



BOROUGH COUNCIL MEETING - SEPTEMBER 6, 2022

AGENDA

Tuesday, September 06, 2022 at 7:00 PM

Online via Zoom

CALL TO ORDER - Mayor Davy

ROLL CALL - Borough Clerk - Betty Sterling

Angarone; Chandler; Gnatt; Gross; Marciante; Stern; 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.

OPEN TO THE PUBLIC - AGENDA ITEMS ONLY

Meeting open to public for comments on items on the agenda for which no public discussion is provided. 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 3 minutes.**

MAYOR'S BUSINESS

1. Standard & Poors Rating
2. Council By-Laws (Rough Draft)

APPROVAL OF MINUTES

3. Regular Meeting Minutes - August 1, 2022

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

4. Closed Session - March 7, 2022

Closed Session - April 4, 2022

Closed Session - May 2, 2022

ORDINANCES FOR INTRODUCTION

- [5.](#) Ordinance 2022-12 - Bond Ordinance Amending Bond Ordinance Numbered 2022-6 of the Borough of Pennington, in the County of Mercer, New Jersey, Finally Adopted May 2, 2022, in Order to Amend the Descriptions of the Projects and to Provide for the Funding of an Emergency Appropriation
- [6.](#) Ordinance 2022-13 - An Ordinance Amending Chapter 200 of the Code of the Borough of Pennington Concerning Stop Intersections

ORDINANCES FOR PUBLIC HEARING AND ADOPTION

- [7.](#) Ordinance 2022-11 - Ordinance Amending Economic Development Commission Membership and Amending Chapter 13 of the Code of the Borough of Pennington

COMMITTEE REPORTS

- 8. Planning & Zoning / Personnel / Parks & Recreation** – Mrs. Gnatt
- 9. Public Safety / Economic Development / Environmental** – Mrs. Chandler
- 10. Public Works** – Ms. Stern
- 11. Finance & Technology / Board of Health** – Mr. Gross
- 12. Historic Preservation / Library** – Ms. Angarone
- 13. Open Space / Shade Tree** – Ms. Stern
- 14. Senior Advisory** – Mayor Davy

COUNCIL DISCUSSION

- 15. Noise/Lighting Ordinance - Survey Results**
- 16. Update on Communications Plan - (Nadine Stern / Kati Angarone)**
- 17. Sign Removal Request**
- 18. Fire Department - Water Usage Report Form**

NEW BUSINESS

- [19.](#) Resolution 2022-9.1 - Resolution Authorizing Refunds
- [20.](#) Resolution 2022-9.2 - Resolution Authorizing Payment of Bills
- [21.](#) Resolution 2022-9.3 - Resolution of the Borough of Pennington, in the County of Mercer, New Jersey Authorizing an Emergency Appropriation Pursuant to N.J.S.A. 40A:4-48 to Fund the Acquisition of a Vehicle for the Department of Public Works and Further Authorizing the Issuance of Emergency Notes to Fund Such Emergency Appropriation

- [22.](#) Resolution 2022-9.4 - Resolution Authorizing Purchase of 2023 Ford F-150 (W1E) XLT 4WD Supercrew 6.5' Box 157 Truck for the Public Works Department in Accordance with Quotation by National Auto Fleet Group Through Sourcewell (Contract 091521-NAF)
- [23.](#) Resolution 2022-9.5 - Resolution Authorizing Purchase of New 2023 Ford Police Interceptor Utility Patrol Vehicle for the Police Department in Accordance with Quotation by National Auto Fleet Group, Through Sourcewell
- [24.](#) Resolution 2022-9.6 - Resolution Authorizing Purchase of New 2023 Ford Police Interceptor Utility Supervisor Vehicle for the Police Department in Accordance with Quotation by National Auto Fleet Group Through Sourcewell
- [25.](#) Resolution 2022-9.7 - Resolution For Renewal of Membership in the Mid Jersey Municipal Joint Insurance Fund
- [26.](#) Resolution 2022-9.8 - Resolution Authorizing Extension of Unpaid Leave of Absence for Christopher Webb
- [27.](#) Resolution 2022-9.9 - Resolution Authorizing Green Acres Enabling Agreement
- [28.](#) Resolution 2022-9.10 - Resolution Certifying That All Members of the Borough Council of the Borough of Pennington Have Reviewed the Sections of the 2021 Annual Audit Entitled General Comments and Recommendations
- [29.](#) Resolution 2022-9.11 - Resolution Authorizing Emergency Appropriation as per N.J.S.A 40A:4-48 (Under 3% Limitation)
- [30.](#) Resolution 2022-9.12 - Resolution Authorizing Block Party on September 11, 2022 from 3 PM to 5 PM on Reading Avenue
- [31.](#) Resolution 2022-9.13 - Resolution Authorizing Take Down of Dead and/or Leaning Trees and Limbs Located Within the Arboretum and Authorizing the use of Open Space Funds for This Purchase
- [32.](#) Resolution 2022-9.14 - Resolution Approving Raffle License RA: 2.22 For Hopewell Valley Chorus, Inc.
- [33.](#) Resolution 2022-9.15 - Resolution Authorizing Payment Request No. 3 to Top Line Construction Corp. for Work Completed on the East Welling Avenue Road Rehabilitation Project (VNHA #44348-210-71)
- [34.](#) Resolution 2022-9.16 - Resolution to Add New Policy Concerning Family Leave to Borough Policy and Procedures Manual

PUBLIC COMMENT PERIOD

Please raise your hand so the Borough Clerk can acknowledge you. Please state your name and address for the record. Please limit comments to the Governing Body to a maximum of 3 minutes.

PROFESSIONAL REPORTS

Borough Attorney - Walter Bliss
Police Chief - Doug Pinelli

Superintendent of Public Works – Rick Smith
Borough Clerk – Betty Sterling
Chief Financial Officer – Sandra Webb

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:

Personnel - Borough Administrator Search

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

35. Personnel - Borough Administrator Search

Closed Session Minutes - August 1, 2022 (for review)

ADJOURNMENT

**BOROUGH OF PENNINGTON
ORDINANCE 2022-12**

**BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 2022-6 OF THE
BOROUGH OF PENNINGTON, IN THE COUNTY OF MERCER, NEW JERSEY,
FINALLY ADOPTED MAY 2, 2022, IN ORDER TO AMEND THE DESCRIPTIONS OF
THE PROJECTS AND TO PROVIDE FOR THE FUNDING OF AN EMERGENCY
APPROPRIATION.**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF
PENNINGTON, IN THE COUNTY OF MERCER, NEW JERSEY (not less than two-thirds
of all members thereof affirmatively concurring), AS FOLLOWS:**

Section One. Section 3(b) of Bond Ordinance numbered 2022-6 of the Borough of Pennington, in the County of Mercer, New Jersey (the "Borough"), finally adopted May 2, 2022 ("Bond Ordinance #2022-6), is hereby amended to remove the reference to a sport utility vehicle and to read as follows:

"(b) Acquisition of a vehicle for the Department of Public Works, including all related costs and expenditures necessary therefor and incidental thereto."

Section Two. Bond Ordinance #2022-6 of the Borough referenced in Sections One and Two hereof as amended provides for the funding of a \$64,677.09 emergency appropriation for the acquisition of a vehicle for the Department of Public Works authorized by a resolution of the Borough adopted on September 6, 2022 and entitled, "Resolution of the Borough of Pennington, in the County of Mercer, New Jersey Authorizing An Emergency Appropriation Pursuant to N.J.S.A. 40A:4-48 to Fund the Acquisition of a Vehicle for the Department of Public Works and Further Authorizing the Issuance of Emergency Notes to Fund Such Emergency Appropriation."

Section Three. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section Four. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Introduced	_____
Advertised	_____
Public Hearing	_____
Adopted	_____
Published	_____

ATTEST:

APPROVED:

Elizabeth Sterling, Borough Clerk

James Davy, Mayor

**BOROUGH OF PENNINGTON
ORDINANCE 2022-12**

**BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 2022-6 OF THE
BOROUGH OF PENNINGTON, IN THE COUNTY OF MERCER, NEW JERSEY,
FINALLY ADOPTED MAY 2, 2022, IN ORDER TO AMEND THE DESCRIPTIONS OF
THE PROJECTS AND TO PROVIDE FOR THE FUNDING OF AN EMERGENCY
APPROPRIATION**

RECORD OF COUNCIL VOTE ON INTRODUCTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

RECORD OF COUNCIL VOTE ON ADOPTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

**BOROUGH OF PENNINGTON
ORDINANCE 2022-13**

**AN ORDINANCE AMENDING CHAPTER 200 OF THE CODE OF
THE BOROUGH OF PENNINGTON CONCERNING STOP INTERSECTIONS**

WHEREAS, upon the recommendation of the Chief of Police and the Public Safety Committee of Borough Council, the Borough seeks to amend Section 200-6 of the Borough Code, concerning Stop Intersections, to authorize stop signs at new intersections in the Borough as well as to amend the Code for existing stop intersections to ensure that signs are properly authorized in both directions;

WHEREAS, Borough Council determines that the installation of the proposed additional stop intersections will further public safety;

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Pennington, that Chapter 200, Section 200-6, of the Code of the Borough of Pennington, concerning Stop Intersections, is hereby amended (with new language underlined and deleted language crossed out) as follows:

“Sec. 200-6. Stop Intersections.

The following intersections are designated as stop intersections, and stop signs shall be installed as follows:

Intersection	Stop Sign on\
Abey Drive and East Curlis Avenue	Abey Drive
Abey Drive and Kings Court	Kings Court
Abey Drive and Mallard Drive	Mallard Drive
Abey Drive and Queens Lane	Queens Lane
<u>Academy Avenue and Burd Street</u>	<u>Academy Avenue</u>
<u>Baldwin Court and Baldwin Street</u>	<u>Baldwin Court</u>
Baldwin Street and East Welling Avenue	Baldwin Street
Intersection	Stop Sign on
<u>Broemel Place and Green Street</u>	<u>Broemel Place</u>
Brookside Avenue and Green Avenue	Brookside Avenue
Burd Street and Laning Avenue	Laning Avenue <u>(eastbound)</u>
<u>Burd Street and Laning Avenue</u>	<u>Laning Avenue (westbound)</u>
Burd Street and West Welling Avenue	West Welling Avenue <u>(eastbound)</u>
<u>Burd Street and West Welling Avenue</u>	<u>West Welling Avenue (westbound)</u>
<u>Crawley Avenue and Academy Avenue</u>	<u>Crawley Avenue</u>
Curlis Avenue and Burd Street	Curlis Avenue
East Delaware Avenue and Eglantine Avenue	Eglantine Avenue
Eglantine Avenue and East Franklin Avenue	East Franklin Avenue (eastbound)
Eglantine Avenue and East Franklin Avenue	Eglantine Avenue (northbound)
Eglantine Avenue and East Franklin Avenue	Eglantine Avenue <u>Lewis Brook</u> (southbound)
Green Avenue and West Franklin Avenue	Green Avenue
<u>Hale Street and West Welling Avenue</u>	<u>Hale Street (northbound)</u>
<u>Hale Street and West Welling Avenue</u>	<u>Hale Street (southbound)</u>
Ingleside Avenue and Burd Street	Burd Street (southbound)

<u>King George Road and Eglantine Avenue</u>	<u>King George Road</u>
King George Road and Park Avenue	King George Road
<u>King George Road and Rockwell Green</u>	<u>Rockwell Green</u>
Intersection	Stop Sign on
Knowles Street and Broemel Place	Knowles Street
Knowles Street and West Franklin Avenue	All three corners
Maple Lane and Baldwin Street	Maple Lane
<u>O’Hanlon Avenue and Burd Street</u>	<u>O’Hanlon Avenue</u>
<u>Park Avenue and Eglantine Avenue</u>	<u>Park Avenue</u>
Railroad Place and West Franklin Avenue	Railroad Place
Railroad Place and North Main Street	Railroad Place
<u>Sked Street and Voorhees Avenue</u>	<u>Sked Street</u>
Sked Street and West Welling Avenue	West Welling Avenue (<u>eastbound</u>)
<u>Sked Street and West Welling Avenue</u>	<u>West Welling Avenue (westbound)</u>
Voorhees Avenue and Burd Street	Voorhees Avenue
<u>Weidel Drive and Park Avenue</u>	<u>Weidel Drive</u>
<u>West Welling Avenue and Reading Street</u>	<u>Reading Street</u>

AND BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon final passage and publication as provided by law.

Introduced	_____
Advertised	_____
Public Hearing	_____
Adopted	_____
Published	_____

ATTEST:	APPROVED:
 _____	 _____
Elizabeth Sterling, Borough Clerk	James Davy, Mayor

**BOROUGH OF PENNINGTON
ORDINANCE 2022-13**

**AN ORDINANCE AMENDING CHAPTER 200 OF THE CODE OF
THE BOROUGH OF PENNINGTON CONCERNING STOP INTERSECTIONS**

RECORD OF COUNCIL VOTE ON INTRODUCTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

RECORD OF COUNCIL VOTE ON ADOPTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

BOROUGH OF PENNINGTON
ORDINANCE NO. 2022-11

ORDINANCE CONCERNING ECONOMIC DEVELOPMENT COMMISSION MEMBERSHIP AND
AMENDING CHAPTER 13 OF THE CODE OF THE BOROUGH OF PENNINGTON

WHEREAS, Borough Council seeks to amend Article IV, Chapter 13 of the Code of the Borough of Pennington, concerning membership for the Economic Development Commission to add two (2) alternate members;

NOW, THEREFORFE, BE IT ORDAINED, by Borough Council of the Borough of Pennington, that Article IV of Chapter 13 of the Code of the Borough of Pennington, is hereby amended (with new language underlined and deleted language crossed out) as follows:

1. Section 13-23. Membership.

The Commission shall consist of an eight-member board, five of which members shall be appointed by the Mayor for a term of five years with one of the five members being appointed each year. Three of the members shall be appointed for one year each. A majority shall be Borough residents or owners of property in the Borough. Two members shall be owners of businesses located in the Borough. The Mayor shall be an ex-officio member of the board.

The Mayor may in consultation with the Commision appoint two alternate members who shall have the right to vote in the place of any member not able to do so. The alternate members shall be appointed for one year.

NOW, THEREFORE, BE IT FURTHER ORDAINED, that this Ordinance shall be adopted and become effective upon passage and publication as required by law.

Introduced	<u>August 1, 2022</u>
Advertised	<u>August 5, 2022</u>
Public Hearing	_____
Adopted	_____
Published	_____

ATTEST:

APPROVED:

Elizabeth Sterling, Borough Clerk

James Davy, Mayor

**BOROUGH OF PENNINGTON
ORDINANCE NO. 2022-11**

**ORDINANCE CONCERNING ECONOMIC DEVELOPMENT COMMISSION MEMBERSHIP AND
AMENDING CHAPTER 13 OF THE CODE OF THE BOROUGH OF PENNINGTON**

RECORD OF COUNCIL VOTE ON INTRODUCTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone				absent	Gross	X			
Chandler	X				Marciante	X			
Gnatt	M				Stern	S			

RECORD OF COUNCIL VOTE ON ADOPTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciane				
Gnatt					Stern				

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 9.1**

RESOLUTION AUTHORIZING REFUNDS

BE IT RESOLVED that a refund be issued from the Current Fund to Karen Hollywood, 14 Academy Court, Pennington, NJ 08534 for an overpayment of 3rd Quarter taxes for Block 503.01, Lot 2, 14 Academy Court in the amount of \$1,782.50.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

BOROUGH OF PENNINGTON RESOLUTION 2022 – 9.2

AUTHORIZING PAYMENT OF BILLS

WHEREAS, certain bills are due and payable as per itemized claims listed on the following schedules, which are made a part of the minutes of this meeting as a supplemental record;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Pennington that the bills be paid on audit and approval of the Mayor, the Appropriate Council Member and the Treasurer in the amount of \$ 2,675,231.20 from the following accounts:

Current	\$ 2,508,600.98
W/S Operating	\$ 76,022.97
General Capital	\$ 80,893.72
Grant Fund	\$ 534.93
COAH Trust Fund	\$ 102.50
Animal Control Fund	\$ 3.60
Other Trust Fund	\$ 8,000.00
Developer's Escrow	\$ 1,072.50
TOTAL	\$ 2,675,231.20

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022-9.3**

RESOLUTION OF THE BOROUGH OF PENNINGTON, IN THE COUNTY OF MERCER, NEW JERSEY AUTHORIZING AN EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-48 TO FUND THE ACQUISITION OF A VEHICLE FOR THE DEPARTMENT OF PUBLIC WORKS AND FURTHER AUTHORIZING THE ISSUANCE OF EMERGENCY NOTES TO FUND SUCH EMERGENCY APPROPRIATION

WHEREAS, one or more emergencies have arisen requiring the appropriation of funds from the municipal budget of the Borough of Pennington, in the County of Mercer, New Jersey (the “Borough”), in the amount of \$64,677.09 to provide for the acquisition of a vehicle for the Department of Public Works; and

WHEREAS, the total amount of emergency appropriations created, including the appropriations to be created by this resolution, is 64,677.09 and 3% of the total current and utility operating appropriations in the budget for CY 2022 is \$114,790.00; and

WHEREAS, the foregoing emergency appropriation, together with prior emergency appropriations, does not exceed 3% of the total current and utility operating appropriations in the budget for CY 2022.

NOW THEREFORE BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF PENNINGTON, IN THE COUNTY OF MERCER, NEW JERSEY (by not less than two-thirds of the full membership of the governing body affirmatively concurring) as follows:

1. Pursuant to N.J.S.A. 40A:4-48, an emergency appropriation is hereby made in the amount of \$64,677.09 for the acquisition of a vehicle for the Department of Public Works. The \$64,677.09 appropriated herein is sufficient to fund the emergency described herein.
2. An emergency note not in excess of \$64,677.09 is hereby authorized to be issued pursuant to N.J.S.A. 40A:4-51.
3. The emergency note authorized herein, if issued, shall be executed by the Mayor and the Chief Financial Officer of the Borough and attested by the Borough Clerk.
4. The Chief Financial Officer of the Borough is hereby delegated the authority to sell and award the note, if any, and such notes, if issued, may be renewed from time to time by such Chief Financial Officer provided that any such renewals shall be payable on or before December 31, 2023.
5. Said emergency appropriation shall be provided in the amount of \$64,677.09 pursuant to a bond ordinance entitled, “BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 2022-6 OF THE BOROUGH OF PENNINGTON, IN THE COUNTY OF MERCER, NEW JERSEY, FINALLY ADOPTED MAY 2, 2022, IN ORDER TO AMEND THE DESCRIPTIONS OF THE PROJECTS AND TO PROVIDE FOR THE FUNDING OF AN EMERGENCY APPROPRIATION” to be introduced and finally adopted thereafter.
6. Two certified copies of this resolution shall be filed with the Director of the Division of Local Government Services.

7. This resolution shall take effect immediately.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

CERTIFICATION OF CHIEF FINANCIAL OFFICER

Purposes of emergency appropriations: To fund the acquisition of a vehicle for the Department of Public Works

Date(s) of occurrence:

Have any **contracts** been awarded or purchase orders placed in connection with these emergency appropriations?

IN WITNESS WHEREOF, I have hereunto set my hand as of this 6th day of September, 2022.

Sandra Webb,
Chief Financial Officer
Borough of Pennington

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 9.4**

**RESOLUTION AUTHORIZING PURCHASE OF 2023 FORD F-150 (W1E) XLT 4WD
SUPERCREW 6.5' BOX 157 TRUCK FOR THE PUBLIC WORKS DEPARTMENT IN
ACCORDANCE WITH QUOTATION BY NATIONAL AUTO FLEET GROUP THROUGH
SOURCEWELL (CONTRACT 091521-NAF)**

WHEREAS, the Superintendent of the Pennington Public Works Department has identified the need to purchase a 2023 Ford F-150 (W1E) XLT 4WD Super Crew 6.5' Box WB and related equipment; and

WHEREAS, the Superintendent of Public Works has determined that the required equipment is available from National Auto Fleet Group through Sourcewell (formerly the National Joint Powers Alliance); and

WHEREAS, Pennington Borough joined the National Joint Powers Alliance (now Sourcewell) by Resolution 2017-6.5 in June of 2017; and

WHEREAS, the National Joint Powers Alliance (now Sourcewell) accepted Pennington Borough's request to join and assigned Member # 132214 to the Borough; and

WHEREAS, National Auto Fleet Group ("Dealer") located in Watsonville, California is an authorized dealer for the desired vehicle and has provided the Borough with Quote # 20867 R5 dated August 21, 2022, by which it would sell to the Borough one (1) 2023 Ford F-150 (W1E) XLT 4WD Super Crew 6.5' Box 157 WB and related equipment, in accordance with written specifications ("Truck") for the price of \$64,677.09;

WHEREAS, purchase of the equipment through Sourcewell (formerly the National Joint Powers Alliance) conforms with the Local Public Contracts Law and does not require further public bidding; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purchase at the revised price under General Capital Ordinance 2022-6 as amended by Ordinance 2022-12;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington (a) that the purchase of one (1) 2023 Ford F-150 (W1E) XLT 4WD Super Crew 6.5' Box 157 WB with related equipment for the Pennington Borough Public Works Department pursuant to the attached proposal from National Auto Fleet Group (Quote #20867 R5 and related specifications) is hereby authorized; and (b) the Borough Clerk and Chief Financial Officer are authorized to execute such purchase orders and other documents as are needed to effectuate this purchase.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 - 9.5**

**RESOLUTION AUTHORIZING PURCHASE OF NEW 2023 FORD POLICE INTERCEPTOR
UTILITY PATROL VEHICLE FOR THE POLICE DEPARTMENT IN ACCORDANCE WITH
QUOTATION BY NATIONAL AUTO FLEET GROUP. THROUGH SOURCEWELL**

WHEREAS, the Pennington Chief of Police has identified the need to purchase a new 2023 Ford Police Interceptor Utility patrol vehicle and related equipment; and

WHEREAS, the Chief has determined that the required vehicle and equipment are available from National Auto Fleet Group through Sourcewell (formerly the National Joint Powers Alliance); and

WHEREAS, Pennington Borough joined the National Joint Powers Alliance (now Sourcewell) by Resolution 2017-6.5 in June of 2017; and

WHEREAS, the National Joint Powers Alliance (now Sourcewell) accepted Pennington Borough's request to join and assigned Member # 132214 to the Borough; and

WHEREAS, National Auto Fleet Group ("Dealer") located in Watsonville, California is an authorized dealer for the desired vehicle and has provided the Borough with Quote # 21140 R8 dated August 26, 2022, Re-Configured August 31, 2022, by which it would sell to the Borough One (1) New/Unused 2023 Ford Police Interceptor Utility (K8A) AWD, P28/Elite Solutions #C07623 + Handling \$1600.00 (Oxford White) delivered to the Borough's specified location in accordance with related written specifications ("Patrol Vehicle) for the price of \$67,693.93;

WHEREAS, the Patrol Vehicle is available to purchase through Sourcewell Contract 091521-NAF in compliance with the Local Public Contracts Law without further public bidding; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purchase in Budget Line 2-01-25-240-000-277;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington (a) that the purchase of One (1) New/Unused 2023 Ford Police Interceptor Utility (K8A) AWD, P28/Elite Solutions #C07623 + Handling \$1,600.00 (Oxford White) delivered to the Borough's specified location in accordance with related written specifications ("Patrol Vehicle) for the price of \$67,693.932020 for the Pennington Borough Police Department pursuant to the attached proposal from National Auto Fleet Group (Quote #21140 R8 and related specifications) pursuant to Sourcewell Contract 091521-NAF is hereby authorized; and (b) the Mayor and Borough Clerk are authorized to execute such purchase orders and other documents as are needed to effectuate this purchase.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 -9.6**

**RESOLUTION AUTHORIZING PURCHASE OF NEW 2023 FORD POLICE INTERCEPTOR
UTILITY SUPERVISOR VEHICLE FOR THE POLICE DEPARTMENT IN ACCORDANCE
WITH QUOTATION BY NATIONAL AUTO FLEET GROUP THROUGH SOURCEWELL**

WHEREAS, the Pennington Chief of Police has identified the need to purchase a new 2023 Ford Police Interceptor Utility supervisor vehicle and related equipment; and

WHEREAS, the Chief has determined that the required vehicle and equipment are available from National Auto Fleet Group through Sourcewell (formerly the National Joint Powers Alliance); and

WHEREAS, Pennington Borough joined the National Joint Powers Alliance (now Sourcewell) by Resolution 2017-6.5 in June of 2017; and

WHEREAS, the National Joint Powers Alliance (now Sourcewell) accepted Pennington Borough's request to join and assigned Member # 132214 to the Borough; and

WHEREAS, National Auto Fleet Group ("Dealer") located in Watsonville, California is an authorized dealer for the desired vehicle and has provided the Borough with Quote # 21284 R4 dated August 26, 2022, Re-Configured August 31, 2022, by which it would sell to the Borough One (1) New/Unused 2023 Ford Police Interceptor Utility (K8A) AWD, Elite Vehicle Solutions Est #C07622 + Handling \$1700.00 (Agate Black) delivered to the Borough's specified location in accordance with related written specifications ("Supervisor Vehicle") for the price of \$68,365.06;

WHEREAS, the Patrol Vehicle is available to purchase through Sourcewell Contract 091521-NAF in compliance with the Local Public Contracts Law without further public bidding; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purchase under Capital Ordinance 2022-6;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington (a) that the purchase of One (1) New/Unused 2023 Ford Police Interceptor Utility (K8A) AWD, Elite Vehicle Solutions Est #C07622 + Handling \$1700.00 (Agate Black) delivered to the Borough's specified location in accordance with related written specifications ("Supervisor Vehicle") for the price of \$68,365.06 for the Pennington Borough Police Department pursuant to the attached proposal from National Auto Fleet Group (Quote #21284 R4 and related specifications), under Sourcewell Contract 091521-NAF is hereby authorized; and (b) the Mayor and Borough Clerk are authorized to execute such purchase orders and other documents as are needed to effectuate this purchase.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 9.7**

**RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE
MID JERSEY MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Borough of Pennington is a member of the Mid Jersey Municipal Joint Insurance Fund; and

WHEREAS, said membership terminates as of January 1, 2023*, unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW THEREFORE, BE IT RESOLVED, as follows:

1. The Borough of Pennington agrees to renew its membership in the Mid Jersey Municipal Joint Insurance Fund for a period of three (3) years beginning January 1, 2023, and ending January 1, 2026*, and to be subject to the bylaws, rules and regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and the Borough Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Mid Jersey Municipal Joint Insurance Fund evidencing the Borough's intention to renew its membership.

*12.01 a.m.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION NO. 2022-9.8**

**RESOLUTION AUTHORIZING EXTENSION OF UNPAID LEAVE OF
ABSENCE FOR CHRISTOPHER WEBB**

WHEREAS, Resolution 2022-6.3 authorized an unpaid leave of absence for Public Works Laborer Christopher Webb of three months effective May, 28, 2022; and

WHEREAS, the initial three month leave ended August 31, 2022; and

WHEREAS, Christopher Webb has requested an extension of the unpaid leave of absence for an additional three months in conformance with the Borough's Leave of Absence Policy (4.10);

NOW, THEREFORE, BE IT RESOLVED, by Borough Council of the Borough of Pennington, that Mr. Webb's request for an extension of the unpaid leave be granted, effective September 1, 2022 and ending November 30, 2022.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 9.9**

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

BOROUGH OF PENNINGTON 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 Pennington has previously obtained a grant of \$1,000,000.00 from the State to fund the following project(s):

Project #1108-02-001/Pennington Borough Greenbelt Planning Incentive

WHEREAS, the State and Borough of Pennington intend to increase Green Acres funding by \$375,000.00; 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 Pennington, that:

1. The Mayor of the Borough of Pennington is hereby authorized to execute an agreement and any amendment thereto with the State known as Pennington Borough Greenbelt Acquisitions, and;
2. The applicant has its matching share of the project, if a match is required, in the amount of \$1,375,000.00.
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.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

CERTIFICATION

I, Elizabeth Sterling, Clerk of the Borough of Pennington, do hereby certify that the foregoing is a true copy of a resolution adopted by Borough Council of the Borough of Pennington at a meeting held on the 6th day of September 2022.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 7th day of September, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 9.10**

Item 28.

**RESOLUTION CERTIFYING THAT ALL MEMBERS OF THE BOROUGH COUNCIL OF THE
BOROUGH OF PENNINGTON HAVE REVIEWED THE SECTIONS OF THE 2021 ANNUAL
AUDIT ENTITLED GENERAL COMMENTS AND RECOMMENDATIONS**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2021 has been filed by a Registered Municipal Accountant with the Borough Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe regulations pertaining to local fiscal affairs as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled **General Comments and Recommendations**; and

WHEREAS, the members of the governing body have personally reviewed at a minimum the sections of the Annual Audit entitled **General Comments and Recommendations**, as evidenced by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit as per the regulations of the Local Finance Board, and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52 – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, and in addition shall forfeit his office.”

NOW THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Pennington, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey, does hereby certify to the Local Finance Board that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled **General Comments and Recommendations**, and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 9.11**

**RESOLUTION AUTHORIZING EMERGENCY APPROPRIATION AS PER
N.J.S. 40A:4-48 (Under 3% Limitation)**

WHEREAS, one or more emergencies have arisen requiring the appropriation of funds from the municipal budget of the Borough of Pennington, in the County of Mercer, New Jersey (“the Borough”), in the amount of \$20,000 to provide for the purchase of unleaded and diesel fuel due to the increased cost of such items, and N.J.S. 40A:4-46 provides for the creation on an emergency appropriation for the purpose mentioned above, and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$20,000.00 and three (3) percent of the total operating appropriations in the CY budget for 2022 is \$114,790.00; and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed the three (3) percent of the total operating appropriations (including utility operation appropriations) in the CY budget for 2022,

NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all Governing Body members affirmatively concurring) of the Borough of Pennington, County of Mercer that in accordance with N.J.S. 40A:4-48:

1. An emergency appropriation is hereby made for unleaded and diesel fuel purchases in the amount of \$20,000.00;
2. That said emergency appropriation shall be provided for in full in the 2022 budget, and is requested to be excluded from CAPS, pursuant to N.J.S. 40A:4-53.3c(1);
3. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

CERTIFICATION OF CHIEF FINANCIAL OFFICER

Purposes of emergency appropriations: To fund the acquisition of a vehicle for the Department of Public Works

Date(s) of occurrence:

Have any **contracts** been awarded or purchase orders placed in connection with these emergency appropriations?

IN WITNESS WHEREOF, I have hereunto set my hand as of this 6th day of September, 2022.

Sandra Webb,
Chief Financial Officer
Borough of Pennington

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 9.12**

**RESOLUTION AUTHORIZING BLOCK PARTY ON SEPTEMBER 11, 2022
FROM 3 PM TO 5 PM ON READING AVENUE**

WHEREAS, Amber Miller has applied to the Borough of Pennington for permission to close the street known as Reading Avenue in the Borough on September 11, 2022 beginning at 3 PM and ending at 5 PM for a block party in the cul-de-sac at the northerly end of Reading Avenue for an estimated 25 people;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington, that this application by Amber Miller is approved subject to the following conditions:

1. The road closure on the dates and at the times indicated must be approved by the Pennington Borough Police Department and comply with its directives.
2. Each property owner affected by the closure shall be notified in writing substantially in advance of the closure.
3. There must be access for emergency vehicles at all times.
4. All local noise ordinances must be observed.
5. The hosts shall ensure compliance with all state and local regulations related to the Covid-19 Pandemic.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 9.13**

**RESOLUTION AUTHORIZING TAKE DOWN OF DEAD AND/OR LEANING TREES AND
LIMBS LOCATED WITHIN THE ARBORETUM AND
AUTHORIZING THE USE OF OPEN SPACE FUNDS FOR THIS PURCHASE**

WHEREAS, the Borough of Pennington acquired a parcel of land behind the Tollgate Elementary School as Open Space; and

WHEREAS, the Borough plan for this parcel is to develop an Arboretum; and

WHEREAS, an Arboretum Committee was formed and they have identified the need to take down dead/leaning trees and limbs within the property; and

WHEREAS, the Superintendent of Public Works solicited three (3) quotes for performance of services related to the takedown of dead trees and limbs; and

WHEREAS, the Superintendent of Public Works has recommended that the services be awarded to HTS Tree Care Professionals, LLC 1559 Reed Road, Pennington, NJ 08534 as per their quote #5286 dated August 16, 2022; and

WHEREAS, a copy of quote #5286 from HTS Tree Care Professionals, LLC in the amount of \$4,200.00, is attached to this Resolution; and

WHEREAS, Pennington citizens have authorized the creation of an Open Space Trust Fund in accordance with N.J.S.A. 40:12-15.7, which authorizes use of such funds for, among other things, development and maintenance of lands acquired for recreation and conservation purposes, as determined by the governing body of the municipality;

WHEREAS, the Chief Financial Officer has certified that funds are available in the Open Space Fund for this purchase;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington that the aforesaid takedown of dead trees and limbs within the Arboretum located behind Toll Gate School pursuant to the attached quote #5286 from HTS Tree Care Professionals, LLC is hereby authorized, and the Chief Financial Officer and Borough Clerk are further authorized to execute such purchase orders and other documents as are needed to effectuate the work.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022-9.14**

**RESOLUTION APPROVING RAFFLE LICENSE RA: 2.22 FOR
HOPEWELL VALLEY CHORUS INC**

WHEREAS, Hopewell Valley Chorus, Inc. submitted raffle application RA: 2.22 on August 25, 2022 for a raffle to take place on December 11, 2022 and a copy of that application is attached to this resolution; and

WHEREAS, N.J.A.C. 13:47-4.1 et seq., requires seven (7) days to elapse before the Governing Body makes its findings and determinations; and

WHEREAS, the required waiting period was satisfied on September 1, 2022; and

WHEREAS, Hopewell Valley Chorus, Inc. meets the qualifications for issuance of a license for said raffle based on the findings and determination set forth in the annexed form 5-A, as required by law;

WHEREAS, Hopewell Valley Chorus, Inc. in accordance with law, has submitted the required fees forthwith;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington that raffle license RA: 2.22 for Hopewell Valley Chorus, Inc. be approved; and

BE IT FURTHER RESOLVED that the Municipal Clerk will forward the annexed Application and Findings and Determinations for RA: 2.22 to the Legalized Games of Chance Control Commission in accordance with N.J.A.C. 13:47-4.1, et seq.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 9.15**

**RESOLUTION AUTHORIZING PAYMENT REQUEST NO. 3 TO TOP LINE
CONSTRUCTION CORP. FOR WORK COMPLETED ON THE EAST
WELLING AVENUE ROAD REHABILITATION PROJECT
(VNHA #44348-210-71)**

WHEREAS, Top Line Construction Corp. has completed work pursuant to the contract for the East Welling Avenue Road Rehabilitation Project (VNHA File #:44348-210-71); and

WHEREAS, Van Note Harvey Associates has reviewed Top Line Construction Corp's attached application for payment and recommends payment of same pursuant to the Contractor's Request for Payment No.3 in the amount of \$11,852.41 less 2% retainage in the amount of \$237.04; and

WHEREAS, this is a partial payment under the contract; and

WHEREAS, funds are available through a grant from the NJDOT under Ordinance 2021-4 in the General Capital Fund;

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Pennington, that payment to Top Line Construction Corp. in the net amount of \$11,615.37 pursuant to payment request No.3 is hereby authorized, upon receipt of fully executed documents and certified payrolls.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION NO. 2022 – 9.16**

**RESOLUTION TO ADD NEW POLICY CONCERNING FAMILY LEAVE TO BOROUGH
POLICY AND PROCEDURES MANUAL**

WHEREAS, the Municipal Excess Liability Joint Insurance Fund (“JIF”) from time to time directs its member municipalities to amend their personnel manuals to incorporate policies recommended by the JIF’s Personnel Policy Committee based on recognized best practices, changes in applicable laws, and policies recommended by the members of the Fund;

WHEREAS, JIF has directed that the Borough include in its Policy and Procedures Manual a policy providing additional information concerning New Jersey Family Leave, available to Borough employees under State law;

WHEREAS, the proposed policy, to be added to the Manual as Policy 4.11A, supplements Policy 4.11 describing leave under the Federal Family and Medical Leave Act (“FMLA”), the New Jersey Family Leave Act (“NJFLA”) and Family Leave Insurance provided through the State (“FLI”);

WHEREAS, a copy of the new Policy 4.11A is attached to this Resolution;

NOW, THEREFORE, BE IT RESOLVED, by Borough Council of the Borough of Pennington, that the Borough of Pennington Personnel Policies and Procedures Manual is hereby amended to incorporate the attached Policy 4.11A.

BE IT FURTHER RESOLVED, that this new Policy shall be effective immediately.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on September 6, 2022.

Elizabeth Sterling, Borough Clerk