



# **BOROUGH COUNCIL MEETING - JUNE 5, 2023 AGENDA**

**Monday, June 05, 2023 at 7:00 PM**

**Online via Zoom**

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## **CALL TO ORDER - Mayor Davy**

## **ROLL CALL - Borough Clerk - Betty Sterling**

Angarone; Chandler; Gnatt; Marciante; Stern; Valenza; Mayor Davy

## **OPEN PUBLIC MEETINGS STATEMENT**

Notice of this meeting has been given to the Hopewell Valley News, Trenton Times and was posted on the bulletin board at Borough Hall at 30 North Main Street and on the Borough website according to the regulations of the Open Public Meetings Act.

To receive news alerts, please visit the Borough's website and click on the "Subscribe to News & Alerts" button at the top of the page.

## **OPEN TO THE PUBLIC**

The Meeting is now open to the public for comment. In an effort to provide everyone interested an opportunity to address his or her comments to the Governing Body, a public comment time limit has been instituted for each speaker. Please raise your hand and when the Borough Clerk acknowledges you state your name and address for the record. Please limit comments to the Governing Body to a maximum of 2 minutes.

## **MAYOR'S BUSINESS**

1. Municipal Alliance Resolution / Come Out and Play (request to waive rental fee for Kunkel Park) - Heide Kahme
2. ANJEC Grant for Arboretum - Denied
3. Deer Survey Results
4. Update - Beigene
5. Resignation - Barbara Kirsch - Historic Preservation
6. NJ DOT Municipal Aid - Road Projects / Walking and Biking Safety - Deadline July 1, 2023
7. Traffic Signal - Route 31 & Ingleside Ave Update
8. Streetscape - Public Information Center Comments (for approval)

## **MAYOR'S APPOINTMENTS**

### **9. Environmental Commission**

Designation of Chair of Environmental Commission -

Kieran John moving from 2nd Alternate position to regular member for an unexpired term ending December 31, 2025

## **APPOINTMENTS (WITH COUNCIL APPROVAL)**

### **Historic Preservation:**

Robert Chandler - Changing from Class C to Class A

Natalie Shivers - Changing from Class C to Class A

Katrina Homel - Changing from Class D to Class B

Mary Baum - Moving from Class C Alternate 1 to Class C Member for unexpired term ending December 31, 2024

Yasmine Zein appointed as Class C Alternate 1 for unexpired term ending December 31, 2023

## **APPROVAL OF MINUTES**

**10.** Regular Meeting Minutes - May 1, 2023

## **APPROVAL OF CLOSED SESSION MINUTES (FOR CONTENT BUT NOT FOR RELEASE)**

**11.** Special Closed Session - May 11, 2023

## **ORDINANCES FOR PUBLIC HEARING AND ADOPTION**

**12.** Ordinance 2023-10 - Ordinance Increasing Certain Fees and Amending Chapter 98 (Fees) of the Code of the Borough of Pennington

**13.** Ordinance 2023-11 - Bond Ordinance Providing for the Acquisition of Equipment in and by the Borough of Pennington, in the County of Mercer, New Jersey, Appropriating \$45,000 Therefor and Authorizing the Issuance of \$42,750 Bonds or Notes of the Borough to Finance Part of the Cost Thereof

## **COMMITTEE REPORTS**

**14. Planning & Zoning / Personnel / Economic Development** - Ms. Gnatt

- 15. Public Works / Open Space / Shade Tree - Ms. Stern**
- 16. Finance & Technology / Public Safety / Arboretum / Landfill - Mrs. Chandler**
- 17. Historic Preservation / Library - Ms. Angarone**
- 18. Parks & Recreation - Mr. Marciante**
- 19. Board of Health / Environmental Commission - Mr. Valenza**
- 20. Senior Advisory - Mayor Davy**

### **COUNCIL DISCUSSION**

- 21. Communications Plan Update**
- 22. Shared Services Agreement - Recycling - Mercer County Improvement Authority**

### **NEW BUSINESS**

- 23. Resolution 2023-6.2 - Resolution Authorizing Payment of Bills**
- 24. Resolution 2023-6.3 - Resolution Authorizing Purchase of Stalker Traffic Data Collector w/Solar Option From Stalker Radar Applied Concepts, Inc. Under State Contract 17-FLEET-00726**
- 25. Resolution 2023-6.4 - Resolution Authorizing Block Party on July 8, 2023 From 4PM to 8PM on Voorhees Avenue**
- 26. Resolution 2023-6.5 - Resolution Authorizing Block Party on August 19, 2023 (Rain Date August 20, 2023) from 11AM to 10PM on Sked Street**
- 27. Resolution 2023-6.6 - Resolution Awarding Local Retail Cannabis License to Jersey Meds Management, LLC, Pursuant to the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act, N.J.S.A. 24:61-31, ET SEQ., and Pennington Ordinance 2021-9**
- 28. Resolution 2023-6.7 - Resolution Authorizing Tree Work at Sked Street Park and Authorizing the Use of Open Space Funds for this Purchase**
- 29. Resolution 2023-6.8 - Resolution Approving Renewal of Plenary Retail Consumption License #1108-33-001-001 for 2023-2024**
- 30. Resolution 2023-6.9 - Resolution Authorizing Retention of Special Labor Counsel**
- 31. Resolution 2023-6.10 - Resolution Authorizing Retention of Attorney for Services as Hearing Officer**
- 32. Resolution 2023-6.11 - Resolution Authorizing and Ratifying Application for 2023 Stormwater Assistance Grant and Further Authorizing Execution of Grant Agreement**
- 33. Resolution 2023-6.12 - Resolution to Request Amendment of the 2023 Adopted Budget (Chapter 159) to Insert a Special Item of Revenue and Appropriation for 2023 - Clean Communities**

34. Resolution 2023-6.13 - Resolution Authorizing Payment Request #1 to Top Line Construction for Work Completed on the West Franklin & Knowles Road Improvement Project (VNHA #44836-210-71)
35. Resolution 2023-6.14 - Resolution Authorizing Submission of Governor's Council on Alcoholism and Drug Abuse Fiscal Grant July 1, 2023 to June 30, 2024
36. Resolution 2023-6.15 - Resolution Authorizing a Professional Services Agreement with Montrose Environmental for the Completion of the 2022 Right to Know Survey
37. Resolution 2023-6.16 - Resolution Authorizing Refund of Redemption Monies to Outside Lienholder
38. Resolution 2023-6.17 - Resolution Authorizing the Tax Collector to Process Third Quarter "Estimated" Tax Bills, Due August 1, 2023
39. Resolution 2023-6.18 - Resolution Approving Emergency Appropriation by the Pennington Borough Board of Fire Commissioners, District No. 1 in the Amount of \$17,280. for Repair of a Pumper Tanker Truck to Protect and Promote Public Safety
40. Resolution 2023-6.19 - Resolution Authorizing Amendment of Agreement with Penn Medicine Princeton Medical Center to Provide for Additional Services for CDL Licensees
41. Resolution 2023 - 6.20 - Resolution Authorizing The Filing of an Appeal of the Trial Court Decision in Hopewell Borough, Pennington Borough, Et Al Vs Hopewell Township, US Home at Hopewell Parc Urban Renewal LLC, Et Al., Contesting Approval of 30 Year Tax Exemption for the Development

### **PROFESSIONAL REPORTS**

Borough Administrator - Donato Nieman  
Borough Attorney - Walter Bliss  
Borough Clerk - Betty Sterling  
Chief Financial Officer - Sandy Webb  
Chief of Police - Doug Pinelli  
Superintendent of Public Works - Rick Smith

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state your name and address for the record. Please limit comments to the Governing Body to a maximum of 2 minutes.

### **CLOSED SESSION**

**AT, PM, BE IT RESOLVED**, that Mayor and Council shall hereby convene in closed session for the purposes of discussing a subject or subjects permitted to be discussed in closed session by the Open Public Meetings Act, to wit:

Litigation - Hopewell PILOT

Potential Litigation - Beigene

AT, PM, Mayor and Council returned to open session.

**42.**

### **ADJOURNMENT**