

NOVEMBER 13, 2013

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:
 - Assessment Demonstration Program – Tax Assessor Mark Fitzpatrick
 - Personnel Policy Section 3
3. Adjournment

The meeting was called to order by Mayor Reynolds at 6:34 P.M.

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

Also present was Peter Gorbatuk, Municipal Clerk, Laurie Finger, Borough Administrator/CFO, Mark Fitzpatrick, Tax Assessor and Joseph Youssouf, Borough Attorney.

Discussion Items:

Assessment Demonstration Program –

Mark Fitzpatrick, Tax Assessor explains the new Assessment Demonstration Program. There are 685 homeowners in Englishtown and 20% (137) will be inspected each year. 100% of homeowners will be eligible for tax adjustments. The estimated cost of this program per year will be \$3014.00 (\$22.00 per home inspection x 137) and a cost of approximately \$15,000 over the 5 year period. The last Revaluation which was done in 2008 cost the Borough approximately \$70,000.00 and is expected every 10 years. Tax Assessor addressed all questions. Attorney Youssouf adds this program should alleviate many tax appeals.

Attorney Youssouf advises that the request for proposal specifications had to be amended which is the reason for Resolution No. 2013-149 on tonight's agenda.

Personnel Policy Section 3

There were no questions regarding the recommended changes. C/Wojyn would like to see a better Table of Contents. C/Cooke advises Personnel Committee will look into this.

Adjournment

There being no further business a motion to adjourn the workshop was offered by C/Robilotti, seconded by C/Cooke. Passed unanimously. The time being 7:02 P.M.

NOVEMBER 13, 2013

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. Committee Reports
5. Correspondence
6. 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.
7. Old Business:
 - A. Bond Ordinance No. 2013-09 – Public Hearing & Adoption
Refunding Bond Ordinance Providing for the Refunding of Certain Outstanding General Obligation Refunding Bonds, Series 2004 of the Borough to Provide Debt Service Savings, and Authorizing the Issuance of Not to Exceed \$1,300,000 Aggregate Principal Amount of General Obligation Refunding Bonds of the Borough to Effect Such Refunding and Appropriating the Proceeds Therefor
8. New Business:
 - A. Ordinance No. 2013-10 – First Reading & Introduction
Amending & Supplementing Chapter 2.121 “Vehicles & Traffic”
 - B. Resolution No. 2013-143
Awarding a Contract for Reconstruction of Center Street
 - C. Resolution No. 2013-144
Requesting Approval of Items of Revenue and Appropriations
 - D. Resolution No. 2013-145
Resolution Canceling Old Outstanding Checks
 - E. Resolution No. 2013-146
Authorizing Refund of Property Taxes

- F. Resolution No. 2013-147
Authorization Appropriation Transfer

 - G. Resolution No. 2013-148
Authorizing Payment of Borough Bills

 - H. Resolution No. 2013-149
Rejecting Proposals for Real Property Data Collection and
Verification Services and Authorizing Municipal Clerk to Re-
advertise and Receive Request for Proposals
9. 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.
10. Executive Session
11. Adjournment

The meeting was called to order by Mayor Reynolds at 7:02 P.M.

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

Also present was Peter Gorbatuk, Municipal Clerk, Laurie Finger, Borough
Administrator/CFO 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.

Committee Reports

Administration, Finance & Personnel

Councilwoman Cooke reports:

C/Cooke reports B/A Finger has distributed the 2014 Budget Request to all departments
which need to be returned to the Finance Office by December 2, 2014.

Mayor and Council will need to have a special meeting to finalize the Monmouth County
Improvement Authority (MCIA) Pooled Loan Program. Mayor Reynolds states we will
make the decision on the date at our next scheduled meeting.

Public Utilities

Councilwoman Robilotti has nothing to report at this time.

Code Enforcement, Public Health, Welfare & Public Events

Councilman Wojyn has nothing to report at this time.

Public Safety

Councilwoman Krawiec reports:

- Reads Police Activity Report; on file in the Municipal Clerks Office.

Legislative, Insurance & Licenses -

Councilman Sarti is absent; no report at this time.

Public Buildings & Grounds

Councilman Rucker is absent, no report at this time.

Correspondence

Peter Gorbatuk, Municipal Clerk reports:

- Reminder: next Council Meeting on Monday November 25, 2014.
- Since there are no objections to the 2014 meeting dates they will be as is on the Reorganization Meeting.

Public Portion – Agenda Items

Mayor Reynolds opens the floor to the public for discussion limited to agenda items only.

With Mr. Bradbury being in the audience, Mayor Reynolds informs him the parking situation has been addressed by Lt. Cooke to have parking restrictions between Center and Dey removed at this time. If the need arises in the future for a ban on parking within this area, it will be addressed then.

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

Old Business

**BOROUGH OF ENGLISHTOWN
BOND ORDINANCE NO. 2013-09**

PUBLIC HEARING & ADOPTION

**REFUNDING BOND ORDINANCE OF THE BOROUGH OF ENGLISHTOWN,
IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (THE
“BOROUGH”) PROVIDING FOR (i) THE REFUNDING OF CERTAIN
OUTSTANDING GENERAL OBLIGATION REFUNDING BONDS, SERIES 2004
OF THE BOROUGH TO PROVIDE DEBT SERVICE SAVINGS, AND (ii)
AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$1,300,000
AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION
REFUNDING BONDS OF THE BOROUGH TO EFFECT SUCH REFUNDING
AND APPROPRIATING THE PROCEEDS THEREFOR**

WHEREAS, pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the “Local Bond Law”), the Borough of Englishtown, in the County of Monmouth, State of New Jersey (the “Borough”), had previously issued \$1,770,000 aggregate principal amount of General Obligation Refunding Bonds, Series 2004 on October 19, 2004, consisting of \$725,000 General Improvement Refunding Bonds, Series 2004, \$295,000 Sewer Utility Refunding Bonds, Series 2004 and \$750,000 Water Utility Refunding Bonds, Series 2004 (collectively, the “Original Bonds”); and

WHEREAS, \$1,090,000 outstanding Original Bonds maturing in the years 2015 through 2028 (the “Refunded Bonds”) are currently subject to redemption, either in whole or in part, prior to their stated maturity; and

WHEREAS, the Borough Council has determined that the current tax-exempt interest rate environment would enable it to realize debt service savings for the Borough taxpayers by refunding all or a portion of the aforesaid Refunded Bonds through the issuance of its General Obligation Refunding Bonds in an aggregate principal amount not to exceed \$1,300,000 (the “Refunding Bonds”); and

WHEREAS, the Borough Council now desires to adopt this Refunding Bond Ordinance (the “Refunding Bond Ordinance”) authorizing the issuance of the Refunding Bonds in an aggregate principal amount not exceeding \$1,300,000, a portion of the sale proceeds of which shall be used to refund the Refunded Bonds.

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ENGLISHTOWN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

SECTION 1. The refunding of all or a portion of the Refunded Bonds is hereby authorized.

SECTION 2. In order to refund the Refunded Bonds and to pay all related costs associated therewith, the Borough is hereby authorized to issue the Refunding Bonds in an aggregate principal amount not to exceed \$1,300,000, all in accordance with the requirements of N.J.S.A. 40A:2-51 et seq., and appropriate the proceeds of such Refunding Bonds to such purpose described in Section 3 hereof. Such Refunding Bonds shall be designated as “General Obligation Refunding Bonds” with such number of series and series designation as may be necessary to identify such bonds.

SECTION 3. The purpose of the issuance of the Refunding Bonds is to achieve debt service savings by refunding all or a portion of the Refunded Bonds.

SECTION 4. An aggregate amount not exceeding \$60,000 may be allocated from the aggregate principal amount of the Refunding Bonds to pay for items of expense listed and permitted under N.J.S.A. 40A:2-51(b), including, but not limited to, the aggregate allocated costs of issuance thereof, including underwriting, printing, credit enhancement or other insurance, advertising, accounting, financial, legal and other expenses in connection therewith.

SECTION 5. A certified copy of this Refunding Bond Ordinance has been filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs prior to final adoption and enactment hereof.

SECTION 6. The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Borough Clerk and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this Refunding Bond Ordinance and the said bonds and notes authorized by this Refunding Bond Ordinance will be within all debt limitations prescribed by the Local Bond Law.

SECTION 7. The Mayor, the Chief Financial Officer, the Township Clerk and any other Township representative or professional, are each hereby authorized and directed to (i) execute any certificates or documents necessary or desirable in connection with the sale of the Refunding Bonds, including the Bond Purchase Agreement, or the undertaking of the refunding and each are hereby further authorized and directed to deliver same prior to or upon delivery of the Refunding Bonds and the receipt of payment therefor and (ii) perform such other actions as they deem necessary, desirable or convenient, in consultation with bond counsel, in relation to the execution and delivery of thereof.

SECTION 8. This Refunding Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, and upon the consent of the Local Finance Board being endorsed upon said ordinance, as provided by the Local Bond Law.
to law.

Public Hearing

Mayor Reynolds opened the floor to the public for questions or comments on the above titled ordinance.

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

Adoption

A motion to adopt Bond Ordinance No. 2013-09 above titled, was offered by C/Robilotti and seconded by C/Cooke. Passed on the following roll call:

Offered By: C/Robilotti

Seconded By: C/Cooke

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

New Business

**BOROUGH OF ENGLISHTOWN FIRST READING & INTRODUCTION
ORDINANCE NO. 2013-10**

**AN ORDINANCE OF THE BOROUGH OF ENGLISHTOWN
AMENDING AND SUPPLEMENTING CHAPTER 2.121
OF THE CODE OF THE BOROUGH OF ENGLISHTOWN
ENTITLED “VEHICLES & TRAFFIC”**

BE IT ORDAINED by the Mayor and Council of the Borough of Englishtown, County of Monmouth and State of New Jersey, by reason of a stipulation put forth by Monmouth County prior to the issuance of a Certificate of Occupancy for Block 7.01 Lot 1.02, that the following sections of Chapter 2.121 entitled “Vehicles & Traffic” be amended and supplemented:

SECTION 2.121.22 [RENAMED TO] PROHIBITED LEFT TURNS

No person shall make a left turn at any of the locations described below whenever official signs are present prohibiting such turn:

<u>LOCATION</u>	<u>PROHIBITED LEFT TURN</u>
Gordons Corner Rd (CR522)	From Gordons Corner Rd. going east into Village Center Shopping Center Driveway

SECTION 2.121.23 [RENAMED TO] BLOCKING OF DRIVEWAYS PROHIBITED

When signs are erected indicating such; it shall be unlawful for any person to block a driveway within the Borough of Englishtown.

BE IT FURTHER ORDAINED, that the following sections be amended as follows:

SECTION 2.121.04 VIOLATIONS AND PENALTIES

Penalty of not more than fifty dollars be changed to penalty of not less than one hundred dollars (\$100.00) .

SECTION 2.121.07 PARKING PROHIBITED AT ALL TIMES

Add: Harrison Avenue west side from Center Street to a point 300’ south of Pine Street
Change: LaSatta Avenue to Wood Avenue

SECTION 2.121.12 STOP INTERSECTIONS DESIGNATED

Add: Carriage Lane & Carriage Lane – stop sign on Carriage Lane
Oxford Court & Wilson Avenue – stop sign on Oxford Court
Stamford Square & LaSatta Avenue – stop sign on entrance & exit
Remove: Gordons Corner Rd & Wilson Avenue
Change: Harrison Avenue & Pine Street Four Way Stop to Three Way Stop

**SECTION 2.121.24 RESERVED be renamed as follows:
SECTION 2.121.24 LOADING ZONES**

It shall be prohibited to park, stand or stop within a properly marked Loading Zone unless the vehicle is engaged in making deliveries or servicing buildings in the area.

Offered By: C/Robilotti

Seconded By: C/Cooke

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

Nays: None

Abstain: None

Absent: C/Sarti, C/Rucker

Peter Gorbatuk, Municipal Clerk states the Public Hearing and Adoption on Ordinance No. 2013-10 will be held at the November 25, 2013 council meeting.

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2013-143**

**RESOLUTION AWARDING A CONTRACT FOR RECONSTRUCTION OF
CENTER STREET**

WHEREAS, Englishtown Borough has received a grant from the NJDOT Trust Fund in the amount of \$210,000.00 for the project known as Reconstruction of Center Street; and

WHEREAS, the Borough advertised for bids, and received proposals on October 17, 2013 at 11:00 AM, in the Borough's offices, for the Project; and

WHEREAS, Z Brothers Concrete Contractors, Inc. of Sayreville, New Jersey is determined to be the lowest responsible bidder after careful review of all of the bids submitted, with a low bid of \$311,647.92; and

NOW THEREFORE BE IT RESOLVED, that the Borough Council awards a contract to Z Brothers Concrete Contractors, Inc. of Sayreville, New Jersey, in the amount of \$311,647.92, the total bid, for the reconstruction of Center 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 and contract, 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, Z Brothers Concrete Contractors, Inc. and the Borough's Chief Financial Officer.

Offered By: C/Robilotti

Seconded By: C/Wojyn

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2013-144**

**RESOLUTION REQUESTING APPROVAL OF
ITEMS OF REVENUE AND APPROPRIATION
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of The Borough of Englishtown, in the County of Monmouth, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$4,400.00, which is now available from the Drive Sober or Get Pulled Over 2013 Year End Holiday Crackdown Grant in the amount of \$4,400.00.

BE IT FURTHER RESOLVED, that the like sum of \$4,400.00 is hereby appropriated under the caption Drive Sober or Get Pulled Over 2013 Year End Holiday Crackdown Grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from The National Highway Traffic Safety (NHTSA) Section 410 Alcohol Traffic Safety and Drunk Driving Prevention Incentive Grants in the amount of \$4,400.00.

Offered By: C/Robilotti

Seconded By: C/Cooke

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2013-145**

RESOLUTION CANCELING OLD OUTSTANDING CHECKS

WHEREAS, there remains within the current fund checking account old outstanding checks dated in 2012;

NOW THEREFORE BE IT RESOLVED, that the old outstanding checks dated in the year 2012 be canceled and returned to Surplus:

CURRENT CHECKING ACCOUNT – ACCOUNT #1111040036

8.	CHECK #	AMOUNT	DATE OF ISSUE	PAYEE
	11552	\$ 67.25	06/29/12	NJ Labor Law Poster Service
	11658	\$1997.63	09/14/12	Waste Management of NJ

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/Robilotti

Seconded By: C/Cooke

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2013-146**

**RESOLUTION AUTHORIZING REFUND OF PROPERTY TAXES
DUE TO TAX COURT JUDGMENT**

WHEREAS, the Borough of Englishtown Tax Collector has reported an overpayment in taxes for Block 21, Lot 10.01, Block 21, Lot 10.02, and Block 21, Lot 11 that needs to be refunded due to a County Tax Appeal judgment; and

WHEREAS, per Tax Court Judgment Docket No. 008112-2010 \$16,683.98, Docket No. 007145-2011 \$17,212.66, Docket No. 005666-2012 \$20,039.69 an overpayment totaling \$53,936.33 located in the Borough of Englishtown should be refunded.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that in accordance with the request of the Tax Collector, a total refund is hereby authorized in the amount of \$53,936.33 to Blau & Blau, Attorneys at Law, (WEMACS. LLC.) PO Box 50, Springfield, NJ 07081; and

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

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2013-147**

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 \$4,000.00 be made in the 2013 budget as attached.

Current Fund:

From:

Engineering Services OE	\$1,000.00
Planning Board OE	500.00
Solid Waste Collection OE	2,000.00
Municipal Court OE	500.00

To:

Building & Grounds OE
Municipal Court S&W

Reason

\$3,000.00 HVAC problems
1,000.00 Callouts/Overtime

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2013-148**

**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 \$338,423.72 are hereby authorized to be paid on November 13, 2013.
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/Robilotti

Seconded By: C/Krawiec

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

Nays: None

Abstain: None

Absent: C/Sarti, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2013-149**

**RESOLUTION REJECTING PROPOSALS FOR REAL PROPERTY DATA
COLLECTION AND VERIFICATION SERVICES AND AUTHORIZING
MUNICIPAL CLERK TO READVERTISE AND RECEIVE REQUEST FOR
PROPOSALS**

WHEREAS, The Municipal Clerk of the Borough of Englishtown, County of Monmouth, State of New Jersey advertised to receive proposals on October 9, 2013 for Real Property Data Collection and Verification Services, at which time no proposals were received; and

WHEREAS, The Municipal Clerk re-advertised to receive proposals for Real Property Data Collection and Verification Services on November 13, 2013; and

WHEREAS, the Borough received two (2) proposals for the project; and

WHEREAS, it is the Borough Attorney's recommendation that all proposals be rejected at this time and the project be re-advertised for the following reason:

- Bid specifications need to be amended.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey, that all proposals received for the Real Property Data Collection and Verification Services Project are hereby rejected and the Municipal Clerk is hereby authorized to re-advertise for this project.

BE IT FURTHER RESOLVED, the project will be re-advertised in the November 18, 2013 issue of the Asbury Park Press and proposals will be received by the Municipal Clerk on December 4, 2013 at 10:00 a.m.

Offered By: C/Robilotti

Seconded By: C/Wojyn

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

Nays: None

Abstain: None

Absent: C/Sarti, C/Rucker

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.

Kathy Bien 7 Main Street presents two notices she would like on the Borough Website one for Santa at the American Legion on Sunday December 15th 10:00 am – Noon. Also there will be Artists and their work on display and for sale at the Village Inn December 7th from 6:00 PM until 10:00 PM, December 14th from 6:00 PM until 10:00 PM, and Sunday December 15th from 1:00 PM until 5:00 PM. She will get specifics on both to the Clerk's office.

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.

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 5 of N.J.S.A. 10:4-12b is required to discuss French property.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the public be excluded from this portion of the public meeting convened on the 13th day of November, 2013 pursuant to Sections 5 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/Robilotti

Seconded By: C/Cooke

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

Nays: None

Abstain: None

Absent: C/Sarti, C/Rucker

The time being 7:22 P.M.

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

The time being 7:30 P.M.

At this time Mayor Reynolds adds the following resolution to tonight's agenda.

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2013-150**

EXCUSING GOVERNING BODY MEMBER FROM COUNCIL MEETING

WHEREAS, the Mayor and Council wishes to maintain a high level of attendance by members of the Governing Body at Council meetings; and

WHEREAS, Councilman Rudolph Rucker has been stricken with an illness that prohibited him from attending Council Meeting of November 13, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, County of Monmouth, hereby excuse C/Rudolph Rucker from attending the Council Meeting of November 13, 2013.

Offered By: C/Cooke

Seconded By: C/Wojyn

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

Nays: None

Abstain: None

Absent: C/Sarti, C/Rucker

Adjournment

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

The time being 7:32 P.M.

November 25, 2013
Approved by Governing Body

Municipal Clerk