

February 22, 2017

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:
 - Review of 2017 Municipal Budget
3. Adjournment

The meeting was called to order by Mayor Reynolds at 6:30 P.M.

Roll Call: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn
Absent: C/Robilotti

Discussion Items:

- **Review of 2017 Municipal Budget by CFO Laurie Finger:**

CFO Finger presented the 2017 Municipal Budget to Council with the following memo for discussion:

The 2017 Municipal Budget Complies with the LEVY CAP & APPROPRIATION CAP.

<u>Notes:</u> <u>2017 penny</u> = \$24,280.93	<u>2016 penny</u> = \$24,053.79
<u>2017 surplus balance</u> = \$106,090.70	<u>2016 surplus balance</u> = \$47,067.45
Available Surplus \$411,090.70	Available Surplus \$317,299.36
Utilized \$305,000	Utilized \$258,000

Reason for increase in Surplus: 2015 Budget (Appropriation Reserves) \$24,000
Municipal Court Revenues \$70,000

The Value of the Penny increased \$227.14

Analysis of Tax Levy CAP:

Tax Levy Cap Bank is balanced.

Total Allowable Tax Levy CAP = \$1,542,331
2017 Budget Tax Levy CAP is \$1,509,032

Amount left in 2017 Levy CAP Bank is \$33,299 available for banking (2018-2020)
Amount in 2015 Levy CAP Bank available to use in 2017-2018 is \$23,710 (not using any in 2017)

Revenues

- Increase in Surplus Anticipated \$47,000
 - Increase in Court Revenue \$ 4,000
 - Increase in Cell Tower Lease Revenue \$ 4,340
 - Decrease – Not allocating Utility Revenue (\$32,500)
 - Decrease in General Capital Surplus* (\$ 5,000)
- *canceled capital ordinances (available to offset debt service \$175,445)

Expenditures

Included in this budget are Increases of :

- 2% Salary \$ 6,300
- Contractual Salaries \$16,130
- Health Waivers \$ 2,500
- Solid Waste & Recycling \$13,800
- Pension \$24,500 PFRS & PERS & DCRP

Included in this budget are decreases of:

- Health Insurance \$14,000
- Municipal Court S&W \$ 9,600
- Utilities \$ 2,000
- CIF Appropriation/Unfunded \$ 5,000
- Debt Service \$ 3,050
- Unanticipated Grants \$ 8,023
- Various debts \$ 5,651

Most Department Budgets either remained the same or had a reduction.
Please refer to the attached budget spreadsheets for detail and explanations.

This Budget represents an increase in spending by \$15,906 and an increase of revenue by \$16,020. Total overall budget increase of \$31,926.

Amount to be Raised by Taxation is \$1,509,032.02 divided by \$24,280.93
(value of penny) equals a **TAX RATE INCREASE of 0 cents**

The ESTIMATED total 2017 Tax Rate assumes a 3.5% increase for County and School Taxes.

The only Capital Improvement Project listed in the General Capital Budget is the purchase a Dump Truck for DPW.

The Water Department generated a small amount of surplus in 2016. With increased spending, water rates will need to be looked at later in the year. A rate increase may be necessary for budget year 2018.

The Sewer Department generated surplus in 2016 and there are sufficient funds to operate the department. CFO Finger stated that in 2018, the sewer department will be debt free.

Mayor and Council were pleased with the budget presentation and instructed CFO Finger to prepare a ZERO cent increase budget for introduction on March 22nd.

Adjournment

There being no further business a motion to adjourn the workshop was offered by C/Krawiec, Seconded by C/Marter. Passed unanimously. The time being 7.00 P.M.

**** WORKSHOP AGENDA ****

AMENDED AGENDA

February 22, 2017

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
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 - Review of 2017 Municipal Budget
3. Adjournment

**** AGENDA ****

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

1. Meeting Called to Order and Roll Call
2. Statement of Compliance with Sunshine Law
3. Moment of Silence and Salute to the Flag
4. Approval of Minutes
January 25, 2017 Meeting
5. Committee Reports
6. 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. New Business:
 - A. Resolution No. 2017-056
Authorizing the County of Monmouth Mosquito Control Division to Conduct Aerial Mosquito Control Operations Within the Borough of Englishtown.

 - B. Resolution No. 2017-057
Awarding a Contract for Reconstruction of Carriage Lane

 - C. Resolution No. 2017-058
Authorizing Signing of Professional Contracts

 - D. Resolution No. 2017-059
Authorizing Borough Employees to Carry Over Remaining Vacation Time to the Year 2017

 - E. Resolution No. 2017-060
Authorizing Borough Employees to Bank Remaining 2016 Sick Leave Time

 - F. Resolution No. 2017-061
Authorizing the Payment of Borough Bills

 - AMENDED AGENDA ADDED RESOLUTIONS***

 - G. Resolution No. 2017-062
Authorizing Refund of Tax Sale Certificate & Refund of Premium Paid at Tax Sale.

 - H. Resolution No. 2017-063
Authorization of Services

 - I. Resolution No. 2017-064
Appointment of Municipal Court Violations Clerk

9. Tax Collector's Report – February 2017

10. Public Portion
Limited to Five (5) Minutes per citizen to be determined at Borough Council's discretion. Any and all situations regarding Borough Personnel, when names are implied or mentioned, are to be brought to the full attention of the Council through an appointment and subsequent disclosure through the Personnel Committee.
11. Executive Session
12. Adjournment

The meeting was called to order by Mayor Reynolds at 7:01 P.M.

Roll Call: Present: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn
Absent: C/Robilotti

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

Approval of Minutes –

There being no corrections, deletions or additions, a motion to approve the January 25, 2017 minutes was offered by C/Mann and seconded by C/Krawiec. Passed on the following roll call:

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn
Nays: None
Abstain: None
Absent: C/Robilotti

Committee Reports

Administration, Finance & Personnel

Councilwoman Cooke reports:

- The Alcove in the Municipal Building will be painted by a resident Jillian Cuciti who is a Senior at M. H. S. The painting will be of the Borough Seal.
- Violations Clerk Deanna Owens first day will be February 23, 2017. A Thank you goes out to Lisa Langlois in doing an excellent job for the past five months working alone.

- Will be making some changes to our Personnel Policy such as the Borough History / Mayor Letter, and adding that time accrued will count for Part-time employees.
- Website needs updating . C/Marter will look into it with Ed our IT person to get this complete.
- Would like to have a meeting this year at the Village Inn either in April, or May. CFO Finger said May would be better due to the introduction of our budget in March and the 2nd Reading and Adoption in April. Municipal Clerk Peter Gorbatuk to contact the Village Inn for our May 24th meeting, with a Proclamation presentation to the Battleground Historical Society.

Public Utilities

Councilwoman Robilotti absent, no report.

Code Enforcement, Public Health, Welfare & Public Events

Councilman Wojyn reports:

- DPW Department has been briefed on Safety and Personnel Policy.
- DPW Garage is looking good with the new equipment and shelving.

Public Safety

Councilwoman Krawiec reports:

- Reads aloud January Police activity report and is on file in the Municipal Clerks Office.

Legislative, Insurance & Licenses -

Councilman Mann reports:

- No update regarding the noise problem in the Industrial Park. Mayor Reynolds is contacting the owner for the report on whether additional sound proofing material is needed.

Public Buildings & Grounds

Councilman Marter reports: Nothing to report at this time.

Correspondence

Peter Gorbatuk, Municipal Clerk reports at this time:

- The Monthly Budget Report for December 2016 and is on file in the Municipal Clerks office.
- 2017-2018 Rabies clinic is scheduled for Tuesday June 13th from 6:00–7:30 P.M.
- Pass your committee reports to the Municipal Clerk.

Public Portion – Agenda Items

Mayor Reynolds opens the floor to the public for discussion limited to agenda items only.
Motion made by C/Mann, Second by C/Wojyn

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

New Business

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-056**

**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/Wojyn

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn

Nays: None

Abstain: None

Absent: C/Robilotti

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-057**

**RESOLUTION AWARDING A CONTRACT FOR RECONSTRUCTION OF
CARRIAGE LANE**

WHEREAS, Englishtown Borough has received a grant from the NJDOT Trust Fund in the amount of \$124,100.00 for the project known as Reconstruction of Carriage Lane; and

WHEREAS, the Borough advertised for bids, and received proposals on February 16, 2017 at 11:00 AM, in the Borough's offices, for the Project; and

WHEREAS, S & G Paving of Jamesburg, New Jersey is determined to be the lowest responsible bidder after careful review of all of the bids submitted, with a low bid of \$117,749.02; and

NOW THEREFORE BE IT RESOLVED, that the Borough Council awards a contract to S & G Paving Jamesburg, New Jersey, in the amount of \$117,749.02, the total bid, for the reconstruction of Carriage Lane.

BE IT FURTHER RESOLVED, that the award of the contract is conditioned upon the Borough Attorney's review and approval of the bid documents and contract, NJDOT approval and certification by the Borough's Chief Financial Officer of the availability of funds for this project.

BE IT FURTHER RESOLVED, that the Clerk's Office is authorized to forward a copy of this Resolution to the Borough Attorney, the Borough Engineer, S & G Paving Jamesburg, New Jersey and the Borough's Chief Financial Officer.

Offered By: C/Krawiec

Seconded By: C/Wojyn

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn

Nays: None

Abstain: None

Absent: C/Robilotti

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017- 058**

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 Youssef, Esquire
Prosecutor	Richard Kelly
Co-Prosecutor	Michael D. Fitzgerald
Public Defender	Christopher K. Koutsouris

Offered By: C/Mann

Seconded By: C/Krawiec

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn

Nays: None

Abstain: None

Absent: C/Robilotti

Councilman Mann at this time requests to hear more from the Borough Engineer. Brief discussion and all agree Borough Engineer to report quarterly and if there is nothing to report, that is what he will report, "Nothing to report at this time"

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-059**

**AUTHORIZING BOROUGH EMPLOYEES TO CARRY OVER
REMAINING VACATION TIME TO THE YEAR 2017**

WHEREAS, several Borough employees have not used all of their allowed vacation time; and

WHEREAS, pursuant to Section 3.2 of the Personnel Policy, employees may carry over a maximum of five (5) unused vacation days into the next calendar year ; and

WHEREAS, the department heads state that the remaining vacation time is as follows:

Celia Hecht	5 Vacation Days Remaining
Peter Gorbatuk	2.5 Vacation Days Remaining
Lisa Langlois	1 Vacation Days Remaining

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 personnel will be allowed to carry their remaining vacation time from 2016 over to the year 2017.

BE IT FURTHER RESOLVED a certified true copy of this Resolution be forwarded to Celia Hecht, Peter Gorbatuk, Lisa Langlois and the Borough Auditor.

Offered By: C/Krawiec

Seconded By: C/Mann

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn
Nays: None
Abstain: None
Absent: C/Robilotti

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-060**

**AUTHORIZING BOROUGH EMPLOYEES TO BANK
REMAINING 2016 SICK LEAVE TIME**

WHEREAS, several Borough employees have not used all of their allowed sick time in the year 2016; and

WHEREAS, pursuant to Section 3.4 of the Personnel Policy, earned but unused sick leave may accumulate, however in no event shall accrued sick leave exceed 20 days; and

WHEREAS, the department heads state that the 2016 unused sick leave time is as follows:

Celia Hecht	6.5	Sick Days Remaining
Jeanne Keevins	7	Sick Days Remaining
Peter Gorbatuk	11.5	Sick Days Remaining

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 personnel will be allowed to bank their remaining 2016 sick time.

BE IT FURTHER RESOLVED a certified true copy of this Resolution be forwarded to Celia Hecht, Jeanne Keevins, Peter Gorbatuk, and the Borough Auditor.

Offered By: C/Krawiec

Seconded By: C/Marter

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn
Nays: None
Abstain: None
Absent: C/Robilotti

CFO Laurie Finger at this time informs Mayor and Council the Bills list Resolution No. 2017-061 be Amended to \$640,811.11.

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-061**

**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 \$640,811.11 are hereby authorized to be paid on February 22, 2017.
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/Mann, C/Marter, C/Wojyn

Nays: None

Abstain: None

Absent: C/Robilotti

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-062**

**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 TWR CST for Ebury Fund 2 LLC, PO Box 54908 New Orleans, LA 70154:

Tax Sale Certificate No. 16-00003

Block 2.01, Lot 3

in the amount of \$195.73

WHEREAS, TWR CST for Ebury Fund 2 LLC also paid \$1,200.00 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 \$1,395.73.

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 \$1,395.73 to TWR CST for Ebury Fund 2 LLC, PO Box 54908 New Orleans, LA 70154.

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/Krawiec

Seconded By: C/Cooke

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn
Nays: None
Abstain: None
Absent: C/Robilotti

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-063**

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:

Police Department - 2017 LiveScan Hardware & Software
Maintenance Agreement \$2,633.69
Services From:

Morphotrak
14 Columbia Circle Drive
Suite 102
Albany, N.Y. 12203

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/Mann

Seconded By: C/Krawiec

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn
Nays: None
Abstain: None
Absent: C/Robilotti

C/Mann asks if 2017-063 is for finger printing? A yes response by CFO Laurie Finger.

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-064**

APPOINTMENT OF MUNICIPAL COURT VIOLATIONS CLERK

WHEREAS, there is a need to fill the position of Violations Clerk within the Borough of Englishtown Municipal Court; and

WHEREAS, it is the wishes of the Governing Body to fill said position; and

WHEREAS, it is the recommendation of the Municipal Court Administrator and Borough Council Chair Lori Cooke to appoint Deana Owens of Neptune, New Jersey.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey as follows:

1. That Deana Owens is hereby appointed as Violations Clerk for the Borough of Englishtown Municipal Court, effective February 23, 2017.
2. Shall be under the direction of the Municipal Court Administrator.
3. That said position shall be part time, 25 hours per week, at an hourly rate of \$11.00 per hour, payable per the salary ordinance with a ninety (90) day probationary period.
4. That additional hours may be required, for department coverage / court and section 4.2 of the Personnel Policy will be adhered to regarding additional hours. These additional hours will be authorized by the Municipal Court Judge and Municipal Court Administrator, to cover vacation or court sessions payable at the same hourly rate.

BE IT FURTHER RESOLVED that a certified true copy of this resolution be forwarded to the Borough's Chief Financial Officer, Municipal Court Administrator and Deana Owens.

At this time Mayor Reynolds reads aloud the January 2017 Tax Collector's Report.

Tax Collector's Report

January 2017

2018 Taxes Year	0.00
2017 Taxes Year	\$381,425.66
Property Redeemed-Outside Lien	10,463.82
Duplicate Bill Fee	5.00
Total Disbursements	\$391,894.48

Public Portion

Motion to open Public Portion by CMarter, seconded by C/Mann

Mrs. Haute of Wood Avenue would like an update on the sight problem leaving her driveway. Mayor Reynolds says the County has completed a survey of the roadway and there are is a right of way problem that will be addressed.

Lt. Peter Cooke informs Mayor and Council last night he received a request from the Fire Department and Rescue Squad concerning the Annual Fund Raising drive starting in April. At this time Lt. Peter Cooke asks Mayor and Council to consider a Resolution granting them permission to Fund Raise on the dates requested by the Fire Department and Rescue Squad. Mayor and Council will add the requested Resolution to the end of the meeting.

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

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-065**

**AUTHORIZING FIRE DEPARTMENT AND FIRST AID SQUAD
TO FUNDRAISE ON BOROUGH ROADWAYS**

WHEREAS, on February 22, 2017 the Borough of Englishtown received correspondence from the Executive Board of the Englishtown Fire Department requesting permission to allow their organization and the Englishtown/Manalapan First Aid Squad to conduct fundraising activities on Tennant Avenue/ Main Street (aka CR 522 & 527) and Main Street/Water Street (aka CR 522 & 527) Friday – Sunday from April through October, 2016, each on subsequent weekends; and

WHEREAS, pursuant to R.S.39:4-60, municipalities shall not authorize charitable organizations to solicit on any County highway or intersection of the County highway without the approval of the Board of Chosen Freeholders.

NOW, THEREFORE BE IT RESOLVED, that the above fundraising request is hereby authorized by the Mayor and Council of the Borough of Englishtown contingent upon the approval by the Board of Chosen Freeholders.

Offered By: C/Krawiec

Seconded By: C/Wojyn

Roll Call: Ayes: C/Cooke, C/Krawiec, C/Mann, C/Marter, C/Wojyn

Nays: None

Abstain: None

Absent: C/Robilotti

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: Contracts, Litigation. Any matter which, by express provision of Federal Law or State statute or rule of court, shall be rendered confidential;

1. Any matter in which the release of information would impair a right to receive funds from the Government of the United States;
2. 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;
3. Any collective bargaining agreement or terms and conditions related thereto;
4. Any matter involving the purchase, lease or acquisition or real property with public funds;
5. Any tactics and techniques utilized in protecting the public safety and property;
6. 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;
7. 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;
8. 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 Litigation, Contracts, Personnel.

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/Mann

Seconded By: C/Cooke

Passed unanimously

The time being 7:28 P.M.

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

The time being 7:46 P.M.

Adjournment

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

The time being 7:47 P.M.

March 22, 2017

Approved by Governing Body

Peter Gorbatiuk

Municipal Clerk