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TOWNSHIP OF FRANKLIN
COUNTY OF GLOUCESTER

State of New Jersey

1571 Delsea Drive

FRANKLINVILLE, NEW JERSEY 08322

856-694-1234

Township Clerk

Barbara Freijomil

2. CALL MEETING TO ORDER
Open Public Meetings Act Statement

3. Roll Call

Mayor

John Bruno

Deputy Mayor

Heather Flaim

Township Committee

Timothy Doyle

Jonathan Keen

Michael Marsh

4. Motion To Open First Public Portion For Resolutions And/Or Ordinances Below

5. Motion To Approve Correspondence And Reports

6. Motion To Approve Minutes

7. Motion To Approve Bill List

8. Motion To Approve Food Handling: Miss Annie's BBQ

9. Resolutions

Documents:

[RESOLUTION 219-23 EXEMPT KENNEDY B1903 L3.PDF](#)

[RESOLUTION 220-23 B301.02 L18 OVERPAYMENT BERTEL\(PDF\).PDF](#)

[RESOLUTION 221-23 SJLWT FARMLAND PRESERVATION \(PDF\).PDF](#)

[RESOLUTION 222-23 GRANT AGREEMENTS - FARMLAND \(PDF\).PDF](#)

[RESOLUTION 223-23 LAND SALE 2023 - MACARTHUR PROPERTIES \(PDF\).PDF](#)

[RESOLUTION 224-23 AUTHORIZING AUCTION GOVDEALS 9-23 \(PDF\).PDF](#)

[RESOLUTION 225-23 BODY WORN CAMERAS 2023 \(PDF\).PDF](#)

[RESOLUTION 226-23 ENTERPRISE 2023 - 2 REPLACEMENT CARS \(PDF\).PDF](#)

10. Introduction Of The Following Ordinances: Public Hearing On October 10, 2023

O-18-23 Amending O-9-2013 And The Code Of The Township Of Franklin To
Address Safe Traffic Control For Construction, Repair And Maintenance Of Streets
And Highways And Third Party Police Department Overtime Respecting Both Traffic
And Nontraffic Duties

Documents:

[ORDINANCE 18-23 TRAFFIC CONTROL-CONSTRUCTION AND THIRD PARTY
OVERTIME - AMENDED \(PDF\).PDF](#)

11. Motion To Open Second Public Portion For Any Comments Or Questions
12. Administrator/Departmental Reports
13. Adjourn

**TOWNSHIP OF FRANKLIN
R-219-23**

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO GRANT TAX
EXEMPTION FOR A TOTALLY DISABLED VETERAN**

WHEREAS, Paul R. Kennedy, who resides at 1109 Washington Ave in the Township of Franklin, County of Gloucester, New Jersey, also known as Block 1903 Lot 3, has applied for property tax exemption as a Totally Disabled Veteran in accordance with the provisions of N.J.S.A. 54:4-3.30; and

WHEREAS, the County Assessor has reviewed the application and proofs and finding all to be in order, has approved the application as of September 11, 2023, and;

WHEREAS, the Franklin Township Tax Collector has also approved the cancelling of taxes effective September 11, 2023 and;

WHEREAS, the applicant has paid all property taxes due through the period of exemption, and;

WHEREAS, a refund of taxes for the exemption period is in order, and;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey, that a refund be made to:

<u>Payable</u>	<u>Address</u>	<u>Amount</u>
Paul R. Kennedy	1109 Washington Ave, Franklinville, NJ 08322	\$263.88

AND BE IT FURTHER RESOLVED, that a properly executed copy of this resolution be forwarded to the Tax Collector and Chief Finance Officer.

Adopted: September 26, 2023

COMMITTEE MEMBER	MOTION	2 nd	YES	ABSTAIN	NO	ABSENT
T. Doyle						
H. Flaim						
J. Bruno						
J. Keen						
M. Marsh						

Attest:

Township of Franklin

Barbara Freijomil, Clerk

John Bruno, Mayor

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a meeting held on Tuesday, September 26, 2023.

Barbara Freijomil, Clerk

TOWNSHIP OF FRANKLIN
R-220-23

RESOLUTION AUTHORIZING THE TAX COLLECTOR AND CHIEF FINANCIAL OFFICER TO REFUND OVERPAYMENT OF TAXES

WHEREAS, the Tax Collector of the Township of Franklin, County of Gloucester, State of New Jersey has been notified of an overpayment of taxes by CoreLogic; and

WHEREAS, the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey, has determined that a refund is due to CoreLogic and overpayment made to 466 Sunnyhill Ave be refunded to CoreLogic, whose mailing address is 3001 Hackberry Road, Irving, TX 75063

Block	Lot	Address	Amount	Reason
301.02	18	466 Sunnyhill Ave	\$2,449.93	Overpayment

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey, that a refund totaling \$2,449.93 be made to refund to CoreLogic, whose mailing address is 3001 Hackberry Road, Irving, TX 75063.

AND BE IT FURTHER RESOLVED, that a properly executed copy of this resolution be forwarded to the Tax Collector and Chief Financial Officer for the records.

ADOPTED, at a regular meeting of the Township Committee of the Township of Franklin on Tuesday, September 26, 2023.

Adopted: September 26, 2023

COMMITTEE MEMBER	MOTION	2 nd	YES	ABSTAIN	NO	ABSENT
T. Doyle						
H. Flaim						
J. Bruno						
J. Keen						
M. Marsh						

ATTEST:

TOWNSHIP OF FRANKLIN

BY: _____
BARBARA FREIJOMIL, CLERK

BY: _____
JOHN BRUNO, MAYOR

CERTIFICATION

I, BARBARA FREIJOMIL, CLERK, of the Township of Franklin, in the County of Gloucester, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a meeting of the Franklin Township Committee held on Tuesday, September 26, 2023

BARBARA FREIJOMIL, MUNICIPAL CLERK

**TOWNSHIP OF FRANKLIN
R-221-23**

**RESOLUTION AUTHORIZING THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF FRANKLIN TO ENTER AN AGREEMENT WITH SOUTH
JERSEY LAND AND WATER TRUST FOR FARMLAND AND OPEN SPACE
PRESERVATION**

WHEREAS, the Township of Franklin desires to preserve open space and keep our community rural;

WHEREAS, a facilitator is necessary to work with local residents in order to assure that the provisions of farmland preservation is completed correctly;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey, that the Mayor and/or his designee is authorized to sign the agreement with South Jersey Land and Water Trust.

Adopted: September 26, 2023

COMMITTEE MEMBER	MOTION	2 nd	YES	ABSTAIN	NO	ABSENT
T. Doyle						
H. Flaim						
J. Keen						
M. Marsh						
J. Bruno						

Attest:

Township of Franklin

Barbara Freijomil, Clerk

John Bruno, Mayor

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a meeting held on September 26, 2023,

Barbara Freijomil, Clerk

**TOWNSHIP OF FRANKLIN
COUNTY OF GLOUCESTER
R-222-23**

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN GRANT AGREEMENTS FOR THE
ACQUISITION OF DEVELOPMENT EASEMENTS ON PROPERTIES ENTERING THE
FARMLAND PRESERVATION PROGRAM**

WHEREAS, the Township of Franklin is desirous of signing Grant Agreements with the State of New Jersey, State Agriculture Development Committee for the Farmland Preservation Program Acquisition of Development Easements for the following projects (hereafter, "The Properties"):

Graiff Life Enterprises, LLC; known as Block 5702, Lot 84

Phillip A. Danko; known as Block 6805, Lot 3.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Franklin, County of Gloucester, State of New Jersey as follows:

The Mayor and/or his designee is hereby authorized to execute Grant Agreements for the Farmland Preservation Program Acquisition of Development Easements for The Properties, which said Grant Agreements are attached hereto and made a part hereof.

ADOPTED, at a regular meeting of the Township Committee of the Township of Franklin on Tuesday, September 26, 2023.

Adopted: September 26, 2023

COMMITTEE MEMBER	MOTION	2 nd	YES	ABSTAIN	NO	ABSENT
T. Doyle						
M. Marsh						
J. Keen						
H. Flaim						
J. Bruno						

Attest:

Township of Franklin

Barbara Freijomil, Clerk

John Bruno, Mayor

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a meeting held on Tuesday, September 26, 2023.

Barbara Freijomil, Clerk

**TOWNSHIP OF FRANKLIN
GLOUCESTER COUNTY, NEW JERSEY**

R-223-23

RESOLUTION AUTHORIZING THE SALE OF SURPLUS REAL PROPERTY BY PUBLIC AUCTION PURSUANT TO N.J.S.A. 40A:12-13 et seq.

WHEREAS, the Township Committee of the Township of Franklin has determined that that the following two (2) surplus real properties as described below are no longer of any use to the Township; and

WHEREAS, the properties known as 80 Macarthur Avenue (Block 3602, Lot 10) and 95 Macarthur Avenue (Block 3601, Lot 1) should be sold at public auction to the highest bidders; and

WHEREAS, the minimum price shall be set by the Township based on the value of each lot; 80 Macarthur Avenue starting bid will be \$28,200 and 95 Macarthur Avenue starting bid will be \$32,600.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin, in the County of Gloucester, New Jersey, that the two (2) surplus real property listed above are to be sold at public auction to the highest bidder pursuant to N.J.S.A. 40A:12-13 et seq.

BE IT FURTHER RESOLVED, that the Township hereby establishes a minimum price for each of the properties as set forth above. The properties are being sold “as is condition” and the Township makes no express claims to condition of utilities, well or septic. The properties each have a mobile home on them which must be removed by the new owner and cannot be inhabited in their current conditions. The Township shall reserve the right to reject all bids in the event that the highest bid is not accepted; and

BE IT FURTHER RESOLVED, that the public auction shall be held at the Franklin Township Municipal Building, 1571 Delsea Drive, Franklinville, NJ 08322, at 10 AM, Monday, October 30, 2023. The highest bidders shall be required to execute a Contract and provide a certified check or cash in the amount of ten percent (10%) of the bid on the day of the auction, the form of Contract can be obtained from the Township Clerk; and

BE IT FURTHER RESOLVED, that the highest bids will be reviewed and accepted or rejected by the Township Committee at its public meeting to be held November 14, 2023 at 7:00 pm; and

BE IT FURTHER RESOLVED, that the successful bidders shall be required to make full payment by December 15, 2023, before 12 PM.

Adopted: September 26, 2023

COMMITTEE MEMBER	MOTION	2 nd	YES	ABSTAIN	NO	ABSENT
T. Doyle						
J. Keen						
M. Marsh						
H. Flaim						
J. Bruno						

ATTEST:

TOWNSHIP OF FRANKLIN

Barbara Freijomil, Clerk

John Bruno, Mayor

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, County of Gloucester, do hereby certify that the forgoing Resolution was presented and duly adopted by the Township Committee at a meeting held on Tuesday September 26, 2023.

Barbara Freijomil, Clerk

TOWNSHIP OF FRANKLIN
R-224-23

RESOLUTION AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO
LONGER NEEDED FOR PUBLIC USE THROUGH GOVDEALS.COM PUBLIC ONLINE
AUCTION

WHEREAS, the Township of Franklin has determined that the personal property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, the Township of Franklin intends to utilize the online auction services of GovDeals public online auction, pursuant to Sourcewell Cooperative Purchasing Online Surplus Auctions & Payment Processing Contract #012821-GDI, at GovDeals.com (The terms and conditions of the agreement entered into with GovDeals is available online at www.govdeals.com); and

WHEREAS, the sales are being conducted pursuant to N.J.S.A. 40A:11-36 and the guidance set forth in the Division of Local Government Services' Local Finance Notice 2019-15,

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Franklin in the County of Gloucester State of New Jersey, authorize the sale of Township property no longer needed for public use and that the public auction shall be conducted through GovDeals.com public online auction pursuant to NJSA 40A:11-36 and Local Government Services; and Sourcewell Cooperative Purchasing Online Surplus Auctions & Payment Processing Contract #012821-GDA; and

BE IT FURTHER RESOLVED, that the sale of surplus property to be sold in "as is" condition without expressed or implied warranties (See Schedule A); and

BE IT FURTHER RESOLVED, that the Township of Franklin reserves the right to accept or reject any bid submitted; and

BE IT FURTHER RESOLVED, that the successful bidder(s) shall be required to pay the full amount of the sale, execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property, and shall be required to plan for the pick-up of sold property from the Township of Franklin within 10 business days of the auction; and

BE IT FURTHER RESOLVED, the Township Clerk shall publish a legal advertisement in the official newspaper informing the public as to the scheduled dates of the online public auction, the nature of items being sold, and how to obtain more information on the sale as required by NJSA 40A:11-36; and

BE IT FURTHER RESOLVED, that all other township officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

Adopted: September 26, 2023

COMMITTEE MEMBER	MOTION	2 nd	YES	ABSTAIN	NO	ABSENT
T. Doyle						
H. Flaim						
J. Keen						
M. Marsh						
J. Bruno						

Attest:

Township of Franklin

Barbara Freijomil, Clerk

John Bruno, Mayor

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, do hereby certify that the foregoing Resolution was presented and duly adopted by the Township Committee at a meeting held on Tuesday, September 26, 2023.

Barbara Freijomil, Clerk

**TOWNSHIP OF FRANKLIN
GLOUCESTER COUNTY, NEW JERSEY**

RESOLUTION NO. R-225-23

**RESOLUTION ACKNOWLEDGING AND DIRECTING TOWNSHIP CHIEF OF
POLICE TO COMPLETE CONTRACT AND PURCHASE NEW BODY WORN
CAMERA EQUIPMENT AND MONITORING SYSTEM**

WHEREAS, the Township of Franklin (“Township”) has the need for funding to facilitate the purchase of new body worn camera equipment and the monitoring system; and

WHEREAS, the Township of Franklin Chief of Police has received a quote under NJ State Contract #: 17-FLEET-00731 from Safe-Fleet Law Enforcement (COBAN Technologies Inc.) in the amount of \$122,033.00 and

WHEREAS, based upon review of the submitted quote, the Franklin Township CFO has certified the availability of funds from the General Capital Account (C-04-23-012-002) entitled Police Vehicles and Equipment; and;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Franklin, Gloucester County, New Jersey, that they acknowledge and approve the purchase of the new body worn cameras and monitoring system as described above.

Adopted: September 26, 2023

COMMITTEE MEMBER	MOTION	2 nd	YES	ABSTAIN	NO	ABSENT
T. Doyle						
J. Keen						
M. Marsh						
H. Flaim						
J. Bruno						

ATTEST:

TOWNSHIP OF FRANKLIN

Barbara Freijomil, Clerk

John Bruno, Mayor

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, County of Gloucester, do hereby certify that the forgoing Resolution was presented and duly adopted by the Township Committee at a meeting held on Tuesday September 26, 2023.

Barbara Freijomil, Clerk

**TOWNSHIP OF FRANKLIN
GLOUCESTER COUNTY, NEW JERSEY**

RESOLUTION NO. R-226-23

**RESOLUTION AUTHORIZING A PURCHASE OF TWO (2) FORD EXPLORERS VIA A
NATIONALLY RECOGNIZED CO-OP WITH SOURCEWELL FROM ENTERPRISE
FLEET MANAGEMENT TO REPLACE PATROL VEHICLES 1108 AND 1120**

WHEREAS, the Township desired to lease two (2) Ford Explorers for a period of 60 months;

WHEREAS, a national and state recognized co-op through Sourcewell has awarded a contract via a public bidding process for the same with a number of 060618EFM to Enterprise Fleet Management;

WHEREAS, the Township of Franklin is a member of the Sourcewell Co-Op with ID number 28925;

WHEREAS, the CFO has certified the availability of funds for next four (4) months which shall be charged against budget line item Police Outside Employment Trust No. T-16-56-850-816, in the total amount not to exceed \$7,415.20.

WHEREAS, availability of funds for future years shall be appropriated under a Capital Lease in the Capital Improvement section of the corresponding year's budget.

WHEREAS, the Township Committee of the Township of Franklin wishes to award the lease to Enterprise Fleet Management via the aforementioned co-op;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Committee of the Township of Franklin, County of Gloucester, State of New Jersey as follows: 1. That Enterprise Fleet Management via the extended co-op of Sourcewell, be and is hereby awarded the contract to lease two (2) Ford Explores for an amount not to exceed \$7,415.20 for the remainder of 2023. 2. Years Two through Five of the lease agreement for these two (2) vehicles shall not exceed payment of \$22,245.60 subject to the availability of budgetary fund.

BE IT FURTHER RESOLVED that the Mayor and the Administrator are authorized to execute all documents required to effectuate this contract.

ADOPTED, at a regular meeting of the Township Committee of the Township of Franklin on Tuesday, September 26, 2023.

COMMITTEE MEMBER	MOTION	2 nd	YES	ABSTAIN	NO	ABSENT
T. Doyle						
J. Keen						
M. Marsh						
H. Flaim						
J. Bruno						

ATTEST:

TOWNSHIP OF FRANKLIN

Barbara Freijomil, Clerk

John Bruno, Mayor

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, County of Gloucester, do hereby certify that the forgoing Resolution was presented and duly adopted by the Township Committee at a meeting held on Tuesday September 26, 2023.

Barbara Freijomil, Clerk

**ORDINANCE
TOWNSHIP OF FRANKLIN
AMENDING O-9-2013 AND THE CODE OF THE TOWNSHIP OF FRANKLIN TO
ADDRESS SAFE TRAFFIC CONTROL FOR CONSTRUCTION, REPAIR AND
MAINTENANCE OF STREETS AND HIGHWAYS AND THIRD PARTY POLICE
DEPARTMENT OVERTIME RESPECTING BOTH TRAFFIC AND NONTRAFFIC DUTIES**

O -18-23

The purpose of this ordinance is to establish controls and regulations directed toward the safe and expeditious movement of traffic through construction and maintenance zones throughout the Township of Franklin and to provide for the safety and compensation of the work force performing these operations.

I. Adoption of Standards

The Township of Franklin Committee hereby finds and declares that problems of traffic control occur when traffic must be moved through or around street construction, maintenance operations and utility work, above and below ground, which requires blocking streets and obstructing the normal flow of traffic, and that such obstructions are or can become dangerous when not properly controlled. In order to better promote the public health, safety, peace and welfare, it is necessary to enact such guiding principles whereas the aforementioned potential problems may be prevented and avoided.

The Township Committee of the Township of Franklin in the County of Gloucester and State of New Jersey does hereby adopt the current Manual on Uniform Traffic Control Devices, Millenium Edition, as published by the American Traffic Safety Services Association, (ATSSA) hereafter known as "MUTCD," except as hereby supplemented and amended, as it controls and regulates whenever construction, maintenance operations or utility work obstructs the normal flow of traffic. A person, contractor or utility that fails to comply with the provisions of MUTCD while performing such work is in violation of this Ordinance.

II. Pre-construction Meetings

It shall be the responsibility of the person, contractor, or utility wishing to conduct work on, under or above the roadway to contact the Chief of Police or his designee of the Township of Franklin Police Department in order to arrange a pre-construction meeting to submit plans for the safe movement of traffic during the period of construction of work. The Chief of Police or his designee has the authority to dictate the number of certified police officers required to ensure the safe movement of traffic in the construction zone. Any person, contractor or utility who fails to comply with this Ordinance, prior to the start of such work and whose plans are not approved by the Chief of Police or his designee of the Township of Franklin Police Department is in violation of this Ordinance.

III. Hazardous Conditions

The person, contractor or utility shall provide the Township of Franklin Police Department with at least two (2) emergency contact phone numbers to be called in the case of any emergency at the construction or maintenance site prior to the start of any work. If for any reason the emergency contact person cannot be reached or if the emergency person does not respond to the call from the Township of Franklin Police Department to correct the hazardous situation, the Township may respond and correct such hazardous conditions. The reasonable fees for such emergency service by the Township shall be charged to the person, contractor or utility responsible for such conditions.

IV. Hours of Road Work

Generally, there shall be no construction, Township maintenance operations or utility work on any roadway in the Township before the hour of 7:00 am or after 5:00 pm. This time limit may be adjusted to permit work prior to 7:00 am or after 5:00 pm by the Chief or his designee of the Township of Franklin Police Department, if reasonable conditions apply and after thoroughly reviewing such request. If the contractor or organization requesting an officer needs to cancel the scheduled detail for any reason, it must be done within two (2) hours from the scheduled start time. If the contractor or organization fails to make appropriate contact with the Chief or his designee the township reserves the right to bill the contractor or organization for three (3) hours of the officer's hourly designated pay.

V. Road Closings and Detours

Road closings and/or traffic detours shall not be permitted unless approved by the Chief of Police or his designee of the Township of Franklin Police Department.

VI. Traffic Directors

Traffic directors, i.e. those police officers, certified by Rutgers University, as knowledgeable of the Manual on Uniform Traffic Control Devices, shall be posted at all construction or maintenance sites when determined by the by the Chief of Police or his designee, that same is necessary to provide for the safe and expeditious movement of traffic.

VII. Stop Work

The Chief of Police or his designee shall have the authority to stop work, including effecting the removal of equipment and vehicles, stored material within the street right-of-way, back filling of open excavations and/or other related work, in order to abate any nuisance and/or safety hazard or for any violation of this Ordinance. The Township may respond and correct any such hazardous and or nuisance conditions. The reasonable fees for such emergency service by the Township shall be charged to the person, contractor or utility responsible for such conditions.

VIII. Site Preparation

No materials, vehicles or equipment are to be placed in the roadway or sidewalk area until all construction, signs, lights, devices and pavement markings are installed.

IX. Payment for Services Rendered by Traffic Directors

Payment for all certified police officers working all construction highway details for directing the appropriate movement of traffic flow may be coordinated by the Chief of Police or designee. The payment shall be eighty five dollars (\$85.00) per hour or the then prevailing rate paid for police traffic services by the County of Gloucester or the State of New Jersey with an additional appropriate percentage fees for fringe benefits to include but not limited to Social Security, Unemployment Insurance, Workman's Comp and a 5% administrative fee added to the subtotal for all of the expenses that are required. The aforementioned fees shall be waived for non-profit organizations (Delsea Regional, Township of Franklin, Our Lady of Mercy Academy Schools and such other non-profit institutions that have permanent locations in the Township of Franklin).

In the event the Chief of Police or designee determines that the use of a police motor vehicle is necessary, a fee of thirty dollars (\$30.00) per hour or any part thereof for the use of said vehicle will be charged and made payable to the Township Chief Financial Officer.

All payments for road detail assignments shall be paid in advance (may be waived for the abovementioned non profit organizations) through an off-duty police escrow account to be known as the "Police Overtime Account" and all funds collected for services rendered shall be paid by and through such account. Reference is made to Township of Franklin Ordinance for Third Party Overtime.

X. Insurance for Traffic Directors

The person, contractor or utility company shall provide the Township of Franklin Police Department a Certificate of Insurance naming the Township of Franklin as an "additional insured" on a general liability insurance policy having policy limits not less than \$1,000,000.00 per occurrence.

XI. Indemnification and Hold Harmless

Any person, contractor or utility company shall complete an application for a Traffic Director, which said application shall contain an agreement to indemnify and hold harmless the Township of Franklin for any claims or actions brought as a result of the use of Township of Franklin police officers by said party, including all attorney fees.

XII. Payment for Services Rendered Other Than Traffic.

Payment for certified police officers working all details other than traffic shall be coordinated by the Chief of Police or his designee. The payment shall be seventy (\$70.00) dollars per hour or the then prevailing rate paid for police services by the County of Gloucester or the State of New Jersey with an additional appropriate percentage fees for fringe benefits to include but are not limited to Social Security, Unemployment Insurance, Workman's Comp and a 5% administrative fee added to the subtotal for all of the expenses that are required. The aforementioned fees shall be waived for non-profit organizations (Delsea Regional High School, Township of Franklin, Our Lady of Mercy Academy schools and other non-profit institutions that have permanent locations in the Township of Franklin). If in the event the Chief of Police or designee determines that the use of a police motor

vehicle is necessary, a fee of thirty dollars (\$30.00) per hour or any part thereof, for the use of said vehicle will be charged and made payable to the Township Chief Financial Officer.

All payments for assignments shall be paid in advance (may be waived for the aforementioned non profit organizations) through an off-duty police escrow account to be known as the "Police Overtime Account" and all funds collected for services rendered shall be by and through such account. Reference is made to Township of Franklin Code concerning the "Safe Traffic Control for Construction, Repair and Maintenance of Streets and Highways and Third Party Police Department Overtime".

XIII. Insurance for Police Officers

The person, organization or company shall provide the Township of Franklin Police Department a Certificate of Insurance naming the Township of Franklin as an "additional insured" on a general liability insurance policy having policy limits not less than \$1,000,000.00 per occurrence.

XIV. Indemnification and Hold Harmless

Any person, contractor or utility company shall complete an application which shall contain an agreement to indemnify and hold harmless the Township of Franklin for any claims or actions brought as a result of the use of the police officers by said party, including all attorney fees.

XV. Violations and Penalties

Any person, contractor, or utility who commits a violation of this Ordinance shall, upon conviction thereof, for the first offense, pay a fine of not less than \$1000 nor more than \$2,500 and/or may be imprisoned in the county jail for a term not exceeding 90 days, or both; for a second offense, upon conviction thereof, pay a fine of not less than \$1500.00 nor more than \$3,500 and/or may be imprisoned in the county jail for a term not exceeding 90 days, or both. Any third or subsequent offense, upon conviction thereof, pay a fine of not less than \$5,000 and/or may be imprisoned in the county jail for a term not exceeding 90 days or both.

A separate offense shall be deemed committed on each day or on which each violation occurs or continues to occur.

BE IT FURTHER ORDAINED, that if any section, sentence, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such holdings shall not effect or impair any other section, sentence, clause, provision or portion of this Ordinance.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately upon its final passage, adoption and publication provided by law.

ATTEST:

TOWNSHIP OF FRANKLIN

BARBARA FREIJOMIL, CLERK

BY: _____
JOHN BRUNO, MAYOR

CERTIFICATION

I, BARBARA FREIJOMIL, Clerk of the Township of Franklin, County of Gloucester, do hereby certify that the foregoing Ordinance was introduced at a regular meeting of the Township of Franklin held on Tuesday, September 26, 2023, and thereafter duly advertised in the legal newspaper of the Township at least ten (10) days prior to it being considered for final passage and adoption at a subsequent meeting to be held on Tuesday, October 10, 2023, at which time any person interested therein will be given an opportunity to be heard.

BARBARA FREIJOMIL, CLERK