New Jersey so that all New Jersey residents would have the option to purchase high speed internet service, which the Board acknowledged was a worthwhile and necessary goal that was in the interest of the state’s taxpayers, and as a matter of public policy; and

WHEREAS, as of July 24, 2013, Verizon has failed to uphold their obligations under that agreement; and

WHEREAS, the infrastructure to establish high-speed internet connectivity does not exist in the Borough of Helmetta, for no legitimate reason and only, as the Borough is aware, because utilities wish to avoid the expense of infrastructure in Helmetta Borough, contrary to the established obligations of Verizon and to the public policy goals of the State, and notwithstanding that nearby municipalities have infrastructure in place; and

WHEREAS, the Governing Body of the Borough of Helmetta is aware that other similar suburban communities are being unfairly denied access to high-speed internet service, which has become an economic and educational necessity in today’s world, and the Borough of Helmetta is supporting the Township of Woodbridge which is leading the effort, with the anticipated support of the state government, to compel public utilities to fulfill their legal and policy obligations to New Jersey taxpayers, and we will forward this resolution on to the Township of Woodbridge to ensure that all voices are heard on this matter; and

WHEREAS, we hereby submit a copy of this Resolution to the Governor’s Office and request Governor Christie’s intervention and support on this matter.

NOW, THEREFORE, BE IT RESOLVED, BY THE BORUCH COUNCIL OF THE BOROUGH OF HELMETTA, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY that:

1. Verizon should immediately fulfill its obligation to provide the infrastructure for high-speed internet connectivity to the Borough of Helmetta and to all other similar suburban communities

throughout the State of New Jersey, as a matter of Verizon's stated agreement to do so with the New Jersey Board of Public Utilities, which dates back a matter of decades, and as a matter of sound public policy;

2. A copy of this resolution shall be fully available to the public and to other suburban municipalities who can benefit from the Borough's assistance in compelling Verizon to fulfill its obligations and to help New Jersey achieve its long-standing goal of full internet connectivity for all New Jersey municipalities and a copy of this resolution will be forwarded to the Township of Woodbridge; and

3. A copy of this Resolution shall be sent to the Office of the Governor hoping for his administrations assistance in achieving this goal for all municipalities.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 -0

RESOLUTION
#2013 – 165
AMENDMENT TO PERSONNEL POLICIES AND
PROCEDURE MANUAL

BE IT RESOLVED, that Section Three : Vacation Leave Policy, Personal Leave Policy, and Sick Leave Policy will apply to all new hires ; and

BE IT RESOLVED, that Municipal Clerk Sandra Bohinski and Utilities Revenue Collector Carol Feig are exempt from these hours and are entitled to these benefits for thsehours in which they work.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 - 0

RESOLUTION
2013 – 166
AUTHORIZATION FOR MAYOR AND MUNICIPAL CLERK TO
SIGN YARD WASTE INTERLOCAL SERVICE AGREEMENT WITH
THE COUNTY OF MIDDLESEX

BE IT RESOLVED, by the Governing Body of the Borough of Helmetta that the Mayor and the Municipal Clerk are hereby authorized to sign the Yard Waste Interlocal Service Agreement with the Middlesex County Improvement Authority.

The Board of Commissioners awarded a two year contract to Nature's Choice Corporation for the provision of Yard Waste Recycling and Marketing Services and the contract will be in effect from August 1, 2013 through July 31, 2015.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 -0

**RESOLUTION
#2013 – 167
PAYMENT OF BILLS**

The bills will be paid as shown on the bill list.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 -0

**RESOLUTION
#2013 – 168
AUTHORIZATION FOR ENGINEERS TO APPLY
FOR 2014 GRANT**

BE IT RESOLVED by the Borough Council of the Borough of Helmetta that our Borough Engineers Remington, Vernik & Vena are hereby authorized to apply on behalf of the Borough the 2014 D.O.T. Grant.

MOTION – Clmn. Ascioffa SECOND – Clmn. Perez ROLL CALL: 6 – 0

SECOND READING AND ADOPTION: WITHDRAWN

ORDINANCE
2013 – 6

AN ORDINANCE OF THE BOROUGH OF HELMETTA AMENDING
CHAPTER 13 OF THE CODE OF THE BOROUGH OF HELMETTA,
ENTITLED “POLICE DEPARTMENT”

