

**MEETING OF MAYOR AND COUNCIL
DECEMBER 8, 2010 - 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 7:10 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:**

Cmn. Peckham - Present
Asciolla - Present
Janeczek - Present
Karczewski - Absent
Perez - Absent
Smith - Present

*** PUBLIC PORTION**

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

*** CONSENT AGENDA - 229**

Resolution:

2010 - 223 Resolution authorizing the Tax Collector to refund tax overpayments for 2010 Taxes

2010 - 224 Approval of Bingo License - Fire Department

2010 - 225 Transfer of Funds

2010 - 226 Resolution of the Borough of Helmetta authorizing the use of Community Development Block Grant and Sustainable Energy Grant for redevelopment of Animal Shelter

2010 - 227 Recreation Reimbursement

2010 - 228 Payment of Bills

2010 - 230 Resolution of the Borough of Helmetta urging its Legislators to revise Assembly Bill No. 3447 to enable a sending municipality to secure the right to count the Affordable units it funded against the number of "qualifying units" in the municipality

2010 - 231 Resolution of the Borough of Helmetta authorizing payment to Dell-Tech, Inc. in the amount of \$114,170.00

~~2010 - 232 Resolution of the Borough of Helmetta authorizing agreement between the Borough and Cully Lewis~~

MOTION - Cmn. Asciolla

SECOND - Cmn. Peckham

ROLL CALL: 4- 0

2010 - 232 Resolution of the Borough of Helmetta authorizing agreement between the Borough and Cully Lewis

MOTION - Cmn. Asciolla

SECOND - Cmn. Smith

ROLL CALL: 4- 0

*** REPORTS of Mayor, Committees, Borough Attorney, Public Works Director**

The Mayor and Borough Attorney had no report. Public Works Director Darren Doran gave a report on the following:

000004

We have one slot for Joseph Reid reserved to take animal control classes
Animal Shelter- smoke stack down, sealed openings, working inside
Plainsboro, on January 1, will begin shared services for animal control
Water dept summer ratchet close coming to an end, work will soon begin on radio reads
applied for block grant for energy savings on the bldg

Chief Lewis read his letter of retirement as of December 31, 2010. Congratulations were offered to him.

An e-mail was received from Cmn. Joe Perez and he would like to set up a policy for late fees.

*** ORDINANCES (Second Reading)**

ORDINANCE NO. 2010 – 30

An Ordinance amending Chapter 24, entitled "Landlord Registration" of the Borough Code of the Borough of Helmetta to establish fees for the cancellation and rescheduling of inspection appointments.

A MOTION to read by title only was made by Cmn. Ascioffa and SECONDED by Cmn. Peckham. ROLL CALL: 4 – 0

The meeting was opened to the Public; there being no one who wished to be heard, the meeting was closed to the Public.

MOTION TO ADOPT – Cmn. Janeczek SECOND – Cmn. Ascioffa
ROLL CALL: 4 – 0

OLD BUSINESS

CDBS funding – The funds applied for will be for the slip lining of the sewer for Railroad and John Street.

Article regarding taxes – Each Councilman was e-mailed an article about reassessment of a neighboring town. Reassessment of the entire town was discussed and the Clerk will ask Ken Pacera, Tax Assessor, to get further information.

NEW BUSINESS

The Clerk reported that the paper shredding event was in 2006, 62 participants – 4500 lbs.; 2008, 72 participants – 6420 lbs.; 2009, 115 participants – 7000 lbs., and in 2010 – 130 participants – 9420 lbs.

Meeting Dates for 2011 - Discussion was held on the dates of recreation events and the meeting schedule for the year 2011.

ADJOURNMENT

There being no further business, a MOTION was made at 7:45 p.m. by Cmn. Ascioffa and SECONDED by Cmn. Smith to adjourn the meeting. All were in favor.

Sandra Bohinski, RMC
Municipal Clerk

000505

**RESOLUTION
2010 – 223**

**RESOLUTION AUTHORIZING THE TAX COLLECTOR
TO REFUND TAX OVERPAYMENTS FOR 2010 TAXES**

WHEREAS, the Borough Tax Collector has received tax overpayments for 1st, 2nd, 3rd and 4th quarters of 2010 on the following properties listed below:

10-4

Markowski, Thomas & Barbara
57 Railroad Ave
\$14.13 2010 3rd

13-39.08

Kenniff, Thomas & Rose
8 Sutton Pl
\$2,299.73 2010 3rd

13.01-10

Perez, Francisco & Gina
7 York Dr
\$32.55 2010 3rd

18-6.11

Michalak, Melissa
18 Lakeview Dr
\$1,575.10 2010 4th

18-6.22

Pyrih, Michael
40 Lakeview Dr
\$365.13 2010 3rd

19-1.03 T01

Cingular Wireless
5405 Windward Pkwy
Alpharetta, GA 30004
\$1,462.23 2010 3rd

Buchan, William & Roseann

15 High St
\$1,519.67 2010 3rd

20-9

000506

Mezey, Bryant & Jan
35 Maple St
\$14.44 2010 3rd

20-48
Shapter, Thomas & Cynthia
7 Erickson Ave
\$1,518.36 2010 4th

20-58
Helyes, Michele
16 Appleby Dr
\$43.59 2010 3rd

20-62
Dreyling, Eric & Donna
27 Appleby Dr
\$544.84 2010 3rd

20-77
Sinischalchi, Robert & Theresa
21 GW Helme Dr
\$135.09 2010 3rd

20-94
Krause, Earl & Pamela
2 GW Helme Dr
\$250 2010 2nd

20-103
Taha, Nabil & Grazia
20 GW Helme Dr
\$95.72 2010 3rd

20-107
Claffey, Amalia
6 Holly House Dr
\$21.40 2010 3rd

21 7.1 C0505
Stegiel, Wayne
505 Chester Ct
\$997.46 2010 3rd

21 7.1 C0905
Campbell, Walter

000507

6 Crestwood Ct
Spotswood, NJ 08884
\$718.69 2010 3rd

21 7.1 C1301
Jablonsky, Diane
1301 Stoneridge Cir
\$14.79 2010 3rd

21 7.1 C1405
Natale, David
1405 Stoneridge Cir
\$1,089.78 2010 4th

21 7.1 C2204
Wagner, Brian & Karen
2204 Candlelight Ct
\$14.79 2010 3rd

21-44
Weiner, Leonard & Amy
21 Borghaus Rd
\$1,349.53 2010 1st

23-8.03
Zubrzycki, David & Gloria
21 Avenue A
\$297.85 2010 3rd

25-18.01
Phelps Craig & Hamberger, Karen
32 North Shore Blvd
\$1,193.79 2010 2nd

26-10
Baile, Christopher & Janet
15A Avenue B
\$50.38 2010 3rd

WHEREAS, the Borough Tax Collector requests authorization from the Borough Council to refund the Overpayments to the owners of these Properties,

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Helmetta that the Borough Tax Collector is hereby authorized to refund the Overpayments to the Property's owners; and

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BE IT FURTHER RESOLVED that the Borough's Chief Financial Officer is directed to issue refund checks for the Overpayments to the above mentioned residents in the amounts specified.

	Motion	Second	Aye	Nay	Abstain	Absent
Peckham		✓	✓			
Asciolla	✓		✓			
Janeczek			✓			
Karczewski						✓
Perez			✓			
Smith			✓			

CERTIFICATION

I, Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at the meeting held on December 8, 2010.

Sandra Bohinski

 Sandra Bohinski, RMC
 Municipal Clerk

**RESOLUTION
#2010 – 224**

APPROVAL OF BINGO LICENSE

WHEREAS, the Helmetta Fire Department, 62 Main Street, Helmetta, NJ has applied to the Mayor and Council of the Borough of Helmetta for a Bingo License under ID # 205 – 09 -29109 on the premises known as the Holy Trinity Parish Center, and;

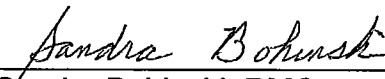
WHEREAS, they have completed their application and included the proper fees owed to the State of New Jersey and to the Borough of Helmetta;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Helmetta, County of Middlesex that said approval of Bingo License is hereby granted for Bingos to be held by the Helmetta Fire Department.

	Motion	Second	Aye	Nay	Abstain	Absent
Peckham		✓	✓			
Asciolla	✓		✓			
Janeczek			✓			
Karczewski						✓
Perez			✓			
Smith			✓			

CERTIFICATION

I, Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at the meeting held on December 8, 2010.



Sandra Bohinski, RMC
Municipal Clerk

RESOLUTION
2010 - 225

WHEREAS, N.J.S 40A:4-58 provides that, should it become necessary, during the last 2 months of the fiscal year, to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriations over and above the amounts deemed to be necessary to fulfill the purpose of such appropriation, the governing body may, by resolution setting forth the facts, adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of such excess to those appropriations deemed to be insufficient;

THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Helmetta, County of Middlesex, State of New Jersey that the following transfers in the 2010 Budget be authorized.

CURRENT FUND:

Account #	Name	Amount From	Amount To
0-01-25-746-010	Police S & W	\$ 11,000.00	
0-01-26-315-020	Vehicle Maint- Public Works	1,000.00	
0-01-26-315-025	Lease Purch Police Vehicle	200.00	
0-01-20-712-020	Legal OE		\$ 11,000.00
0-01-20-715-020	Engineering OE		200.00
0-01-25-745-020	Police OE		1,000.00
		\$ 12,200.00	\$ 12,200.00

WATER OPERATING FUND:

Account #	Name	Amount From	Amount To
8-05-55-500-010	Water Operating S & W	\$ 3,000.00	
8-05-55-500-020	Water Operating OE	2,000.00	
8-05-55-512-020	Capital Outlay	5,000.00	
8-05-55-505-020	Purchase of Water		\$ 10,000.00
		\$ 10,000.00	\$ 10,000.00

	Motion	Second	Aye	Nay	Abstain	Absent
Asciolla	✓		✓			
Janeczek			✓			
Karczewski						✓
Peckham		✓	✓			
Perez			✓			
Smith			✓			

I, Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at the meeting held on December 8, 2010.

Sandra Bohinski
SANDRA BOHINSKI, RMC
Municipal Clerk

RESOLUTION

2010 – 226

RESOLUTION OF THE BOROUGH OF HELMETTA AUTHORIZING THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT AND SUSTAINABLE ENERGY GRANT FOR REDEVELOPMENT OF ANIMAL SHELTER

WHEREAS, the Community Development Block Grant (CDBG) program is a flexible program that provides communities with resources to address a wide range of unique community development needs; and

WHEREAS, the Borough of Helmetta (the “Borough”) was awarded CDBG grants in both 2009 and 2010; and

WHEREAS, the Borough originally authorized the aforementioned grants to be used for housing rehabilitation and curb cutouts within the Borough; and

WHEREAS, the Borough now wishes to authorize use of the 2009 and 2010 CDBG grants for the redevelopment of property located at Block 13, Lot 39.2 as an animal shelter, including but not limited to the construction of handicapped ramps for the animal shelter; and

WHEREAS, the Borough also received a 2010 Sustainable Energy Grant which the Borough wishes to use to fund the installation of solar panels on the animal shelter; and

WHEREAS, the Borough Council has determined that the use of the CDBG and Sustainable Energy Grants for these purposes is in the best interest of the public.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Helmetta that the Borough is hereby authorized to utilize the 2009 and 2010 Community Development Block Grants to construct handicap ramps at the property located at Block 13, Lot 39.2 being developed as an animal shelter and for any other qualified purposes relating to the animal shelter and to use the 2010 Sustainable Energy Grant for the installation of solar panels on the animal shelter.

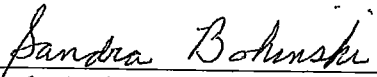
BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. David A. Clark, Borough Attorney
- b. Lori Russo, Borough Chief Financial Officer
- c. Terry Vogt, Borough Engineer/Borough Planner

	Motion	Second	Aye	Nay	Abstain	Absent
Peckham		✓	✓			
Asciolla	✓		✓			
Janeczek			✓			
Karczewski						✓
Perez			✓			
Smith			✓			

CERTIFICATION

I, Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at the meeting held on December 8, 2010.



 Sandra Bohinski, RMC
 Borough Clerk

RESOLUTION
#2010 - 227

RECREATION REIMBURSEMENT

WHEREAS, a 55+ Dinner and Breakfast with Santa was held as part of Recreation activities ; and

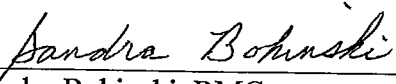
WHEREAS, certain items had to be purchased for these activities : 55+ Dinner - \$890.69 and Breakfast with Santa - \$452.42 ;

NOW THEREFORE BE IT RESOLVED that the C.F.O. is hereby authorized to issue to Nancy Martin a check for \$1,343.11 for payment of purchase of these items.

	Motion	Second	Aye	Nay	Abstain	Absent
Peckham		✓	✓			
Asciolla	✓		✓			
Janeczek			✓			
Karczewski						✓
Perez			✓			
Smith			✓			

CERTIFICATION

I, Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at the meeting held on December 8, 2010.



Sandra Bohinski, RMC
Borough Clerk

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RESOLUTION
2010- 228

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		
WATER OPERATING FUND	\$	112,725.82
SEWER OPERATING FUND		24,469.20
GENERAL CAPITAL FUND		3,438.46
DOG TRUST FUND		71,408.48
TRUST FUND		26.00
BUILDERS' ESCROW		869.58
		<u>5,114.28</u>
	\$	<u>218,051.82</u>

	Motion	Second	Aye	Nay	Abstain	Absent
Peckham		✓	✓			
Asciolla	✓		✓			
Janeczek			✓			
Karczewski						
Perez			✓			✓
Smith			✓			

~~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 December 8, 2010.~~

Sandra Bohinski
Sandra Bohinski, Municipal Clerk

**MEETING OF MAYOR AND COUNCIL
DECEMBER 29, 2010 - 7:00 P.M.**

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

* CALLING OF THE ROLL:

Clmn. Peckham
Asciolla
Janeczek Karczewski
Perez
Smith

* PUBLIC PORTION

* CONSENT AGENDA -

Report of Clerk, Tax Collector, Utility Revenue Collector

RESOLUTIONS:

- 2010-234 Resolution calling on State Legislature and the Governor to exempt the reserve for
Uncollected taxes from the 2% cap
- 2010-235 Payment to Brandon Metz as per Personnel Policies Handbook
- 2010-236 Resolution authorizing payment to Municipal Clerk for work outside of assigned
Hours
- 2010-237 Authorization to sign interlocal agreement with the Township of Plainsboro for
animal control services
- 2010-238 Resolution authorizing the Borough of Helmetta to participate in the New Jersey
State Health Benefits Program for Employee Dental Plan Coverage
- 2010-239 Transfer of Funds
- 2010-240 Resolution authorizing payment to various employees for Administrative activities
- 2010-241 Resolution cancelling unexpended improvement authorizations
- 2010-242 Resolution authorizing Mayor to execute lease/purchase agreement for Police
Vehicle under State contract
- 2010-243 Payment of bills
- 2010-244 Resolution authorizing payment to Cully D. Lewis for snowplowing assistance

Minutes of December 8

* REPORTS of Mayor, Committees, Borough Attorney, Borough Engineer, Public Works Director

OLD BUSINESS

NEW BUSINESS

Building next to Fire Dept.
Speed limit on Main Street
Statement of support
JCPL

CLOSED SESSION (if needed)

ADJOURNMENT

0005-1