

**** WORKSHOP AGENDA ****

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

1. Meeting Called to Order and Roll Call
2. Discussion Items:
 - Reverse 911
 - Municipal Building Roof Project
 - Donated Leave Program
3. Adjournment

The workshop meeting was called to order by Mayor Reynolds at 6:33 P.M.

Roll Call: Present: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
Absent: None

Also present were Peter Gorbatuk, Municipal Clerk, Laurie Finger, Borough Administrator, and Joseph Youssouf, Borough Attorney.

Discussion Items:

Reverse 911:

C/Wojyn introduces and C/Krawiec reinforces NEXEL mass notification system and its value to the residents of the Borough of Englishtown. (Text and E-Mail) We are already signed up as a municipality. The residents will be notified to sign up through the mailing of Tax, Water invoices, posted on the Web site, and Sign. C/Cooke said the County will be introducing a reverse 911 in the future and we should pursue at that time.

Municipal Building Roof Project:

Attorney Youssouf reviewed the roof bid and based on equivalency of materials he has no problems with Roof Management Inc. of Neptune. B/A Finger reminds Mayor and Council of the Ordinance which is on the agenda to amend for more money to pay Engineering costs. The resolution and ordinance are on the agenda this evening.

Donated Leave Program:

C/Wojyn mentions a donated sick time policy to help out employees in need of additional days in an emergency. Mayor Reynolds says parameters need to be set. C/Cooke said the employees should be asked to determine any interest. Attorney Youssouf said NJ Family Leave Act allows for emergency time off. B/A Finger said it would be on a Voluntary basis and the policy should be simple. B/A Finger also recommend the Personnel Committee look into this further upon review of the Personnel Policy.

Solid Waste Bid:

Mayor and Council reviewed the bid tally sheet and will stay with Bi-weekly pick up Jan. – Dec. Low bid is M & S Waste. This will be awarded at the December 17th meeting.

Adjournment

There being no further business a motion to adjourn the workshop was offered by C/Wojyn, seconded by C/Sarti. Passed unanimously. The time being 7:11 P.M.

Mayor Reynolds calls for a brief recess.

**** AGENDA ****

Regular Meeting of the Mayor and Council of the Borough of Englishtown, 15 Main Street, Englishtown, New Jersey 07726.

1. Meeting Called to Order and Roll Call
2. Statement of Compliance with Sunshine Law
3. Moment of Silence and Salute to the Flag
4. Proclamation: Proclaiming December 2012 “National Drunk and Drugged Driving (3D) Prevention Month”
5. Approval of Minutes
 - November 14, 2012
 - November 14, 2012 Executive Session Minutes
6. Committee Reports
7. Correspondence
8. Open Public Portion/Limited to Agenda Items Only
Limited to Five (5) Minutes per citizen to be determined at Borough Council’s discretion. Any and all situations regarding Borough Personnel, when names are implied or mentioned, are to be brought to the full attention of the Council through an appointment and subsequent disclosure through the Personnel Committee.
9. New Business:
 - A. Ordinance No. 2012-12
Amending Chapter 1.33 Entitled “Police Department”
 - B. Bond Ordinance No. 2012-13
Providing for the Demolition of Hazardous Structures Located on Property Commonly Known as 68 Main Street, Appropriating \$125,000 Therefor and Authorizing the Issuance of \$119,000 Bonds or Notes of the Borough to Finance Part of the Cost Thereof

- C. Bond Ordinance No. 2012-14
Amending and Supplementing Bond Ordinance No. 2011-08 (Which Provides for Various Capital Improvements) Finally Adopted by the Borough of Englishtown on August 24, 2011, to Increase the Appropriation by \$10,000 and to Increase the Authorization of Bonds or Notes by \$9,500 to Finance Part of the Additional Costs
 - D. Resolution No. 2012-142
Authorizing Appropriation Transfer
 - E. Resolution No. 2012-143
Authorizing Cancellation of Old Outstanding Checks
 - F. Resolution No. 2012-144
Amending the 2012 Capital Budget
 - G. Resolution No. 2012-145
Authorizing the Purchase of Energy Generation Service for Public Use on an Online Auction Website
 - H. Resolution No. 2012-146
Granting Approval for Raffle Application No. RA 2012-03
Knights of Columbus
 - I. Resolution No. 2012-147
Authorizing Release of Performance Bond, IHZ Group, Inc.
 - J. Resolution No. 2012-148
Awarding Contract for the Removal and Replacement of the Municipal Building Roof Project
 - K. Resolution No. 2012-149
Authorizing Payment of Borough Bills
10. Public Portion
Limited to Five (5) Minutes per citizen to be determined at Borough Council's discretion. Any and all situations regarding Borough Personnel, when names are implied or mentioned, are to be brought to the full attention of the Council through an appointment and subsequent disclosure through the Personnel Committee.
11. Executive Session
12. Adjournment

The meeting was called to order by Mayor Reynolds at 7:22 P.M.

Roll Call: Present: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
Absent: None

Also present were Peter Gorbatuk, Municipal Clerk, Laurie Finger, Borough Administrator and Joseph Youssouf, Borough Attorney.

Mayor Reynolds stated pursuant to N.J.S.A. 10 4-6 notification of this meeting has been (1) Published in the Asbury Park Press and 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. Thus this meeting tonight is deemed in compliance with the Open Public Meetings Act.

There was a moment of silence and salute to the flag.

Proclamation

Mayor Reynolds reads aloud proclamation proclaiming December 2012 “National Drunk and Drugged Driving (3D) Prevention Month”

Approval of Minutes –

There being no corrections, deletions or additions, a motion to approve the November 14, 2012 meeting minutes was offered by C/Krawiec and seconded by C/Robilotti. Passed on the following roll call:

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
Nays: None
Abstain: None
Absent: None

There being no corrections, deletions or additions, a motion to approve the November 14, 2012 Executive Session minutes was offered by C/Krawiec and seconded by C/Robilotti. Passed on the following roll call:

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
Nays: None
Abstain: None
Absent: None

Committee Reports

Public Utilities

Councilwoman Krawiec reports:

- Reads aloud Water Dept. Activity Report for October; available for public viewing in the Clerk’s Office. Important Items as Follows:
- Water Plant roof was damaged from the storm and repaired this week. It was not reported to the insurance company because there was minimal damage and the deductible is more than the cost of the repair.
- Reads aloud Police activity report on file in Clerks office.
- OEM report as follows:
- One house at 36 Harrison Ave, had a portion of their roof blown off
- A house at 21 Main Street had partial damage from a tree falling against the house, both were informed of claims to FEMA if they so desired.

- A utility pole came down at the intersection of Harrison and Dey Street
- No flooding but the Borough was without power between Monday October 29th and Saturday November 3rd.
- No criminal activity during the time the Borough was without power.

Code Enforcement, Public Health, Welfare & Public Events

Councilwoman Cooke reports:

- Halloween Party was regrettably cancelled due to the storm. All items purchased were returned for a full refund.

Administration, Finance & Personnel

Councilman Wojyn reports:

- E-Max an on – line auction of electricity is scheduled for this Friday for the Borough of Englishtown at 11:00 AM in B/A Fingers office.
- The 2013 Department Budget requests are out to the departments and will be returned by December 14th.

Public Safety

Councilwoman Robilotti has nothing to report at this time.

Legislative, Insurance & Licenses

Councilman Sarti reports:

- Monmouth Joint Insurance Fund reported a dividend to the Borough of Englishtown in the amount of \$5,625.66 which will be applied as a 1st installment for 2013 premium.
- The JIF is implementing a cost savings measure on the existing prescription program in two areas, Home delivery and Step Therapy. If initiated, there will be a credit to the Borough of 2%. Question arose if there will be an override allowed at a pharmacy if needed in an emergency? This will be checked out by the Municipal Clerk and if satisfactory, Mayor and Council approve.

Public Buildings & Grounds

Councilman Rucker reports:

- Reads aloud DPW activity report for October; available for public viewing in the Clerk's Office.
- Thanks OEM and DPW for their fine job during Super Storm Sandy.

Correspondence

Peter Gorbatuk, Municipal Clerk reports:

- Newly elected officials handbook has been ordered by the Municipal Clerks office.
- Reminder of the Newly elected officials training seminar. (see flyer)
- Walgreens Grand Opening December 2nd at 11:00 AM.
- Elected officials training seminar December 5th at Wall Municipal Building 6:30 PM

Public Portion – Agenda Items

Mayor Reynolds opens the floor to the public for discussion limited to agenda items only. Offered by C/Rucker and seconded by C/Robilotti.

There being no questions or comments, a motion to close the public portion was offered by C/Robilotti and seconded by C/Wojyn. Passed unanimously.

New Business

**BOROUGH OF ENGLISHTOWN FIRST READING & INTRODUCTION
ORDINANCE NO. 2012-12**

**AN ORDINANCE OF THE BOROUGH OF ENGLISHTOWN AMENDING CHAPTER
1.33, ENTITLED "POLICE DEPARTMENT"**

A motion to introduce the above ordinance by title only was offered by C/Krawiec and seconded by C/Robilotti. Passed on the following roll call:

Offered By: C/Krawiec

Seconded By: C/Robilotti

Roll Call: Ayes: C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
 Nays: None
 Abstain: C/Cooke
 Absent: None

Peter Gorbatuk, Municipal Clerk states the Public Hearing and Adoption on Ordinance No. 2012-12 will be held at the December 17, 2012 council meeting.

**BOROUGH OF ENGLISHTOWN FIRST READING & INTRODUCTION
BOND ORDINANCE NO. 2012-13**

**BOND ORDINANCE PROVIDING FOR THE DEMOLITION
OF HAZARDOUS STRUCTURES LOCATED ON
PROPERTY COMMONLY KNOWN AS 68 MAIN STREET,
BY AND IN THE BOROUGH OF ENGLISHTOWN, IN THE
COUNTY OF MONMOUTH, STATE OF NEW JERSEY;
APPROPRIATING \$125,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$119,000 BONDS OR
NOTES OF THE BOROUGH TO FINANCE PART OF THE
COST THEREOF**

A motion to introduce the above bond ordinance by title only was offered by C/Rucker and seconded by C/Krawiec. Passed on the following roll call:

Offered By: C/Rucker

Seconded By: C/Krawiec

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
Nays: None
Abstain: None
Absent: None

Peter Gorbatuk, Municipal Clerk states the Public Hearing and Adoption on Bond Ordinance No. 2012-13 will be held at the December 17, 2012 council meeting.

**BOROUGH OF ENGLISHTOWN FIRST READING & INTRODUCTION
BOND ORDINANCE NO. 2012-14**

**BOND ORDINANCE AMENDING AND SUPPLEMENTING
BOND ORDINANCE NUMBER 2011-08 (WHICH
PROVIDES FOR VARIOUS CAPITAL IMPROVEMENTS)
HERETOFORE FINALLY ADOPTED BY THE BOROUGH
COUNCIL OF THE BOROUGH OF ENGLISHTOWN, IN
THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
ON AUGUST 24, 2011, TO INCREASE THE
APPROPRIATION THEREIN BY \$10,000 AND TO
INCREASE THE AUTHORIZATION OF BONDS OR
NOTES THEREIN BY \$9,500 TO FINANCE PART OF THE
ADDITIONAL COSTS THEREOF**

A motion to introduce the above bond ordinance by title only was offered by C/Rucker and seconded by C/Krawiec. Passed on the following roll call:

Offered By: C/Rucker

Seconded By: C/Krawiec

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
Nays: None
Abstain: None
Absent: None

Peter Gorbatuk, Municipal Clerk states the Public Hearing and Adoption on Bond Ordinance No. 2012-14 will be held at the December 17, 2012 council meeting.

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2012-142**

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 \$16,600.00 be made in the 2012 budget as attached.

Current Fund:

From:

Police OE	\$2,100.00
Emergency Mgmt OE	500.00
Animal Control OE	500.00
Social Security	1,000.00

To:

Police S&W	\$4,100.00
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Reason

FEMA Overtime

Water Operating Fund

From:

Water S&W	\$7,500.00
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To:

Water OE	\$7,500.00
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Reason

Maintenance of Equipment

Sewer Operating Fund

From:

Sewer S&W	\$4,500.00
Social Security OE	500.00

To:

Sewer OE	\$5,000.00
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Reason

WMUA additional units

Offered By: C/Rucker

Seconded By: C/Robilotti

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn

Nays: None

Abstain: None

Absent: None

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2012-143**

RESOLUTION CANCELING OLD OUTSTANDING CHECKS

WHEREAS, there remains within the current fund checking account old outstanding checks;

NOW THEREFORE BE IT RESOLVED, that the old outstanding checks dated be canceled and returned to Surplus:

CURRENT CHECKING ACCOUNT – ACCOUNT #178608

CHECK #	AMOUNT	DATE OF ISSUE	PAYEE
10477	\$ 25.00	11/10/10	E-ZPASS
10601	\$ 430.00	01/26/11	Calibre Press LLC

BE IT FURTHER RESOLVED, that a true certified copy of this resolution be forwarded to Borough Chief Financial Officer and Borough Auditor.

Offered By: C/Rucker

Seconded By: C/Robilotti

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
 Nays: None
 Abstain: None
 Absent: None

**BOROUGH OF ENGLISHTOWN
 RESOLUTION NO. 2012-144**

RESOLUTION AMENDING THE 2012 CAPITAL BUDGET

WHEREAS, the Borough Council of the Borough of Englishtown desires to Amend the 2012 Capital Budget of said municipality by inserting or correcting therein as shown in such budget for following reason:

Improvement to Municipal Building Roof
 Demolition of Hazardous Structures

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Englishtown as follows:

SECTION 1. The 2012 Capital Budget of the Borough of Englishtown is hereby amended by changing and adding thereto a schedule to read as follows:

Amendment No. 1
 2012 Capital Budget of the
 Borough of Englishtown
 County of Monmouth, New Jersey

Method of Financing

Project No.	Estimated Total Cost	Capital Imp Fund	Grants in Aid and Other Funds	General Bond
(06)				
Municipal Roof	\$ 10,000.00	\$ 500.00	\$0.00	\$ 9,500.00
(07)				
Demolition of Hazardous Structures	\$125,000.00	\$6,000.00	\$0.00	\$119,000.00

SECTION 2. The Clerk is authorized and directed to file a certified copy of this resolution with the Borough Chief Financial Officer, Borough Auditor and two (2) certified copies to the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of these projects for the 2012 Amended Capital Budget, to be included in the 2012 Permanent Capital Budget as adopted.

Offered By: C/Rucker

Seconded By: C/Cooke

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn

Nays: None

Abstain: None

Absent: None

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2012-145**

**RESOLUTION AUTHORIZING THE PURCHASE
OF ENERGY GENERATION SERVICES FOR
PUBLIC USE ON AN ONLINE AUCTION WEBSITE**

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the "Act") authorizes the purchase of energy generation services for public use through the use of an online auction services, and

WHEREAS, EMEX, LLC, a State of New Jersey approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at www.energymarketexchange.com has proposed to conduct a reverse auction for electricity for the Borough of Englishtown, and

WHEREAS, initial customer pricing analysis projects a savings of 11.76% from the current rates for a 12 month term, and

WHEREAS, there is no fee charged to the Borough of Englishtown by EMEX, LLC for the services associated with the reverse auction, and

WHEREAS, the auction will be conducted pursuant to the Act.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey, that they do hereby authorize the Borough Administrator to conduct a reverse auction utilizing the services of the aforementioned vendor EMEX, LLC.

BE IT FUTHER RESOLVED, that upon the conclusion of said auction the Borough Administrator is herein authorized to accept and/or reject any and all bids for a 12 month period at a savings equal to or greater than outlined above.

Offered By: C/Robilotti

Seconded By: C/Rucker

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
Nays: None
Abstain: None
Absent: None

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2012-146**

**RESOLUTION OF THE MAYOR AND GOVERNING BODY
GRANTING APPROVAL FOR RAFFLE APPLICATION NO. RA 2012-03**

WHEREAS, the Knights of Columbus has applied to the Governing Body of the Borough of Englishtown for a raffle license for March 21, 2013; and

WHEREAS, the Knights of Columbus has paid all the proper fees to the Borough of Englishtown and submitted the proper fees to be forwarded to the Legalized Games of Chance Control Commission; and

WHEREAS, the Mayor and Governing Body of the Borough of Englishtown finds that the Knights of Columbus is a qualified applicant and the members of the Knights of Columbus are designated to conduct games of chance and are of good moral character and said members have never been convicted of a crime to the best of the Council's knowledge; and

WHEREAS, said games are to be conducted by the rules set forth by the Legalized Games of Chance Control Commission and the entire net proceeds are to be disposed of for a purpose permitted by the Raffle Licensing Law Act of 1954; and

WHEREAS, there is satisfactory proof that the Knights of Columbus will not make payment for the conducting of the game or assisting therein, except to the extent allowed by law; and

WHEREAS, The Knights of Columbus has stated that any rental to be paid for raffle equipment does conform to the schedule of authorized rentals prescribed by the rules of the Control Commission and the raffles equipment lessor, should there be one, has been approved by the Control Commission; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that Raffle Application No. RA2012-03 for the Knights of Columbus be approved as required by N.J.A.C. 13:47-4.11 and forwarded to the Legal Games of Chance Control Commission as prescribed by N.J.A.C. 13:47-4.3 (b); and

BE IT FURTHER RESOLVED, that a copy of Raffle License RA2012-03 be forwarded by the Municipal Clerk to the Legalized Games of Chance Control Commission for their review and determination; and

BE IT FURTHER RESOLVED, on the fifteenth day after Raffle Application No. RA2012-03 has been forwarded to the Legalized Games of Chance Control Commission with no objections received, Raffle License No. RA2012-03 may be issued to the Knights of Columbus

and copies of said license shall be distributed to the Licensee, the Municipal Clerk, and the Borough of Englishtown Police Dept.

Offered By: C/Robilotti

Seconded By: C/Rucker

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
Nays: None
Abstain: None
Absent: None

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2012-147**

**AUTHORIZING RELEASE OF PERFORMANCE BOND
IHZ GROUP, INC**

WHEREAS, the Borough of Englishtown accepted an on-site 90% Performance Bond No. 123859 for the IHZ Group, Inc., Block 3, Lot 10 in the amount of \$256,647.15 dated December 28, 1998 ; and

WHEREAS, the Borough of Englishtown also accepted on January 13, 1999 a 10% cash bond in the amount of \$28,516.35; and

WHEREAS, Iftikhar Zaidi of IHZ Group, Inc. requested the release of the Performance Bonds, and sent via certified mail, the notice of public hearing to be held at the regular council meeting of March 28, 2007, to all property owners within 200 feet of the Zehra Court project, as mandated by Borough Ordinance; and

WHEREAS, by a decision of the Mayor and Council a punch list was to be prepared by the Borough Engineer and at the completion of the punch list items the Performance Bond shall be released; and

WHEREAS, on November 12, 2012, correspondence was received by Iftikhar Zaidi of IHZ Group, Inc., requesting the release of the performance bond, stating that all punch list items were completed in 2009, and also requested a waiver of requirements to post a two-year maintenance bond due to the project being completed in 2009; and

WHEREAS, Borough Engineer Tom Herits recommends the release of the projects performance bonds confirming that the project has been satisfactorily completed and approves that the two (2) year maintenance bond be waived; and

WHEREAS, all outstanding professional bills have been paid.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that the release of the on-site Performance Bond No. 123825 in the amount of \$256,647.15 plus the cash bond of \$28,516.35

with interest of \$2,540.96 through November 28, 2012 are hereby authorized to be released to IHZ Group, Inc.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a certified true copy of this Resolution be provided by the Municipal Clerk to Iftikhar Zaidi of IHZ Group, Inc., the Borough Engineer and Chief Financial Officer.

Offered By: C/Robilotti

Seconded By: C/Rucker

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn

Nays: None

Abstain: None

Absent: None

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2012-148**

**RESOLUTION AWARDING A CONTRACT FOR THE REMOVAL AND
REPLACEMENT OF THE MUNICIPAL BUILDING ROOF**

WHEREAS, the Borough advertised and receive bids on October 18, 2012 at 11:00 a.m. for the removal and replacement of the Municipal Building roof project; and

WHEREAS, Roof Management, Inc of Neptune, New Jersey is determined to be the lowest responsible bidder after careful review of all of the bids submitted, with a low bid of \$79,490.00; and

NOW THEREFORE BE IT RESOLVED, that the Borough Council awards a contract to Roof Management, Inc of Neptune, New Jersey, in the amount of \$79,490.00, the total bid, for the removal and replacement of the Municipal Building Roof.

BE IT FURTHER RESOLVED, that the award of the contract is conditioned upon the Borough Attorney's review and approval of the bid documents and contract, 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, Roof Management, and the Borough's Chief Financial Officer.

Offered By: C/Rucker

Seconded By: C/Robilotti

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn

Nays: None

Abstain: None

Absent: None

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2012-149**

**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 \$357,662.63 are hereby authorized to be paid on November 28, 2012.
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.

Offered By: C/Rucker

Seconded By: C/Cooke

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn

Nays: None

Abstain: None

Absent: None

Public Portion

Mayor Reynolds opens the floor to the public for discussion on anything they wish to bring to the attention to the governing body.

There being no questions or comments, a motion to close the public portion was offered by C/Rucker and seconded by C/Cooke. Passed unanimously.

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:

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 public 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 the suspension or loss of a license or permit; and

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; and

WHEREAS, the Mayor and Council of the Borough of Englishtown believe that a closed session pursuant to Section 8 of N.J.S.A. 10:4-12b is required to discuss employee exhausted eligible time off and pension eligibility.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the public be excluded from this portion of the public meeting convened on the 28th day of November, 2012 pursuant to Section 8 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.

Offered By: C/Cooke

Seconded By: C/Wojyn

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Robilotti, C/Rucker, C/Sarti, C/Wojyn
Nays: None
Abstain: None
Absent: None

The time being 7:54 P.M.

There being no further business in Executive Session, a motion to return to open session was offered by C/Krawiec, seconded by C/Robilotti. Passed unanimously.

The time being 8:15 P.M.

Adjournment

There being no further business a motion to adjourn was offered by C/Rucker, seconded by C/Wojyn. Passed unanimously.

The time being 8:16 P.M.

December 17, 2012
Approved by Governing Body

Municipal Clerk