

October 25, 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:
 - 2018 Meeting Dates
 - Resolution Urging the State Legislature to Extend the 2% Cap on Police and Fire Arbitration Contract Awards
 - Resolution Expressing Opposition to Legislative Proposals Regarding the Open Public Meetings Act and Open Public Records Act
3. Adjournment

The meeting was called to order by Mayor Reynolds at 6:33 P.M.

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

- 2018 Meeting Dates:
Approved as submitted with Reorganization Meeting to be held on January 2, 2018 and the March Meeting being held on Monday the 26th.
- Resolution Urging the State Legislature to Extend the 2% Cap on Police and Fire Arbitration Contract Awards. Attorney Cohen explains the proposed Resolution and will add to the agenda.
- Resolution Expressing Opposition to Legislative Proposals Regarding the Open Public Meetings Act and Open Public Records Act. Attorney Cohen again explains the proposed Resolution and the burdens to the Municipalities and Staff.

Adjournment

There being no further business a motion to adjourn the workshop was offered by C/Robilotti, Seconded by C/Krawiec. Passed unanimously. The time being 6:55 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. Approval of Minutes
 - September 28, 2017
 - September 28, 2017 Executive Session
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. Old Business:
 - A. Ordinance No. 2017-05 – Public Hearing & Adoption
Amending & Supplementing Chapter 2.126 (Water) of the “Code of the Borough of Englishtown, New Jersey
 - B. Ordinance No. 2017-06 – Public Hearing & Adoption
Ordinance Amending & Supplementing Chapter 2.126 (Sewer) of the “Code of the Borough of Englishtown, New Jersey.
9. New Business
 - A. Resolution No. 2017-137
Resolution Authorizing the Purchase of Electricity Supply Services for Public Use on an Online Auction Website
 - B. Resolution No. 2017-138
Resolution Authorizing Contracts With Certain Approved State Contract Vendors for Contracting Units Pursuant to N.J.S.A. 40A:11-12a

C. Resolution No. 2017-139
Payment of Borough Bills

10. Tax Collector's Report – August - 2017
September - 2017
11. Public Portion
Limited to Five (5) Minutes per citizen to be determined at Borough Council's discretion. Any and all situations regarding Borough Personnel, when names are implied or mentioned, are to be brought to the full attention of the Council through an appointment and subsequent disclosure through the Personnel Committee.
12. Executive Session
13. Adjournment

The meeting was called to order by Mayor Reynolds at 6:56 P.M.

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

Also present, CFO Laurie Finger, Municipal Clerk Peter Gorbatuk, and Attorney Johnathan Cohen

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 –

September 28, 2017
September 28, 2017 Executive Session

There being corrections, as amended, no deletions or additions, a motion to approve the September 28, 2017 minutes was offered by C/Robilotti and seconded by C/Krawiec. Passed on the following roll call:

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

Committee Reports:

Administration, Finance & Personnel

Councilwoman Cooke reports:

- Lisa Langlois our Court Administrator has received her certification and is now official.
- Deanna Owens, Violations Clerk will start required classes to become the Deputy Court Clerk.

Public Utilities

Councilwoman Robilotti reports:

- Reads Water Report
- Sewers will be cleaned and checked with a camera tomorrow October 26, looking for any issues hopefully all will come out clean
- Would like to congratulate the DPW the town is looking nice and clean

Public Safety

Councilwoman Krawiec reports:

- Reads Police Report at this time and is on file in the Municipal Clerks office.

Public Buildings & Grounds

Councilman Wojyn reports:

- Looking into the tablets of which 9 will be needed. Approximately \$300 per, Microsoft installed, screen covers, high speed, will get more information and accurate figures.
- Halloween Party October 30, 2017 at the firehouse from 6:00 – 8:00 P.M.

Code Enforcement, Public Health

Councilman Mann reports:

- No Report at this time.

Legislative, Insurance & Licenses -Councilman:

Councilman Dan Marter reports:

- Ed Horsfall looking into cost of new server with Dell
- New and revised website should be up and running by Thanksgiving.

Correspondence

Municipal Clerk Peter Gorbatuk reports at this time:

- The Monthly Budget Report for September 2017 was sent to Mayor and Council on October 1, 2017 and is on file in the Municipal Clerks office.
- November 7th is Election Day, Polls open at 6:00 A.M. and close at 8:00 P.M.
- I have had contact with Dell today and should receive the quote soon.
- WMEMS (Western Monmouth Emergency Medical Services) agreement will be expiring on 10/31/17. Will need to extend the agreement. Resolution to be added later in the meeting.
- Please pass your Committee Reports to the Municipal Clerk.

Public Portion – Agenda Items Only

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

Old Business

**BOROUGH OF ENGLISHTOWN PUBLIC HEARING & ADOPTION
ORDINANCE NO. 2017-05**

**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:

\$2,944.00 (two thousand, nine hundred and forty-four dollars)
per E.D.U.

2. Any Ordinance or parts of Ordinances inconsistent herewith are hereby repealed

3. This Ordinance shall take effect following final adoption and publication pursuant thereto.

Public Hearing 2017-05

Mayor Reynolds asks for a motion to opened the floor to the public for questions or comments on the above titled ordinance offered by C/Robilotti, Seconded by C/Krawiec

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

Offered By: C/Robilotti

Seconded By: C/Cooke

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

Public Hearing 2017-06

Mayor Reynolds asks for a motion to opened the floor to the public for questions or comments on the above titled ordinance offered by C/Robilotti, Seconded by C/Cooke

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

**BOROUGH OF ENGLISHTOWN PUBLIC HEARING & ADOPTION
ORDINANCE NO. 2017-06**

**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 October 25th, 2017, be charged a connection fee of \$932.00 (nine hundred and thirty-two 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.

Offered By: C/Robilotti

Seconded By: C/Mann

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

Nays: None
Abstain: None
Absent: None

New Business

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-137**

**RESOLUTION AUTHORIZING THE PURCHASE
OF ELECTRICITY SUPPLY SERVICES FOR
PUBLIC USE ON AN ONLINE AUCTION WEBSITE**

WHEREAS, Borough of Englishtown has determined to move forward with the EMEX Reverse Auction in order procure electricity for Borough of Englishtown; and

WHEREAS, the Borough of Englishtown Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the "Act") authorizes the purchase of electricity supply service for public use through the use of an online auction service; and

WHEREAS, Borough of Englishtown will utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at www.energymarketexchange.com; and

WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, the auction will be conducted pursuant to the Act; and

WHEREAS, if the auction achieves a price of \$.08286/kWh or less for a 12 month term, a price of \$.08208/kWh or less for a 18 month term, a price of \$.07948/kWh or less for a 24 month term, may award a contract to the winning supplier for the selected term.

NOW THEREFORE BE IT RESOLVED, that the Chief Financial Officer of the Borough of Englishtown be and she is hereby authorized to execute on behalf of the Borough of Englishtown any electricity contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction if the auction achieves a price of \$.08286/kWh or less for a 12 month term, a price of \$.08208/kWh or less for a 18 month term a price of \$.07948/kWh or less for a 24 month term that the Borough of Englishtown may award a contract to the winning supplier for the selected term.

BE IT FUTHER RESOLVED, that a certified copy of the within Resolution be forwarded by the Borough Clerk to EMEX and the Chief Financial Officer

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

Absent: None

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-138**

**RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE
CONTRACT VENDORS FOR CONTRACTING UNITS PURSUANT TO N.J.S.A.
40A:11-12a**

WHEREAS, the Borough of Englishtown, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of Englishtown has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Borough of Englishtown intends to enter into contracts with the attached Referenced State Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Englishtown authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

BE IT FURTHER RESOLVED that the governing body of the Borough of Englishtown pursuant to N.J.A.C. 5:30-5.5(b), that the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer; and

BE IT FURTHER RESOLVED that the duration of the contracts between the Borough of Englishtown and Referenced State Contract Vendors shall be from December 12, 2015 to December 11, 2017.

Offered By: C/Robilotti

Seconded By: C/Cooke

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-139**

**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 \$677,234.85 are hereby authorized to be paid on October 25, 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/Robilotti

Seconded by: C/Krawiec

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

At this time Mayor Reynolds reads Tax Collector's Report for August and September

August 2017

2018 Taxes Year	0.00
2017 Taxes Year	\$1,374,699.71
2016 Taxes Year	250.00
Interest	329.97
<u>Duplicate Bill Fee</u>	<u>5.00</u>
Total Disbursements	\$1,375,284,.68

September 2017

2018 Taxes Year	0.00
2017 Taxes Year	\$36,802.86
2016 Taxes Year	0.00
<u>Interest</u>	<u>358.49</u>
Total Disbursements	\$37,161.35

Public Portion Non Agenda Items

Motion to open Public Portion by C/Robilotti, seconded by C/Krawiec

Mayor Reynolds opens the floor to the public for discussion on anything they wish to bring to the attention to the governing body.

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

At this time Mayor Reynolds adds the following Resolutions:

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-140**

**Resolution Urging the State Legislature to Extend the 2% Cap on Police
and Fire Arbitration Contract Awards**

WHEREAS, local municipalities require specific tools to address the rising cost of municipal government; and

WHEREAS, in July 2010 the Governor and New Jersey State Legislature enacted a permanent 2% cap on municipal and school board tax levies with limited exceptions that did not include police and fire arbitration contract awards; and

WHEREAS, salary costs, to a great extent, drive property tax increases; and

WHEREAS, in December 2010 the Legislature unanimously approved and the Governor enacted a temporary 2% cap on police and fire arbitration contract awards in an effort to control increasing salary costs and provide a solution to assist local governments in keeping property taxes down and cost under control; and

WHEREAS, the December 2010 legislation included an April 1, 2014 sunset on the 2% arbitration cap while the 2% property tax levy remained permanent for municipalities and school boards; and

WHEREAS, in June 2014 the Legislature unanimously approved and the Governor enacted an extension to December 31, 2017 for the 2% arbitration cap, however, the 2% property tax levy cap continues to remain permanent, without an exemption for police and fire arbitration contract awards; and

WHEREAS, municipalities continue efforts to contain costs and provide vital services to residents within the 2% property tax levy while the New Jersey economy remains sluggish and taxpayers struggle to keep their homes and pay their taxes; and

WHEREAS, we recognize that this change in arbitration reform needs a longer time to mature in order to see the benefits of the legislation and its actual impact on the cost of local government budgets and the impact on taxpayers; and

WHEREAS, the final report and recommendations of the Police and Fire Public Interest Arbitration Impact Task Force, which was established in the December 2010 legislation, is not due until the same day as the expiration of the cap on interest arbitration awards, December 31, 2017; and

WHEREAS, we recognize it is now time for our taxpayers to benefit directly from these cost saving measures as many police and fire contracts will come due for negotiation after the sunset date, and

WHEREAS, if the cap on interest arbitration expires while the 2% levy cap remains in effect, municipalities will be forced to reduce or eliminate municipal services in order to fund interest arbitration awards;

NOW, THEREFORE, BE IT RESOLVED, that the governing body of (*insert name of municipality*) urges the State Legislature to extend the 2% cap on Police and Fire Arbitration Contract Awards for 5 more years at which time the Legislature will have hard data to examine and then make a final decision as to whether this law should be made permanent; and

BE IT FURTHER RESOLVED, that a copy of this Resolution is forwarded to (*insert the names of Assembly Representatives*), (*insert name of State Senator*), the Commissioner of the Department of Labor, the Lieutenant Governor and the Governor of State of New Jersey, The New Jersey Conference of Mayors and the League of Municipalities.

Offered by: C/Robilotti

Seconded by: C/Krawiec

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-141**

**RESOLUTION EXPRESSING OPPOSITION TO LEGISLATIVE PROPOSALS
REGARDING THE OPEN PUBLIC MEETINGS ACT AND OPEN PUBLIC
RECORDS ACT**

WHEREAS, the New Jersey Senate Budget and Appropriations committee took action on Senate Bill Nos. 1045 and 1046, which amend the Open Public Meetings Act and Open Public Records Act, respectively, on June 29, 2017; and

WHEREAS, the Committee released the bills to the full Senate without recommendation because the bills are unnecessary, unpopular with the public, and would result in significant financial and administrative burdens on municipalities; and

WHEREAS, the bills fail to adequately protect taxpayers, municipalities and, especially, municipal clerks from abusive, harassing, and purposefully confrontational individuals who submit voluminous requests for no legitimate reason; and

WHEREAS, the legislation would expand the Open Public Meetings Act to create impractical and burdensome requirements with respect to subcommittees and working groups established by the entire governing body, which would effectively limit the ability of small groups of local officials discussing issues of public concern for the purposes of informing the governing body; and

WHEREAS, under the bills, the responsibilities of municipal clerks, who the Legislature has already loaded with responsibilities beyond the scope of their office, would be stretched even further than current law requires without a single dollar of additional resources provided to, or authorized to be collected by, municipalities; and

WHEREAS, the bills would impose a financial burden on municipalities that would not be offset by a revenue source other than the property tax, making the bills unfunded mandates prohibited by the New Jersey Constitution; and

WHEREAS, some municipalities are more equipped than others to meet the burdens that would be imposed by Senate Bill Nos. 1045 and 1046, however, without assistance of any kind from the States or courts, every municipality would be on its own to meet the myriad new requirements of the law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown, that the Legislature is strongly urged to reject Senate Bill Nos. 1045 and 1046 and draft new legislation to modernize OPRA and OPMA while providing municipalities and clerks with the resources to effectuate these changes for the benefit of the public.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed with the legislative sponsors of Senate Bill Nos. 1045 and 1046 and Assembly Bill Nos. 2697 and 2699, the Speaker of the General Assembly, the President of the Senate, and the Governor,

and all parties are urged to listen to the concerns of local officials and prevent Senate Bill Nos. 1045 and 1046 from becoming law.

Offered By: C/Robilotti

Seconded By: C/Krawiec

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

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-142**

**AUTHORIZING MAYOR AND COUNCIL OF THE BOROUGH OF
ENGLISHTOWN TO EXTEND THE AGREEMENT WITH ENGLISHTOWN-
MANALAPAN FIRST AID SQUAD, INC., AND WESTERN MONMOUTH
EMERGENCY MEDICAL SERVICES INC.**

WHEREAS, the agreement between the parties expired on April 30, 2017; and

WHEREAS, the governing body of the Borough of Englishtown and Western Monmouth Emergency Medical Services Inc. (WMEMS) wish to have a 90 day extension on this agreement to terminate July 30, 2017; and

WHEREAS, within this 90 day extension and before July 30, 2017 a new agreement has not been submitted to the Borough of Englishtown and reviewed by the Borough Attorney.

WHEREAS, within this second 90 day extension October 31, 2017 a new agreement has not been submitted to the Borough of Englishtown and reviewed by the Borough Attorney.

WHEREAS, the governing body of the Borough of Englishtown and Western Monmouth Emergency Medical Services Inc. (WMEMS) wish a third extension of this agreement to December 31, 2017 with review by the Borough Attorney.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Englishtown, County of Monmouth, State of New Jersey, that the extension be granted.

Offered By: C/Robilotti

Seconded By: C/Mann

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

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: Personnel. 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 of 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.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the public be excluded from this portion of the public meeting convened on the 25th day of October 2017 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/Robilotti

Seconded By: C/Krawiec

Passed unanimously

The time being 7:21 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/Wojyn. Passed unanimously.

The following Resolution is added:

**BOROUGH OF ENGLISHTOWN
RESOLUTION NO. 2017-143**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF
ENGLISHTOWN AUTHORIZING AND APPROVING THE EXECUTION OF A
COLLECTIVE BARGAINING AGREEMENT BETWEEN THE BOROUGH OF
ENGLISHTOWN AND THE POLICEMEN'S BENEVOLENT ASSOCIATION
LOCAL NO. 166**

WHEREAS, the Borough of Englishtown has heretofore participated in good faith negotiations with the Policemen's Benevolent Association Local No. 166 (Englishtown Unit) (hereinafter the "PBA") regarding a successor Collective Bargaining Agreement (herein after the "CBA"); and

WHEREAS, the Borough's negotiations committee has carefully reviewed the proposed form of Agreement and has recommended to the full Governing Body that the CBA be accepted and approved; and

WHEREAS, it is the considered opinion of the Mayor and Council of the Borough of Englishtown that the "CBA" which is incorporated herein as if fully set forth at length, is necessary, proper and in the public interest.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Englishtown that the "CBA" between the Borough of Englishtown and PBA Local 166 for the period commencing January 1, 2017 and continuing through December 31, 2019 is approved.

NOW, THEREFORE BE IT FURTHER RESOLVED that the Mayor and Clerk of the Borough of Englishtown are hereby authorized to execute the above referenced "CBA"

Offered by: C/Robilotti

Seconded by: C/Mann

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

Nays: None
Abstain: None
Absent: C/Cooke

The time being 8:56 P.M.

Adjournment

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

The time being 8:58 P.M.

November 20, 2017

Approved by Governing Body

Peter Gorbatuk

Municipal Clerk