

**\*\* WORKSHOP AGENDA \*\***  
**January 22, 2014**  
**6:30 P.M.**

**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
  - Women's History Month
  - Personnel Policy Implementation
  - OEM Coordinator Back up
3. Adjournment

The meeting was called to order by Mayor Reynolds at 6:32 P.M.

Roll Call: Present: C/Krawiec, C/Robilotti, C/Sarti,  
Absent: \*C/Cooke (arrives at 6:35), C/Rucker, C/Wojyn

Also present, Christine Robbins, Deputy Municipal Clerk.

**Discussion Items:**

**Women's History Month:**

C/Krawiec states that March is Women's History month and she feels it would be nice to honor a woman in our community with a proclamation. Mayor and Council are in favor. Honoree recommendations will be discussed at the next meeting.

**Personnel Policy Implementation:**

C/Krawiec states our new personnel policy was adopted at the reorganization meeting and suggests a personnel meeting be held to discuss the new revisions with the employees. Mayor and Council are in favor. Deputy Clerk to discuss with BA Finger and a personnel meeting will be scheduled.

**OEM Coordinator Back up :**

The Police Commission and Lieutenant Cooke feel it would be beneficial to appoint a Deputy Emergency Management Coordinator for the municipality. Jonathan Arburg, Queens Way resident, has expressed an interest in the position and is found to be a qualified applicant. Mayor and Council are in favor. Resolution to appoint Jonathan Arburg as Deputy OEM Coordinator will be added to tonight's agenda. C/Krawiec to speak to Lt. Cooke to see if enough money has been budgeted for a Class B uniform for the deputy.

**Adjournment**

There being no further business a motion to adjourn the workshop was offered by C/Robilotti, seconded by C/Sarti. Passed unanimously. The time being 6:40 P.M.

**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 January Radon Action Month
5. Approval of Minutes
  - December 16, 2013
  - December 16, 2013 Executive Session
  - Reorganization Meeting – January 2, 2014
  - Reorganization Meeting – January 2, 2014 Executive Session
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. Old Business:
  - A. Resolution No. 2014-006 – Tabled at January 2<sup>nd</sup> Meeting  
Appointment of Emergency Management Coordinator
10. New Business:
  - A. Resolution No. 2014-045  
Authorization of Services - Annual Computer Software Maintenance
  - B. Resolution No. 2014-046  
Authorizing Refund of Tax Sale Certificate & Refund of Premium Paid at Tax Sale
  - C. Resolution No. 2014-047  
Authorizing Refund of Tax Sale Certificate & Refund of Premium Paid at Tax Sale
  - D. Resolution No. 2014-048  
Appropriation Reserve Transfer

- E. Resolution No. 2014-049  
Authorizing Signing of Professional Contracts
  
  - F. Resolution No. 2014-050  
Authorizing BA/CFO & Municipal Clerk to Advertise and Receive Bids for Sanford Park Tree Planting Project under the CSIP Grant Tree Planting Program
  
  - G. Resolution No. 2014-051  
Authorizing Execution of Contract for the Reconstruction of Center Street Project Funded by NJ DOT Trust Fund
  
  - H. Resolution No. 2014-052  
Authorizing Payment of Borough Bills
  
  - I. Resolution No. 2014-053  
2014 Temporary Operating Budget
- 
- 11. 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.
  
  - 12. Executive Session
  
  - 13. Adjournment

The meeting was called to order by Mayor Reynolds at 6:40 P.M.

Roll Call: Present: C/Cooke, C/Krawiec, C/Robilotti, C/Sarti  
Absent: C/Rucker, \* C/Wojyn (arrives at 6:41)

Also present, Christine Robbins, Deputy Municipal Clerk.

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.

**Approval of Minutes –**

There being no corrections, deletions or additions, a motion to approve the December 16, 2013 meeting minutes was offered by C/Robilotti and seconded by C/Krawiec. Passed on the following roll call:

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

There being no corrections, deletions or additions, a motion to approve the December 16, 2013 Executive Session minutes was offered by C/Robilotti and seconded by C/Krawiec. Passed on the following roll call:

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

There being no corrections, deletions or additions, a motion to approve the January 2, 2014 Reorganization meeting minutes was offered by C/Robilotti and seconded by C/Krawiec. Passed on the following roll call:

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

There being no corrections, deletions or additions, a motion to approve the January 2, 2014 Reorganization meeting executive session minutes was offered by C/Robilotti and seconded by C/Krawiec. Passed on the following roll call:

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

**Committee Reports**

**Administration, Finance & Personnel**

Councilwoman Cooke reports:

- Addresses a problem that council members are not coming in a timely manner to sign requisitions; leading to irate vendors, supplies not being delivered on time and late fees. Suggests BA Finger sign all requisitions and council only sign purchase orders. Mayor and Council are in favor. Going forward BA Finger will sign all requisitions, other than purchases over \$2625 which will continue to be approved by resolution by Mayor and Council.

**Public Utilities**

Councilwoman Robilotti has nothing to report this evening.

**Code Enforcement, Public Health, Welfare & Public Events**

Councilman Wojyn reports:

- Thanks DPW for their great work with the roads during the snowstorm.

**Public Safety**

Councilwoman Krawiec reports:

- Reads aloud letter of commendation for Officers Marino & Santiago, received from a local resident Mrs. Rogers, thanking them for their courteous, caring and helpful manner in which they assisted her when she became lost. A copy of the commendation and letter has been placed in their personnel file.
- Reads aloud December and 2013 annual Police activity report; on file in the Municipal Clerks Office for review.
- Reads aloud OEM report regarding the recent winter storm. On file in the Municipal Clerk's Office for review.
- As acting mayor, worked with OEM Coordinator and BA Finger re: the closing of Borough Hall during the January 21<sup>st</sup> snowstorm. Borough employees were sent home at 1pm. A state of emergency was declared by the governor at 1500 hours and Borough Hall remained closed on January 22<sup>nd</sup>.

**Legislative, Insurance & Licenses -**

Councilman Sarti has nothing to report this evening.

**Public Buildings & Grounds**

Councilman Rucker is absent; no report this evening

**Correspondence**

Christine Robbins, Deputy Municipal Clerk reports:

- Informs Mayor and Council of the Public Official's Risk Management Seminar. This is an opportunity to receive \$250 credit per Official that attends towards our Municipalities 2014 MEL Assessment. Will email new dates and online course information once received.

**Public Portion – Agenda Items**

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

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

**Old Business**

Resolution No. 2014-006 was tabled at the January 2, 2014 Reorganization Mtg. Motion made by C/Krawiec and seconded by C/Sarti to remove from table.  
Passed unanimously.

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-006**

**APPOINTMENT OF EMERGENCY MANAGEMENT COORDINATOR**

**WHEREAS**, the Mayor and Council of the Borough of Englishtown are knowledgeable that there is a need for the appointment of an Emergency Management Coordinator for the Municipality.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Englishtown that Peter S. Cooke, Jr. Englishtown, N.J. 07726, is hereby appointed Emergency Management Coordinator for the Borough of Englishtown effective January 2, 2014 for a term of three (3) years.

**BE IT FURTHER RESOLVED** that a certified true copy of this Resolution be forwarded to Peter S. Cooke, Jr., Borough Chief Financial Officer, and the Monmouth County Office of Emergency Management.

Offered By: C/Krawiec

Seconded By: C/Sarti

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

Nays: None

Abstain: C/Cooke

Absent: C/Rucker

**New Business**

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-045**

**AUTHORIZATION OF SERVICES**

**WHEREAS**, the Borough of Englishtown Council requires that purchases and services over \$2625.00 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:

Annual Software Maintenance for Finance, Tax Collection,  
Water/Sewer Utility & Clerk's Dept..... \$9,299.00

Services From:

Edmunds & Associates  
301-A Tilton Road  
Northfield, N.J. 08225

**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.

Offered By: C/Robilotti

Seconded By: C/Wojyn

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-046**

**AUTHORIZING REFUND OF TAX SALE CERTIFICATE  
& REFUND OF PREMIUM PAID AT TAX SALE**

**WHEREAS**, the Borough of Englishtown Tax Collector has reported that the following Tax Sale Certificate has been sold to Tower/Cust Ebury Fund I NJ, LLC, P.O. Box 37695 Baltimore, MD 21297:

Tax Sale Certificate No. 13-00004  
Block 6, Lot 8  
13 Wilson Avenue  
in the amount of \$5,253.96

**WHEREAS**, U.S. Bank Cust. for Pro Cap II, LLC, also paid \$19,000.00 as a premium to obtain Tax Sale Certificate; and

**WHEREAS**, the above-mentioned certificate has been voided by the tax collector and the holder is also entitled to a refund of the premium paid to obtain said certificate for a total refund amount of \$24,253.96.

**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 \$24,253.96 to Tower/Cust Ebury Fund I NJ, LLC, P.O. Box 37695 Baltimore, MD 21297.

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

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-047**

**AUTHORIZING REFUND OF TAX SALE CERTIFICATE  
& REFUND OF PREMIUM PAID AT TAX SALE**

**WHEREAS**, the Borough of Englishtown Tax Collector has reported that the following Tax Sale Certificate has been sold to U.S. Bank Cust. for Pro Cap II, LLC, 50 S 16<sup>th</sup> Street Suite 1950, Philadelphia, PA 19102:

Tax Sale Certificate No. 13-00001  
Block 2, Lot 20.17  
17 Carriage Lane  
in the amount of \$4,702.49

**WHEREAS**, U.S. Bank Cust. for Pro Cap II, LLC, also paid \$15,100.00 as a premium to obtain Tax Sale Certificate; and

**WHEREAS**, the above-mentioned certificate has been voided by the tax collector and the holder is also entitled to a refund of the premium paid to obtain said certificate for a total refund amount of \$19,802.49.

**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 \$19,802.49 to U.S. Bank Cust. for Pro Cap II, LLC, 50 S 16<sup>th</sup> Street Suite 1950, Philadelphia, PA 19102.

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

Offered By: C/Robilotti

Seconded By: C/Wojyn

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-048**

**APPROPRIATION RESERVE TRANSFER**

**WHEREAS**, N.J.S.A.40A:59 provides for appropriation transfers during the first three months of any fiscal year when the amount of any appropriation reserve for the immediately preceding fiscal year insufficient to pay the claims authorized or incurred during said preceding year which were chargeable to said appropriation, and there is excess in any appropriation reserves over and above the amount deemed to be necessary to fulfill its 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 \$6,354.00 (Six Thousand Three Hundred Fifty Four Dollars) be made in the 2013 budget.

**Current Fund:**

<b>From:</b>	Engineering Other Expense	\$2,984.00	
	Solid Waste Other Expense	3,000.00	
<b>To:</b>	Public Employee Retirement System	\$1,865.00	Employer Retro
	Police & Fire Retirement System	4,119.00	Employer Retro

**Water Operating Fund:**

<b>From:</b>	Water Salary & Wages	\$ 300.00	
<b>To:</b>	Public Employee Retirement System	\$ 300.00	Employer Retro

**Sewer Operating Fund:**

<b>From:</b>	Sewer Salary & Wages	\$ 70.00	
<b>To:</b>	Public Employee Retirement System	\$ 70.00	Employer Retro

Offered By: C/Robilotti

Seconded By: C/Sarti

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-049**

**AUTHORIZING SIGNING OF PROFESSIONAL CONTRACTS**

**WHEREAS**, professional contracts have been submitted to the Municipal Clerk of the Borough of Englishtown and forwarded to the Borough Attorney for review; and

**WHEREAS**, the Municipal Attorney has reviewed said contracts and has found them to be in compliance with statutory requirements; and

**WHEREAS**, the members of Council hereby approve the following contracts.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Englishtown, County of Monmouth, State of New Jersey, hereby authorizes the Mayor and Borough Clerk to execute the contracts for professional services for:

Bond Counsel	John M. Cantalupo of Archer & Greiner
Prosecutor	Richard Kelly
Auditor	Robert W. Allison of Holman, Frenia, Allison P.A.
Engineer	Thomas J. Herits of Maser Consulting
Attorney	Joseph Youssouf, Esquire

Offered By: C/Robilotti

Seconded By: C/Wojyn

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-050**

**RESOLUTION AUTHORIZING THE BA/CFO AND MUNICIPAL CLERK  
TO ADVERTISE AND RECEIVE BIDS  
FOR SANFORD PARK TREE PLANTING PROJECT UNDER THE  
CSIP GRANT TREE PLANTING PROGRAM**

**WHEREAS**, the Borough of Englishtown desires to advertise and receive bids for tree plantings in Sanford Park under the Community Stewardship Incentive Program (CSIP); and

**WHEREAS**, the project goal is to replace the 67 hazardous trees that were removed from Sanford Park in 2010 with 75 new, native, non-invasive trees in accordance with the tree planting specifications and bid documents prepared by William Brash, Jr., Certified Tree Expert; and

**WHEREAS**, grant costs will cover the tree purchase and planting according to the CSIP specifications and the contract administration and inspection costs for the Certified Tree Expert (CTE).

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that the Borough Administrator/CFO and the Borough Clerk are hereby authorized to advertise and receive

bids for the Sanford Park Tree Planting Project under the CSIP Grant Tree Planting Program.

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-051**

**RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT  
FOR THE RECONSTRUCTION OF CENTER STREET  
FUNDED BY THE NEW JERSEY  
DEPARTMENT OF TRANSPORTATION (NJDOT) TRUST FUND**

**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 of Sayreville, N.J. was awarded the contract in accordance with their bid per Resolution No. 2013-143 adopted on November 13, 2013.

**NOW THEREFORE BE IT RESOLVED**, that the Mayor is authorized to execute a contract with Z Brothers of Sayreville, New Jersey, in the amount of \$311,647.92 the total of the base bid, for the Reconstruction of Center Street in a form consistent with the language of the bid proposal.

**BE IT FURTHER RESOLVED**, that the contract was conditioned upon the Borough Attorney's review and approval of the contract document, NJDOT approval and certification by the Borough's Chief Financial Officer of the availability of funds for this project, which has all been found satisfactory.

**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 and the Borough's Chief Financial Officer.

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-052**

**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 \$587,035.50 are hereby authorized to be paid on January 22, 2014.
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/Sarti

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

Nays: None

Abstain: None

Absent: C/Rucker

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-053**

**2014 TEMPORARY OPERATING BUDGET**

**WHEREAS**, Section 40A:4-19 of the revised Statutes of the State of New Jersey provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2014 Municipal Budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

**WHEREAS**, the Director of the Division of Local Government Services authorized in Local Finance Notice 2013-25 dated December 24, 2013 that the Governing Body may, by resolution, adopt by March 14, 2014 to increase it's temporary budget by 1/12<sup>th</sup>; and

**WHEREAS**, the total appropriations in the 2013 Municipal Budget, exclusive of any appropriations made for interest and debt redemption charges, Capital Improvement Fund, Public Assistance, is \$2,810,765.89 and

**WHEREAS**, 1/12<sup>th</sup> of the total appropriations in the 2013 Municipal Budget, exclusive of any appropriations made for interest and debt redemption charges, Capital Improvement Fund, Public Assistance, in said 2013 Municipal Budget is \$234,229.68; and

**WHEREAS**, the 2014 temporary operating budget was adopted by Resolution Number 2014-018, adopted on January 2, 2014 in the amount of \$737,825.00;

**NOW, THEREFORE BE IT RESOLVED**, that the total 2014 temporary operating budget be increased to the amount of \$972,053.00 and attached appropriations be made.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be transmitted to the Chief Financial Officer for her records.

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

Nays: None

Abstain: None

Absent: 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.

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.

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

### **BOROUGH OF ENGLISHTOWN RESOLUTION NO. 2014-054**

#### **APPOINTMENT OF DEPUTY EMERGENCY MANAGEMENT COORDINATOR**

**WHEREAS**, the Police Commission and the Lieutenant of the Englishtown Police Department of the Borough of Englishtown feel it would be beneficial to appoint a Deputy Emergency Management Coordinator for the Municipality; and

**WHEREAS**, Jonathan Arnburg, resident of Englishtown has expressed interest in the position and is found to be a qualified applicant.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Englishtown that Jonathan Arnburg, Englishtown, N.J. 07726, is hereby appointed Deputy Emergency Management Coordinator for the Borough of Englishtown effective January 2, 2014 for a term of three (3) years.

**BE IT FURTHER RESOLVED** that Jonathan Arnburg shall serve without benefit or remuneration.

**BE IT FURTHER RESOLVED** that a certified true copy of this Resolution be forwarded to Jonathan Arnburg, Peter S. Cooke, Jr., Borough Chief Financial Officer, and the Monmouth County Office of Emergency Management.

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2014-055**

**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 the Reorganization Meeting of January 22, 2014.

**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 Reorganization Meeting of January 22, 2014.

Offered By: C/Wojyn

Seconded By: C/Sarti

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

**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 Sections 8 of N.J.S.A. 10:4-12b is required to discuss attorney performance.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** that the public be excluded from this portion of the public meeting convened on the 22<sup>nd</sup> day of January, 2014 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/Robilotti

Seconded By: C/Sarti

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

Nays: None

Abstain: None

Absent: C/Rucker

The time being 7:09 P.M.

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

The time being 7:14 P.M.

### **Adjournment**

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

The time being 7:15 P.M.

February 26, 2014  
Approved by Governing Body

Christine Robbins  
Deputy Municipal Clerk