



Mayor and Common Council Borough of Flemington

May 12, 2014

Council Meeting Room

I. Work Session Agenda 7:00 pm

1. UPDATE: (SAMUEL FLEMING HOUSE BOARD OF TRUSTEES)

Kelli Dochterman and Elaine Gorman of the Samuel Fleming House Board of Trustees were present to give an update on recent happenings, goals and plans for the House.

In addition, they spoke of Karen Larson and Rob Ozimek, both Borough employees, who go above and beyond to help out at the House.

Council Vice President Velella inquired if plans are in place to advertise all the upcoming events they spoke of.

Ms. Gorman said plans are in place.

Mr. Velella also asked if they would provide a list of costs for needed improvements.

Ms. Gorman said that John Molle, the Treasurer, would be able to provide this.

Edna Pedrick, also of the Board, spoke of the building behind the house, which is referred to as a shed. Ms. Pedrick said this building also houses an old fashioned outhouse.

Ms. Dochterman and Ms. Gorman also spoke of the many volunteers, including the painter currently working at the house, who donate their time. Ms. Gorman said they are always looking for more volunteers.

Chris Englehart, 180 Main Street - said she was very impressed with the presentation and all the work this board does at the House.

Update



SAMUEL FLEMING HOUSE MUSEUM AND GARDEN

"The Heart and Start of Flemington"

Goals, Plans, Wishes and Dreams

Recent:

- Spring News Letter (mailed in early April)
- Spring Floral Arrangement Demonstration - April 12 - with Chris Ondrak
- Tours - Hunterdon Hiking Club, Tewksbury Questor's (preservation group), Bridgewater Methodist Church Women's Club, Scout Troops, Annual RFIS Fifth Grade Tours- (May 12-16)
- Installation of new sign at the museum
- Change of locks and keys in addition to security system
- New Jersey State History Fair- May 10, 2014
- Tea in the Garden - May 10, 2014
- Step Into History Room - in process
- Replaced shed roof - seal roof and paint shed
- Completed Facility Use Agreement - The gardens are rented for two events

Upcoming:

- Champagne Supper- June 13th at Gallo Rosso with speaker Lou Del Bianco on the carving of Mt. Rushmore
- Storytelling & Acoustical Music Festival - July 8, 15, 22, 29, August 5, 12
- Chief Tuccamirgan Fall Festival - Sept. 27th

Plans:

- Handicapped accessible bathroom adjacent to the gardens
- Move/replace furnace - add NEST thermostat
- Renovate catering kitchen

Wishes and Dreams:

- Restoration of original front steps
- Climate control - heat and air conditioning

Motion To: Adjourn Work Session 7:25 pm

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

II. Regular Meeting Agenda 7:30 pm**Flag Salute**

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

Motion To: Delete Resolution 2014-95 From the Agenda as This Item Had Already Been Addressed at a Previous Council Meeting

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

UPDATE: FLEMINGTON BUSINESS IMPROVEMENT DISTRICT (MEGAN JONES-HOLT, EXECUTIVE DIRECTOR)

Megan Jones-Holt, Executive Director FBID, was present to give an update on recent and planned activities at the FBID.

Ms. Jones-Holt and Council members discussed ways to boost attendance at FBID sponsored events. Suggestions included better and more timely advertising, as well as partnering and cooperating with other events and businesses.

Council Vice President Velella spoke of quantifying results of events in order to present this information to interested parties.

Update



Executive Director May 12th Report to Council, 2014

Administration:

- Bob Butville of Suplee & Clooney audited the 2013 books. He found everything to be in order and even complimented us on how organized we were.
- Councilman Phil Vella working with BID on the 90 Main street project. A creative place-making space for a affordable pop up market concept. We met with Allison our intern and local resident Jeff Hersch as well as Warren from Mediatech to strategize the use.
- Currently using 90 Main as a showcase to fill empty windows and make them look inviting in conjunction with Councilman Phil Vellela. This will be the next topic for the Morning Brew Series. The car show will be featured this month of May.
- Strategic Committee: Review BID Goals to see where we are and what still needs to be done. Will create a performance management and performance budget to implement the goals. Mayor Erica indicated she would have the Council provide us with their goals that they would like to see implemented.

Marketing

Website: If you have not looked at the new version or put the mobile version on your smartphone please do. April had over 1,500 users. 62.8% new visitors and 37.2 returning visitors.

Facebook page went from 560 on 1/1/14 to 686 on 5/5/14 = Total increase of 126 Average increase of approximately 31 new likes per month.

Press Releases: Restaurant week, Streetscape Grant, Mobile Messaging Unit, Cultural Series Spring Events.

- *Email comment from Performer Gordon Ward: I have to tell you that it's a pleasure to work with people like you and the FBID that know how to promote an event. The flyers, posters, newspapers articles, radio spots, and the flashing street sign do wonders to attract a good audience. That, in turn, creates more energy in the room, which makes my job as a performer a great deal easier!*
- Banner system: Met with DPW and Councilman Phil Vellela this morning. Banner Agreement crafted and waiting to be signed.

Events

- Cultural Series:
- Oz Pearlman sold out. Gathered metrics from Eventbrite: sold 155 Adult 47 child Total count 202 Eventbrite promotional tools generated 83 impressions, sold 13 tickets. Drew Attendees outside Hunterdon County area. Cranberry, Bridgewater, Gwynedd and Pipersville, PA
- Gordon Ward sold 208 tickets. Both events had waiting lines at the door. Eventbrite promotional tools generated 73 impressions, sold 16 tickets.
- Jazz. Headliner Bernie Worrall. Permits filed. On May 12th agenda with council for street closures including the Oct Street fair.

Planning & Recruitment:

- Collected all supporting letters for DOT Grant and forward to Maser. Includes:

123 Main Street, Flemington, NJ 08822 • (908) 617-FBID
 flemingtonbid.com • director@flemingtonbid.com



Chamber, County Engineer and Freeholders, Historic Preservation Commission, Commercial Property Owner, Business, Resident, Borough and BID Resolution.

Arranged for developers to attend the Borough Planning Board meeting as well as Tim Delorm to review the post meeting.

- Reviewing the zoning study and recommendations with planning board. Presented at the May 5th meeting.
- Coordinated and met on topic of Transportation in Newark with NJTPA and NJ Transit. This was a huge step for the BID to get this meeting. Also in attendance: HART, County Freeholders, Borough Mayor and Council and BID members. Purpose: to build awareness with these 2 organizations & let them know that Hunterdon and Flemington are ready to step up and implement plans to add a public transportation component. The results is the creation of a collation of both private and public sectors in Flemington to meet in May to review and identify short and long term plans which will effect the local land use ordinances.
- Met with Tax Assessor to go over all commercial properties so committee can start to work on the recruiting effort.
- Branding Team being formed. Includes Todd cook planning bd, *council member still TBD*, BID members from planning and marketing committee.

B&S:

- Shred day Collected 0.540 Tons for Borough's Sustainable NJ program. Did not advertise event in paper, which we will next time. All those businesses and residents who participated really appreciated it.
- Create a seasonal plan for decorating Main st and Turntable Juct.

Restaurant:

25-40% new customers, full bookings reported Restaurant week
Next Mix and Mingle 6/26 at Flemington Furs 55 Main providing hors d'oeuvres.
Next up Corn and Tomato Festival in August.

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RESOLUTION 2014-92: AUTHORIZING THE CLOSING OF BOROUGH STREETS FOR THE CENTRAL JERSEY JAZZ FESTIVAL TO BE HELD ON FRIDAY SEPTEMBER 12, 2014 AND THE 2 ND ANNUAL STREET FESTIVAL TO BE HELD ON SUNDAY OCTOBER 26, 2014 AND FOR THE USE OF BOROUGH STREETS FOR A BEER AND WINE GARDEN

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Phil Velella, Council Vice President
SECONDER:	Phil Greiner, Councilman
AYES:	Fine, Gorman, Greiner, Novick, Velella, Swingle

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

Robert Schwade, 12 Park Avenue - expressed his frustration with the way the Borough yard sale was handled this year. Mr. Schwade urged Council to pick a date and stick with it each year. Mr. Schwade also suggested advertising with large employers, such as the hospital, in the future.

Council Vice President Velella informed Council had dropped the ball this year, and had not advertised properly.

It was determined that a date would be set at the January Reorganization meeting for the next year.

Council agreed there is a need to better advertise, and also include events such as this in a calendar that is available to the public.

Alan Brewer, 1 Coppermine Village - said he would like to know the results of Borough events in regard to revenue stream.

Sharon Ransavage, 4 Walter Foran Blvd. - informed of a recent accident involving pedestrians at the corner of Walter Foran Blvd. and Main St. Ms. Ransavage said she crosses this intersection twice daily on her walks, stating it is a very dangerous area.

Mr. Velella said he would like a traffic audit done, suggesting the timing of the walk sign could be adjusted.

Mayor Edwards said a study by the Borough Traffic Engineer would be done.

Chris Englehart, 180 Main Street - suggested making the corner a no right on red.

Mr. Velella said this could be a possibility.

Lois Stewart, 26 Spring Street - asked which streets were included in Resolution 2014-92.

Mr. Velella read the list from the Resolution.

Mayor's Report (up to approximately 3 minutes)

Mayor Edwards was pleased to announce she had been notified by the Governor's office that Flemington had been awarded an NJDOT local aid grant of \$170,000 for the Capner and Allen Streets project.

Concerning the resolution on the night's agenda announcing the members of the Borough's new Creative Team, Ms. Edwards informed more members would be added soon. Ms. Edwards said the team would be holding their first meeting in advance of the June 9th Council meeting. Ms. Edwards said she is very excited about this endeavor.

Ms. Edwards said she has been approached by the public concerning dates for the summer's Music on Main Street series. Ms. Edwards informed that, due to a conflict with the County Tricentennial concert series, Music on Main will be held Wednesday evenings this year, but will return to Thursdays moving forward. Ms. Edwards gave the following dates:

July 9th, July 23rd, August 6th and August 20th

Ms. Edwards said plans are to present the 2014 budget at the May 28th Council meeting, noting this is a Wednesday, as the regular Monday meeting would fall on Memorial Day. Ms. Edwards said there will be an additional workshop scheduled before the budget is presented, suggesting it be held at Borough Hall on at 6:00pm, on Tuesday, May 20th. Ms. Edwards asked Council to let her know their availability.

Ms. Edwards wished to congratulate the Samuel Fleming House Trustees on their impressive effort, noting she is very excited about the energy level of this new board.

Ms. Edwards wished to thank the Center for Educational Advancement for inviting her to their CORE Values business lunch. Ms. Edwards said it was a really nice afternoon.

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

Councilwoman Fine

Councilwoman Fine informed that, in advance of launching the new Borough Creative Team, she had met with the group Flemington Rocks and other artists concerning murals.

Concerning the Shade Tree Commission, Ms. Fine informed 2 trees had been planted as part of the Adopt-a-Tree program. Ms. Fine noted the tree in front of the library will be relocated. There are also plans to fix some brickwork on Main Street. Ms. Fine said Rutgers Nursery is contributing 2 trees to the Borough in commemoration of the Tricentennial - a Cyprus and Weeping Cherry.

Ms. Fine informed Financial Resources will be holding a shred day on May 15th.

Ms. Fine informed the Environmental Commission is on schedule for the June 8th deadline to submit for recertification with Sustainable Jersey.

Ms. Fine informed a Chairperson is needed for the Green Team.

Council members then had a brief discussion concerning the idea to paint murals on Borough buildings.

Councilman Gorman

Councilman Gorman informed work had begun on the Williams St/Spring St/Maple Ave project, adding bids for road work are being reviewed.

Mr. Gorman said work is being done to procure grants for the upcoming work on Capner and Allen Streets.

Mr. Gorman informed he met with the Borough engineer and DPW to review all roads in town, noting some are in bad shape. Mr. Gorman said he would present their recommendations at a future meeting.

Mr. Gorman informed he had attended a meeting with the residents of Walters Lane concerning work to be done on their block. Mr. Gorman said a meeting with the residents of Stangl Road would be held this week for the same reason.

Councilman Greiner

Councilman Greiner informed the Planning Board had discussed the streetscape plan, created by Tim DeLorm, of TerraNoble, at their April 29th meeting, noting there was widespread support of his ideas. Mr. Greiner said a different developer had attended each of the last two meetings, both indicating they want to see that a town has its act together, with boards that are in agreement with each other. Mr. Greiner asked Council to have a similar discussion to get their sense of the TerraNoble plan. In the meantime, Mr. Greiner said the Planning Board would be looking at financial options to align the TerraNoble plan and other projects with the master plan.

Mr. Greiner informed he had attended the May 10th Historic event at Washington Crossing, where the Borough HPC shared a booth with the Samuel Fleming House.

Mr. Greiner informed there is a need for sponsors and volunteers for the October 25th House Tour, which is the Borough's official event for the County Tricentennial.

Mr. Greiner said he had attended the May 9th transportation planning meeting. This was the second meeting, with discussion concerning better use of public transportation.

Councilman Novick

Councilman Novick informed that on June 14th, a FBID sponsored Flag Day concert would be held at the pavilion.

Mr. Novick said he is looking forward to the upcoming Samuel Fleming House outdoor shows, noting all performers donate their time.

Council President Swingle

Council President Swingle informed he had been made aware of significant flooding on Brown Street during the most recent rainstorm. Mr. Swingle said this matter would be addressed.

Mr. Swingle informed that, due to the recent warm weather, the Police Department had restarted bike and foot patrols.

Mr. Swingle informed he had attended the recent school board meeting to challenge the issue involving payment of health benefits to teaching assistants. Mr. Swingle said the discussion was one sided and he did not get to voice his concerns. Mr. Swingle said he is very disappointed that the budget was then passed without any dialog being allowed.

Mr. Swingle said he is working with Councilman Greiner on ways to lower the budget numbers.

Council Vice President Vellella

Council Vice President Vellella informed the Williams Street project should be complete by late July.

Mr. Vellella said he met with the FBID board concerning banners across Main Street. Mr. Vellella said the Borough offered the use of the DPW to hang the banners. Mr. Vellella noted this plan would be revisited if it does not work out.

Mr. Vellella informed he had met with the Union Hotel group informing they are working on their proposal.

Mr. Velella said he spoke with Borough Tax Assessor Kerwin concerning the Capner Street property. Mr. Velella said they are looking at all options for the parcel.

Approval of Minutes

Motion To: Approve Minutes: March 28, 2013 Regular Council Meeting
COMMENTS:

Councilman Velella left the March 28th meeting after giving his report, therefore his vote of "aye" only concerns that portion of the minutes.

RESULT:	APPROVED [5 TO 0]
MOVER:	Phil Greiner, Councilman
SECONDER:	Dorothy Fine, Councilwoman
AYES:	Fine, Gorman, Greiner, Velella, Swingle
ABSTAIN:	Joey Novick

PROCLAMATION REAFFIRMING THE COMMITMENT AND OBJECTIVE OF THE FLEMINGTON GREEN TEAM

RESOLUTION 2014-93: AUTHORIZING THE CLOSING OF BOROUGH STREETS FOR THE MEMORIAL DAY PARADE TO BE HELD ON MAY 26, 2014

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

RESOLUTION 2014-94: RESOLUTION APPROVING SUBMISSION OF AN APPLICATION FROM JESSE WINFIELD TO THE NJ FIREMAN'S ASSOCIATION

RESULT:	ADOPTED [5 TO 0]
MOVER:	John Gorman, Councilman
SECONDER:	Phil Greiner, Councilman
AYES:	Fine, Gorman, Greiner, Novick, Velella
ABSTAIN:	Brian Swingle

RESOLUTION 2014-96: AUTHORIZING THE REDEMPTION OF A TAX SALE CERTIFICATE #2012-026 HELD ON BLOCK 35.01 LOT 22.01

RESULT: ADOPTED [UNANIMOUS]
MOVER: Phil Velella, Council Vice President
SECONDER: Phil Greiner, Councilman
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

RESOLUTION 2014-97: A RESOLUTION FOR ESTABLISHING A CREATIVE TEAM FOR THE BOROUGH OF FLEMINGTON

Councilman Greiner asked if the Creative Team would require a budget.

Mayor Edwards informed that, at some point, yes it would, but not this year, as it is just getting off the ground.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Joey Novick, Councilman
SECONDER: Dorothy Fine, Councilwoman
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

RESOLUTION 2014-98: REAFFIRMING THE SUSTAINABLE LAND USE PLEDGE

RESULT: ADOPTED [UNANIMOUS]
MOVER: Dorothy Fine, Councilwoman
SECONDER: Joey Novick, Councilman
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

RESOLUTION 2014-99: RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$2,250,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS (THE "REFUNDING BONDS") OF THE BOROUGH OF FLEMINGTON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY (THE "BOROUGH"), AUTHORIZED BY A REFUNDING BOND ORDINANCE HERETOFORE FINALLY ADOPTED BY THE BOROUGH COMMON COUNCIL ON APRIL 28, 2014, TO REFUND CERTAIN BONDS OF THE BOROUGH, AND PROVIDING FOR THE FORM AND OTHER DETAILS WITH RESPECT TO THE SALE AND ISSUANCE OF SAID REFUNDING BONDS

Councilman Greiner asked why the bonds are not subject to redemption.

CFO Hance stated it may be law, but said he would look into the reason.

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

Motion To: Open Public Hearing Concerning Ordinance 2014-04

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

Public Hearing: There were no comments/questions.

Motion To: Close Public Hearing Concerning Ordinance 2014-04

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

ORDINANCE 2014-4: SECOND 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: **ADOPTED [UNANIMOUS]**
MOVER: Phil Greiner, Councilman
SECONDER: Phil Velella, Council Vice President
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

Motion To: Open Public Hearing Concerning Ordinance 2014-05

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

Public Hearing: There were no comments/questions.

Motion To: Close Public Hearing Concerning Ordinance 2014-05

RESULT: APPROVED [UNANIMOUS]
MOVER: Phil Greiner, Councilman
SECONDER: Dorothy Fine, Councilwoman
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

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

RESULT: ADOPTED [UNANIMOUS]
MOVER: Phil Greiner, Councilman
SECONDER: Dorothy Fine, Councilwoman
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

Motion To: Open Public Hearing Concerning Ordinance 2014-06

RESULT: APPROVED [UNANIMOUS]
MOVER: Phil Greiner, Councilman
SECONDER: Dorothy Fine, Councilwoman
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

Public Hearing

Lois Stewart, 26 Spring Street - inquired where the Transition Commercial District is located.

Councilman Greiner informed it is in the area of the Global Ag site and East Main Street's Commerce Square.

Motion To: Close Public Hearing Concerning Ordinance 2014-06

RESULT: APPROVED [UNANIMOUS]
MOVER: Phil Greiner, Councilman
SECONDER: Joey Novick, Councilman
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

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

RESULT: ADOPTED [UNANIMOUS]
MOVER: Phil Greiner, Councilman
SECONDER: Dorothy Fine, Councilwoman
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

Motion To: Open Public Hearing Concerning Ordinance 2014-07

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

Public Hearing: There were no comments/questions.

Motion To: Close Public Hearing Concerning Ordinance 2014-07

RESULT: APPROVED [UNANIMOUS]
MOVER: Phil Greiner, Councilman
SECONDER: Dorothy Fine, Councilwoman
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

ORDINANCE 2014-7: SECOND 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)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Phil Greiner, Councilman
SECONDER: Phil Velella, Council Vice President
AYES: Fine, Gorman, Greiner, Novick, Velella, Swingle

Motion To: Open Public Hearing Concerning Ordinance 2014-08

RESULT:	APPROVED [5 TO 0]
MOVER:	Phil Greiner, Councilman
SECONDER:	Phil Velella, Council Vice President
AYES:	Fine, Greiner, Novick, Velella, Swingle
AWAY:	John Gorman

Public Hearing

Elaine Gorman, 34 New York Avenue - voiced her concerns with the new process of banner approval, and also with the provision that non-profit organizations will now be excluded from the banner program. Ms. Gorman also said she does not approve of the FBID charging an application fee.

Council President Swingle said he also disagrees with the possible exclusion of non-profit organizations. Mr. Swingle stated banners should not be limited to only those bringing economic benefit to the Borough but should also include those which bring general benefit to the health and wellbeing of its residents.

Councilman Greiner gave an explanation of the new banner approval process, explaining it is not as complicated as Ms. Gorman believes. Mr. Greiner also stated banners should advertise events that will bring business to town.

Borough Attorney Goodman stated this is a policy decision.

Mayor Edwards said she believes the previous banner approval procedure was much more streamlined than it is now.

Council Vice President Velella informed the FBID had purchased and installed the new banner hanging mechanism, so a small application fee is acceptable in order to supplement the cost. Mr. Velella said a non-profit can request the fee be waived at application.

Mayor Edwards said she agrees with Mr. Swingle, stating the ordinance needs to be more expansive to include events that are for the greater good of Borough residents.

Councilman Novick suggested changing the text to read "community benefit". Mr. Novick asked if another reading of the ordinance would then be needed if changes are made.

Mr. Goodman said yes.

Lois Stewart, 26 Spring Steet - asked who will be excluded in the new ordinance.

Mr. Greiner listed religious, political, single-business and single-charity groups among those excluded, because they are not primarily for the general economic benefit of Flemington.

Ms. Stewart said she believes groups promoting the health and general wellbeing of residents should be allowed to hang banners. Ms. Stewart also suggested banners should be limited to a shorter time period than the current 14 days.

Mr. Greiner said the intent of the ordinance change is to regulate content and limit the number of banner applications, as there are more requests than can be accommodated.

Mayor Edwards said she thinks there is an overuse of the banner program.

Alan Brewer, 1 Coppermine Village - said he believes it is a freedom of speech issue, noting he does not feel non-profit groups should be excluded.

Chris Englehart, 180 Main Street - said she is confused by the banner application process.

Both Mr. Greiner and Mr. Velella tried to explain it to her.

Councilman Gorman said he agrees with Ms. Stewart concerning how long a banner should be hung.

Elaine Gorman, 34 New York Avenue - suggested Council table the ordinance for further discussion.

Motion To: Close Public Hearing Concerning Ordinance 2014-08

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Joey Novick, Councilman
SECONDER:	Phil Greiner, Councilman
AYES:	Fine, Gorman, Greiner, Novick, Velella, Swingle

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

Mayor Edwards suggested the Ordinance be tabled for further discussion.

Councilman Greiner said that no one had come up with any alternatives during previous discussions. Mr. Greiner said he accepts the idea to reconsider and discuss further.

Council President Swingle said he has had questions since the beginning.

Council Vice President Velella said the issue is with the Main Street banner, noting other locations around town are less restrictive. Mr. Velella said that a banner across Main Street should only advertise events of economic benefit.

Councilman Gorman said the original procedure was not broken, and now with the FBID involved he can see some issues arising, such as first priority going to a business on their "team". Mr. Gorman said he believes more work needs to be done to make the intent of the ordinance clearer.

Borough Attorney Goodman informed this ordinance does not deal with the FBID role in the process. Mr. Goodman said that issue is separate and needs to be dealt with on its own.

Mr. Gorman said he has concerns with the DPW now having the task of hanging the banners.

Councilman Novick suggested a motion to amend the wording in the ordinance be done this evening.

Mr. Swingle said he would be willing to work with Mr. Greiner on new wording.

Mr. Greiner said he has concerns, from a legal perspective, with not having a final ordinance on the books at this time.

Mr. Goodman informed there are presently no guidelines which show the intent to limit types of banners allowed.

Mr. Greiner moved to table the ordinance.

Mr. Goodman informed the ordinance would have to be presented again as a first reading only if changes are made, otherwise the current public comments would stand.

RESULT:	TABLED [5 TO 1]	Next: 5/28/2014 7:30 PM
MOVER:	Phil Greiner, Councilman	
SECONDER:	Brian Swingle, Council President	
AYES:	Fine, Gorman, Greiner, Novick, Swingle	
NAYS:	Phil Velella	

Motion To: Open Public Hearing Concerning Ordinance 2014-10

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

Public Hearing: There were no comments/questions.

Motion To: Close Public Hearing Concerning Ordinance 2014-10

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

ORDINANCE 2014-10: SECOND READING: AN ORDINANCE AMENDING CHAPTER III POLICE REGULATIONS BY ADDING SECTION 3-27 ESTABLISHING THE LICENSING OF TOWING OPERATORS IN THE BOROUGH OF FLEMINGTON AND TOWING STORAGE FEES ALONG WITH REQUIREMENTS

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

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

Roseanna DeMarzio, The Grill Shack - was present to speak about an issue she had with a Borough employee. Ms. DeMarzio said Lambert Smith, of Property Maintenance, entered her restaurant and proceeded to speak with her in a loud and aggressive manner. Ms. DeMarzio also stated that Mr. Smith did not identify himself as a Borough employee. Ms. DeMarzio said she felt threatened, noting she had never been treated in this manner at her other restaurant in Hillsborough. Ms. DeMarzio said the matter was in relation to a trash issue, which she said she would fix.

Mr. Greiner said Ms DeMarzio did not need to justify why the conduct she described was unacceptable and that he would investigate the matter.

Mayor Edwards apologized to Ms. DeMarzio and said she would be in touch with her concerning the matter.

Lois Stewart, 26 Spring Street - asked for the status of the no turn on red sign at the corner of East Main Street and Walter Foran Blvd.

Mayor Edwards informed Assemblywoman Simon was working on the matter.

Ms. Stewart asked about the status of the house on East Main Street that may be donated to the Borough.

Council Vice President Vellella said he is looking into grants to aid in a clean up of the property.

Ms. Stewart asked about the status of the Mayors Roundtable.

Mayor Edwards informed it would not launch until June as she is looking to tweak the concept. Ms. Edwards said she is seeking ways to make it such that more people may participate. Ms. Edwards asked Council for their suggestions. Ms. Edwards also noted it is important to ensure confidential discussion when necessary. Ms. Edwards said she would prefer the meetings to be more like an open house, with a wider span of time. Ms. Edwards again explained how these meetings would reinforce the work of the FBID, while offering more opportunities for business owners to meet with each other and also speak with the Mayor and members of Council.

Ms. Stewart asked questions concerning the Spring Street project.

Councilman Gorman explained that the streets are being cleaned every night. Mr. Gorman also said 5 maple trees would need to be removed, but informed Mrs. Hunt's tree would stay. Mr. Gorman agreed to walk the block with Ms. Stewart to discuss the project and tree removal.

Ms. Stewart questioned the intention of the current Union Hotel developers concerning the expanded redevelopment area.

Mr. Vellella said it is very disappointing to hear the many rumors circulating about the project.

Al Brewer, 1 Coppermine Village - said he thinks the Mayor's Roundtable idea is a very good concept.

Chris Englehart, 180 Main Street - asked about possibly moving the house at 54 East Main Street if the land cannot be cleaned up.

Mr. Velella said the house need quite a bit of work, which would make that plan too pricey.

Attorney's Report

No Attorney Report

Payment of the Bills

Motion To: Pay the Bills

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

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

No Executive Session

Adjournment

Motion To: Adjourn 10:10 pm

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

May 28, 2014

Robin M Hughes
Acting Deputy Clerk
Borough of Flemington