### MINUTES OF THE PEAPACK & GLADSTONE BOROUGH COUNCIL DECEMBER 22, 2015, COUNCIL CHAMBERS 7:30 PM REGULAR MEETING

The Borough Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey, convened in a regular session meeting on Tuesday, December 22, 2015, at 7:30 p.m., in council chambers located in the Municipal Complex, located at 1 School Street, Peapack, New Jersey 07977.

#### NOTICE OF MEETING

The following statement was read by the Borough Clerk:

Adequate notice of this meeting of the Mayor and Borough Council of the Borough of Peapack & Gladstone was given to the Courier News, Newark Star Ledger and the Bernardsville News on December 25, 2014, was posted at the Municipal Complex, School Street, the Peapack Post Office, Main Street, Peapack & the Gladstone Post Office, Main Street, Gladstone, New Jersey on December 25, 2014, and was mailed on December 25, 2014, to all those people who have requested individual notice and paid the required fee.

FLAG SALUTE

Mayor William Muller led the salute to the flag.

### **ROLL CALL**

On the call of the roll, the following were present:

William Muller, Mayor Gian Paolo Caminiti Mark Corigliano Gerald J. Gunning (absent) T. William Simpson Royal Smith Anthony Suriano

Also present on the dais were Borough Clerk/Administrator Hector A. Herrera and Borough Attorney John Bruder.

#### **MINUTES**

Councilman Simpson made a motion that the reading of the minutes be dispensed with, and the minutes of the regular meeting of December 8, 2015, stand approved, as amended by the Borough Clerk to the Mayor and Borough Council. Councilman Suriano seconded that motion.

On call of the roll, the following vote was cast: Councilman Caminiti Aye

| Councilman Corigliano | Aye    |
|-----------------------|--------|
| Councilman Gunning    | Absent |
| Councilman Simpson    | Aye    |
| Councilman Smith      | Aye    |
| Councilman Suriano    | Aye    |

Councilman Simpson made a motion that the reading of the minutes be dispensed with, and the minutes of the special budget meeting of December 8, 2015, stand approved, as amended, by the Borough Clerk to the Mayor and Borough Council. Councilman Smith seconded that motion.

On call of the roll, the following vote was cast:

| Councilman Caminiti   | Aye    |
|-----------------------|--------|
| Councilman Corigliano | Aye    |
| Councilman Gunning    | Absent |
| Councilman Simpson    | Aye    |
| Councilman Smith      | Aye    |
| Councilman Suriano    | Aye    |

### PUBLIC COMMENT FOR NON-AGENDA ITEMS

Tom Dill, 10 Pfizer Drive, asked Council about the status of the agreement with the Friends of the Peapack & Gladstone Library agreement. Council informed him Mr. Bruder was working with the attorney representing the Friends of the Peapack & Gladstone Library.

Mr. Dill asked about the status of the housing development on St. John's Drive in Mendham. Council informed Mr. Dill that Mendham Township approved the project, without conditions, with regard to Mt. St. John's, St. John's Drive and Mosle Road.

Mr. Dill asked Council if it had any further discussions on approving the development project on Route 206. Council informed Mr. Dill it has not approved the removing of the senior overlay.

Mr. Dill asked Council about an article in the Bernardsville News where a resident claimed that a Land Use Board Subcommittee formed to review the Matheny School was illegal. Council informed Mr. Dill the Borough's Land Use Board attorney provided an opinion that the statement made by the resident was not accurate.

### PRESENTATIONS

Mayor Muller presented a testimonial resolution to outgoing Councilman Gerald Gunning.

Councilman Suriano moved to adopt the testimonial as resolution #164-15. Councilman Simpson seconded that motion.

On call of the roll, the following vote was cast: Councilman Caminiti Aye

| Councilman Corigliano | Aye    |
|-----------------------|--------|
| Councilman Gunning    | Absent |
| Councilman Simpson    | Aye    |
| Councilman Smith      | Aye    |
| Councilman Suriano    | Aye    |

Resolution #164-15 was adopted.

A copy of resolution #164-15 is appended to the official minutes.

## **PETITIONS AND COMMUNICATIONS:**

A resignation from the Department of Public Work, Laborer James Lovenberg, was received. Council was in consensus to accept Mr. Lovenberg's resignation.

# **REPORTS OF COMMITTEES / RESOLUTIONS**

FINANCE

Resolution to refund us bank cust LLC for PC6 sterling national (lienholder) for redemption of Lien #00036 on block 1.06 Lot 4 in the amount of  $\$2,\!045.10$ 

Councilman Suriano reviewed this resolution.

Councilman Suriano moved to adopt resolution #165-15. Councilman Smith seconded that motion.

On call of the roll, the following vote was cast:

| Aye    |
|--------|
| Aye    |
| Absent |
| Aye    |
| Aye    |
| Aye    |
|        |

Resolution #165-15 was adopted.

A copy of resolution #165-15 is appended to the official minutes.

AUTHORIZING AN INCREASE TO THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO APRUZZESE, MCDERMOTT, MASTRO & MURPHY, P.C. OF LIBERTY CORNER, NEW JERSEY FOR THE SERVICES OF LABOR COUNSEL AT THE RATE OF \$175 PER HOUR IN AN AMOUNT OF \$1,500 SO AS NOT TO EXCEED THE AGGREGATE AMOUNT OF \$11,500 FOR THE DURATION OF THE PROFESSIONAL SERVICES CONTRACT WHICH EXPIRES DECEMBER 31, 2015

Council asked why the amount surpassed the not-to-exceed amount. Mr. Herrera informed Council the billing through the month of November was \$200 over the not-to-exceed amount. This resolution would cover that \$200 and any billings for the month of December.

Councilman Suriano moved to adopt resolution #166-15. Councilman Smith seconded that motion.

On call of the roll, the following vote was cast:

| Councilman Caminiti   | Aye    |
|-----------------------|--------|
| Councilman Corigliano | Aye    |
| Councilman Gunning    | Absent |
| Councilman Simpson    | Aye    |
| Councilman Smith      | Aye    |
| Councilman Suriano    | Aye    |

Resolution #166-15 was adopted.

A copy of resolution #166-15 is appended to the official minutes.

### Discussion of 2016 Budget:

- 1. Insurance 210, 215, 225 Council reviewed this line item. It agreed in the following amounts:
  - a. Active employees \$457,000
  - b. Retiree employees \$290,000
  - c. Dental \$35,000
  - d. Waiver \$4,400
  - e. Medicare Part B \$22,500
  - f. Employee Contribution (\$58,000)
    \$621,000 will come out of Current Fund
    \$130,000 will come out of Sewer Operating
- 2. LOSAP 257 Council reviewed the 2016 Budget request. Approved as submitted.
- 3. Fire Department-UFC 265 Council reviewed the 2016 Budget request. Approved as submitted.
- 4. Solid Waste 305 Council reviewed the 2016 Budget request. Approved as submitted.
- 5. Board of Health 330 Council reviewed the 2016 Budget request. Approved as submitted.
- 6. Animal Control 340 Council reviewed the 2016 Budget request. Approved as submitted.
- 7. Aid to Library 390 Council asked Mr. Herrera to review this request with the branch manager.

- 8. Senior Citizen Program 372 Council reviewed the 2016 Budget request. It agreed to revisit this request at a later date.
- 9. Municipal Shared Court 490 Council reviewed the 2016 Budget request. Council agreed to increase the shared court agreement-capital contribution by \$400 for a total of \$3,000.
- 10. Capital Improvement 900 Council reviewed the 2016 Budget request. It agreed to revisit this amount at a later date.
- 11. Deferred Charges 875 Council agreed to \$17,000 this year to complete paying for the Master Plan.
- 12. Office of Emergency Management 252 Council reviewed the 2016 Budget request. Council agreed to add a line item for \$1,000 for communication-related expenses. The remainder of the budget was approved as submitted.

### BOROUGH PROPERTY

### Borough Phone Analysis

Councilman Corigliano updated Council on the IT Committee's review of the phone system. He informed Council the Committee met with Monmouth Communication who provided a proposal to be the Borough's phone carrier, including long-distance billing. The proposal would cut the phone bills down by approximately \$1,000 per month and consolidate all of the bills into one bill. Council had a consensus to switch its telecommunications provider from Verizon, AT&T, and Metropolitan Communications to Monmouth Telecom.

Discussion on Acquisition of Surplus Military Vehicle

Council discussed the acquisition of a surplus military vehicle from Fort Dix. OEM Coordinator Kingsley Hill provided a presentation of the truck, why he felt OEM needed the truck and details of procuring it.

Mr. Hill informed Council this truck would not cost the Borough any money. Council discussed the associated costs with owning the truck including regular maintenance, insurance costs, painting the truck so it would no longer look like a military vehicle, and the cost of Borough personnel who would be needed to maintain the vehicle.

John Skinner and Tom Scanlon, both representing the Borough Rescue Squad, informed Council they found these types of vehicles beneficial to emergency services.

Council discussed acquiring this vehicle with a \$1,000 cap per year on all expenses related to the maintenance of the vehicle.

Councilman Smith made the following motion:

BE IT RESOLVED THAT THE BOROUGH OF PEAPACK & GLADSTONE ACQUIRE 5-TON SURPLUS MILITARY TRUCK FROM THE FEDERAL GOVERNMENT, AT NO CHARGE, AND COMPLETE MAINTENANCE RECORDS BE KEPT WITH NO CHARGES TO EXCEED \$1,000

Councilman Simpson seconded that motion.

| On call of the roll, the following vote was c | ast:   |
|---|--------|
| Councilman Caminiti                           | Aye    |
| Councilman Corigliano                         | No     |
| Councilman Gunning                            | Absent |
| Councilman Simpson                            | Aye    |
| Councilman Smith                              | Aye    |
| Councilman Suriano                            | Aye    |

### FIRE/INFORMATION SYSTEMS

Councilman Simpson reported the Fire Department held its annual holiday dinner on 12/20/15.

### LEGAL

Mr. Bruder provided an update on the sale of the Komline House. Although the closing of the property was slated for 12/22/15, the buyer's attorney has postponed the closing, as the title company has requested more documents.

### MISCELLANEOUS COUNCIL BUSINESS

AN ORDINANCE AMENDING CHAPTER IX ENTITLED "PERSONNEL POLICIES" APPENDIX ENTITLED "BOROUGH OF PEAPACK & GLADSTONE PERSONNEL POLICIES, PROCEDURES, AND REGULATIONS" ARTICLE VI ENTITLED "HOURS OF WORK, HOLIDAYS, VACATIONS, SICK LEAVE, HOSPITALIZATION INSURANCE AND OTHER BENEFITS" SECTION 16 ENTITLED "LONGEVITY" OF THE BOROUGH CODE OF THE BOROUGH OF PEAPACK & GLADSTONE SO AS TO ELIMINATE LONGEVITY PAYMENTS FOR NONUNION BOROUGH EMPLOYEES HIRED AFTER JANUARY 1, 2015

On the motion of Councilman Suriano, second by Councilman Smith, the public hearing of this ordinance was opened to the public.

No one wished to be heard.

On the motion of Councilman Suriano, second by Councilman Smith, the public hearing on the ordinance was closed.

Councilman Suriano moved to adopt resolution #167-15/ordinance #1017. Councilman Smith seconded that motion.

| On call of the roll, the following vote was | cast:  |
|---|--------|
| Councilman Caminiti                         | Aye    |
| Councilman Corigliano                       | Aye    |
| Councilman Gunning                          | Absent |
| Councilman Simpson                          | Aye    |
| Councilman Smith                            | Aye    |
| Councilman Suriano                          | Aye    |

Ordinance #1017 was adopted.

A copy of Resolution #167-15/Ordinance #1016 is appended to the official minutes.

DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES PROGRAM ENABLING RESOLUTION Mr. Herrera reviewed the resolution. He informed Council the purpose of this resolution is to authorize the submission of a Green Acres Project Agreement between the Borough and the Department of Environmental Protection.

Councilman Suriano moved to adopt resolution #168-15. Councilman Smith seconded that motion.

On call of the roll, the following vote was cast:

| Councilman Caminiti   | Aye    |
|-----------------------|--------|
| Councilman Corigliano | Aye    |
| Councilman Gunning    | Absent |
| Councilman Simpson    | Aye    |
| Councilman Smith      | Aye    |
| Councilman Suriano    | Aye    |

Resolution #168-15 was adopted.

A copy of resolution #168-15 is appended to the official minutes.

TO AUTHORIZE THE EXECUTION OF A DECOMMISSIONING PLAN AGREEMENT BETWEEN THE BOROUGH OF PEAPACK AND GLADSTONE AND KDC SOLAR PFI, LLC., DEVELOPER OF CERTAIN PROPERTY OF PFIZER, INC. AND PHARMACIA AND UPJOHN COMPANY, LLC LOCATED AT BL.20, LOTS 9,10

On the motion of Councilman Corigliano, second by Councilman Suriano, this resolution was tabled to the January 12, 2016, Council meeting.

Discussion on Affordable Housing/COAH process

Council discussed circulating a letter to Borough residents providing information on the COAH litigation. Councilman Corigliano stated he would work on a letter and then give it to Mr. Bruder to review.

## **PUBLIC COMMENTS**

Ronald Hill, 42 Old Chester Road, asked Council about the cost of the Borough labor attorney.

No one else wished to be heard.

#### **EXECUTIVE SESSION**

RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS CONTRACT NEGOTIATIONS

Councilman Caminiti moved to adopt resolution #169-15, which authorized for a closed session to discuss contract negotiations. Councilman Corigliano seconded that motion.

| On call of the roll, the following vote was | cast:  |
|---|--------|
| Councilman Caminiti                         | Aye    |
| Councilman Corigliano                       | Aye    |
| Councilman Gunning                          | Absent |
| Councilman Simpson                          | Aye    |
| Councilman Smith                            | Aye    |
| Councilman Suriano                          | Aye    |

Resolution #169-15 was adopted. A copy of resolution #169-15 is appended to the official minutes

Council convened in closed session at 10:40 p.m. Council reconvened in open session at 11:28 p.m.

### **AUDITING OF CLAIMS:**

Councilman Corigliano motioned that the payment of Interim Claims be approved and that all vouchers submitted this date, as per voucher list, be paid after proper audit. Councilman Smith seconded that motion.

### ADJOURNMENT

On the motion of Councilman Suriano, second by Councilman Caminiti, the meeting adjourned at 11:30 p.m.

APPROVED:

HECTOR HERRERA BOROUGH CLERK WILLIAM MULLER MAYOR

## **RESOLUTION NO.**

# TESTIMONIAL TO GERALD J. GUNNING, RETIRING COUNCILMAN

WHEREAS, Councilman Gerry Gunning has served the Municipality of Peapack and Gladstone faithfully for many years; and

WHEREAS, He has served as a member of the Land Use Board (LUB) for a period of nineteen years; and

WHEREAS, During those years Gerry served as LUB Chairman, presiding over a very lengthy hearing; and

WHEREAS, Gerry was nominated by the local Republican Committee as a replacement candidate for a vacant Borough Council position and was selected by the then Borough Council to fill the unexpired term; and

WHEREAS, Councilman Gunning was reelected to a full three year term; and

WHEREAS, Councilman Gunning served as a member of the Council on Affordable Housing committee, Roads, Police and Shared Court committees.

NOW, THEREFORE, BE IT RESOLVED that this Borough Council hereby expresses its sincere thanks for the giving of many hours of volunteer work, faithful and dedicated service; and

BE IT FURTHER RESOLVED that this Resolution be published in the minutes of this meeting and a copy of this resolution, signed by the Mayor and Council President, be presented to Councilman Gerald J. Gunning.

| Introduced | Seconded | Borough Council     | Aye | Nay | Abstain | Absent |
|------------|----------|---------------------|-----|-----|---------|--------|
|            |          | Gian-Paolo Caminiti | Х   |     |         |        |
|            |          | Mark Corigliano     | Х   |     |         |        |
|            |          | Gerald Gunning      |     |     |         | X      |
|            | Х        | T. William Simpson  | Х   |     |         |        |
|            |          | Royal Smith         | Х   |     |         |        |
| Х          |          | Anthony Suriano     | Х   |     |         |        |

# **RESOLUTION NO.165-15**

RESOLUTION TO REFUND US BANK CUST LLC FOR PC6 STERLING NATIONAL (LIENHOLDER) FOR REDEMPTION OF LIEN #00036 ON BLOCK 1.06 LOT 4 IN THE AMOUNT OF \$2,045.10

WHEREAS, lien #00036 was sold to US Bank Cust for PC 6 Sterling National on November 19, 2015 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 \$1,100.00 at the tax sale held on November 19, 2015, and

WHEREAS, the owner of Block 1.06, Lot 4 has redeemed lien #00036 in the amount of \$945.10 by certified check on December 11, 2015, 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 \$2,045.10 to US Bank Cust LLC for PC6 Sterling National.

| Introduced | Seconded | Borough Council     | Aye | Nay | Abstain | Absent |
|------------|----------|---------------------|-----|-----|---------|--------|
|            |          | Gian-Paolo Caminiti | X   |     |         |        |
|            |          | Mark Corigliano     | X   |     |         |        |
|            |          | Gerald Gunning      |     |     |         | Х      |
|            |          | T. William Simpson  | X   |     |         |        |
|            | X        | Royal Smith         | X   |     |         |        |
| Х          |          | Anthony Suriano     | X   |     |         |        |

# RESOLUTION NO. 166-15

AUTHORIZING AN INCREASE TO THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO APRUZZESE, MCDERMOTT, MASTRO & MURPHY, P.C. OF LIBERTY CORNER, NEW JERSEY FOR THE SERVICES OF LABOR COUNSEL AT THE RATE OF \$175 PER HOUR IN AN AMOUNT OF \$1,500 SO AS NOT TO EXCEED THE AGGREGATE AMOUNT OF \$11,500 FOR THE DURATION OF THE PROFESIONAL SERVICES CONTRACT WHICH EXPIRES DECEMBER 31, 2015

WHEREAS, the Borough of Peapack & Gladstone awarded a professional services contract for the services of a professional labor attorney to the firm APRUZZESE, MCDERMOTT, MASTRO & MURPHY, P.C. OF LIBERTY CORNER, NEW JERSEY on June 9, 2015; and

WHEREAS, such award was made as a non-fair and open contract at a rate of \$175 per hour in an amount not to exceed \$5,000; and

WHEREAS, on September 8, 2015, via resolution 121-15, the Borough approved an increase in the amount of the award in the amount of \$5,000 so as to continue to engage the labor counsel services of APRUZZESE, McDERMOTT, MASTRO & MURPHY, P.C.; and

WHEREAS, the Borough has a need to increase the amount of the award an additional \$1,500 so as to continue to engage the labor counsel services of APRUZZESE, McDERMOTT, MASTRO & MURPHY, P.C.; and

WHEREAS, a certification affirming the availability of funds in accordance with N.J.A.C. 5:34-5.1 et seq. has been provided by the Director of Finance and is attached hereto and made a part hereof, indicating that the appropriation for the within expenditure is to be funded from the 2015 Budget Current Account; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Peapack & Gladstone, County of Somerset and State of New Jersey that it hereby authorizes the Borough to increase the award of the contract with APRUZZESE, McDERMOTT, MASTRO & MURPHY, P.C., an additional \$1,500 not to exceed the aggregate amount of \$11,500 for the duration of the contract which expires December 31, 2015.

| Introduced | Seconded | Borough Council     | Aye | Nay | Abstain | Absent |
|------------|----------|---------------------|-----|-----|---------|--------|
|            |          | Gian-Paolo Caminiti | Х   |     |         |        |
|            |          | Mark Corigliano     | Х   |     |         |        |
|            |          | Gerald Gunning      |     |     |         | Х      |
|            |          | T. William Simpson  | Х   |     |         |        |
|            | Х        | Royal Smith         | X   |     |         |        |
| Х          |          | Anthony Suriano     | X   |     |         |        |

# **RESOLUTION NO. 167-15**

## **RESOLVED** that the ordinance entitled,

AN ORDINANCE AMENDING CHAPTER IX ENTITLED "PERSONNEL POLICIES" APPENDIX ENTITLED "BOROUGH OF PEAPACK & GLADSTONE PERSONNEL POLICIES, PROCEDURES, AND REGULATIONS" ARTICLE VI ENTITLED "HOURS OF WORK, HOLIDAYS, VACATIONS, SICK LEAVE, HOSPITALIZATION INSURANCE AND OTHER BENEFITS" SECTION 16 ENTITLED "LONGEVITY" OF THE BOROUGH CODE OF THE BOROUGH OF PEAPACK & GLADSTONE SO AS TO ELIMINATE LONGEVITY PAYMENTS FOR NONUNION BOROUGH EMPLOYEES HIRED AFTER DECEMBER 31, 2015

now pending before this governing body be adopted and advertised as required by statute.

| Introduced | Seconded | Borough Council     | Aye | Nay | Abstain | Absent |
|------------|----------|---------------------|-----|-----|---------|--------|
|            |          | Gian-Paolo Caminiti | X   |     |         |        |
|            |          | Mark Corigliano     | X   |     |         |        |
|            |          | Gerald Gunning      |     |     |         | Х      |
|            |          | T. William Simpson  | X   |     |         |        |
|            | Х        | Royal Smith         | Х   |     |         |        |
| Х          |          | Anthony Suriano     | X   |     |         |        |

# BOROUGH OF PEAPACK & GLADSTONE ORDINANCE NO. 1017

AN ORDINANCE AMENDING CHAPTER IX ENTITLED "PERSONNEL POLICIES" APPENDIX ENTITLED "BOROUGH OF PEAPACK & GLADSTONE PERSONNEL POLICIES, PROCEDURES, AND REGULATIONS" ARTICLE VI ENTITLED "HOURS OF WORK, HOLIDAYS, VACATIONS, SICK LEAVE, HOSPITALIZATION INSURANCE AND OTHER BENEFITS" SECTION 16 ENTITLED "LONGEVITY" OF THE BOROUGH CODE OF THE BOROUGH OF PEAPACK & GLADSTONE SO AS TO ELIMINATE LONGEVITY PAYMENTS FOR NONUNION BOROUGH EMPLOYEES HIRED AFTER DECEMBER 31, 2015

**NOW THEREFORE, BE IT ORDAINED**, by the Borough Council of the Borough of Peapack & Gladstone in the County of Somerset and State of New Jersey that Chapter 9 of the Borough Code of the Borough of Peapack & Gladstone, appendix entitled "Borough of Peapack & Gladstone Personnel Policies, Procedures, and Regulations," Article VI Entitled "Hours of Work, Holidays, Vacations, Sick Leave, Hospitalization Insurance and Other Benefits," Section 16 Entitled "Longevity" is hereby amended so as to eliminate longevity payments for nonunion borough employees hired after December 31, 2015, as follows:

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All additions to Section 16, of Article VI of the Appendix of Chapter 9 are set forth in boldface; any deletions are set forth in italics; pre-existing language and fees are not highlighted in any way

## 16. Longevity.

<u>Only those All</u> full-time non-union Borough employees <u>hired before December 31,</u> <u>2015, shall be entitled to longevity payment as follows:</u>

Commencing with the 7th year of service with the Borough, the employee shall receive one hundred (\$100.00) dollars and thereafter for each subsequent year of service an additional one hundred (\$100.00) dollars shall be provided to the employee. Payment shall be made in the first pay period of February in each calendar year.

## SECTION II

This ordinance shall take effect upon final passage and publication according to law.

# SECTION III

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency, by specific action of the Council.

# **SECTION IV**

If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to this section, paragraph, subdivision, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

Introduced: December 8, 2015 Adopted: December 22, 2015

## BOROUGH OF PEAPACK & GLADSTONE <u>RESOLUTION NO. 168-15</u>

## STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES PROGRAM

### ENABLING RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Borough of Peapack & Gladstone has previously obtained a loan of \$500,000 and a grant of \$4,975,000 from the State to fund the following project(s):

### Project #1815-99-011 Peapack & Gladstone Open Space Acquisitions

WHEREAS, the State and the Borough of Peapack & Gladstone intend to increase Green Acres funding by \$550,000; and

WHEREAS, the applicant is willing to use the State's funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project;

NOW, THEREFORE, BE IT RESOLVED BY the Borough Council of the Borough of Peapack & Gladstone that:

- 1. The Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as Peapack & Gladstone Open Space Acquisition, and;
- 2. The applicant has its matching share of the project, if a match is required, in the amount of \$550,000.
- 3. In the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;
- 4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
- 5. This resolution shall take effect immediately.

| Introduced | Seconded | <b>Borough Council</b> | Aye | Nay | Abstain | Absent |
|------------|----------|------------------------|-----|-----|---------|--------|
|            |          | Gian-Paolo Caminiti    | X   |     |         |        |
|            |          | Mark Corigliano        | X   |     |         |        |
|            |          | Gerald Gunning         |     |     |         | X      |
|            |          | T. William Simpson     | X   |     |         |        |
| X          |          | Royal Smith            | X   |     |         |        |
|            | X        | Anthony Suriano        | X   |     |         |        |

# **RESOLUTION NO. 169-15**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Peapack and Gladstone that in compliance with N.J.S.A. 10:4-7 et seq, this meeting will be closed to the public to discuss the following matters:

### • CONTRACT NEGOTIATIONS

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 |
|------------|----------|---------------------|-----|-----|---------|--------|
| Х          |          | Gian-Paolo Caminiti | X   |     |         |        |
|            | Х        | Mark Corigliano     | X   |     |         |        |
|            |          | Gerald Gunning      |     |     |         | Х      |
|            |          | T. William Simpson  | X   |     |         |        |
|            |          | Royal Smith         | X   |     |         |        |
|            |          | Anthony Suriano     | X   |     |         |        |