

September 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
 - 2014 Best Practices Inventory Checklist
 - Proposed Ordinance – Chapter 2.68 “Disorderly Conduct” Amendment
 - Manalapan Englishtown Drug Alliance
 - Natural Gas Fracking Resolution
 - Health Benefits
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, C/Wojyn
Absent: C/Cooke, C/Rucker

Also present, Peter Gorbatuk, Municipal Clerk, Laurie Finger, CFO/BA, and Joseph Youssouf, Borough Attorney.

Discussion Items

2014 Best Practices Inventory Checklist:

B/A Finger reviews the Best Practices Inventory Checklist items of which a no answer was given. After discussion, changes will be made in 2015 for four questions. We are still in the 100% range for funding.

Proposed Ordinance – Chapter 2.68 “Disorderly Conduct”

Lt. Cooke would like the present “Disorderly Conduct” ordinance to be updated, specifically mentioning Urinating and Defecating in Public along with penalties. Mayor and Council are in favor and will be on the agenda for the October Meeting.

Manalapan Englishtown Drug Alliance

Mayor Reynolds expresses how he would always like to have Englishtown representation at the Manalapan – Englishtown Drug Alliance meetings. Presently Mayor Reynolds, C/Robilotti have been attending. C/Krawiec is interested and will help out.

Natural Gas Fracking Resolution

Brief discussion by Mayor and Council and they would like more information regarding Fracking. Clerk to investigate this and will be discussed further at the October Council Meeting.

Health Benefits

C/Sarti updates council that a meeting was scheduled with Cindy Lisa of Danskin for earlier today to discuss the HIF increases; however this meeting had to be cancelled and will be rescheduled. We are also exploring the State Health Benefits Program for other options. There is a mandatory 90 day cancellation notification required to HIF should we decide to pursue State Health Benefits. Mayor and Council instruct the Clerk to send out correspondence to HIF alerting them that the Borough may not be renewing coverage for 2015.

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 7:10 P.M.

September 22, 2014

**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. Approval of Minutes
 - August 27, 2014
 - August 27, 2014 Executive Session
5. Committee Reports
6. Municipal Clerk's Report and Correspondence
7. 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.
8. Old Business:
 - A. Ordinance No. 2014-05 – Public Hearing & Adoption
Amending & Supplementing Chapter 2.126 (Water) of the Code of the Borough of Englishtown
 - B. Ordinance No. 2014-06- Public Hearing & Adoption
Amending & Supplementing Chapter 2.106 (Sewers) of the Code of the Borough of Englishtown
9. New Business:
 - A. Resolution No. 2014-150
Approval to submit grant application and execute a grant contract with the NJ DOT for the Hospitality Way Reconstruction Project
 - B. Resolution No. 2014-151
Approval to submit grant application and execute a grant contract with the NJ DOT for the Carriage Lane Reconstruction Project

- C. Resolution No. 2014-152
Approval to submit grant application and execute a grant contract with the NJ DOT for the Reconstruction of Curbing & Sidewalk on Railroad/Conover Street and Park Avenue with Crosswalks Project
 - D. Resolution No. 2014-153
Requesting Approval of Items of Revenue & Appropriation Drive Sober or Get Pulled Over 2014 Grant
 - E. Resolution No. 2014-154
Authorizing Street Closure on Weamaconk Drive for Resident Block Party
 - F. Resolution No. 2014-155
Authorizing Payment of Borough Bills
 - G. Resolution No. 2014-156
Authorizing Purchases – DPW – 2014 Ford F250 Truck with Plow
 - H. Resolution No. 2014-157
Authorizing Refund of Tax Sale Certificate
 - I. Resolution No. 2014-158
Conditional Offer of Employment for Public Works Part Time Laborer Position
- 10. Tax Collectors Report – August 2014
 - 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 7:10 P.M.

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

Also present, Peter Gorbatuk, Municipal Clerk, Laurie Finger, CFO/BA 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.

Approval of Minutes –

There being no corrections, deletions or additions, a motion to approve the August 27, 2014 meeting minutes was offered by C/Sarti and seconded by C/Krawiec. Passed on the following roll call:

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

There being no corrections, deletions or additions, a motion to approve the August 27, 2014 executive session minutes was offered by C/Sarti and seconded by C/Krawiec. Passed on the following roll call:

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

Committee Reports

Administration, Finance & Personnel

No report this evening.

Public Utilities

Councilwoman Robilotti reports:

- Hydrant flushing will be the week of November 3rd.
- Recently passed water rates will be reflected in the next quarter water billings.
- Gordon's Corner Water Company petitioned and received a price increase which will affect the Borough's purchase price for the water we purchase from them.
- Complete report is on file in the Clerk's office for the public to view.

Code Enforcement, Public Health, Welfare & Public Events

Councilman Wojyn reports:

- 911 Remembrance Ceremony was held at the Fire House. A very big thank you goes out to our First Responders and to Elaina Horton and Samantha Wojyn for singing the National Anthem.
- Shade Tree Commission met this month. I will be attending the Shade Tree Conference with Wayne Krawiec and Eric Mann on October 24-25 in Cherry Hill.

- The restrooms at Sanford Park are still closed due to a broken faucet and a broken fan. This issue is being addressed.
- The Fire Department has offered to assume the responsibility of the organization of the future 911 Remembrance Day Ceremonies which will continue to be held at the Fire House.

Public Safety

Councilwoman Krawiec reports:

- Reads August Police Activity report. On file in the Municipal Clerk's office.
- Reads Proclamation: "Putting The Brakes On Fatalities Day" which is October 10th

Legislative, Insurance & Licenses

Councilman Sarti reports:

- HIF and/or State Health Benefits for 2015 decision still pending. Clerk to send letter to HIF to advise we may not renew for January 2015 and we are exploring our options.

Public Buildings & Grounds

No report this evening.

Municipal Clerk's Report and Correspondence

Peter Gorbatuk, Municipal Clerk reports:

- The monthly budget report was sent to Mayor and Council via e-mail on September 9, 2014 by CFO Laurie Finger. This report is on file in the Municipal Clerks Office for Public Review.
- FLU Clinic will be held in the Municipal Building on October 28th from 1:30 – 2:30.
- Received a letter from Freeholder Thomas Arnone requesting Mayor Reynolds, or representation from the Borough to attend the 2014 Communications' Shared Services Summit on October 2, 2014 at the Monmouth County's 911 Communication Center, 2500 Kozloski Road, Freehold. Mayor Reynolds will attend.
- B/A Finger mentions the League of Municipalities Convention being held November 18, 19, 20th if any Council Member is attending to please let her know as time is running out to register.
- B/A Finger informs Council of the new e-mail provider and gives them a handout explaining the sign on procedure. C/Wojyn volunteered to help anyone who comes across any problems.

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/Krawiec. Passed unanimously.

Old Business

**BOROUGH OF ENGLISHTOWN
ORDINANCE NO. 2014-05**

PUBLIC HEARING & ADOPTION

**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:

\$2,823.00 (two thousand, eight hundred and twenty-three dollars) per E.D.U.

2. Section 2.126.11 (Rates, Payments and Billings)

D. Minimum charge.

(1) Minimum charge for the first chargeable unit by meter size per quarter for the first ten thousand (10,000) gallons of water:

- (a) Five-eighths-inch (5/8”) meter and three fourths-inch (3/4”) meter: Fifty dollars (\$50.00)
- (b) One-inch meter: ninety dollars (\$90.00).
- (c) One-and-one-half-inch meter: Two hundred thirty five dollars (\$235.00)
- (d) Two-inch meter: Three hundred seventy-five (\$375.00)

The annual water rates effective with the October 2014 billing shall be as follows

| Meter Size | Rate Effective October 2014 | Rate Effective October 2015 | Rate Effective October 2016 |
|---------------|-----------------------------|-----------------------------|-----------------------------|
| 5/8” and 3/4” | \$ 60.00 | \$ 62.50 | \$ 65.00 |
| 1” | \$105.00 | \$110.00 | \$115.00 |
| 1 1/2” | \$280.00 | \$290.00 | \$300.00 |
| 2” | \$450.00 | \$465.00 | \$480.00 |

(e) Larger than two (2) inches: by contract.

- (2) The fixed minimum charge defined in the above table is per quarter, for each unit receiving a supply of water from the Borough water system. Each such unit is hereby defined as being each separate store, each separate apartment, each separate office, each separate dwelling, each separate living accommodation and each separate premises used for a single and separate purpose.
- (3) In addition to the minimum charge as provided, for all water drawn above the minimum used (excess), there shall be charged quarterly the following rates:
 - (a) Over ten thousand (10,000) gallons: five dollars and fifty-two cents (\$5.52) per thousand.

The excess water charges effective with the October 2014 billing shall be as follows:

| Year 2014 | Year 2015 | Year 2016 |
|-----------|-----------|-----------|
| \$5.70 | \$5.85 | \$6.00 |

- (4) The measurement of water used by a reading of the meter shall be to the nearest one thousand (1,000) gallons.

Section 2. Severability.

Inconsistent Ordinances Repealed. All ordinances or parts thereof or resolutions inconsistent with the provisions of this ordinance are hereby repealed to the extent of their inconsistency.

Section 4. When Effective. This ordinance shall take effect after final approval and publication according to law.

Offered By: C/Robilotti

Seconded By: C/Wojyn

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

Nays: None

Absent: C/Cooke, C/Rucker

Abstain: None

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/Krawiec. Passed unanimously.

Adoption

A motion to adopt Ordinance No. 2014-05 above titled, was offered by C/Robilotti and seconded by C/Wojyn. Passed on the following roll call:

Offered By: C/Robilotti

Seconded By: C/Wojyn

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

**BOROUGH OF ENGLISHTOWN PUBLIC HEARING & ADOPTION
ORDINANCE NO. 2014-06**

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 2.106 (SEWERS) 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 2.106 be amended and supplemented as follows:

1. Article I – Installation and Use, Section 2.106.2 (Connection of Future Structures), Subsection B of the “Code of the Borough of Englishtown, New Jersey” is hereby amended and supplemented to read as follows:

B. The owner of every residential house, building and/or structure hereafter constructed, modified or improved in the Borough of Englishtown, which may be occupied or used by human beings, shall, if connection with the sewer system of the Borough of Englishtown is made on or after September 23, 2014, be charged a connection fee of \$900.00 (nine hundred dollars).

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

3. This ordinance shall take effect upon final adoption and publication pursuant 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/Krawiec. Passed unanimously.

Adoption

A motion to adopt Bond Ordinance No. 2014-06 above titled, was offered by C/Robilotti and seconded by C/Krawiec. Passed on the following roll call:

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

Nays: None

Absent: C/Cooke, C/Rucker

Abstain: None

New Business

BOROUGH OF ENGLISHTOWN

RESOLUTION NO. 2014-150

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE HOSPITALITY WAY RECONSTRUCTION PROJECT

NOW, THEREFORE, BE IT RESOLVED that Council of Englishtown Borough formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2015-Hospitality Way Reconstruction-00158 to the New Jersey Department of Transportation on behalf of Englishtown Borough.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Englishtown Borough and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Offered by: C/Robilotti

Seconded by: C/Krawiec

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

Nays: None

Abstain: None

Absent: C/Cooke, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2014-151**

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT
CONTRACT WITH THE NEW JERSEY DEPARTMENT OF
TRANSPORTATION FOR THE CARRIAGE LANE RECONSTRUCTION
PROJECT**

NOW, THEREFORE, BE IT RESOLVED that Council of Englishtown Borough formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2015-Carriage Lane Reconstruction-00159 to the New Jersey Department of Transportation on behalf of Englishtown Borough.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Englishtown Borough and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Offered by: C/Robilotti

Seconded by: C/Sarti

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

Nays: None

Abstain: None

Absent: C/Cooke, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2014-152**

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT
CONTRACT WITH THE NEW JERSEY DEPARTMENT OF
TRANSPORTATION FOR THE RECONSTRUCTION OF CURBING AND
SIDEWALKS ON RAILROAD/CONOVER STREET AND PARK AVENUE
WITH CROSSWALKS PROJECT**

NOW, THEREFORE, BE IT RESOLVED that Council of Englishtown Borough formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2015-Reconstruction of Curbing and Sidew-00022 to the New Jersey Department of Transportation on behalf of Englishtown Borough.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Englishtown Borough and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Offered by: C/Robilotti

Seconded by: C/Wojyn

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

Nays: None

Abstain: None

Absent: C/Cooke, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2014-153**

**RESOLUTION REQUESTING APPROVAL OF
ITEMS OF REVENUE AND APPROPRIATION
NJSA 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 2014 in the sum of \$600.00, which is now available from the Drive Sober or Get Pulled Over 2014 Statewide Labor Day Crackdown Grant in the amount of \$600.00.

BE IT FURTHER RESOLVED, that the like sum of \$600.00 is hereby appropriated under the caption Drive Sober or Get Pulled Over 2014 Statewide Labor Day 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 \$600.00.

Offered By: C/Krawiec

Seconded By: C/Robilotti

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2014-154**

**AUTHORIZING STREET CLOSURE ON WEAMAONK DRIVE
FOR RESIDENT BLOCK PARTY**

WHEREAS, a request was made by April Kuebler to hold a block party on Saturday, October 25, 2014 (rain date – Sat. November 1, 2014) from 2 pm to 8:30pm on Weamaonk Drive; and

WHEREAS, a petition signed by all residents of Weamaonk Drive expressing their interest in favor of the block party was received by the Municipal Clerk on September 19, 2014; and

WHEREAS, the Police Department, Fire Department and the Department of Public Works have been notified and have given their approval providing one side of the street must remain clear in order for emergency vehicles to have access if needed; and

WHEREAS, the residents of Weamaonk Drive are responsible for the removal of all litter, debris or other materials from the street which are attributed from the block party; and

WHEREAS, a hold harmless and indemnification agreement has been signed by April Kuebler on September 19, 2014 on behalf of the Weamaonk Drive residents, agreeing to hold harmless and indemnify Englishtown against any claims which may arise in connection with the use of Borough property for the Weamaonk Drive block party.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Englishtown that a road closure on Weamaonk Drive is hereby authorized on Saturday, October 25, 2014 from 2pm and 8:30pm for said block party.

BE IT FUTHER RESOLVED, that a true certified copy of this resolution be given to the Police Department, Fire Department, Department of Public Works, and the applicant.

Offered By: C/Krawiec

Seconded By: C/Robilotti

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2014-155**

**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 \$578,830.43 are hereby authorized to be paid on September 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/Krawiec

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

Nays: None

Abstain: None

Absent: C/Cooke, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2014-156**

AUTHORIZATION OF PURCHASES

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:

DPW Dept. 2014 Ford F250 Truck with Plow..... \$30,871.69

Purchases From:

Chas. S. Winner, Inc.
DBA Winner Ford
250 Berlin Road
Cherry Hill, N.J. 08034

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/Krawiec

Seconded By: C/Robilotti

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

Nays: None

Abstain: None

Absent: C/Cooke, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2014-157**

AUTHORIZING REFUND OF TAX SALE CERTIFICATE

WHEREAS, the Borough of Englishtown Tax Collector has reported that the following Tax Sale Certificate has been sold to US Bank Cust/Crestar Capital LLC:

Tax Sale Certificate No. 11-00001
Block 13, Lot 18
20 Tennent Avenue
in the amount of \$22,330.84

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 \$22,330.84 to US Bank Cust/Crestar Capital LLC 2 Liberty Place 50 S. 16th 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.

8.

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

Nays: None

Abstain: None

Absent: C/Cooke, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2014-158**

**CONDITIONAL OFFER OF EMPLOYMENT FOR PUBLIC WORKS
PART TIME LABORER**

WHEREAS, it is the recommendation of Business Administrator Laurie Finger and Public Works Supervisor Dan Megill to make a conditional offer of employment to Theodore A. Gibson of Monroe Twp. for the position of Public Works Part Time Laborer for the Borough of Englishtown; and

WHEREAS, that the following appointment is conditional upon the successful passing of a background check and fingerprinting; and

WHEREAS, the date of hire shall be determined by Administrator Laurie Finger and Public Works Supervisor Dan Megill and the salary shall be at the rate of \$10.00 per hour.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown that Administrator Laurie Finger and PublicWorks Supervisor Dan Megill are authorized to offer a conditional offer of employment to Theodore A. Gibson for the position of Public Works Part Time Laborer and the following appointment is conditional upon fingerprinting and successfully passing a background check.

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

Tax Collector's Report –

August 2014

| | |
|---------------------------|---------------------|
| 2014 Taxes | \$931,954.50 |
| Interest | \$380.00 |
| <u>Duplicate Bill Fee</u> | <u>10.00</u> |
| Net Receipts | \$932,344.50 |

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.

Harold Burrows 38 Tennent Avenue would like to compliment the Police for an incident that occurred when an officer had a vehicle turn around and pick up a cup that was tossed from his vehicle.

Would also like to know why the Council would pass a Resolution for our Part Time DPW worker leaving his employment back in August? Mayor Reynolds explains it is a checks and balances procedure and an audit requirement.

Lt. Cooke advises everyone to prepare for extra heavy traffic September 27th and 28th due to the Swap Meet at Raceway Park. A Nixel message was sent out by the department.

Also this weekend is the National Take Back Day for expired, unused or unwanted prescription medication from 10:00 – 2:00 PM. at the Police Dept.

Lt. Cooke explains the 2014 Labor Day Drive Sober or Get Pulled Over Campaign was 100% federally funded to select departments and was very successful.

Lt. Cooke advised the New Jersey Division of Highway Traffic Safety would like us to participate in the Put the Brakes on Fatalities Day through press release, advertising on the web page, bulletin board and a proclamation declaring October 10, 2014 “Put the Brakes on Fatalities Day”, which was read earlier by C/Krawiec.

There being no further questions or comments, a motion to close the public portion was offered by C/Robilotti and seconded by C/Krawiec. 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 or 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 7 of N.J.S.A. 10:4-12b is required to discuss, Lindsey – OPRA and MacInnes litigation.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the public be excluded from this portion of the public meeting convened on the 22nd day of September, 2014 pursuant to Section 7 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/Sarti

Seconded By: C/Robilotti

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

Nays: None

Abstain: None

Absent: C/Cooke, C/Rucker

The time being 7:42 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/Krawiec. Passed unanimously.

The time being 8:05 P.M.

Adjournment

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

The time being 8:05 P.M.

October 22, 2014

Approved by Governing Body

Peter Gorbatuk, R.M.C.
Municipal Clerk