

**\*\* WORKSHOP AGENDA \*\***

**January 27, 2021**

**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 Item: Code Book Updates

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

Roll Call: C/Francisco, C/Marter, C/Robilotti, C/Wojyn

Also present was Deputy Municipal Clerk Laurie Finger, CFO Sylvia Eryan-Hawileh, Mayor Tom Reynolds, and Attorney Joseph Youssouf. Excused was Municipal Clerk Peter Gorbatuk. Absent were C/Krawiec and C/Mann. There were also (3) remote participants.

Chief Cooke continued the discussion of the memo for code changes to Chapter 2.100

Chapter 2.109.10 A. (1) (e) Handicapped Parking Standards – identify spaces with a sign and to include penalty indicating fines for offenses. Painted blue.

Chapter 2.109.10 A. (1) (f) Handicapped Parking Spaces – to be in accordance with the revised ADA standards of accessible design

Chapter 2.117.09 – Exceptions

Chapter 2.118.01 (f) Add Electronic Cigarettes to include Vaping

Chapter 2.118 (Entire Chapter) change age from 18 to 21

Chapter 2.121.07 – Parking Prohibited at all times. Several roads were discussed; those being Hamilton Street, Irving Place, Center Street, Water Street, Tennent Avenue, Main Street and Pine Street. Dey Street needs to be added.

Chapter 2.121.08 – Parking Prohibited during certain hours – Delete Pine Street North Side 6am-6pm

Chapter 2.121.15 – Prohibited right turns on red – Add Water Street East Bound @ Intersection of Main Street South Bound 7:00am-7:00pm

Chapter 2.121.25 – One Way Designations – Add Hamilton, Center Street, Dey Street

Chapter 2.130.21 – Administration and Enforcement – allow zoning officer to enter premise or conduct inspections

Chapter 2.136.01 – Enforcement of Title – code to be enforced by both police and code.

Code Enforcement Officer Thompson questioned how the residents will be made aware of the code change for garage sales. Mayor Reynolds said that the website will be updated to include the new code and a postcard will be mailed to all residents informing them of the changes to the ordinance.

Adjournment: There being no further business a motion to adjourn the workshop was offered by C/Francisco, seconded by C/Marter. Passed unanimously. The time being 6:54 P.M.

**\*\* AGENDA \*\***

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

1. Meeting Called to Order and Roll Call
2. Statement of Compliance with Sunshine Law
3. Moment of Silence and Salute to the Flag
4. Approval of Minutes  
December 21, 2020  
December 21, 2020 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. New Business
  - A. Resolution No. 2021-043  
Authorization of Purchases Over \$2625.00  
Payment to Ford Motor Credit - Patrol Vehicle
  - B. Resolution No. 2021-044  
Authorization of Purchases Over \$2625.00  
Payment to Ford Motor Credit – Patrol Vehicle
  - C. Resolution No. 2021-045  
Authorization of Services Software for Finance, Tax, Animal & Water Sewer Departments Payable to Edmunds & Associates
  - D. Resolution No. 2021-046  
Authorizing of Purchases Eagle Point Gun Shop
  - E. Resolution No. 2021-047  
Authorizing Refund of Tax Sale Certificate & Refund  
B-6, L-8

- F. Resolution No. 2021-048  
Authorizing Refund of Tax Sale Certificate & Refund  
B-4, L-20
  - G. Resolution No. 2021-049  
Authorizing Refund of Tax Sale Certificate & Refund  
B-5, L- 5.03
  - H. Resolution No. 2021-050  
Authorizing Refund of Tax Sale Certificate & Refund  
B-15, L-3
  - I. Resolution No. 2021-051  
Payment of Borough Bills
  - J. Resolution No. 2021-052  
Amending Leave of Absence Policy 3.7
  - K. Resolution No. 2021-053  
Special Ruling NJSA 33:1-12.18 Plenary Retail Consumption License for  
Yorktown Discount Wines
  - L. Resolution No. 2021-054  
Special Ruling NJSA 33:1-12.39 Plenary Retail Consumption License for  
Yorktown Discount Wines
9. Tax Collector's Report – December 2020
10. Public Portion - Non Agenda Items  
Limited to Five (5) Minutes per citizen to be determined at Borough  
Council's discretion. Any and all situations regarding Borough Personnel,  
when names are implied or mentioned, are to be brought to the full attention  
of the Council through an appointment and subsequent disclosure through  
the Personnel Committee.
11. Executive Session
12. Adjournment

The meeting was called to order by Mayor Reynolds at 6:54 P.M.

Roll Call: C/Francisco, C/Marter, C/Robilotti, C/Wojyn

Absent: C /Krawiec, C/Mann

Also present Deputy Municipal Clerk Laurie Finger and CFO Sylvia Eryan-Hawileh,

Attorney Youssof 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: December 21, 2020

There being no corrections, deletions or additions, a motion to approve the December 21, 2020 meeting minutes and December 21, 2020 Executive Minutes by C/Robilotti and Seconded by C/Wojyn.

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

#### Committee Reports:

##### Code Enforcement, Public Health, Public Events

Councilman Francisco reported:

- Code Enforcement – Richard Thompson made us aware of some citations made for basketball hoops hanging over public streets.

##### Technology

Councilman Marter reported:

- Changes need to be made to the website server and he is obtaining the costs.
- Asked for approval of a bond ordinance to be prepared for the computer upgrades of #2, #4, and #5. Capital #2 has the server which is needed to move forward with the requirements for the JIF policy to get our deductible back down.

##### Legislative, Insurance & Licenses

Councilman Marter reported: No report at this time

##### Public Safety

Councilman Wojyn reported:

- Read monthly Police report for December 2020 and Year-End Report.
- Reported on technology – will be asking Aton Computers to configure the 2 laptops for Finance and Tax.
- He also asked that all Council reports be sent to him and the Municipal Clerk.

##### Public Utilities

Councilwoman Krawiec absent: No report at this time.

Public Buildings & Grounds

Councilman Mann reported: (arrived at 7:30 P.M.)

- DPW ordered some snow plow parts.
- Public Works Foreman Robert Smith, III has resigned from his position. His last day is Friday.

Administration, Finance & Personnel

Councilwoman Robilotti reported:

- Our clerk Peter Gorbatuk will be out due to health reasons. We all wish him a quick recovery.
- The Mayor and I attended the December 22, 2020 Planning Board meeting. There was an application for 68 Main Street subdivision - 1 front yard variance was presented. There was also a hearing for 69 Main Street for 3 duplexes with several people in attendance voicing their concerns.
- The Mayor and I attended the January 26th, 2021 Planning Board Reorg meeting. There were two new members sworn in Steven Bloom and Arun Swami as an alternate
- The Planning Board passed the resolution for 68 Main Street for Arch Home Developers.

Correspondence

The Monthly Budget Report for December 2020 has been received and was forwarded to Mayor and Council.

Public Portion – Agenda Items Only

Mayor Reynolds opens the floor to the public discussion limited to agenda items only.  
Motion by C/Francisco and second by C/Robilotti

Mayor Reynolds adds there was no public present.

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

Old Business: NONE

New Business:

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-043**

**AUTHORIZATION OF PURCHASES OVER \$2625.00**

**WHEREAS**, the Borough of Englishtown Council requires that purchases and services over \$2,625.00 or more be pre-approved by the Governing Body except in the case of imminent emergency situation; and

**WHEREAS**, the following itemized request(s) were submitted to the Chief Financial Officer by the respective Committee Chairperson(s) for Council approval; and

**WHEREAS**, the Chief Financial Officer certifies that appropriate funds are available for the following:

Police Dept. – Patrol Vehicle - \$19,000.00  
2020 Dodge Charger

Services From: Ford Motor Credit  
P.O. Box 1739  
MD 7500  
Dearborn, MI 48121-1739

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that the above request(s) is approved for the purchase or order.

Offered By: C/Mann

Seconded By: C/Wojyn

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-044**

**AUTHORIZATION OF PURCHASES OVER \$2625.00**

**WHEREAS**, the Borough of Englishtown Council requires that purchases and services over \$2,625.00 or more be pre-approved by the Governing Body except in the case of imminent emergency situation; and

**WHEREAS**, the following itemized request(s) were submitted to the Chief Financial Officer by the respective Committee Chairperson(s) for Council approval; and

**WHEREAS**, the Chief Financial Officer certifies that appropriate funds are available for the following:

Police Dept. – Patrol Vehicle - \$19,000.00  
2021 Dodge Charger

Services From: Ford Motor Credit  
P.O. Box 1739  
MD 7500  
Dearborn, MI 48121-1739

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that the above request(s) is approved for the purchase or order.

Offered By: C/Mann

Seconded By: C/ Robilotti

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

Nays: None

Abstain: None

Absent: C/Krawiec

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-045**

**AUTHORIZATION OF SERVICES**

**WHEREAS**, the Borough of Englishtown Council requires that purchases and services over \$2625.00 or more be pre-approved by the Governing Body except in the case of imminent emergency situation; and

**WHEREAS**, the following itemized request(s) were submitted to the Chief Financial Officer by the respective Committee Chairperson(s) for Council approval; and

**WHEREAS**, the Chief Financial Officer certifies that appropriate funds are available for the following:

Software Maintenance for Finance, Tax, Animal & Water Sewer  
Departments.....\$10,583.00

Services From:

Edmunds & Associates  
301 – A Tilton Road  
Northfield, NJ 08225

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that the above request(s) is approved for the purchase or order.

Offered By: C/Robilotti

Seconded By: C/Francisco

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

Nays: None

Abstain: None

Absent: C/Krawiec

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-046**

**AUTHORIZATION OF PURCHASES**

**WHEREAS**, the Borough of Englishtown Council requires that purchases and services over \$2625.00 or more be pre-approved by the Governing Body except in the case of imminent emergency situation; and

**WHEREAS**, the following itemized request was submitted to the Chief Financial Officer by the respective Committee Chairperson(s) for Council approval; and

**WHEREAS**, the Chief Financial Officer certifies that appropriate funds are available for the following:

Police Dept. – Police Ammunition ..... \$5,750.00

Purchased From:

Eagle Point Gun Shop  
TJ Morris & Son  
1707 Third Street  
Thorofare, N.J. 08086

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that the above request(s) is approved for the purchase or order.

Offered By: C/Francisco  
Seconded By: C/ Robilotti

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-047**

**AUTHORIZING REFUND OF TAX SALE CERTIFICATE  
& REFUND OF PREMIUM PAID AT TAX SALE**

**WHEREAS**, the Borough of Englishtown Tax Collector has reported that the following Tax Sale Certificate has been sold to Culmac Investors Box 251, Monmouth Beach, NJ 07750:

Tax Sale Certificate No. 19-00003  
Block 6, Lot 8  
13 Wilson Avenue  
in the amount of \$13,600.47



**WHEREAS**, Culmac Investors also paid \$3,200.00 as a premium to obtain Tax Sale Certificate; and

**WHEREAS**, the above-mentioned certificate has been voided by the tax collector and the holder is also entitled to a refund of the premium paid to obtain said certificate for a total refund amount of \$16,800.47.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that it hereby authorizes payment in the amount of \$16,800.47 to Culmac Investors Box 251, Monmouth Beach, NJ 07750

**BE IT FURTHER RESOLVED** that a certified true copy of this Resolution be forwarded to the Borough's Tax Collector and Chief Financial Officer.

Offered By: C/Robilotti

Seconded By: C/Marter

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

Nays: None

Abstain: None

Absent: C/Krawiec

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-048**

**AUTHORIZING REFUND OF TAX SALE CERTIFICATE  
& REFUND OF PREMIUM PAID AT TAX SALE**

**WHEREAS**, the Borough of Englishtown Tax Collector has reported that the following Tax Sale Certificate has been sold to US Bank Global Corp Trust Services:

Tax Sale Certificate No. 20-00001

Block 4, Lot 20

39-41 Main Street

in the amount of \$3,028.14

**WHEREAS**, US Bank Global Corp Trust Services also paid \$0.00 as a premium to obtain Tax Sale Certificate; and

**WHEREAS**, the above-mentioned certificate has been voided by the tax collector and the holder is also entitled to a refund of the premium paid to obtain said certificate for a total refund amount of \$3,028.14.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that it hereby

authorizes payment in the amount of \$3,028.14 to US Bank Global Corp Trust Services, 50 South 16<sup>th</sup> Street – Suite # 2050, Philadelphia, Pa. 19102.

**BE IT FURTHER RESOLVED** that a certified true copy of this Resolution be forwarded to the Borough's Tax Collector and Chief Financial Officer.

Offered By: C/ Robilotti

Seconded By: C/Francisco

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

Nays: None

Abstain: None

Absent: C/Krawiec

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-049**

**AUTHORIZING REFUND OF TAX SALE CERTIFICATE  
& REFUND OF PREMIUM PAID AT TAX SALE**

**WHEREAS**, the Borough of Englishtown Tax Collector has reported that the following Tax Sale Certificate has been sold to US Bank Global Corp Trust Services:

Tax Sale Certificate No. 20-00003  
Block 5, Lot 5.03  
75 Main Street  
in the amount of \$221.80

**WHEREAS**, US Bank Global Corp Trust Services also paid \$0.00 as a premium to obtain Tax Sale Certificate; and

**WHEREAS**, the above-mentioned certificate has been voided by the tax collector and the holder is also entitled to a refund of the premium paid to obtain said certificate for a total refund amount of \$221.80.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that it hereby authorizes payment in the amount of \$221.80 to US Bank Global Corp Trust Services, 50 South 16<sup>th</sup> Street – Suite # 2050, Philadelphia, Pa. 19102.

**BE IT FURTHER RESOLVED** that a certified true copy of this Resolution be forwarded to the Borough's Tax Collector and Chief Financial Officer.

Offered By: C/ Robilotti

Seconded By: C/Francisco

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

Nays: None  
Abstain: None  
Absent: C/Krawiec

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-050**

**AUTHORIZING REFUND OF TAX SALE CERTIFICATE  
& REFUND OF PREMIUM PAID AT TAX SALE**

**WHEREAS**, the Borough of Englishtown Tax Collector has reported that the following Tax Sale Certificate has been sold to Trystone Capital Assets, LLC:

Tax Sale Certificate No. 20-00004  
Block 15, Lot 3  
6 Harrison Avenue  
in the amount of \$1,277.06

**WHEREAS**, US Bank Global Corp Trust Services also paid \$3,000.00 as a premium to obtain Tax Sale Certificate; and

**WHEREAS**, the above-mentioned certificate has been voided by the tax collector and the holder is also entitled to a refund of the premium paid to obtain said certificate for a total refund amount of \$4,277.06.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Englishtown, County of Monmouth, State of New Jersey that it hereby authorizes payment in the amount of \$4,277.06 to Trystone Capital Assets, LLC, P.O. Box 1030, Brick, NJ 08723.

**BE IT FURTHER RESOLVED** that a certified true copy of this Resolution be forwarded to the Borough's Tax Collector and Chief Financial Officer.

Offered By: C/ Robilotti

Seconded By: C/Marter

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

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-051**

**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 \$567,471.34 are hereby authorized to be paid on January 27, 2021.
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/Mann

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

Nays: None

Abstain: None

Absent: C/Krawiec

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-052**

Amending Leave of Absence Policy 3.7 was removed from tonight's agenda and moved to the February 24<sup>th</sup> Council Meeting.

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-053**

**SPECIAL RULING NJSA 33:1-12.18**

**WHEREAS**, heretofore issued to Village Center Holding II LLC with a mailing address of 14 Wilson Avenue units 5-6, license number 1312-33-003-012 has received a special ruling from the director of the ABC Pursuant to NJSA 33:1-12.18 for license term 2020-2021;

**NOW, THEREFORE, BE IT RESOLVED**, , that the Borough of Englishtown does hereby accept, effective January 27th, the Special Ruling of the person to person, place to place transfer of the aforesaid Plenary Retail Consumption License with a mailing address of 14 Wilson Avenue Units 5-6, Englishtown, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to premises located at 14 Wilson Avenue Units 5-6, Englishtown, effective January 27, 2021".

Offered By: C/Robilotti

Seconded By: C/Mann

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

Nays: None  
Abstain: None  
Absent: C/Krawiec

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-054**

**SPECIAL RULING NJSA 33:1-12.39**

**WHEREAS**, heretofore issued to Village Center Holding II LLC with a mailing address of 14 Wilson Avenue units 5-6, license number 1312-33-003-012 has received a special ruling from the director of the ABC Pursuant to NJSA 33:1-1239 for license term 2020-2021;

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough of Englishtown does hereby accept, effective January 27th, the Special Ruling of the person to person, place to place transfer of the aforesaid Plenary Retail Consumption License with a mailing address of 14 Wilson Avenue Units 5-6, Englishtown, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to premises located at 14 Wilson Avenue Units 5-6, Englishtown, effective January 27, 2021".

Offered By: C/Robilotti

Seconded By: C/Mann

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

Nays: None  
Abstain: None  
Absent: C/Krawiec

**BOROUGH OF ENGLISHTOWN  
RESOLUTION NO. 2021-055**

**RESOLUTION ACCEPTING THE RESIGNATION OF ROBERT J. SMITH III  
PUBLIC WORKS FOREMAN**

**WHEREAS**, Public Works Foreman, Robert J. Smith, III has served the Borough of Englishtown since June 1, 2015 with dedication and commitment; and

**WHEREAS**, Public Works Foreman, Robert J. Smith, III tendered his resignation to move on to a new opportunity with his last day of employment being January 29, 2021.

**NOW THEREFORE BE IT RESOVED** that the Mayor and Council of the Borough of Englishtown regretfully accept the resignation from the Public Works Foreman and wish him well in his future.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be given to the Chief Financial Officer and Public Works Foreman, Robert J. Smith, III.

Offered By: C/Mann

Seconded By: C/ Robilotti

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

Nays: None

Abstain: None

Absent: C/Krawiec

Mayor Reynolds read the Tax Collectors Report

Tax Collectors Report –December 2020

2021 Taxes Year	20,119.60
2020 Taxes Year	24,041.27
Tax Sale Premium	10,800.00
Outside Lien Redemption	0.00
Interest	586.18
Cost of Sale	1,870.57
Duplicate Bill Fee	0.00
Net Receipts	0.00
W/S at tax sale	0.00
Total Disbursements	\$57,417.62

Public Portion Non Agenda Items Only

Mayor Reynolds opens the floor to the public for discussion limited to non-agenda items only. Motion made by C/Francisco, Seconded by C/Marter.

Chief Cooke stated that by accepting the resignation of DPW Foreman Robert Smith, III the Borough is losing a great employee.

Chief Cooke asked Mayor and Council for a copy of Resolution 2021-052 when it becomes available for distribution in February.

There being no further items to discuss, a Motion to close the public portion Motion made by C/Mann, C/ Francisco. Passed unanimously.

Mayor Reynolds stated there was a need for an 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: Potential Litigation and Personnel.

1. Any matter which, by express provision of Federal Law or State statute or rule of court, shall be rendered confidential;
2. Any matter in which the release of information would impair a right to receive funds from the Government of the United States;
3. Any material, the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records or personal material including health records, legal defense, insurance, etc;
4. Any collective bargaining agreement or terms and conditions related thereto;
5. Any matter involving the purchase, lease or acquisition of real property with public funds;
6. Any tactics and techniques utilized in protecting the public safety and property;
7. Any pending or anticipated litigation or contract negotiation wherein the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required;
8. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of performance of, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee, employed or appointed by the public body;
9. Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit; and

WHEREAS, N.J.S.A. 10:4-13 provides that a public body may not exclude the public from any meeting to discuss any matters described in N.J.S.A. 10:4-12 until the public body has adopted a resolution at a meeting to which the public shall be admitted, stating the general nature of the subject to be discussed and stating as precisely as possible, the time and when the circumstances under which the discussion conducted in a closed session of the public body can be disclosed to the public; and

WHEREAS, the Mayor and Council of the Borough of Englishtown believe that a closed session pursuant to Section 4 of N.J.S.A. 10:4-12b is required to discuss the potential litigation and personnel matters.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the public be excluded from this portion of the public meeting convened on the 27th day of January, 2021 pursuant to Section 4 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/Francisco

Passed unanimously with the time being 7:50 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/ Francisco. Passed unanimously.

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 8:57 P.M.

March 24, 2021

*Laurie Finger*

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Approved by Governing Body

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Deputy Municipal Clerk