

**** WORKSHOP AGENDA ****

March 25, 2015

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
 - N.J. Supreme Court Decision on COAH
 - Proposed Ordinance – Knox Box
3. Adjournment

The meeting was called to order by Mayor Reynolds at 6:35 P.M.

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

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

Discussion Items:

N.J. Supreme Court Decision on COAH:

Attorney Youssef informed Mayor and Council that the New Jersey Supreme Court will now be making the determination of certifying or re-certifying municipalities based upon their fair share needs. Attorney Youssef has been in contact with Marsha Shiffman of Maser Consulting who explained if the Borough would like to move forward under the new COAH regulations we would need to update our housing plan in conjunction with filing a declaratory judgement action. Attorney Youssef advised that the compliance cost could be as high as \$20,000. He will be attending a COAH information meeting on April 15th and will further update Mayor and Council at the April 22nd meeting.

Proposed Ordinance – Knox Box: Proposed Knox Box Ordinance has been approved by the Fire Commissioners and has been forwarded to the Fire Marshall for approval. C/Sarti mentions this is a safe and successful procedure. Introduction of the Ordinance will be scheduled for the April 22nd meeting.

Lake Weamaconk Dam (Spillway): A sample agreement has been received from the County which will be reviewed by Attorney Youssef.

Bridge MN-34: This County Bridge is located in Manalapan and is expected to be closed in late spring due to a replacement project. The location is at the Englishtown Flea Market and could affect traffic in Englishtown. Presently awaiting dates from Monmouth County for a meeting to take place with Manalapan, Englishtown and Monmouth County officials regarding detour traffic patterns.

Three Party County Road Exchange: Attorney Youssouf to review sample agreement received from Monmouth County. This agreement is for the various roadway and intersection improvements the County will be performing on CR/527-Park Avenue, CR527A-Conover Street located in Englishtown.

Thompson Property 68 Main Street: Mr. Thompson appealed to Judge Quinn and was given an extension until April 1 to hire an Engineer to submit a proposal on work to be done and obtain proper permits.

Adjournment

There being no further business a motion to adjourn the workshop was offered by C/Krawiec, seconded by C/Cooke. Passed unanimously. The time being 7:12 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. Women's History Month Celebration – Honoring Joyce Stipple
5. Approval of Minutes
 - February 25, 2015
 - February 25, 2015 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. Ordinance No. 2015-01 – Public Hearing & Adoption
Amending Chapter 2.55 Entitled “Animal Control Regulations”
10. New Business:
 - A. Ordinance No. 2015-02 – First Reading & Introduction
Establishing Limits for Employee Salaries
 - B. Ordinance No. 2015-03 – First Reading & Introduction
Ordinance to Exceed Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A: 4-45.14)
 - C. Ordinance No. 2015-04- First Reading & Introduction
Amending Chapter 2.112 Entitled “Streets & Sidewalks” Adding Article III Entitled “Snow and Ice Removal to Qualified Private Communities”
 - D. Resolution No. 2015-064
Authorizing Signing of Professional Contracts

- E. Resolution No. 2015-065
Granting Approval for Raffle Application RA 2015-01 – BHS
- F. Resolution No. 2015-066
Authorizing Monmouth County Mosquito Control Division to
Conduct Aerial Mosquito Control Operations within the Borough
- G. Resolution No. 2015-067
Emergency Temporary Appropriation
- H. Resolution No. 2015-068
Appropriation Reserve Transfer
- I. Resolution No. 2015-069
Introduction of 2015 Municipal Budget
- J. Resolution No. 2015-070
Requesting DCA to Review 2015 Municipal Budget
- K. Resolution No. 2015-071
Authorization of Purchases
Water Plant - Calcium Hypochlorite Briquettes
- L. Resolution No. 2015-072
Authorization of Services – 17 Main St. Soil Remediation
- M. Resolution No. 2015-073
Adopting Monmouth County Multi-Jurisdictional Hazard
Mitigation Plan as the Official Plan of the Borough of Englishtown
- N. Resolution No. 2015-074
Authorizing Participation in Intra-County Mutual Aid and
Assistance Agreements with Participating Units in the County of
Monmouth
- O. Resolution No. 2015-075
Authorizing Mayor to Sign Hazard Mitigation Grant Agreement
for the DPW and Water Plant Generator Project
- P. Resolution No. 2015-076
Authorizing Payment of Borough Bills
- Q. Resolution No. 2015-077
Supporting, Recognizing and Honoring the Service of Law
Enforcement Officers

11. Tax Collector's Report – February 2015
12. 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.
13. Executive Session
14. Adjournment

The meeting was called to order by Mayor Reynolds at 7:13 P.M.

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

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

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.

Women's History Month Celebration – Honoring Joyce Stipple

C/Krawiec reads a Proclamation in recognition of Joyce Stipple and presents her with her proclamation and flowers. Joyce receives a long applause with a standing ovation for her many contributions to Englishtown.

Mayor Reynolds calls for a brief recess at 7:22 p.m. to celebrate Joyce Stipple. Coffee and cake are served to the public in attendance.

Meeting called back to order at 7:45 p.m.

Approval of Minutes –

There being no further corrections, deletions or additions, a motion to approve the February 25, 2015 meeting minutes was offered by C/Krawiec and seconded by C/Sarti. Passed on the following roll call:

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

Left out of executive session minutes – to include that we are still pursuing the ticket issued to Lindsey.

There being no further corrections, deletions or additions, a motion to approve the February 25, 2015 Executive Session minutes was offered by C/Krawiec and seconded by C/Sarti. Passed on the following roll call:

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

Committee Reports

Administration, Finance & Personnel

Councilwoman Cooke reports:

- Informs Mayor and Council in the absence of the Municipal Clerk, there isn't a second notary in the office. The initial cost would be \$125.00 for a 5 year term. The renewal amount is \$40.00 for another 5 year term, this includes stamp and taking an oath at the County Clerk's office. Per Laurie Finger, B/A, this expense has not been included in the 2015 budget and will need to wait until November to see if funds are available.
- A survey was conducted by New Jersey Family Magazine of the "Best Towns for Families in New Jersey". Englishtown was ranked number 17 in the State of New Jersey and ranked number 1 in Monmouth County!

Public Utilities - Councilwoman Robilotti is absent this evening; no report.

Code Enforcement, Public Health, Welfare & Public Events

Councilman Wojyn reports:

- The Annual Easter Egg Hunt will be held on March 28th at 12:00 p.m. in Sanford Park. The rain date will be April 4th.

Public Safety

Councilwoman Krawiec reports:

- Reads aloud the police activity report for January and February. On file in the Municipal Clerk's office for public review.
- Police Department was able to obtain a Hummer vehicle through government surplus with no cost to the Borough. This can aid in emergency situations that can arise with flooding, snowstorms etc. Officer Costagliola is responsible for this addition to the Police Department.
- Click It or Ticket will be enforced in the month of May through a grant which has been applied for.
- The Police budget is on the mark due to limited overtime.
- Englishtown Office of Emergency Management project regarding the natural gas generator that will power the Water Department and the Department of Public Works building will be starting soon. The funding is from the \$100,000 grant obtained by the Borough.

Legislative, Insurance & Licenses

Councilman Sarti reports:

- Raffle License application has been received from the Battleground Society and will be on the agenda this evening.

Public Buildings & Grounds - Councilman Rucker is absent this evening; no report.

Correspondence:

Peter Gorbatuk, Municipal Clerk reports:

- The February Budget report was sent to the Mayor and Council on March 2nd the original is on file in the Clerk's office.
- A reminder the 2015 Elected Officials training can be completed on-line. Instructions have been passed out for your convenience.
- Made in Monmouth Day will be April 11th Saturday from 10:00 AM to 4:00 PM at the MAC Arena on the campus of Monmouth University. This is open to the public and free of charge. Food donations will be collected at the door for the Monmouth / Ocean County Food Bank.
- Pre –construction meeting for Pine Street is to be held on Monday March 30th at 11:00 a.m. in the Municipal Building.

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/Cooke and seconded by C/Sarti. Passed unanimously.

Old Business

**BOROUGH OF ENGLISHTOWN
ORDINANCE NO. 2015-01**

PUBLIC HEARING & ADOPTION

**ORDINANCE OF THE BOROUGH OF ENGLISHTOWN
AMENDING AND SUPPLEMENTING CHAPTER 2.55
OF THE CODE OF THE BOROUGH OF ENGLISHTOWN
ENTITLED "ANIMAL CONTROL REGULATIONS"**

BE IT ORDAINED by the Governing Body of the Borough of Englishtown, in the County of Monmouth, State of New Jersey as follows:

ARTICLE I

Section 2.55.02(F) is hereby amended to read as follows:

- (F) The annual license fee for each neutered/spayed animal is Fourteen Dollars (\$14.00); for each non-neutered/non-spayed animal the annual license fee is Seventeen Dollars (\$17.00). Persons failing to obtain the required license within the time period specified in this section shall be subject to a fine of Twenty-Five Dollars (\$25.00). If the offense continues unabated for an additional period of thirty (30) days an additional fine in the amount of Twenty-Five Dollars (\$25.00) shall be levied. Additional fines in said amount shall be imposed for each thirty-day (30) period that the pet animal remains unlicensed.

Section 2.55.02(H) is hereby added as follows:

- (H) A late fee of five dollars (\$5.00) will be imposed on all licenses issued after August 15th and thereafter.

ARTICLE II

All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of the inconsistency. If any section, subsection, clause, phrase or portion of this Ordinance is, for any reason, held to be invalid or unconstitutional by a Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

ARTICLE III

This Ordinance shall become effective immediately upon passage and publication according 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/Cooke and seconded by C/Sarti. Passed unanimously.

Adoption

A motion to adopt Ordinance No. 2015-01 above titled, was offered by C/Cooke and seconded by C/Wojyn. Passed on the following roll call:

Offered By: C/Cooke

Seconded By: C/Wojyn

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

New Business

**BOROUGH OF ENGLISHTOWN FIRST READING & INTRODUCTION
ORDINANCE NO. 2015-02**

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

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

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

<u>POSITION</u>	<u>SALARIES</u>	
	<u>MINIMUM</u>	<u>MAXIMUM</u>
VIOLATIONS CLERK	\$8.00 per hr.	\$14.00 per hr.
SHADE TREE COMMISSION SECRETARY	\$500.00	\$2,000.00
MUNICIPAL PROSECUTOR	\$300.00 per session	\$600.00 per session
MUNICIPAL PUBLIC DEFENDER	\$200.00 per session	\$500.00 per session

Section II: Salaries shall be set forth by Resolution of Mayor and Council within the aforementioned salary guidelines.

Section III: Payment of salaries shall be in equal semi-monthly or other installments as the Mayor and Council may from time to time resolve.

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

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

Offered by: C/Sarti

Seconded by: C/Krawiec

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

Peter Gorbatuk, Municipal Clerk states the public hearing & adoption will be held at the April 22, 2015 council meeting.

**BOROUGH OF ENGLISHTOWN FIRST READING AND INTRODUCTION
ORDINANCE NO. 2015-03**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1, et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Borough of Englishtown in the County of Monmouth find it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determine that a 3.5% increase in the budget for said year, amounting to \$59,857.00 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Mayor and Council hereby determine that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Englishtown, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Borough of Englishtown shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$59,857.00 and that the CY 2015 municipal budget for the Borough of Englishtown be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance as introduced be filed with the Director of the Division of Local Government Services within five (5) days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five (5) days after such adoption.

This ordinance amendment shall take effect upon final passage and after publication as required by law.

Offered By: C/Krawiec

Seconded By: C/Cooke

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

Peter Gorbatuk, Municipal Clerk states the public hearing & adoption will be held at the April 22, 2015 council meeting.

**BOROUGH OF ENGLISHTOWN FIRST READING & INTRODUCTION
ORDINANCE NO. 2015-04**

**ORDINANCE OF THE BOROUGH OF ENGLISHTOWN
AMENDING AND SUPPLEMENTING CHAPTER 2.112
OF THE CODE OF THE BOROUGH OF ENGLISHTOWN
ENTITLED "STREETS AND SIDEWALKS"**

WHEREAS, pursuant to N.J.S.A. 40:67-23.3, the governing body of every municipality shall reimburse a qualified private community (QPC) for removal of snow and ice from the road and streets, or provide the following services within a qualified private community (QPC) in the same fashion as the municipality provides these services on public roads and streets; and

WHEREAS, the governing body of the Borough of Englishtown wishes to utilize the reimbursement procedure for snow and ice removal within a QPA and establish reimbursement guidelines.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Englishtown that Chapter 2.112 of the Code of the Borough of Englishtown entitled "Streets and Sidewalks" is hereby amended as follows:

- I. There shall be a new Article III of Chapter 2.112 entitled "Snow and Ice Removal Reimbursement to Qualified Private Communities"
- II. The following new sections shall be added to Chapter 2.112:

ARTICLE III
SNOW AND ICE REMOVAL REIMBURSEMENT
TO QUALIFIED PRIVATE COMMUNITIES

2.112.35 Definitions

As used in this section:

Qualified private community (QPC) - shall mean a residential condominium, cooperative, fee simple community or horizontal property regime, comprised of a community trust, trust device, condominium association, or association of homeowners wherein the cost of snow removal within the community is paid for by a not for profit entity consisting exclusively of unit owners within the community, as defined and applied under N.J.S.A. 40:67-23.2.

Roadway within a qualified private community development – shall mean an undedicated paved surface used to carry motor vehicle traffic within the community, but shall not include areas used exclusively for parking.

2.112.36 Reimbursement for Snow and Ice Removal

Any qualified private community within the Borough shall be entitled to reimbursement for the cost of removal of ice and snow on roadways within the community pursuant to the formula established in section 2.112.38.

2.112.37 Reimbursement Procedure

- A. In accordance with N.J.S.A. 40:67-23.5, The Borough of Englishtown shall enter into a written agreement with each QPC annually for snow and ice removal reimbursement in an amount not to exceed the cost that would be incurred by the municipality in providing these services directly.
- B. The Borough shall make a single payment to each QPC by July 1st of each year for reimbursement of ice and snow removal costs incurred by the QPC during the preceding twelve (12) month period. The amount of reimbursement will be calculated in accordance with the formula established in section 2.112.38.

- C. The reimbursement payments will be made to the homeowners' association or other legal representative established under the bylaws of the QPC.

2.112.38 Reimbursement Formula

The maximum amount to be reimbursed to the QPC shall be the actual cost to the QPC for providing ice and snow removal during the applicable twelve (12) month period, but shall not exceed the per-mile reimbursement calculation established below.

The per-mile reimbursement calculation shall be established each year by the Borough Administrator by taking the total amount expended by the Borough for the plowing, salting and sanding of public streets during the applicable twelve (12) month period, and dividing that amount by the number of miles of public streets within the Borough. The Borough shall then reimburse the QPC on a per-mile basis for each mile, or fraction thereof, of roadway within the community.

2.112.39 Provision of Data

By June 1st of each year, each QPC shall provide to the Borough Administrator an accounting of the actual costs incurred by the QPC for the removal of snow and ice during the applicable period. The QPC shall make available to the Borough Administrator all invoices, vouchers and payment slips pertaining to ice and snow removal upon request by the Borough Administrator. Any QPC which fails to submit the required data in a timely fashion shall not receive the reimbursement payment until the following year.

The Borough Administrator/C.F.O. shall submit the per-mile calculation to the Borough for distribution to each QPC at the time of the reimbursement process.

2.112.40 Limitation of Responsibility

The Borough shall not be responsible for the performance of any snow or ice removal activity on roadways located within QPCs, but shall only be responsible to reimburse the QPCs for the costs thereof in the manner consistent with this section.

BE IT FURTHER ORDAINED THAT all ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of the inconsistency. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

BE IT FURTHER ORDAINED THAT this Ordinance shall take effect upon passage and publication in accordance with applicable law.

Offered By: C/Sarti

Seconded By: C/Krawiec

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

Peter Gorbatuk, Municipal Clerk states the public hearing & adoption will be held at the April 22, 2015 council meeting.

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-064**

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
Auditor	Robert W. Allison of Holman, Frenia, Allison P.A.
Engineer	Thomas J. Herits of Maser Consulting
Attorney	Joseph Youssouf, Esquire

Offered By: C/Krawiec

Seconded By: C/Wojyn

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-065**

**RESOLUTION OF THE MAYOR AND GOVERNING BODY
GRANTING APPROVAL FOR RAFFLE APPLICATION NO. RA 2015-01**

WHEREAS, the Battleground Historical Society has applied to the Governing Body of the Borough of Englishtown for a raffle license for November 20, 2015; and

WHEREAS, the Battleground Historical Society 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 Battleground Historical Society is a qualified applicant and the members of the Battleground Historical Society 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 Battleground Historical Society will not make payment for the conducting of the game or assisting therein, except to the extent allowed by law; and

WHEREAS, The Battleground Historical Society 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. RA2014-02 for the Battleground Historical Society 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 RA2015-01 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. RA2015-01 has been forwarded to the Legalized Games of Chance Control Commission with no objections received, Raffle License No. RA2015-01 may be issued to the Battleground Historical Society and copies of said license shall be distributed to the Licensee, the Municipal Clerk, and the Borough of Englishtown Police Dept.

Offered By: C/Krawiec

Seconded By: C/Cooke

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

Nays: None

Abstain: None

Absent: C/Robilotti, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-066**

**AUTHORIZING THE COUNTY OF MONMOUTH MOSQUITO CONTROL DIVISION
TO CONDUCT AERIAL MOSQUITO CONTROL OPERATIONS WITHIN THE
BOROUGH OF ENGLISHTOWN**

WHEREAS, the Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitoes within the county; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance , water management, biological control, and chemical control to exterminate the mosquito population within the county of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated “congested area”, the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Borough of Englishtown is designated as a “congested area” by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW, THEREFORE, BE IT FURTHER RESOLVED as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:
 - a. The County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies; and
 - b. Such operations will be performed in compliance with applicable Federal and State regulations; and
 - c. The County will notify the police department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

Offered By: C/Krawiec

Seconded By: C/Cooke

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-067**

EMERGENCY TEMPORARY APPROPRIATIONS

WHEREAS, an emergent condition has arisen with respect to the need for various operating expenses prior to the adoption of the 2015 Budget and no adequate provision has been made in the 2015 temporary budget for the aforesaid purposes, and

WHEREAS, N.J.S.A.40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose; and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2015 pursuant to the provisions of Chapter 96, P.L.1951 (N.J.S.A.40A:4-20) including this resolution total \$389,845.00

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Englishtown, in the County of Monmouth, State of New Jersey, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A-20:

1. Emergency temporary appropriations be and the same is hereby made in the amount of \$389,845.00 as per attached sheet.
2. Said emergency temporary appropriations will be provided for in the 2015 budgets.
3. That one certified copy of this resolution be filed with the Director, Division of Local Government Services.

Offered By: C/Cooke

Seconded By: C/Krawiec

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

Nays: None

Abstain: None

Absent: C/Robilotti, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-068**

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 \$4,250.00 (Four Thousand Two Hundred Fifty Dollars) be made in the 2014 budget.

Current Fund:

From:	Police S&W	\$1,000.00	
	Solid Waste Collection OE	1,750.00	
	Utilities-Street Lighting	1,500.00	
To:	Police Other Expense	1,000.00	IT Services
	Snow Removal OE	2,500.00	Materials
	Building & Grounds OE	750.00	Building Mtce

Offered By: C/Krawiec

Seconded By: C/Cooke

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

**BOROUGH OF ENGLISHTOWN
 RESOLUTION NO. 2015-069**

**RESOLUTION INTRODUCING THE MUNICIPAL BUDGET
 OF THE BOROUGH OF ENGLISHTOWN, COUNTY OF MONMOUTH,
 FOR FISCAL YEAR 2015,
 WITH STATEMENTS OF REVENUES AND APPROPRIATIONS
 WHICH SHALL CONSTITUTE THE LOCAL BUDGET FOR THE YEAR 2015**

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal budget for the year 2015.

BE IT FURTHER RESOLVED, that the said budget be published in The Asbury Park Press in the issue of April 6, 2015.

The Governing Body of the Borough of Englishtown does hereby approve the following as the budget for the year 2015:

1. Appropriation within "Caps"
 Municipal purposes (Item H-1, Sheet 19)
 (N.J.S. 40a:4-45.2) \$ 1,798,635.00

2. Appropriations excluded from "Caps"
 Municipal purposes (Item H-2, Sheet 28)
 (N.J.S. 40a:4-45.3 as amended) \$ 486,200.20

Total general appropriations excluded from "Caps" (Item 0, Sheet 29)	\$ 486,200.20
3. Reserve for uncollected taxes (Item M, sheet 29) - based on estimated 98.215% of tax collections	\$ 101,402.72
4. Total general appropriations (Item 9, Sheet 29)	\$ 2,386,237.92
5. Less: Anticipated revenues other than current property tax (Item 5, Sheet 11) (i.e. surplus, misc. revenues and receipts from delinquent taxes)	\$ 970,558.20
6. Difference: Amount to be raised by taxes for support of Municipal Budget (As Follows)	
A. Local tax for Municipal purposes including reserve for uncollected taxes (Item 6 (A), Sheet 11)	\$1,415,679.72

Notice is hereby given that the Budget and Tax Resolution is approved by the Mayor and Council of the Borough of Englishtown, County of Monmouth on March 25, 2015.

A hearing on the Budget and Tax Resolution will be held at 15 Main Street, Englishtown, NJ 07726 on April 22, 2015 at 7:00 p.m. at which time and place objections to said Budget and Tax Resolution for the year may be presented by taxpayers or other interested persons.

Offered By: C/Krawiec

Seconded By: C/Cooke

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

Nays: None

Abstain: None

Absent: C/Robilotti, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-070**

**RESOLUTION OF THE BOROUGH OF ENGLISHTOWN
REQUESTING DCA TO REVIEW 2015 MUNICIPAL BUDGET**

WHEREAS, the Borough of Englishtown is eligible for local self-examination of the 2015 Municipal Budget; and

WHEREAS, the Mayor and Council of the Borough of Englishtown in the County of Monmouth conducted an accelerated tax sale in 2014; and

WHEREAS, the Mayor and Council of the Borough of Englishtown in the County of Monmouth plans to conduct another accelerated tax sale in 2015 which then disqualifies the municipality for self-examination of the 2015 Municipal Budget in accordance with N.J.A.C. 5:30-7.5;

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Englishtown hereby requests the State of New Jersey, Division of Local Government Services to review its 2015 Municipal Budget.

Offered By: C/Krawiec

Seconded By: C/Sarti

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-071**

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:

Water Plant – Calcium Hypochlorite Briquettes \$2,857.44

Services From:

G.P. Jager & Associates, Inc.
143 Miller Road
Kinnelon, N.J. 07405

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 is approved for the purchase or order.

Offered By: C/Krawiec

Seconded By: C/Cooke

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-072**

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:

17 Main Street Soil Remediation \$64,000.00

Services From:

Maser Consulting P.A.
331 Newman Springs Road
Suite 203
Red Bank, N.J. 07701

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 is approved for the purchase or order.

Offered By: C/Cooke

Seconded By: C/Krawiec

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-073**

**ADOPTION OF THE MONMOUTH COUNTY MULTI-JURISDICTIONAL
HAZARD MITIGATION PLAN AS THE OFFICIAL PLAN
OF THE BOROUGH OF ENGLISHTOWN**

WHEREAS the **Borough of Englishtown, NJ**, has experienced natural hazards that result in public safety hazards and damage to private and public property; and

WHEREAS the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk; and

WHEREAS the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan; and

WHEREAS a *Hazard Mitigation Plan* has been developed by the Mitigation Planning Committee; and

WHEREAS the *Hazard Mitigation Plan* includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property; and

WHEREAS the draft plan was provided to each participating jurisdiction and was posted on the County Office of Emergency Management's website so as to introduce the planning concept and to solicit questions and comments; and to present the Plan and request comments, as required by law, and

NOW THEREFORE BE IT RESOLVED by the **Mayor and Council** of the **Borough of Englishtown**:

1. The Monmouth County Multi-Jurisdictional *Hazard Mitigation Plan*, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on March 16, 2015 by the Monmouth County Office of Emergency Management is hereby adopted as an official plan of the **Borough of Englishtown**; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. The **Borough of Englishtown** departments identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the **Borough of Englishtown**, and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Monmouth County Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date as agreed upon by all stakeholders.

Offered By: C/Krawiec

Seconded By: C/Cooke

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-074**

**RESOLUTION AUTHORIZING THE BOROUGH OF ENGLISHTOWN
TO PARTICIPATE IN INTRA-COUNTY MUTUAL AID AND ASSISTANCE
AGREEMENTS WITH PARTICIPATING UNITS
IN THE COUNTY OF MONMOUTH**

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et. Seq., (“Act”) provides that any local governmental unit may enter into a contract with any other local governmental unit to provide or receive any service that each local unit is empowered to provide or receive within its own jurisdiction; and

WHEREAS, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies, police, emergency medical service, fire departments, fire companies, or EMS organizations and fire departments situated in fire districts operated by a Board of Fire Commissioners, are permitted pursuant to N.J.S.A. 40A: 14-26 and 40A: 14-156.1; and

WHEREAS, the President in Homeland Security Directive (HSPD-5), directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (“NIMS”), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, “The New Jersey Civilian Defense and Disaster Control Act” App.A9-33 et. seq., provides for the health, safety and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency; and

WHEREAS, The Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the “Fire Service Resource Emergency Deployment Act,” N.J.A.C. 52:14E-11 et. seq., commonly referred to as the “Fire Service Resource Emergency Deployment Regulations” N.J.A.C. 5:75A et. seq.; and

WHEREAS, the Mayor and Council of the Borough of Englishtown deem it to be in the best interests of the Borough of Englishtown to enter into Mutual Aid and Assistance Agreements with governmental entities throughout Monmouth County and all of their departments, authorities, boards, commissions and other functions under the auspices of each participating governmental entity including but not limited to, law enforcement, public works, emergency medical services, emergency management, human services, hazardous materials response units technical or special operations teams,

Community Emergency Response Team (“CERT”) members, Medical Reserve Corps (“MRC”) members or other volunteers and other jurisdictions defined “local governments” in the Homeland Security Act of 2002; and

WHEREAS, N.J.S.A. 40A: 14-26 AND 156.1 et seq. has authorized interjurisdictional mutual aid; and

WHEREAS, the Mayor and Council of the Borough of Englishtown and the Participating Units recognize the benefit of entering into an Agreement for mutual aid and assistance with each other to protect against loss, damage or destruction by fire, civil unrest, hazardous material, major criminal or emergency events, natural and man-made disaster or catastrophe and to address those situations when additional aid and assistance is needed to protect the best interests of the persons and property of each individual jurisdiction.

NOW, THEREFORE, BE IT RESOLVED that the Intra-County Mutual Aid and Assistance Agreements between the Borough of Englishtown and Participating Units be and are hereby accepted.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are authorized to execute the Intra-County Mutual Aid and Assistance Agreements once they have been authorized and executed by each Participating Unit.

BE IT FURTHER RESOLVED that the Municipal Clerk shall forward a certified true copy of this resolution to the Monmouth County Sheriff; Office of Emergency Management Coordinator; and the Borough Administrator and Borough OEM Coordinator.

Offered By: C/Krawiec

Seconded By: C/Sarti

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

Nays: None

Abstain: None

Absent: C/Robilotti, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-075**

**AUTHORIZING MAYOR TO SIGN HAZARD MITIGATION GRANT
FOR THE DPW GENERATOR PROJECT**

WHEREAS, the Borough of Englishtown has been approved to receive a grant for the New Jersey Office of Emergency Management Hazard Mitigation Grant Program project number FEMA-DR-4086-NJ-174 for the Water Treatment Plant and Department of Public Works Infrastructure Program Generator Project; and

WHEREAS, funding has been available in an amount not to exceed the total project cost of \$131,852.00, with a Federal share of \$97,500 and the non-Federal share of \$34,352.00; funding mechanism provided for in Borough of Englishtown Bond Ordinance No. 2014-04 adopted on August 27, 2014.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Englishtown, County of Monmouth, State of New Jersey, hereby authorizes the Mayor to execute the contract with the State of New Jersey, Office of Emergency Management for project number FEMA-DR-4086-NJ-174 for the Water Treatment Plant and Department of Public Works Infrastructure Program Generator Project.

Offered By: C/Krawiec

Seconded By: C/Cooke

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

Nays: None

Abstain: None

Absent: C/Robilotti, C/Rucker

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-076**

**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 \$576,155.55 are hereby authorized to be paid on March 25, 2015.
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/Krawiec

Seconded By: C/Cooke

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

Nays: None

Abstain: None

Absent: C/Robilotti, C/Rucker

C/Krawiec reads aloud the following Resolution

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-077**

**RESOLUTION SUPPORTING, RECOGNIZING AND HONORING THE
SERVICES OF LAW ENFORCEMENT OFFICERS**

WHEREAS, recent events throughout our nation have demonstrated reckless disregard for the lives and safety of law enforcement officers by many; and

WHEREAS, from combating terror and staking out criminals, to patrolling our streets and highways, law enforcement officers maintain stability in our communities, resulting in a more secure nation; and

WHEREAS, law enforcement officers in this state and throughout the nation are routinely called upon to serve and protect their fellow citizens by responding to horrendous events and acting heroically to save the lives of others; and

WHEREAS, it is incumbent upon public officials and the law abiding public to proactively support our law enforcement officers, who regularly face threats of violence and danger and routinely put their lives in jeopardy to defend others, potentially resulting in injury, disability, or even death in an effort to keep our neighborhoods safe, enforce the rule of law, protect our property, and to respond in times of crisis.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Englishtown declare their support and solidarity with the men and women who serve as law enforcement officers for their distinctive service and dedicated efforts, earning our highest respect and deepest gratitude, which must be recognized and honored for their selfless and heroic service and invaluable contributions to upholding justice, enforcing the rule of law, and protecting the innocent in the Borough of Englishtown, County of Monmouth, State of New Jersey and in this nation.

BE IT FURTHER RESOLVED that the Clerk forward a certified true copy of this resolution to the Governor of the State of New Jersey, the Clerk of the Board of Chosen Freeholders and all the Monmouth County Legislative Delegation.

Offered By: C/Krawiec

Seconded By: C/Sarti

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

Nays: None

Abstain: None

Absent: C/Robilotti, C/Rucker

Tax Collector's Report –**February 2015**

2015 Taxes	895,392.59
Outside Lien Redemption	46,541.82
<u>Interest</u>	<u>212.24</u>
Net Receipts	\$942,146.65

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.

Lt. Cooke thanks Mayor and Council for their support of Resolution 2015-077 Supporting, Recognizing and Honoring the Services of Law Enforcement Officers.

Also is concerned about requirements of reporting to the Borough of existing and new group homes in Englishtown. Mayor Reynolds says the Municipal Clerk will look into any reporting requirements.

There being no questions or comments, a motion to close the public portion was offered by C/Sarti 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 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 MacInnes litigation.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the public be excluded from this portion of the public meeting convened on the 25th day of March, 2015 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/Cooke

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

Nays: None

Abstain: None

Absent: C/Robilotti, C/Rucker

The time being 8:26 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/Cooke. Passed unanimously.

The time being 8:43 P.M.

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2015-078**

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, Councilwoman Cindy Robilotti and Councilman Rudy Rucker were ill, which prohibited them from attending the March 25, 2015 council meeting.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, County of Monmouth, hereby excuse C/Cindy Robilotti and C/Rudolph Rucker from attending the Meeting of March 25, 2015.

Offered By: C/Sarti

Seconded By: C/Wojyn

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

Nays: C/Krawiec

Abstain: None

Absent: C/Robilotti, 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 8:44 P.M.

April 22, 2015

Approved by Governing Body

Municipal Clerk