

Location: Borough Hall Council Chambers, 1 School St., Peapack, NJ https://www.youtube.com/channel/UC438FfqDK6dOgY42KoksqPQ

Actual meeting may contain discussion of items not mentioned on the agenda and alternatively any items specifically listed may be omitted.

1. CALL TO ORDER

2. **SUNSHINE NOTICE** – Municipal Clerk reads the following statement:

"Pursuant to the Open Public Meetings Act, Adequate notice of 2024 Meeting Dates was published in the Courier News and Bernardsville News on December 14, 2023 and posted at the Municipal Complex and the Borough Library. Action may be taken."

- 3. FLAG SALUTE
- 4. ROLL CALL
- 5. SWEARING IN OF POLICE OFFICER

RESOLUTION NO. R-71-24 RESOLUTION TO APPOINT POLICE OFFICER GINO M. SCHIFANO TO THE BOROUGH OF PEAPACK & GLADSTONE POLICE DEPARTMENT

•SWEARING IN- Gino Schifano

6. PUBLIC COMMENTS: 5 MINUTES PER PERSON – NON-AGENDA ITEMS

It is the policy of the Borough Council that all public comments on an issue shall be limited to five (5) minutes per person. Comments may be made on any Non-Agenda subject pertaining to Borough issues. Comments pertaining to Public Hearings should be saved for that section of the agenda. No debating between residents. Comments should be addressed to Mayor and Council at the public microphone.

- 7. OLD BUSINESS
- 8. **NEW BUSINESS**
- 9. MISCELLANEOUS DISCUSSION/APPROVALS
 - Fee Schedule change for Fire Protection & Prevention (Draft Ordinance 1138-2024)
 - Special Use Permit for The Historical Society of The Somerset Hills for a luncheon/lecture on Historic Beaux Arts architecture to be held at Blairsden on Sunday, May 19, 2024
 - Special Use Permit for Matheny School and Hospital, Inc., "Miles for Matheny" to be held at Matheny School on Saturday, June 8, 2024
 - Raffle License Application 02-2024 St. Luke's Episcopal Church for a Derby Day to be held on May 4, 2024





7:00 PM - REGULAR MEETING

Location: Borough Hall Council Chambers, 1 School St., Peapack, NJ https://www.youtube.com/channel/UC438FfqDK6dOgY42KoksqPQ

Actual meeting may contain discussion of items not mentioned on the agenda and alternatively any items specifically listed may be omitted.

10. READING AND APPROVAL OF MINUTES

Executive Session Meeting Minutes March 5, 2024

Mayor/Presiding Officer asks for a motion and second to approve the Regular Meeting Minutes of March 5, 2024

Mayor/Presiding Officer asks the Borough Clerk for Roll Call vote Mayor/Presiding Officer asks the Borough Clerk for Roll Call vote

Regular Meeting Minutes March 5, 2024

Mayor/Presiding Officer asks for a motion and second to approve the Regular Meeting Minutes of March 5, 2024

Mayor/Presiding Officer asks the Borough Clerk for Roll Call vote

11. ORDINANCES

PUBLIC HEARING OF ORDINANCE 1136-2024 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

PUBLIC HEARING OF ORDINANCE 1137-2024 ORDINANCE AMENDING CHAPTER VII, TITLED "TRAFFIC"

OF THE REVISED GENERAL ORDINANCES SUBSECTION 7-15, TITLED "VEHICLES OVER DESIGNATED WEIGHT EXCLUDED FROM CERTAIN STREETS"

INTRODUCTION OF ORDINANCE 1139-2024 AN ORDINANCE AMENDING CHAPTER 4, POLICE REGULATIONS, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF PEAPACK AND GLADSTONE, TO ADD A NEW SECTION 4-9 ENTITLED "RESIDENT SAFETY AND PROTECTION"

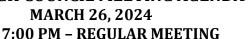
INTRODUCTION OF ORDINANCE 1140-2024 AN ORDINANCE AMENDING CHAPTER 23-58 ENTITLED "INSTALLATION OF IMPROVEMENTS OR GUARANTEES" OF THE MUNICIPAL CODE OF THE BOROUGH OF PEAPACK AND GLADSTONE, COUNTY OF SOMERSET, STATE OF NEW JERSEY TO REVISE PERFORMANCE AND MAINTENANCE GUARANTEES AND ESTABLISH SAFETY AND STABILIZATION GUARANTEES

12. RESOLUTIONS

RESOLUTION NO. R-72-24 *RESOLUTION FOR APPROVAL TO REDUCE SEWER BILL CHARGES FOR THE FOURTH QUARTER OF 2023 FOR 240 MAIN STREET PG, LLC*

RESOLUTION NO. R-73-24 RESOLUTION TO ENTER INTO AN AGREEMENT WITH DMC ASSOCIATES, INC. LAND SURVEYORS FOR THE PURPOSE OF A SURVEY FOR AN UNIMPROVED SECTION OF HIGHLAND AVENUE BETWEEN THE ENTRANCE OF MATHENY SCHOOL AND LAKE ROAD **RESOLUTION NO. R-74-24** RESOLUTION TO REFUND LIENHOLDER FOR REDEMPTION OF LIEN #21-00004 ON BLOCK 30 LOT 14







Actual meeting may contain discussion of items not mentioned on the agenda and alternatively any items specifically listed may be omitted.

RESOLUTION NO. R-75-24 RESOLUTION AUTHORIZING BOROUGH POLICE DEPARTMENT TO PARTICIPATE IN DISTRACTED DRIVING FOR APRIL NATIONAL DISTRACTED DRIVING ENFORCEMENT MOBILIZATION APRIL 1 - APRIL 30, 2024

RESOLUTION NO. R-76-24 RESOLUTION FOR MAYORAL APPOINTMENTS FOR THE BOROUGH OF PEAPACK & GLADSTONE TO THE HISTORIC PRESERVATION COMMITTEE

RESOLUTION NO. R-77-24 RESOLUTION APPOINTING MATTHEW GHIRETTI AS THE RENTAL INSPECTOR FOR THE BOROUGH OF PEAPACK & GLADSTONE

RESOLUTION NO. R-78-24 RESOLUTION TO APPROVE A SPECIAL USE PERMIT FOR THE HISTORICAL SOCIETY OF THE SOMERSET HILLS FOR A LUNCHEON/LECTURE ON HISTORIC BEAUX ARTS ARCHITECTURE TO BE HELD AT BLAIRSDEN, 30 BLAIR DRIVE, PEAPACK, NEW JERSEY **RESOLUTION NO. R-79-24** RESOLUTION TO APPROVE A SPECIAL USE PERMIT FOR MATHENY SCHOOL AND HOSPITAL, INC., FOR "MILES FOR MATHENY" TO BE HELD AT MATHENY SCHOOL AND HOSPITAL, 65 HIGHLAND AVENUE, PEAPACK, NEW JERSEY

RESOLUTION NO. R-80-24 RESOLUTION AUTHORIZING THE MAYOR TO SIGN A LANDOWNER'S CONSENT CERTIFICATION BETWEEN NATIRAR RESIDENTIAL DEVELOPMENT LLC AND BETHEL RIDGE CORP., AND THE BOROUGH OF PEAPACK AND GLADSTONE (THE "OWNER" **RESOLUTION NO. R-81-24** RESOLUTION FOR THE INTRODUCTION OF THE 2024 BUDGET

13. BILLS LIST

RESOLUTION NO R-82-24 Approval of Bills as signed and listed on the Bill Payment List Total Amount: \$248,254.51

14. COUNCIL REPORTS

Mayor Corigliano & Councilman Quartello Councilwoman Sueta & Councilwoman Weible Councilman Quartello & Councilman Sweeney Councilman Quartello & Councilman Silva Councilman Sweeney & Councilwoman Murphy Councilman Silva & Councilwoman Weible Councilwoman Weible & Councilman Silva Steven K. Warner, Esq, Nancy Bretzger Mayor Corigliano

Finance

Sanitation & Sewer **Borough Property** Fire/First Aid Squad

Police

Roads & Transportation Construction & Zoning

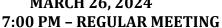
Legal

Administrator's Report

Mayor's Report

15. MAYOR'S EXECUTIVE SUMMARY







Actual meeting may contain discussion of items not mentioned on the agenda and alternatively any items specifically listed may be omitted.

16. PUBLIC COMMENTS - 3 MINUTES PER PERSON - AGENDA ITEMS ONLY

It is the policy of the Borough Council that all public comments on an issue shall be limited to three (3) minutes per person. No debating between residents. Comments should be addressed to Mayor and Council at the public microphone.

17. ADJOURNMENT

THE REGULAR MEETING OF THE MAYOR & COUNCIL WILL BE HELD ON TUESDAY, APRIL 16, 2024 AT 7:00PM

BOROUGH OF PEAPACK AND GLADSTONE SOMERSET COUNTY, NEW JERSEY

ORDINANCE NO. 1136-2024

CALENDAR YEAR 2024

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. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% 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 Borough Council of the Borough of Peapack and Gladstone in the County of Somerset finds it advisable and necessary to increase its CY 2024 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 Borough Council hereby determines that a 1% increase in the budget for said year, amounting to \$48,643.34 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS the Borough Council hereby determines 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 Borough Council of the Borough of Peapack and Gladstone in the County of Somerset, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2024 budget year, the final appropriations of the Borough of Peapack and Gladstone shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$170,251.69, and that the CY 2024 municipal budget for the Borough of Peapack and Gladstone be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any 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 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 5 days after such adoption.

Introduced: February 13, 2024

Adopted:

Nancy A. Bretzger Borough Clerk Mark A. Corigliano Mayor

BOROUGH OF PEAPACK AND GLADSTONE SOMERSET COUNTY, NEW JERSEY

ORDINANCE NO. 1137-2024

AN ORDINANCE AMENDING CHAPTER VII, TITLED "TRAFFIC" OF THE REVISED GENERAL ORDINANCES SUBSECTION 7-15, TITLED "VEHICLES OVER DESIGNATED WEIGHT EXCLUDED FROM CERTAIN STREETS"

WHEREAS, Chapter VII, titled "Traffic" of the revised general ordinances, Subsection 7-15 Titled "Vehicles Over Designated Weight Excluded from Certain Streets" reads;

7-15 Vehicles over designated weight excluded from certain streets

Vehicles over the registered gross weight are hereby excluded from the street or parts of streets described except for the pick up and delivery of materials on such streets.

Name of Street	Weight	Location
Fowler Road	4 ton	Holland Road to Pottersville Road
Main Street	4 ton	Route 206 to Fowler Road

and;

WHEREAS, it is the recommendation of the Mayor and Council that a change be made to the weight limit of Overlook Avenue from Mendham Road to Main Street to a 4-ton limit.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Peapack and Gladstone, in the County of Somerset and State of New Jersey, that Chapter VII, titled "Traffic" of the revised general ordinances, Subsection 7-15 Titled "Vehicles Over Designated Weight Excluded from Certain Streets" is amended as follows: (Deletions Crossed Out; Insertions in **Bold**)

Vehicles over the registered gross weight are hereby excluded from the streets or parts of streets describe except for the pick up and delivery of materials on such streets:

Name of Street	Weight	Location			
Fowler Road	4 ton	Holland Road to Pottersville Road			
Main Street	4 ton	Route 206 to Fowler Road			
Overlook Avenue	4 ton	Mendham Road to Main Street			

Introduced: February 13, 2024 Adopted:	
ATTEST:	
NANCY A. BRETZGER BOROUGH CLERK	MARK A. CORIGLIANO MAYOR

BOROUGH OF PEAPACK AND GLADSTONE SOMERSET, NJ

ORDINANCE NO. 1139-2024

AN ORDINANCE AMENDING CHAPTER 4, POLICE REGULATIONS, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF PEAPACK AND GLADSTONE, TO ADD A NEW SECTION 4-9 ENTITLED "RESIDENT SAFETY AND PROTECTION"

WHEREAS, pursuant to N.J.S.A. 40:48-1 et seq., the Borough Council of the Borough of Peapack and Gladstone is authorized under State law to establish ordinances to preserve the public peace and order; and

WHEREAS, the Borough of Peapack and Gladstone and the communities of the Somerset Hills have seen a disturbing surge in motor vehicle thefts, burglaries, and home invasions; and

WHEREAS, the Borough Council seeks to adopt the within ordinance to enhance safety and help protect our residents from property, personal, and violent crimes.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Peapack and Gladstone, as follows:

SECTION 1. That Chapter 4 of the Municipal Code, Police Regulations, shall be amended and supplemented to add a new section 4-9 as follows: (new text is in <u>double underline</u>; deletions are <u>stricken</u>):

§4-9 Resident Safety and Protection

§4-9.1 Purpose and Scope

The purpose of this ordinance is to protect the health, safety, and welfare of the residents of the Borough of Peapack & Gladstone by establishing certain provisions that are intended to protect the security of the residents in the Borough from criminal and intentional activities related to property, personal, and violent crimes.

§4-9.2 Motor Vehicle Protection

- (a) It shall be illegal and a violation of this ordinance for a person to knowingly enter or remain on any private driveway, private parking lot or other location on private property in the presence of a stationary motor vehicle, knowing that they are not licensed or privileged to enter or remain, and commit any of the following acts:
 - (1) <u>pull a door handle or take any action in an attempt to open or unlock a motor vehicle</u> <u>that the person does not own or have license or privilege to possess; or</u>

- (2) <u>possess an electronic device that is capable of determining if an electronic key is located inside a motor vehicle.</u>
- (b) <u>It shall be illegal and a violation of this ordinance for a person knowingly to be present inside</u>
 <u>a motor vehicle if another occupant of the motor vehicle committed a violation of subsection (a) prior to their entry into the motor vehicle.</u>

§4-9.3 Residence Protection

- (a) It shall be illegal and a violation of this ordinance for a person to knowingly enter or remain on any private property they are not licensed or privileged to enter or remain, and commit any of the following acts:
 - (1) <u>pull a door handle, turn a doorknob, or take any action in an attempt to open, unlock, or gain entry into a house, apartment, garage, or other structure that the person does not own or have license or privilege to enter or remain; or</u>
 - (2) <u>enter any house, apartment, garage, or other structure that the person does not own or have license or privilege to enter or remain.</u>
- (b) <u>It shall be illegal and a violation of this ordinance for a person to be knowingly present inside</u> <u>any house, apartment, garage, or other structure if another occupant committed a violation of subsection (a) prior to their entry into the house, apartment, garage, or other structure.</u>
- (c) It shall be illegal and a violation of this ordinance for a person to be knowingly present inside a motor vehicle if another occupant of the motor vehicle committed a violation of subsection (a) prior to their entry into the motor vehicle.

§4-9.4 Penalties

- (a) A violation of the provisions of this section shall, upon conviction thereof, be punishable by a fine of not more than two-thousand dollars (\$2,000.00) or by imprisonment for a term not to exceed ninety (90) days, or by both such fine and imprisonment, or by a period of community service not to exceed ninety (90) days at the discretion of the judge. Notwithstanding the foregoing, the minimum penalty shall be a fine of one-thousand dollars (\$1,000.00) for the first offense and two-thousand dollars (\$2,000.00) for each subsequent offense.
- (b) <u>Each act that constitutes a violation of this ordinance shall be considered a separate and distinct act that constitutes its own violation.</u>
- **SECTION 2. SEVERABILITY.** If any paragraph, section, subsection, sentence, sentence clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any Court or administrative agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision of such holding shall not affect the validity of the remaining paragraphs or sections hereof.

SECTION 3. INCONSISTENCY. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. EFFECTIVE DATE. This ordinance shall take effect upon final passage and publication according to law.

BE IT FURTHER ORDAINED, this Ordinance shall take effect immediately upon final passage and publication according to law.

Introduced by: Passed: Published: Adopted:	
ATTEST:	PEAPACK AND GLADSTONE BOROUGH COUNCIL:
By: Nancy Bretzger, Municipal Clerk	By: Mark Corigliano, Mayor

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie Sueta				
		John Sweeney				
		Jill Weible				

BOROUGH OF PEAPACK AND GLADSTONE SOMERSET, NJ

ORDINANCE NO. 1140-2024

TITLE: AN ORDINANCE AMENDING CHAPTER 23-58 ENTITLED "INSTALLATION OF IMPROVEMENTS OR GUARANTEES" OF THE MUNICIPAL CODE OF THE BOROUGH OF PEAPACK AND GLADSTONE, COUNTY OF SOMERSET, STATE OF NEW JERSEY TO REVISE PERFORMANCE AND MAINTENANCE GUARANTEES AND ESTABLISH SAFETY AND STABILIZATION GUARANTEES

WHEREAS, pursuant to N.J.S.A. 40:55D-53, the Borough Council of the Borough of Peapack and Gladstone is authorized under State law to establish ordinances requiring developers to post performance, maintenance and safety and stabilization guarantees; and

WHEREAS, the Borough of Peapack and Gladstone wishes to modify its Municipal Code to revise sections of performance and maintenance guarantees and to establish safety and stabilization guarantees; and

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Peapack and Gladstone in the County of Somerset and State of New Jersey that Chapter 23-58 of the Municipal Code of the Borough of Peapack and Gladstone, County of Somerset, State of New Jersey, entitled "Installation of Improvements or Guarantees" be and is hereby amended accordingly.

SECTION 1. That Chapter 23 of the Municipal Code, Land Development, shall be amended and supplemented to revise Section 23-58.1(c) and Sections 23-58.2(a) and (b) and add a new Section 23-58.3 as follows: (new text is in <u>underline</u> and **bold**; deletions are stricken):

§ 23-58.1 Performance Guarantees Required

- a. Prior to the granting of final approval of a subdivision or site plan, the applicant shall have installed or shall have furnished performance guarantees for the ultimate installation of the improvements that were required as a condition of preliminary approval and are shown on the final plat.
- b. Improvements for which performance guarantees may be required include: streets, grading, pavement, gutters, curbs, sidewalks, street lighting, shade trees, surveyor's monuments, water mains, culverts, storm sewers, sanitary sewers or other means of sewage disposal, drainage structures, erosion control and sedimentation control devices, public improvements of open space, and, in the case of site plans only, landscaping and other on-site improvements.

- c. The applicant shall file with the Borough Clerk a performance guarantee in favor of the Borough of Peapack and Gladstone insuring the installation of such uncompleted improvements on or before an agreed upon date. The cost of installation of the required improvements shall be estimated by the Borough Engineer, and The amount of the performance guarantee shall be of an amount equal to one hundred twenty (120%) percent of this the estimated cost. Ten (10%) percent of the performance guarantee shall be required to be in the form of cash. The performance guarantee shall consist of only those improvements required by an approval or developer's agreement, ordinance, or regulation to be dedicated to a public entity, and that have not yet been installed, and shall be determined by the developer and approved by the municipal engineer, according to the method of calculation set forth in N.J.S.A. 40:55D-53.4, for the following improvements as shown on the approved plans or plat: streets, pavement, gutters, curbs, sidewalks, street lighting, street trees, surveyor's monuments, as shown on the final map and required by "the map filing law," P.L.1960, c.141, water mains, sanitary sewers, community septic systems, drainage structures, public improvements of open space, and any grading necessitated by the preceding improvements. The performance guarantee may also be required to include, at the discretion of the Borough, Planning Board or Zoning Board of Adjustment, a guarantee for the installation of privately-owned perimeter buffer landscaping. At the developer's option, a separate performance guarantee may be posted for the privately-owned perimeter buffer landscaping. The developer shall prepare an itemized cost estimate of the improvements covered by the performance guarantee for review and approval by the municipal engineer, which improvements shall be appended to each performance guarantee posted by the obligor.
- d. The form and sufficiency of bond shall be subject to approval of the Borough Attorney. Performance bonds shall be expressly conditioned upon the developer's full compliance with all Borough ordinances and regulations governing the installation of improvements and utilities and faithful performance of the terms of agreement with the Borough.
- e. The time allowed for installation of the improvements for which the performance guarantee has been provided may be extended by the Borough Council by resolution. As a condition or as part of any such extension, the amount of any performance guarantee shall be increased or reduced, as the case may be, to an amount not to exceed one hundred twenty (120%) percent of the cost of the installation as determined as of the time of the passage of the resolution.
- f. If the required improvements are not completed or corrected in accordance with the performance guarantee, the obligor and surety, if any, shall be liable thereon to the Borough for the reasonable cost of the improvements not completed or corrected, and the Borough may either prior to or after the receipt of the proceeds thereof complete such improvements.

- g. Upon substantial completion of all required appurtenant utility improvements, and the connection of same to the public system, the obligor may notify the Borough Council in writing, by certified mail addressed in care of the Borough Clerk of the completion or substantial completion of improvements and shall send a copy thereof to the Borough Engineer. Thereupon the Engineer shall inspect all improvements of which such notice has been given and shall file a detailed report, in writing, with the Borough Council indicating either approval, partial approval or rejection. The cost of the improvements as approved or rejected shall be set forth.
- h. The Governing Body shall either approve, partially approve or reject the improvements, on the basis of the report of the Borough Engineer and shall notify the obligor in writing, by certified mail, of the contents of the report and the action of the Governing Body with relation thereto, not later than sixty-five (65) days after receipt of the notice from the obligor of the completion of the improvements. Where partial approval is granted, the obligor shall be released from all liability pursuant to its performance guarantee, except for that portion adequately sufficient to secure provision of the improvements not yet approved; provided that thirty (30%) percent of the amount of the performance guarantee posted may be retained to ensure completion of all improvements. Failure of the Borough Council to send or provide such notification to the obligor within sixty-five (65) days shall be deemed to constitute approval of the improvements and the obligor and surety, if any, shall be released from all liability pursuant to such performance guarantee for such improvements.
- i. If any portion of the required improvements are rejected, the Borough Council may require the obligor to complete such improvements and, upon completion, the same procedure of notification, as set forth in this section shall be followed.
- j. Nothing herein, however, shall be construed to limit the right of the obligor to contest by legal proceedings any determination of the Borough Council or the Borough Engineer.
- k. The obligor shall reimburse the Borough of Peapack and Gladstone for all reasonable inspection fees paid to the Borough Engineer for the foregoing inspection of improvements.
- I. In the event that final approval is by stages or sections of development, the provisions of this section shall be applied by stage or section.

m. Prior to the filing of the final plat and/or prior to the commencement of construction of improvements, inspection fees shall be deposited with the Borough of Peapack and Gladstone. A sum equal to five (5%) percent of the estimated cost of the subdivision improvements, as prepared by the applicant's engineer and approved by the Borough Engineer, shall be deposited with the Borough Chief Financial Officer, as provided in Article **VI**, Section **23-53d**. Any excess fees not required for inspections shall be returned by the Borough of Peapack and Gladstone after the improvements have been installed and accepted by the Borough. Site plan improvements shall be inspected by the Borough Engineer to insure conformance with site plan approval. Prior to the issuance of the building permit and/or prior to commencement of construction of improvements, inspection fees shall be deposited with the Borough of Peapack and Gladstone. A sum equal to five (5%) percent of the estimated costs of on-site improvements, (not including buildings) and five (5%) percent of the estimated costs of municipal improvements, as prepared by the applicant's engineer and approved by the Borough Engineer, shall be deposited with the Borough Chief Financial Officer as provided in Article VI, Section 23-**53d**. Any excess fees not required for inspection shall be returned by the Borough of Peapack and Gladstone after the improvements have been installed and accepted/approved.

§ 23-58.2 Maintenance Guarantees

a. Upon completion and approval of the required improvements or portions of improvements, the developer may be required to post a maintenance guarantee with the Borough Council for a period not to exceed two (2) years after final acceptance of the improvement, in an amount not to exceed fifteen (15%) percent of the cost of the improvement. shall post with the Borough, prior to the release of the performance guarantee, a maintenance guarantee in an amount equal to 15% of the cost of the installation of the improvements covered under the performance guarantee, along with the following private site improvements: stormwater management basins, in-flow and water quality structures within the basins, and the out-flow pipes and structures of the stormwater management system, if any, which itemized cost shall be determined by the developer and approved by the municipal engineer according to the method of calculation set forth in N.J.S.A. 40:55D-53.4. The term of the maintenance guarantee, the form and sufficiency of which must be approved by the Borough Attorney, shall be for a period not to exceed two years and shall automatically expire at the end of the established term.

- b. The guarantee shall be in a form and sufficiency approved by the Borough Attorney. The maintenance bond shall be posted upon final release of the performance bond by the Borough and shall be expressly conditioned upon the maintenance by the developer of all such improvements for a period of two (2) years, and particularly shall guarantee the remedy of any defects in such improvements which occur during that period.
- **b.** In the event that other governmental agencies or public utilities automatically will own the utilities to be installed or the improvements are covered by a governmental agency, no performance or maintenance guarantee, as the case may be, shall be required by the Borough for such utilities or improvements.

§ 23-58.3 Safety and Stabilization Guarantees

a. The furnishing of a "safety and stabilization guarantee" in favor of the Borough of Peapack and Gladstone shall be required as deemed necessary to ensure that the Borough has an adequate guarantee to return the property that has been disturbed to a safe and stable condition or otherwise implement measures to protect the public from access to an unsafe or unstable condition. The Borough shall be permitted to access the guarantee when (a) site disturbance has commenced and, thereafter, all work on the development has ceased for a period of at least 60 consecutive days following such commencement for reasons other than force majeure; and (b) work has not recommenced within 30 days following the provision of written notice by the municipality to the developer of the municipality's intent to claim payment under the guarantee. At the developer's option, the "safety and stabilization guarantee" may be included as a line item for safety and stabilization in the performance guarantee rather than in the form of a separate guarantee.

SECTION 2. SEVERABILITY. If any paragraph, section, subsection, sentence, sentence clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any Court or administrative agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision of such holding shall not affect the validity of the remaining paragraphs or sections hereof.

SECTION 3. INCONSISTENCY. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. EFFECTIVE DATE. This ordinance shall take effect upon final passage and publication according to law.

BE IT FURTHER ORDAINED, this Ordinance shall take effect immediately upon final passage and publication according to law.

Introduced by: Passed: Published: Adopted:	
ATTEST:	PEAPACK AND GLADSTONE BOROUGH COUNCIL:
By:Narry A. Bretzger Municipal Cla	By:
Nancy A. Bretzger, Municipal Cle	rk Mark A. Corigliano, Mayor

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Mark Corigliano, Mayor				
		John Sweeney				
		Jamie Murphy				
		Eric L. Quartello				
		Jill Weible				
		Sergio Silva				
		Julie Sueta				

BOROUGH OF PEAPACK & GLADSTONE, SOMERSET COUNTY, NEW JERSEY RESOLUTION NO. 70-24

TITLE: AUTHORIZATION FOR EXECUTIVE SESSION FOR CERTAIN SPECIFIED PURPOSES

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Peapack & Gladstone that in compliance with N.J.S.A. 10:4-12b et seq., this meeting will be closed to the public to discuss the following matters:

◆Contract Negotiation – PBA Arbitration

The matters considered in this Executive Session can be released to the public when the reasons for discussing and acting on it in closed session no longer exist.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 71-24

TITLE: RESOLUTION TO APPOINT POLICE OFFICER GINO M. SCHIFANO TO THE BOROUGH OF PEAPACK & GLADSTONE POLICE DEPARTMENT

WHEREAS, the Borough of Peapack & Gladstone Police Department has expressed a need to replace a vacancy within the Police Department; and

WHEREAS, the Borough Police Department has sought and solicited qualified candidates to fill the aforesaid position; and

WHEREAS, the Borough Council's Police Committee has participated in conjunction with the Borough Police Department in the interview process of various candidates; and

WHEREAS, the Borough Police Chief has recommended that Officer Gino M. Schifano be hired to fill the aforesaid position, and the Police Committee has concurred with that recommendation.

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey that Gino M. Schifano is hereby appointed as a probationary Police Officer at an annual salary of \$74,000.00 with an effective starting date of March 27, 2024, conditional to the results of his background investigation, medical and psychological evaluation; and

BE IT FURTHER RESOLVED that:

- 1. If he is to resign from the position within a two (2) year period from his date of hire, he will be responsible to reimburse the Borough for the cost of all police uniforms and equipment paid by the Borough.
- 2. Her first step increase will occur on January 1, 2025.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO	
BOROUGH CLERK	MAYOR	

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 72-24

TITLE: RESOLUTION FOR APPROVAL TO REDUCE SEWER BILL CHARGES FOR THE FOURTH QUARTER OF 2023 FOR 240 MAIN STREET PG, LLC

WHEREAS the owner of 240 Main PG, LLC, Melillo Equities located at 240 Main Street, Gladstone, NJ has formally appealed their fourth quarter 2023 commercial sewer bill; and

WHEREAS, Melillo Equities has stated that their meter reading was incorrect because of a leak and it has now been repaired; and

WHEREAS the sewer committee has approved a reduction of the bill to \$775.00, the average usage of 2022 and 2023; and

WHEREAS the reduction will cause an overbill of \$4,666.00.

NOW, THEREFORE BE IT RESOLVED, that the 2023 fourth quarter sewer billing against 240 Main Street, Gladstone, NJ Account #600-0 be reduced by \$4,666.00 and that the Utility Collector is authorized to apply this credit appropriately, and be relieved of the collection of same.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julia M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 73-24

TITLE: RESOLUTION TO ENTER INTO AN AGREEMENT WITH DMC ASSOCIATES, INC. LAND SURVEYORS FOR THE PURPOSE OF A SURVEY FOR AN UNIMPROVED SECTION OF HIGHLAND AVENUE BETWEEN THE ENTRANCE OF MATHENY SCHOOL AND LAKE ROAD

WHEREAS, the Borough of Peapack and Gladstone has a need for a Survey of an unimproved section of Highland Avenue Between Entrance of Matheny School and Lake Road in regards to a Trails Improvement Project; and

WHEREAS, there was a review of the proposal received and it covered all the needs for the Borough for the professional work needed for the Survey of the unimproved section of Highland Avenue.

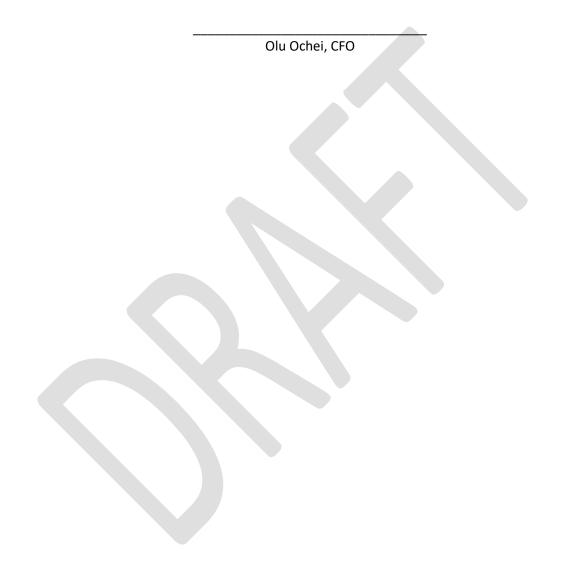
NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Peapack and Gladstone, in the County of Somerset, State of New Jersey that the Borough award the work to DMC Associates, Inc. Land Surveyors in an amount not to exceed \$3,800.00.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

	<u></u>
NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR

FINANCE CERTIFICATION

I, Olu Ochei, CFO of the Borough of Peapack & Gladstone hereby certify that there are adequate funds available for the above-named Agreement. Monies are available in Fund 04-215-55-000-1090H.



BOROUGH OF PEAPACK AND GLADSTONE

RESOLUTION NO. 74-24

TITLE: RESOLUTION TO REFUND LIENHOLDER FOR REDEMPTION OF LIEN #21-00004 ON BLOCK 30 LOT 14

WHEREAS, lien #21-00004 was sold to Bala Partners LLC on November 12, 2021 at a tax sale held by the Borough of Peapack & Gladstone; and

WHEREAS, the lien holder paid in addition to the lien, a premium in the amount of \$2,300.00 at the tax sale; and

WHEREAS, Gubernat, Gabrielle & Costales, Peter, on behalf of Block 30, Lot 14 has redeemed lien #21-00004 in the amount of \$1,466.58 by certified check; and

WHEREAS, the lien holder is entitled to a refund of the redemption along with the premium in accordance with Title 54 of the New Jersey Statutes Annotated.

NOW, THEREFORE BE IT RESOLVED, that the Treasurer is hereby authorized to refund the redemption monies and the premium for a total of \$3,766.58 to Bala Partners LLC.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 75-24

TITLE: RESOLUTION AUTHORIZING BOROUGH POLICE DEPARTMENT TO PARTICIPATE IN DISTRACTED DRIVING FOR APRIL NATIONAL DISTRACTED DRIVING ENFORCEMENT MOBILIZATION APRIL 1 – APRIL 30, 2024

WHEREAS, the April National Distracted Driving Enforcement Mobilization allows Police Departments to conduct pre-enforcement patrols for Distracted Driving. The April National Mobilization will be conducted between the dates of April 1-30, 2024 for a total of 90 hours, for a rate of \$70 per hour and a maximum amount of \$6,300; and

WHEREAS, the Borough of Peapack & Gladstone Police Department wishes to take advantage of this campaign.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey do hereby approve the submission of said campaign application.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 76-24

TITLE: RESOLUTION FOR MAYORAL APPOINTMENTS FOR THE BOROUGH OF PEAPACK & GLADSTONE TO THE HISTORIC PRESERVATION COMMITTEE

WHEREAS, the governing body of the Borough of Peapack & Gladstone wishes to appoint Alexa Zajac to the Historic Preservation Committee.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Peapack & Gladstone County of Somerset, State of New Jersey, that it does hereby ratify, confirm and approve the appointment of Alexa Zajac to the Historic Preservation Committee.

The following appointment is recommended by Mayor Corigliano and the Borough Council as follows:

Historic Preservation Committee	Length of Term	Term Expiration Date
Alexa Zajac	1 Year	12/31/2024
Sasha Wolf	1 Year	12/31/2024

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 77-24

TITLE: RESOLUTION APPOINTING MATTHEW GHIRETTI AS THE RENTAL INSPECTOR FOR THE BOROUGH OF PEAPACK & GLADSTONE

WHEREAS, there is a vacancy in the Zoning Department for the Rental Inspector for the Inspection of Rental Units within the Borough; and

WHEREAS, Matthew Ghiretti has been interviewed by the Zoning Officer and the Administrator; and

WHEREAS, it is the recommendation of the Zoning Officer and Administrator to appoint Matthew Ghiretti as the Rental Inspector; and

WHEREAS, Matthew Ghiretti will work an additional 5 hours per week for a total of 40 hours per week with additional time if needed to complete the necessary requirements of the position with approval from the Zoning Officer and/or Administrator.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey hereby authorize Matthew Ghiretti to work 40 hours per week and increase his salary by \$6,430.00 per year effective March 11, 2024.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR

BOROUGH OF PEAPACK & GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 78-24

TITLE: RESOLUTION TO APPROVE A SPECIAL USE PERMIT FOR THE HISTORICAL SOCIETY OF THE SOMERSET HILLS TO HOLD A LUNCHEON/LECTURE ON HISTORIC BEAUX ARTS ARCHITECTURE AT BLAIRSDEN, 30 BLAIR DRIVE, PEAPACK, SOMERSET COUNTY, NEW JERSEY

WHEREAS, a Special Use Application has been filed with the Borough of Peapack & Gladstone to hold a luncheon/lecture on Historic Beaux Arts Architecture as a fundraiser for the Historical Society of the Somerset Hills at Blairsden; and

WHEREAS, events of this nature are not a permitted use of the property, therefore, a Special Use Application is required; and

WHEREAS, the owners of Blairsden, 30 Blairsden LLC, has given permission for The Historical Society of the Somerset Hills to use Blairsden for their luncheon/lecture; and

WHEREAS, the Zoning Officer, Police Chief and Fire Official have reviewed the application; and

WHEREAS, the Fire Official has requested a floor layout with seating plan; and

WHEREAS, the Historical Society of the Somerset Hills has submitted the floor layout with seating plan requirement and requested from the Fire Official and the Fire Official approves the application; and

WHEREAS, the Zoning Officer and Police Chief have approved the application; and

WHEREAS, the application has been submitted to the Mayor & Council for their review and discussion; and

WHEREAS, members of the Historical Society of the Somerset Hills and the owner of Blairsden attended this meeting and asked the Mayor & Council for their approval of this event at Blairsden; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor & Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey that The Historical Society of the Somerset Hills can hold their luncheon/lecture on Historic Beaux Arts Architecture at Blairsden, 30 Blair Drive, Peapack, NJ.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR

BOROUGH OF PEAPACK & GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 79-24

TITLE: RESOLUTION TO APPROVE A SPECIAL USE PERMIT FOR MATHENY SCHOOL AND HOSPITAL, INC., 65 HIGHLAND AVENUE, PEAPACK, NJ 07977

WHEREAS, a Special Use Application has been filed with the Borough of Peapack & Gladstone to hold "Miles for Matheny" as a fundraiser for the school; and

WHEREAS, events of this nature are not a permitted use of the property, therefore, a Special Use Application is required; and

WHEREAS, the Zoning Officer, Police Chief and Fire Official have reviewed the application; and

WHEREAS, the Fire Official has requested that proper permits, if necessary, be submitted; and

WHEREAS, Matheny School and Hospital, Inc. has submitted the proper permits they have received from the Fire Official and the Fire Official approved the application; and

WHEREAS, the Zoning Officer and Police Chief have approved the application; and

WHEREAS, the application has been submitted to the Mayor & Council for their review and discussion; and

WHEREAS, members of the members of Matheny School and Hospital, Inc. attended this meeting and asked the Mayor & Council for their approval of this event.

NOW, THEREFORE BE IT RESOLVED, by the Mayor & Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey that Matheny School and Hospital, Inc., can hold their "Miles for Matheny" at 65 Highland Avenue, Peapack, NJ.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 80-24

TITLE: RESOLUTION AUTHORIZING THE MAYOR TO SIGN A LANDOWNER'S CONSENT CERTIFICATION BETWEEN NATIRAR RESIDENTIAL DEVELOPMENT LLC AND BETHEL RIDGE CORP., AND THE BOROUGH OF PEAPACK AND GLADSTONE (THE "OWNER")

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey to authorize Mayor Mark Corigliano to sign a Landowner's Consent Certification between Natirar Residential Development LLC and Bethel Ridge Corp., and the Borough of Peapack & Gladstone for a Minor Subdivision approval to subdivide the Property into three new lots: proposed Lots 1.04, 1.05 and 1.06 and Preliminary and Final Major site plan approval to construct ten (10) residential duplex buildings on Proposed Lot 1.06, two (2) residential group homes, one on each of the Proposed Lot 1.04 and 1.05 along with associated site improvements.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 81-24

TITLE: RESOLUTION FOR THE INTRODUCTION OF THE 2024 BUDGET

BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2024;

BE IT FURTHER RESOLVED,

- 1. That said Budget be published in the Bernardsville News in the issue of April 4, 2024
- 2. The Governing Body of the Borough of Peapack & Gladstone does hereby approve the following as the Budget for the year 2024.
- 3. A hearing on the Budget and Tax Resolution will be held at Borough Hall Council Chambers and Via GoTo Meeting Conferencing System on May 14, 2024 at 7:00PM at which time and place objections to said Budget and Tax Resolution for the year 2024 may be presented by taxpayers or other interested persons. Login instructions will be posted at least 48 hours in advance of the meeting on the Borough website, www.peapackgladstone.org

INTRODUCED	SECONDED	BOROUGH COUNCIL	AYE	NAY	ABSTAIN	ABSENT
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A CORIGLIANO
BOROUGH CLERK	MAYOR

BOROUGH OF PEAPACK & GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 82-24

Payment of Claims (Posted)

WHEREAS, The Borough Council of the Borough of Peapack & Gladstone has received bills to be paid as listed; and

WHEREAS, The Chief Financial Officer and the Borough Administrator have reviewed these bills and have certified that these bills represent goods and/or services received by the Borough, that these are authorized and budgeted expenditures and that sufficient funds are available to pay these bills.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Peapack & Gladstone, in the County of Somerset and State of New Jersey hereby:

- 1. That these bills are hereby authorized for payment; and
- **2.** That checks in the proper amounts are prepared and that necessary bookkeeping entries are made; and
- 3. That the proper Borough Officials are authorized to sign the checks.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Jamie Murphy				
		Eric L. Quartello				
		Sergio Silva				
		Julie M. Sueta				
		John Sweeney				
		Jill Weible				

NANCY A. BRETZGER	MARK A. CORIGLIANO
BOROUGH CLERK	MAYOR