



# Mayor and Common Council Borough of Flemington

April 16, 2014

Council Meeting Room

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## I. Work Session Agenda 6:45 pm

### 1. DISCUSSION: BANNER ORDINANCE MODIFICATIONS (GREINER)

Councilman Greiner opened the discussion concerning a change to the current Borough banner ordinance, which was suggested by Borough Attorney Goodman. Mr. Greiner noted the change is only regarding banners across Main Street, not those on private property.

Mr. Greiner stated there are more banner requests than can be accommodated, with some coming from outside the Borough. Mr. Greiner informed the change would limit banners to those advertising community events.

Councilman Swingle and Councilwoman Fine questioned the stipulation that the event bring general economic benefit to the Borough, voicing concern that events promoting the welfare of the town would be excluded.

Ms. Fine suggested the installation of a digital sign to promote events around town.

Lois Stewart, 6 Spring Street - said she feels strongly that only Flemington events be advertised.

Mr. Greiner said, due to geography, the Borough should partner with Raritan Township, as it will bring business to town.

Councilman Vellella suggested applicants can petition Council to ask for consideration when their event does not meet the ordinance criteria.

Mr. Greiner noted that, as this is just an introduction, Council can consult with Attorney Goodman concerning Mr. Vellella's suggestion.

Mr. Swingle noted those applicants who petition Council will now have to wait even longer for an approval. Mr. Swingle said he disagrees with this.

### 2. DISCUSSION: STATUS OF BOROUGH-OWNED LOT ON CAPNER STREET (BLOCK 16 LOT 28)

Mayor Edwards opened by giving a recap of the issue regarding the Borough owned lot on Capner Street. Ms. Edwards informed Borough Tax Assessor Kerwin wants to do more research on the selling price and subsequent taxes for the property.

Councilwoman Fine noted this parcel is the same size as the adjacent corner lot.

Councilman Velella said he had looked at the property, noting it is "sandwiched", and not useable. Mr. Velella suggested offering to sell to an adjacent property owner.

Mayor Edwards said the bottom line from her perspective is that the Borough does not want to own the property.

Robert Shore, 68 Broad Street - suggested contacting Habitat for Humanity to see if they would be interested in the lot.

Councilman Greiner said he had spoken with them, and they were not interested.

Steve Karpew, 32 Allen Street - asked how long the process would take, as he would like to buy the property.

Mr. Velella said he would be working with Tax Assessor Kerwin, and the process would not take very long.

**Motion To: Close the Work Session at 7:30 pm**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Phil Greiner, Councilman
<b>SECONDER:</b>	Brian Swingle, Council President
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

## II. Regular Meeting Agenda 7:35 pm

Flag Salute

Attendee Name	Title	Status	Arrived
Dorothy Fine	Councilwoman	Present	
John Gorman	Councilman	Absent	
Phil Greiner	Councilman	Present	
Joey Novick	Councilman	Absent	
Phil Velella	Council Vice President	Present	
Brian Swingle	Council President	Present	

Erica Edwards	Mayor	Present	
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**Motion To: Amend the Agenda to add a Resolution to Ratify the Change of the Regular Borough Council Meeting From Monday, April 14 to Wednesday, April 16, Due to the Passover Holiday.**

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Phil Greiner, Councilman  
**AYES:** Fine, Gorman, Greiner, Novick, Velella, Swingle

**RESOLUTION 2014-86: A RESOLUTION TO RATIFY CHANGING THE REGULAR BOROUGH COUNCIL MEETING FROM MONDAY, APRIL 14 TO WEDNESDAY, APRIL 16, DUE TO THE PASSOVER HOLIDAY.**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Phil Greiner, Councilman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

### Minutes: March 24, 2014 Regular Council Meeting

**Motion To: Table the March 24 Regular Council Meeting Minutes**

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Phil Greiner, Councilman  
**SECONDER:** Brian Swingle, Council President  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**Motion To: Open Public Hearing Concerning Ordinance 2014-02**

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Phil Velella, Council Vice President  
**SECONDER:** Phil Greiner, Councilman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

### Public Hearing

Lois Stewart, 26 Spring Street - asked for clarification of the area and process of determination.

Mayor Edwards explained the Borough will only provide general guidance to redevelopers.

Robert Shore, FBID President - asked that Council reconsider and table the Ordinance. Mr. Shore would like Council to include recommendations from TerraNoble, who the FBID contracted to create a conceptual plan.

**Motion To: Close Public Hearing Concerning Ordinance 2014-02**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Phil Greiner, Councilman
<b>SECONDER:</b>	Brian Swingle, Council President
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Vellella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**ORDINANCE 2014-2: SECOND READING: AN ORDINANCE ADOPTING THE REDEVELOPMENT PLAN FOR THE AREA SOUTH OF THE UNION HOTEL**

Council Vice President Vellella said it is only the job of Council to oversee new projects and make certain they fit the planned model.

Mayor Edwards stated that, due to the condition of the Union Hotel, Council moved quickly to approve its redevelopment. Ms. Edwards said the rest of the block was always on Council's minds.

Council President Swingle said redevelopment should reflect the fabric of our small town.

Councilman Greiner said he has concerns with having two sets of plans, stating Council might be sending mixed messages or no message to redevelopers. Mr. Greiner reminded there may also be others out there with better plans.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Phil Vellella, Council Vice President
<b>SECONDER:</b>	Brian Swingle, Council President
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Vellella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**RESOLUTION 2014-72: AUTHORIZING THE GOVERNING BODY'S REDEVELOPMENT COMMITTEE FOR THE UNION HOTEL REDEVELOPMENT AREA, TO ENGAGE IN EXCLUSIVE NEGOTIATIONS WITH THE CURRENTLY-DESIGNATED UNION HOTEL REDEVELOPER CONCERNING THE EXPANDED UNION HOTEL REDEVELOPMENT AREA**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Phil Velella, Council Vice President
<b>SECONDER:</b>	Brian Swingle, Council President
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**RESOLUTION 2014-73: DESIGNATING AN AREA OF THE BOROUGH INCLUSIVE OF THE GLOBAL AGWAY SITE AND CERTAIN ADJACENT AND PROXIMATE PROPERTIES, AS MORE PARTICULARLY DESCRIBED HEREIN, AS AN AREA IN NEED OF REDEVELOPMENT, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW**

Mayor Edwards informed that Beth McManus, of Borough Planner Clark, Caton, Hintz, was present to answer any questions residents may have.

Robert Shore, FBID President - again stated he feels Council should include the TerraNoble recommendations when considering redevelopment. Mr. Shore suggested adding an FBID member to the Borough Redevelopment Committee.

Tony Previte, 45 N. Main Street - said he feels Steve's Store should have been included.

Richard Cornelison, 134 Main Street - asked for clarification of the properties that were included.

Councilwoman Fine said she is concerned that Nilkanth, who owns a parcel in the southern half of the area, is not on board with Council's decision.

Ms. McManus explained the criteria for a property to be considered an area in need of redevelopment.

Lois Stewart, 26 Spring Street - informed the Nilkanth structural engineer did not agree with the findings of CCH.

Council Vice President Velella informed he would fight to give incentives to redevelopers if it would get them to start a project.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Phil Velella, Council Vice President
<b>SECONDER:</b>	Phil Greiner, Councilman
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**Public Comments -- Session I (up to approximately 3 minutes each for a maximum of approximately 30 minutes)**

Robert Shore, FBID President - gave an FBID update.

Lee Roth, FBID Chairman of the Beautification and Safety Committee gave recommendations for attracting "good" developers.

Tony Previte - suggested making the Borough-owned lot on Capner Street an artistic park. Mr. Previte restated his concerns with the Nilkanth property.

Council Vice President Velella stated that he and the Mayor had met with the owners, asking for their plans for the property. Mr. Velella informed they have approvals and rights, saying the Borough can't force them to start building.

Megan Jones-Holt, Executive Director FBID urged Council to adopt Resolution 2014-74.

Lois Stewart, 26 Spring Street - inquired how much the recent Governor's visit cost the Borough.

Council President Swingle said he would get the numbers.

Mayor Edwards gave Ms. Stewart Mr. Ozimek's phone number so that she could direct to him her concerns about the trees on William Street, Spring Street and Maple Avenue.

Susan Peterson, Teaberry's, informed that Borough Restaurant Week was a great success. Ms. Peterson voiced her concerns about loitering at Steve's Store.

Bob Gentry, Burkett's Supply advised Council listen to current business owners when making decisions concerning redevelopment.

Steve Karpew, 32 Allen Street, asked for updates on the 4-way stop signs and cars at the middle school.

Mr. Swingle informed the study of stop signs is still being concluded and the Police are addressing the car situation at the middle school.

Carla Tabussi, 8 Brown Street, informed of a fundraiser at Sphericity for NAAMI on May 4th.

### **Mayor's Report (up to approximately 3 minutes)**

Mayor Edwards informed she and Councilman Swingle had met with the owner of Hunter Hills and his attorney, saying it was a good meeting. Ms. Edwards said progress is being made, informing Council would be receiving an update from them at the end of April.

Mayor Edwards informed she attended an informal meeting with the FBID, stating it went very well.

### **Council Members' Reports (up to approximately 3 minutes each)**

#### **Councilwoman Fine**

Councilwoman Fine informed the Tri Centennial Committee is sponsoring a poetry reading on April 26th.

Ms. Fine informed Ms. Stewart that an independent tree expert had informed trees in the areas where curbs are being replaced would need to be removed.

Ms. Fine said the Shade Tree Committee walked Main Street looking for trees that are in need of help.

Ms. Fine said the Environmental Committee is on track for recertification of their Sustainable Jersey Bronze status.

#### **Councilman Gorman**

Mr. Gorman was not present.

#### **Councilman Greiner**

Councilman Greiner attended the Tri Centennial Gala, saying it was a great event.

Mr. Greiner informed he, Councilman Velella, and Zoning Officer Klein had met with Ms. Holt, of the FBID, concerning recent Banner issues.

Mr. Greiner informed a pulley system had been installed for hanging banners over Main Street. Mr. Greiner said it needs some improvements before being put to use.

Mr. Greiner suggested a resolution to thank Century Link for all the years they donated their time and truck to hang banners across Main Street.

Mr. Greiner informed a compromise had been made concerning the Lutheran Church banner across Main Street. He commended both parties (the BID and Michelle Oberst on behalf of the church) for agreeing to less banner time than they wanted so that the other party could also have time.

Mr. Greiner informed he had attended the Planning Board meeting on April 4th.

Mr. Greiner noted property maintenance issues will be picking up, as the weather is improving.

Mr. Greiner informed, regarding Mr. Roth's recommendations, work is already being done.

Rich Cornelison, 134 Main Street - gave some recommendations concerning banner approval.

### **Councilman Novick**

Mr. Novick was not present.

### **Council President Swingle**

As the night's Agenda was very long, Council President Swingle did not give a report.

### **Council Vice President Velella**

As he had no actionable items this evening, Council Vice President Velella declined giving a report.

### **Approval of Minutes**

**Motion To: Approve Minutes: March 10, 2014 Regular Council Meeting**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Phil Greiner, Councilman
<b>SECONDER:</b>	Brian Swingle, Council President
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**PROCLAIMING JUNE 13-14, 2014 AS RELAY FOR LIFE DAYS IN FLEMINGTON BOROUGH**



Mayor Edwards read the Proclamation.

**Motion To: Amend the Agenda to Add a Consent Agenda for Resolutions 2014-74 to 2014-84**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Swingle, Council President
<b>SECONDER:</b>	Dorothy Fine, Councilwoman
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**RESOLUTION 2014-74: AUTHORIZING THE FILING OF A GRANT APPLICATION FOR FUNDING UNDER THE 2014 TRANSPORTATION ALTERNATIVES PROGRAM FOR SIDEWALK AND STREETScape IMPROVEMENTS TO MAIN STREET BETWEEN BLOOMFIELD AVENUE AND MINE STREET**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Swingle, Council President
<b>SECONDER:</b>	Dorothy Fine, Councilwoman
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**RESOLUTION 2014-75: AUTHORIZING A COUNTERCLAIM TO BE FILED ON TAX APPEALS FILED BY ADVANTAGE BANK, BLOCK 47 LOT 8, HESS REALTY CORPORATION, BLOCK 44 LOT 3 AND 70 CHURCH SPICE FACTORY LLC, BLOCK 39 LOT 3**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Swingle, Council President
<b>SECONDER:</b>	Dorothy Fine, Councilwoman
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**RESOLUTION 2014-76: AUTHORIZING A TOWN WIDE YARD SALE TO BE HELD ON MAY 3 RD AND 4 TH 2014**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Dorothy Fine, Councilwoman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**RESOLUTION 2014-77: AUTHORIZING THE CHARGES FOR MAINTENANCE OF 82 BROAD STREET TO BE COLLECTED BY THE TAX COLLECTOR**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Dorothy Fine, Councilwoman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**RESOLUTION 2014-78: APPOINTING TOM CLADEK TO THE FLEMINGTON-RARITAN PARKS AND RECREATION COMMITTEE**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Dorothy Fine, Councilwoman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**RESOLUTION 2014-79: AUTHORIZING A COUNTER PETITION TO BE FILED FOR THE TAX APPEAL FILED ON BLOCK 39 LOT 9, LOCATED AT 10 HIGHWAY 31 BY FLEMINGTON FC, LLC**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Dorothy Fine, Councilwoman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**RESOLUTION 2014-80: AUTHORIZING THE MAYOR AND CLERK TO SIGN AN AGREEMENT WITH MARTIN ALLEN, ESQ OF THE FIRM DIFRANCESCO, BATEMAN, COLEY, YOSPIN, KUNZMAN, DAVIS, LEHRER & FLAUM P.C. TO REPRESENT THE BOROUGH IN A TAX APPEAL FILED BY LIBERTY VILLAGE**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Dorothy Fine, Councilwoman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**RESOLUTION 2014-81: AUTHORIZING THE HIRING OF STEPHEN COTTONE AS A DPW LABORER AT A RATE OF \$17.57 PER HOUR EFFECTIVE 5/1/14**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Dorothy Fine, Councilwoman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**RESOLUTION 2014-82: AUTHORIZING THE MAYOR AND CLERK TO SIGN A LEASE RENEWAL WITH RARITAN TOWNSHIP FOR THE USE OF THE MUNICIPAL COURT AND OFFICE SPACE**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Dorothy Fine, Councilwoman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**RESOLUTION 2014-83: AUTHORIZING THE REDEMPTION OF TAX SALE CERTIFICATE # 2013-013 HELD ON BLOCK 27 LOT 5 AND INSTRUCTING THE CFO TO ISSUE A CHECK IN THE AMOUNT OF \$1,136.41 PLUS A PREMIUM IN THE AMOUNT OF \$1,300.00 TO CHRYSALIS INVESTORS, LLC**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Dorothy Fine, Councilwoman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**RESOLUTION 2014-84: AUTHORIZING THE REDEMPTION OF TAX SALE CERTIFICATE # 2013-015 HELD ON BLOCK 35 LOT 55 AND INSTRUCTING THE CFO TO ISSUE A CHECK IN THE AMOUNT OF \$2,156.84 PLUS A PREMIUM IN THE AMOUNT OF \$1,200.00 TO US BANK CUST FOR BV001 TRUST**

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Brian Swingle, Council President  
**SECONDER:** Dorothy Fine, Councilwoman  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**RESOLUTION 2014-85: SUPPORTING A NO PASSING ZONE ON ROUTE 31**

**RESULT:** TABLED [UNANIMOUS] **Next: 4/28/2014 7:30 PM**  
**MOVER:** Phil Greiner, Councilman  
**SECONDER:** Dorothy Fine, Brian Swingle  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**ORDINANCE 2014-4: FIRST READING: AN ORDINANCE TO REMOVE A RESTRICTION ON THE LOCATION OF OUTDOOR DINING AREAS IN THE DOWNTOWN BUSINESS DISTRICT (SECTION 2620.F.2.E)**

**RESULT:** INTRODUCED [UNANIMOUS] **Next: 4/28/2014 7:30 PM**  
**MOVER:** Phil Greiner, Councilman  
**SECONDER:** Brian Swingle, Council President  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**ORDINANCE 2014-5: FIRST READING: AN ORDINANCE REMOVING A RESTRICTION ON THE LOCATION OF OUTDOOR DINING AREAS IN THE VILLAGE AND ARTISAN SHOPPING DISTRICT (SECTION 2623.F.2.E)**

**RESULT:** INTRODUCED [UNANIMOUS] **Next: 4/28/2014 7:30 PM**  
**MOVER:** Phil Greiner, Councilman  
**SECONDER:** Brian Swingle, Council President  
**AYES:** Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle  
**ABSENT:** John Gorman, Joey Novick

**ORDINANCE 2014-6: FIRST READING: AN ORDINANCE TO REMOVE A RESTRICTION ON THE LOCATION OF OUTDOOR DINING AREAS IN TRANSITION COMMERCIAL DISTRICT (SECTION 2618.E.3.E)**

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 4/28/2014 7:30 PM</b>
<b>MOVER:</b>	Phil Greiner, Councilman	
<b>SECONDER:</b>	Brian Swingle, Council President	
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle	
<b>ABSENT:</b>	John Gorman, Joey Novick	

**ORDINANCE 2014-7: FIRST READING: AN ORDINANCE TO REMOVE A RESTRICTION ON THE LOCATION OF OUTDOOR DINING AREAS IN THE DOWNTOWN BUSINESS II DISTRICT (SECTION 2621.F.2.E)**

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 4/28/2014 7:30 PM</b>
<b>MOVER:</b>	Phil Greiner, Councilman	
<b>SECONDER:</b>	Brian Swingle, Council President	
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle	
<b>ABSENT:</b>	John Gorman, Joey Novick	

**ORDINANCE 2014-8: FIRST READING: AN ORDINANCE ADDING A CONDITION FOR THE PLACEMENT OF BANNERS ACROSS MAIN STREET (SECTION 2361.A.1.C.4)**

Councilman Swingle voiced his concerns with the passage "general economic benefit", stating this excludes not for profit organizations that may be advertising an important service to the community.

Attorney Goodman informed this is a policy issue, noting those banners can be placed in one of four other Borough locations.

Councilman Velella suggested adding a statement that affords an applicant the right to appeal to Council if their banner is denied.

Mr. Goodman said this is an excellent idea.

Mr. Swingle said this would still put a burden on the applicant, as they will now have to wait until the next Council meeting to be heard. Mr. Swingle stated he would like the stipulation removed.

Mr. Greiner informed the Planning Board must review the Ordinance and there will also be a chance for public comment before the Ordinance can be passed.

Mr. Greiner moved the First Reading amended to add the following sentence:

"An applicant who is denied permission to hang a banner across Main Street may appeal the denial to the Borough Council."

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Phil Greiner, Councilman
<b>SECONDER:</b>	Phil Velella, Council Vice President
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**ORDINANCE 2014-9: FIRST READING: REFUNDING BOND ORDINANCE OF THE BOROUGH OF FLEMINGTON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY (THE "BOROUGH") PROVIDING FOR (I) THE REFUNDING OF CERTAIN OUTSTANDING 2002 AND 2004 BONDS OF THE BOROUGH AND (II) AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$2,250,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS OF THE BOROUGH TO EFFECT SUCH REFUNDING AND APPROPRIATING THE PROCEEDS THEREFORE**

<b>RESULT:</b>	<b>INTRODUCED [UNANIMOUS]</b>	<b>Next: 4/28/2014 7:30 PM</b>
<b>MOVER:</b>	Brian Swingle, Council President	
<b>SECONDER:</b>	Phil Velella, Council Vice President	
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle	
<b>ABSENT:</b>	John Gorman, Joey Novick	

Mr Greiner asked if the refinancing would extend the payback period of the bonds being refinanced.

**Motion To: Open Public Hearing Concerning Ordinance 2014-03**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Swingle, Council President
<b>SECONDER:</b>	Phil Velella, Council Vice President
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**Public Hearing**

Lois Stewart, 26 Spring Street - suggested Council investigate these requests before moving forward.

**Motion To: Close Public Hearing Concerning Ordinance 2014-03**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Swingle, Council President
<b>SECONDER:</b>	Dorothy Fine, Councilwoman
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**ORDINANCE 2014-3: 2014-3 :SECOND READING: AMENDING THE PARKING ORDINANCE TO ADD A HANDICAP SPACE AT/NEAR 25 SPRING STREET**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Swingle, Council President
<b>SECONDER:</b>	Phil Velella, Council Vice President
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**Public Comments -- Session II (up to approximately 3 minutes each for a maximum of approximately 30 minutes or until 10:00 PM, whichever earlier occurs**

Lois Stewart, 26 Spring Street - suggested the Shade Tree Commission consult an arborist concerning ways to save the trees in the Borough. Regarding Resolution 2014-74, Ms. Stewart wanted clarification that the Borough has no funding obligation.

Mayor Edwards informed there is no obligation.

Ms. Stewart voiced her concerns with signage in the Borough, particularly signs on the Grill Shack.

Councilman Greiner informed the ordinance is being reviewed, stating Zoning Officer Klein most likely felt this signage was reasonable at this time.

Ms. Stewart said she feels there is unequal enforcement of ordinances in the Borough. Ms. Stewart also questioned the landlord/tenant fees.

Mr. Greiner stated these ordinances are enforced fairly.

**Attorney's Report**

No attorney report.

**Payment of the Bills**

**Motion To: Pay The Bills**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Swingle, Council President
<b>SECONDER:</b>	Phil Greiner, Councilman
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick

**Executive Session For Any Other Applicable Matter Identified During the Regular Meeting (Action May Be Taken)**

No items for Executive Session.

**Adjournment**

**Motion To: Adjourn 9:55 pm**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Brian Swingle, Council President
<b>SECONDER:</b>	Phil Velella, Council Vice President
<b>AYES:</b>	Dorothy Fine, Phil Greiner, Phil Velella, Brian Swingle
<b>ABSENT:</b>	John Gorman, Joey Novick