

****MINUTES****

November 21,2022

6:30 P.M.

**Work Session of the Mayor and Council of the Borough of Englishtown, 15 Main Street, Englishtown,
New Jersey 07726.**

Meeting Called to Order and Roll Call

The meeting was called to order by Mayor Reynolds at 6:30 pm.

Roll Call Present: C/Francisco, C/Lewis, C/Mann, C/Marter, C/Robilotti, C/Sabin
and Mayor Reynolds

Absent: None

Also Present: Borough Attorney Jonathan Cohen
Deputy Municipal Clerk and Deputy Finance Officer Laurie Finger

Discussion Items:

- Annual Cost of Professional Services Contracts – Councilmember Francisco
Mayor Reynolds stated that at the request of the Councilmembers, the CFO provided the expenses for all professionals so far in 2022. Councilmember Francisco commented that he would like to have RFPs for all professionals done for 2023. Councilmember Lewis suggested that possibly RFPs be done every 3 years for certain professionals. Attorney Cohen advised on the process, that being on as needed basis or annually if the cost is over \$17,500. Ideally professionals should be appointed at the reorganization meeting. An early process for doing RFPs is to begin in October, a late process is to start in December. Mayor Reynolds suggested that a committee of Councilmembers prepare RFPs for recommendation to Council.
- December Meeting Date– Councilmember Robilotti
Councilmember Robilotti commented that the Municipal Clerk is out on medical leave until December 26th and the Deputy Municipal Clerk will be on vacation for the December 19th Council Meeting. There was discussion of possibly moving the December meeting to Wednesday the 28th. Councilmembers will confirm availability within the next week.

Workshop Meeting Adjournment Time 7:13pm

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X			
Lewis		X			
Mann	X	X			
Marter		X			
Robilotti	X	X			
Sabin		X			
Mayor Reynolds	tie vote only				

**** MINUTES ******Regular Meeting of the Mayor and Council of the Borough of Englishtown, 15 Main Street,
Englishtown, New Jersey 07726.**Meeting Called to Order and Roll Call

The meeting was called to order by Mayor Reynolds at 6:48pm.

Roll Call: Present: C/Francisco, C/Lewis, C/Mann, C/Marter, C/Robilotti, C/Sabin
and Mayor Reynolds

Absent: None

Also present: Borough Attorney Jonathan Cohen
Deputy Finance Officer/Deputy Municipal Clerk Laurie Finger

Statement of Compliance with Sunshine Law by:

Mayor Reynolds announced that pursuant to N.J.S.A.10:4-6 notification of this meeting has been (1) Published in the Asbury Park Press and notification made to the News Transcript the Official Newspapers of the Borough, (2) Posted to the Public at Borough Hall, (3) Copy has been filed with the Municipal Clerk, (4) Copy of this agenda and the Sunshine Statement has been filed with the Mayor and Council. The meeting was deemed in compliance with the Open Public Meetings Act.

Moment of Silence and Salute to the Flag

Led by Mayor Reynolds

Approval of Minutes

There being no corrections, deletions or additions, a motion to approve the October 26, 2022 Executive Session meeting minutes and the October 26, 2022 Regular Meeting minutes was approved on the following vote:

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco				X	
Lewis		X	X		
Mann				X	
Marter			X		
Robilotti	X		X		
Sabin			X		
Mayor Reynolds	tie vote only				

Committee Reports

Councilmember Francisco- Code Enforcement, Public Health & Welfare & Public Events
Reported the Halloween Party that was held on October 30th from 2:30-5:30pm at the firehouse and thanked Chief Sarti for the use of the Firehouse.

Councilmember Lewis- Public Utilities

- Reported Hydrant flushing was completed on Nov. 14.
- West Dey street tower was used for the flushing so there was minimal drops in residential water pressure. No wasted water as the tower was used and we needed to clean it. On Nov. 15 Contractor was on site to repair the gate valve on the West Dey Tower. A change order was entered for the replacement valve. The tower was flushed, and water samples were taken. All tests were passed. The tower was refilled with no issues.
- A leak was found on Northgate and traced to the county road. Job held out over night and was able to be completed on regular hours/no overtime. Paving to be completed on Wednesday 23 of November.
- 2 streetlights were reported to JCP&L. Awaiting repairs.
- Violetta in the water/sewer department is in need of a money counter. Councilmember Robilotti agreed as she has witnessed large amounts of cash being handled in that department.

Councilmember Mann- Public Safety

- Read the police activity report for October 2022

Councilmember Marter- Legislative, Insurance and Licenses, Technology

- No report

Councilmember Robilotti- Administration, Finance and Personnel

- Reported that the Municipal Clerk is out on medical leave from November 14th thru December 26th.
- Commented that she did not appreciate the comments made at the last meeting by certain councilmembers about her not being present at that meeting.

Councilmember Sabin- Public Buildings & Grounds

- Reported that he requested a DPW report from Mike Reynolds and was not provided one. Mayor Reynolds stated that Mike Reynolds is not the supervisor of the department, and the request should have been directed to the Borough Engineer who is the CPWM.

Correspondence

- From the Chief Financial Officer, dated November 4, 2022, the October 2022 Budget report
- From the Monmouth County Board of Commissioners, a Resolution establishing the USA 250 Monmouth Committee
- From Manalapan-Englishtown Regional School District December Meeting Notice, Tuesday 12/6, 12/20
- Adopted copy of the Monmouth County Farmland Preservation Plan
- Received a letter of resignation effective December 1st from Borough Public Defender Michael DuPont.
- Please submit Council reports to the Clerk for inclusion in the minutes.

Open Public Portion/Limited to Agenda Items Only

Motion was made by C/Francisco, seconded by C/Lewis, and approved on the following roll call vote to open to public comment:

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco	X	X			
Lewis		X			
Mann		X			
Marter		X			
Robilotti		X			
Sabin		X			
Mayor Reynolds	tie vote only				

Public Comment:

Isay Gilyadol, 19 Dickerson Lane, Old Bridge NJ

Yuliana Ashurova, 12 Vandebilt Courtt, Old Bridge NJ

Attorney Alana Hans-Cohen of Pashman Stein, 21 Main Street Hackensack NJ

Attorney Kelly Corey of Pashman Stein, 21 Main Street Hackensack NJ

- Mr. Gilvodol currently owns an EMS service (I Care Transportation) located at 295 Route 9 South in Manalapan. He stated that he has approval for a Class 5 Retail Cannabis License and is interested opening a retail facility at the old Santander bank on Main Street. There was an in-depth discussion by Mr. Gilvadol, Ms. Ashurova and the Attorneys of the benefits of the business. Attorney Cohen explained the Class 5 retail cannabis regulation.

Barbara Paula Kuchinski, 11 Hamilton Street

- Inquired what a cannabis business will do to enhance the quality of life for the residents and taxpayers of Englishtown

Kurt Bond, 292 Revere Ave Union, NJ

- Also spoke on cannabis stating that he currently has a smoke shop business. He would also like to have a dispensary one day.

Chief Cooke, E.P.D.

- Stated that there is resolution on tonight's agenda for his contract and Councilmembers received two (2) different contracts for consideration. The differences are a one-year contract for 2022 versus three-year contract for 2021-2023. He is also asking for the same COLA raise as to what his officers have received for those years.

Close to Public:

There being no further comments, motion was made by C/Lewis seconded by C/Mann and approved on the following roll call vote to close to public comment.

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X			
Lewis	X	X			
Mann		X			
Marter		X			
Robilotti		X			
Sabin		X			
Mayor Reynolds	tie vote only				

Old Business: None

New Business:

BOROUGH OF ENGLISHTOWN FIRST READING & INTRODUCTION
ORDINANCE NO. 2022-014

**AN ORDINANCE AMENDING AND SUPPLEMENTING
 CHAPTER 2.126 (WATER) OF THE
 “CODE OF THE BOROUGH OF ENGLISHTOWN, NEW JERSEY”**

BE IT ORDAINED by the Mayor and Council of the Borough of Englishtown, County of Monmouth and State of New Jersey, that the following section of Chapter 2.126 be amended and supplemented as follows:

1. Section 2.126.07 (Installation fees), Subsection A of the “Code of the Borough of Englishtown, New Jersey” is hereby amended and supplemented to read as follows:

A. Taps.

(1) For all taps on installations from the main to the curb stop made by the Water Department, the owner shall be charged the following amounts, to be paid to the Water Department at the time of the issuance of the permit:

\$3,206.00 (three thousand two hundred and six dollars) per E.D.U.

2. Any Ordinance or parts of Ordinances inconsistent herewith are hereby repealed

3. This Ordinance shall take effect following final adoption and publication pursuant thereto.

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X			
Lewis	X	X			
Mann	X	X			
Marter		X			
Robilotti		X			
Sabin		X			
Mayor Reynolds	tie vote only				

BOROUGH OF ENGLISHTOWN FIRST READING & INTRODUCTION
ORDINANCE NO. 2022-015

**ORDINANCE ESTABLISHING LIMITS FOR SALARIES OF THE BOROUGH OF
 ENGLISHTOWN, COUNTY OF MONMOUTH,
 STATE OF NEW JERSEY**

BE IT ORDAINED, by the Mayor and Council of the Borough of Englishtown, County of Monmouth and State of New Jersey that the following changes shall be incorporated into Chapter 1.37 of the Code of the Borough of Englishtown entitled “Salaries and Compensation”

Section I: The annual salary ranges are established as follows, and the Borough Chief Financial Officer is hereby authorized to transfer such sums of money from such payroll from the time as directed by Salary Resolution of the Governing Body.

<u>POSITION</u>	<u>SALARIES</u>	
	<u>MINIMUM</u>	<u>MAXIMUM</u>
GOVERNING BODY		
MAYOR	\$ 0.00	\$ 0.00
COUNCIL	\$ 0.00	\$ 0.00

Section IV: All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed.

Section V: This ordinance shall take effect upon its passage and publication according to law.

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X	X		
Lewis	X		X		
Mann			X		
Marter				X	
Robilotti				X	
Sabin			X		
Mayor Reynolds	tie vote only				

C/Robilotti stated that we do not have the right to make salary decisions for others.

BOROUGH OF ENGLISHTOWN RESOLUTION NO. 2022-127

RESOLUTION AWARDING A CONTRACT FOR THE 2022 ROAD PROGRAM

WHEREAS, Englishtown Borough has received grants from the NJDOT Trust Fund FY 2021 and FY 2022 in the amounts of \$120,000 and, \$212,800 and \$270,000 respectively, for the applications known as West Dey Street, and, Lasatta Avenue and Mt Vernon Street, Safe Streets to Transit for Conover Street, Park Avenue and Station Street; and,

WHEREAS, the Borough advertised for bids for both projects as the project known as the 2022 Road Program (Project); and,

WHEREAS, the Borough received six, (6) proposals on November 16, 2022 at 11:00 am, in the Borough offices, for the Project; and,

WHEREAS, Earle Asphalt of Wall, New Jersey is determined to be the lowest responsible bidder after careful review of all of the bids submitted, with a low bid of \$648,013.13

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council awards a contract to Earle Asphalt of Wall, New Jersey in the amount of \$648,013.13, total bid, for the reconstruction of West Dey Street, and, Lasatta Avenue and Mt Vernon Street; and for curbs and sidewalks on Conover Street, Park Avenue and Station Street

BE IT FURTHER RESOLVED, that the award of the contract is conditioned upon the Borough Attorney's review and approval of the bid documents, NJDOT approval, and certification by the Borough's Chief Financial Officer of the availability of funds for this project.

BE IT FURTHER RESOLVED, that the Clerk's Office is authorized to forward a copy of this Resolution to the Borough Attorney, the Borough Engineer, Earle Asphalt of Wall, NJ, and the Borough's Chief Financial Officer.

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X	X		
Lewis	X		X		
Mann			X		
Marter			X		
Robilotti			X		
Sabin			X		
Mayor Reynolds	tie vote only				

BOROUGH OF ENGLISHTOWN RESOLUTION NO. 2022-128

RESOLUTION AUTHORIZING APPROPRIATION TRANSFER

WHEREAS, N.J.S.A. 40A: 4-58 provides that 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 appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that the transfers in the amount of \$22,300.00 be made in the 2022 budget as attached.

Current Fund:

From:

Solid Waste Collection OE	\$5,000.00
Streets & Roads S&W	\$4,800.00
Streets & Roads OE	\$7,500.00

To:

Tax Assessment S&W
 Engineering Services OE
 Telephone
 Gasoline
 Animal Control OE
 Note Principal OE

\$ 1,200.00
 \$10,000.00
 \$ 1,200.00
 \$ 3,600.00
 \$ 500.00
 \$ 800.00

Reason

Allocate Salary
 Engineer Cost
 Telephone Cost
 Gasoline Cost
 Animal Contract
 Note Payment

Sewer Fund:**From:**

Sewer S&W

\$5,000.00

To:

Sewer OE

\$5,000.00

Reason

Sewer Cost

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco	X	X			
Lewis	X	X			
Mann		X			
Marter		X			
Robilotti		X			
Sabin		X			
Mayor Reynolds	tie vote only				

BOROUGH OF ENGLISHTOWN**RESOLUTION No. 2022-129**

**RESOLUTION AUTHORIZING THE AWARD OF AN EMERGENCY
 PROCUREMENT OF HYDRANT REPAIR BY B & W CONSTRUCTION CO.**

WHEREAS, the Borough of Englishtown was notified by the Borough Water & Sewer Superintendent on or about October 30, 2022, of a vehicle having broken a fire hydrant on Tennent Avenue, with work needing to be completed on a Sunday due to the emergent nature.

WHEREAS, it has been determined it is an emergency affecting the public health, safety, or welfare of the public and the public safety officials in accordance with N.J.S.A. 40A:11-6 (Local Public Contracts Law);

WHEREAS, the Borough of Englishtown Qualified Purchasing Agent has declared the need to enter into an emergency contract for said repair;

WHEREAS, the Borough Council has reviewed and is in agreement with the emergent nature of this procurement; and

WHEREAS, the maximum amount of the purchase is \$11,000.00 and funds are available in as evidenced by the Chief Financial Officer's Certification;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Englishtown, in the County of Monmouth, State of New Jersey, as follows: 1. The Chief Financial Officer is hereby authorized and directed to forward a purchase requisition to B & W Construction Co., P. O. Box 574, South River, NJ, for the emergency repair of a fire hydrant on Tennent Avenue, in an not to exceed \$11,000.00 all in accordance with the attached quote.

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X	X		
Lewis	X		X		
Mann			X		
Marter			X		
Robilotti			X		
Sabin			X		
Mayor Reynolds	tie vote only				

BOROUGH OF ENGLISHTOWN RESOLUTION NO. 2022-130

AUTHORIZATION OF PURCHASES

WHEREAS, the Borough of Englishtown Council requires that purchases and services over \$2,625.00 or more be pre-approved by the Governing Body except in the case of imminent emergency situation; and

WHEREAS, the following itemized request(s) were submitted to the Chief Financial Officer by the respective Committee Chairperson(s) for Council approval; and

WHEREAS, the Chief Financial Officer certifies that appropriate funds are available for the following:

Police Department – Police Vehicle Outfitting - \$14,577.32

Services From:

General Sales Administration
T/A Major Police Supply
47 North Dell Avenue
Kenvil, NJ 07847

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that the above request(s) is approved for the purchase or order

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X			
Lewis		X			
Mann	X	X			
Marter		X			
Robilotti		X			
Sabin	X	X			
Mayor Reynolds	tie vote only				

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2022-131**

AUTHORIZING REFUND OF DUPLICATE TAX PAYMENT

WHEREAS, the Borough of Englishtown Tax Collector has reported that, a refund is due to a duplicate payment being received from:

Gordon Lutchman
For 12 King Charles Court, Block 2, Lot 22.12, Qualifier C12
in the amount of \$917.61

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that it hereby authorizes payment in the amount of \$917.61 to Gordon Lutchman, 12 King Charles Court, Englishtown, NJ 07726.

BE IT FURTHER RESOLVED that a certified true copy of this Resolution be forwarded to the Borough's Tax Collector and Chief Financial Officer.

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X	X		
Lewis	X	X	X		
Mann		X			
Marter		X			
Robilotti		X			
Sabin		X			
Mayor Reynolds	tie vote only				

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2022-132**

**A RESOLUTION OVERRIDING THE VETO OF ORDINANCE No. 2022-012
AN ORDINANCE REPEALING SECTION 2.130.09 "PROHIBITED USES" OF CHAPTER
2.130 "ZONING," AS AMENDED OF THE CODE OF THE BOROUGH OF ENGLISHTOWN
PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESS WITHIN THE
BOROUGH OF ENGLISHTOWN, VETOED BY MAYOR THOMAS REYNOLDS ON
NOVEMBER 8, 2022**

WHEREAS, on October 26, 2022, Ordinance No. 2202-12, entitled **AN ORDINANCE REPEALING SECTION 2.130.09 “PROHIBITED USES” OF CHAPTER 2.130 “ZONING,” AS AMENDED OF THE CODE OF THE BOROUGH OF ENGLISHTOWN PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESS WITHIN THE BOROUGH OF ENGLISHTOWN**, was adopted by the Mayor and Council of the Borough of Englishtown; and

WHEREAS, on November 8, 2022, Mayor Thomas Reynolds vetoed Ordinance No. 2022-12; and

WHEREAS, pursuant to N.J.S.A. 40A:60-5(d), the Council has the power to override the veto of an ordinance by the Mayor; and

WHEREAS, pursuant to N.J.S.A. 40A:60-5(d), “No ordinance or any item or part thereof shall take effect without the mayor’s approval, unless the mayor fails to return the ordinance to the council...or unless the council, upon consideration of the ordinance following its return, shall, by a vote of two-thirds of all the members of the council, resolve to override the veto.”

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Englishtown, in accordance with the provisions of N.J.S.A. 40A:60-5(d), that, upon reconsideration of Ordinance No. 2022-012 **AN ORDINANCE REPEALING SECTION 2.130.09 “PROHIBITED USES” OF CHAPTER 2.130 “ZONING,” AS AMENDED OF THE CODE OF THE BOROUGH OF ENGLISHTOWN PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESS WITHIN THE BOROUGH OF ENGLISHTOWN**, after the veto of said ordinance by Mayor Thomas Reynolds issued on November 8, 2022, the Borough Council of the Borough of Englishtown hereby resolves to override the aforesaid veto upon the decision of its members, such decision being made by no less than two-thirds of the members of the Borough Council of the Borough of Englishtown.

BE IT FURTHER RESOLVED Ordinance 2022-012, finally adopted by the council on November 21, 2022, shall take effect in accordance with the New Jersey Statutes twenty (20) days after final passage

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco	X	X			
Lewis		X			
Mann			X		
Marter	X	X			
Robilotti			X		
Sabin		X			
Mayor Reynolds	tie vote only				

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2022-133**

A RESOLUTION OVERRIDING THE VETO OF ORDINANCE No. 2022-013 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2 OF THE CODE OF THE BOROUGH OF ENGLISHTOWN REPEALING SECTION 2.136 “GARAGE AND YARD SALES IN THE BOROUGH OF ENGLISHTOWN”, VETOED BY MAYOR THOMAS REYNOLDS ON NOVEMBER 8, 2022

WHEREAS, on OCTOBER 26, 2022, Ordinance No. 2022-013 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2 OF THE CODE OF THE BOROUGH OF ENGLISHTOWN REPEALING SECTION 2.136 “GARAGE AND YARD SALES IN THE BOROUGH OF ENGLISHTOWN”, was adopted by the Mayor and Council of the Borough of Englishtown; and

WHEREAS, on November 8, 2022, Mayor Thomas Reynolds vetoed Ordinance No. 2022-13; and

WHEREAS, pursuant to N.J.S.A. 40A:60-5(d), the Council has the power to override the veto of an ordinance by the Mayor; and

WHEREAS, pursuant to N.J.S.A. 40A:60-5(d), “No ordinance or any item or part thereof shall take effect without the mayor’s approval, unless the mayor fails to return the ordinance to the council...or unless the council, upon consideration of the ordinance following its return, shall, by a vote of two-thirds of all the members of the council, resolve to override the veto.”

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Englishtown, in accordance with the provisions of N.J.S.A. 40A:60-5(d), that, upon reconsideration of Ordinance No. 2022-013 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2 OF THE CODE OF THE BOROUGH OF ENGLISHTOWN REPEALING SECTION 2.136 “GARAGE AND YARD SALES IN THE BOROUGH OF ENGLISHTOWN”, after the veto of said ordinance by Mayor Thomas Reynolds issued on November 8, 2022, the Borough Council of the Borough of Englishtown hereby resolves to override the aforesaid veto upon the decision of its members, such decision being made by no less than two-thirds of the members of the Borough Council of the Borough of Englishtown.

BE IT FURTHER RESOLVED Ordinance 2022-013, finally adopted by the council on November 21, 2022, shall take effect in accordance with the New Jersey Statutes twenty (20) days after final passage.

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X	X		
Lewis	X		X		
Mann			X		
Marter			X		
Robilotti				X	
Sabin			X		
Mayor Reynolds	tie vote only				

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2022-134**

**RESOLUTION OF THE BOROUGH OF ENGLISHTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY
AUTHORIZING THE PAYMENT OF BOROUGH BILLS**

WHEREAS, the Mayor and Council have carefully examined all vouchers presented to the Borough for the payment of claims; and

WHEREAS, after due consideration of the said vouchers, the Mayor and Council have approved payment of same.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, County of Monmouth, as follows:

1. The said approved vouchers amounting to the sum of \$1,310,137.27 are hereby authorized to be paid on November 21, 2022.
2. The Borough Clerk is hereby directed to list on the page in the Minutes Book following the minutes of this meeting all of the said vouchers hereby authorized to be paid.

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X			
Lewis	X	X			
Mann	X	X			
Marter				X	
Robilotti		X			
Sabin		X			
Mayor Reynolds	tie vote only				

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2022-135**

APPOINTMENT OF RECREATION COMMITTEE

WHEREAS, the Mayor and Council of the Borough of Englishtown find a need for the borough to have a Recreation Committee; and

WHEREAS, the following residents have volunteered to be on that committee:

Kim Reque
Nicole Fiore
Kim Sabin

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Englishtown that the above volunteers are hereby appointed to the Borough of Englishtown Recreation

Committee for the year 2022.

BE IT FURTHER RESOLVED, that a certified true copy of this Resolution be forwarded to each volunteer.

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X	X		
Lewis			X		
Mann	X		X		
Marter			X		
Robilotti			X		
Sabin			X		
Mayor Reynolds	tie vote only				

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2022-136**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ENGLISHTOWN
APPROVING CONTRACT OF CHIEF PETER COOKE OF THE ENGLISHTOWN POLICE
DEPARTMENT**

WHEREAS, the maintenance of an orderly police administration is essential to the public welfare of the Borough of Englishtown; and

WHEREAS, the Mayor and Council wish to enter into an employment contract with Chief Cooke for the year 2022 to continue as Chief of Police for the Borough of Englishtown;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Englishtown, County of Monmouth, New Jersey, that the 2022 employment contract with Chief Peter S. Cooke, Jr. be and is hereby approved.

TABLED TO 11/30/2022 SPECIAL MEETING

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X	X		
Lewis	X		X		
Mann			X		
Marter			X		
Robilotti			X		
Sabin			X		
Mayor Reynolds	tie vote only				

Tax Collector's Reports of October 2022 was read by Mayor Reynolds.

Public Portion

Motion was made by and approved on the following roll call vote to open to public comment at 7:35PM:

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X			
Lewis	X	X			
Mann	X	X			
Marter		X			
Robilotti		X			
Sabin		X			
Mayor Reynolds	tie vote only				

Public Comment:

Jesse Tossetti, 37 Hospitality Way

- Commented on the shenanigans by the Governing Body, always kicking the can down the road. Council promised at the last meeting to have a new parking ordinance on the agenda.

Michael Hynes, 12 Harrison Avenue

- Also commented on his displeasure of not having a new parking ordinance on the agenda tonight as promised at the last council meeting.
- Suggested excess parking at the Water Plant lot. Mayor Reynolds commented that the Borough will have to seek approval from the insurance company for residents to use the lot.
- Suggested that the “no parking” on Hamilton Street be changed to “No Parking on the North side” and allow “Parking on the South side”.

Wayne Krawiec, 31 Lasatta Avenue

- Suggested to councilmembers that there are 4 parking spots that could be available at the Water Plant. Just need to make sure that the driveway is always clear to the water tower at all times.

Close to Public Portion

Motion was made by and approved on the following roll call vote to close to public comment at 7:57PM:

<u>Council Member</u>	<u>Motion/Second</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
Francisco		X			
Lewis	X	X			
Mann	X	X			
Marter		X			
Robilotti		X			
Sabin		X			
Mayor Reynolds	tie vote only				

Executive Session

**RESOLUTION OF THE BOROUGH OF ENGLISHTOWN MAYOR AND
COUNCIL FOR A CLOSED OR EXECUTIVE SESSION
PURSUANT TO N.J.S.A. 10:4-13.**

WHEREAS, N.J.S.A. 10:4-12B provides that a public body may exclude the public from that portion of a meeting at which the body discusses contract negotiations;

1. Any matter which, by express provision of Federal Law or State statute or rule of court, shall be rendered confidential;
2. Any matter in which the release of information would impair a right to receive funds from the Government of the United States;
3. Any material, the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records or personal material including health records, legal defense, insurance, etc.
4. Any collective bargaining agreement or terms and conditions related thereto;
5. Any matter involving the purchase, lease or acquisition of real property with public funds;
6. Any tactics and techniques utilized in protecting the public safety and property;
7. Any pending or anticipated litigation or contract negotiation wherein the public body is, or may become a party. Any matters, falling within the attorney-client privilege, to the extent that confidentiality is required.
8. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of performance of, promotion or disciplining of any specific prospective public officer or employee or current officer or employee, employed or appointed by the public body.
9. Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or suspension or loss of a license or permit.

WHEREAS, N.J.S.A. 10:4-13 provides that a public body may not exclude the public from any meeting to discuss any matters described in N.J.S.A. 10:4-12 until the public body has adopted a resolution at a meeting to which the public shall be admitted, stating the general nature of the subject to be discussed and stating as precisely as possible, the time and when the circumstances under which the discussion conducted in a closed session of the public body can be disclosed to the public.

WHEREAS, the Mayor and Council of the Borough of Englishtown believe that a closed session pursuant to Section 4 of N.J.S.A. 10:4-12b is required to discuss falling within personnel matters.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the public be excluded from this portion of the public meeting convened this 21st day of November, 2022, pursuant to Section 4 of the Open Public Meetings Act.

BE IT FURTHER RESOLVED, that the subject matter of this executive session will be made public when it is no longer required that the subject matter discussed be kept privileged.

Council Member	Motion/Second	Aye	Nay	Abstain	Absent
Francisco		X			
Lewis	X	X			
Mann	X	X			
Marter		X			
Robilotti		X			
Sabin		X			
Mayor Reynolds	tie vote only				

Council returned to public portion from Executive Session at 9:10pm and considered the following resolution.

Mayor Reynolds stated that there will a Special Meeting on Wednesday, November 30th to Introduce a Parking Ordinance and take action on the Chief's contract.

Meeting Adjournment

There being no further business a motion to adjourn was offered by C/Mann, seconded by C/Robilotti with all present Council members in favor on voice vote.

9:12 P.M.

December 28, 2022
Date Approved

Laurie Finger
Deputy Municipal Clerk