



**MAYOR & COUNCIL
THE BOROUGH OF PEAPACK & GLADSTONE,
BOROUGH COUNCIL MEETING AGENDA**

DECEMBER 18, 2018

7:00 PM – EXECUTIVE SESSION

7:30 PM – REGULAR MEETING

Location: Borough Hall Council Chambers, 1 School St. Peapack.

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

1. CALL TO ORDER

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

“Pursuant to the Open Public Meetings Act, Adequate notice of 2018 Meeting Dates was published in the Courier News and Bernardsville News on December 28, 2017, and posted at the Municipal Complex and the Borough Library. Action may be taken.”

3. FLAG SALUTE

4. ROLL CALL

5. EXECUTIVE SESSION – RESOLUTION NO. 222-18 – AUTHORIZATION FOR EXECUTIVE SESSION FOR CERTAIN SPECIFIED PURPOSES – (1) PERSONNEL

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

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

7. READING AND APPROVAL OF MINUTES

Executive Session Meeting September 11, 2018

Executive Session Meeting September 25, 2018

Regular Meeting November 20, 2018

Special Meeting Liberty Park Improvements November 27, 2018

8. ORDINANCES

PUBLIC HEARING FOR ORDINANCE 1067-2018 – *An Ordinance Appropriating Certain Monies Held by the Borough of Peapack & Gladstone for the Paving of Willow Avenue*

Mayor/Presiding Officer states that “Ordinance No. 1067-2018 is adopted and shall be published by Title only in the Bernardsville News in accordance with the law”



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9. OLD BUSINESS

10. NEW BUSINESS

- Municipal Complex Roof - Solar, Energy Aggregation

11. MISCELLANEOUS DISCUSSION/APPROVALS

12. RESOLUTIONS

RESOLUTION NO. 223-18 – *Resolution to Execute Shared Services Agreement with the Township of Bedminster for the Operation of a Shared Municipal Court*

RESOLUTION NO. 224-18 – *Resolution Appointing a Municipal Prosecutor for the Shared Court for the Year 2019*

RESOLUTION NO. 225-18 – *Resolution Appointing a Municipal Defender for the Shared Court for the Year 2019*

RESOLUTION NO. 226-18 – *Resolution for Adjustment of Sewer Charges on Block 28, Lot 13 – Account #794-0 & #796-0*

RESOLUTION NO. 227-18 – *Authorization for Matthew Conner to become a Riding Member of the Peapack & Gladstone Volunteer Fire Department*

13. BILLS LIST

Resolution No. 228-18 – *Approval of Bills as signed and listed on the Bill Payment List*

Total Amount: \$143,745.15

14. COUNCIL REPORTS

Council President Corigliano & Councilman Smith

Councilwoman Dietrich & Councilman Simpson

Councilman Caminiti & Councilman Smith

Councilman Simpson & Councilman Lemma

Councilman Lemma, Councilman Caminiti & Councilwoman Dietrich

Councilman Smith & Councilwoman Dietrich

Mayor Muller

John Bruder, Borough Attorney

Administrator

Mayor Bill Muller

Finance

Sanitation & Sewer

Borough Property

Fire/First Aid Squad

Police

Roads & Transportation

Zoning & Construction

Legal

Administrator's Report

Mayor's Report



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15. PUBLIC COMMENTS – 3 MINUTES PER PERSON – AGENDA ITEMS ONLY

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

16. PROCLAMATION FOR COUNCILMAN DONALD LEMMA

17. PROCLAMATION FOR COUNCILMAN T. WILLIAM SIMPSON

18. PROCLAMATION FOR MAYOR WILLIAM C. MULLER

17. ADJOURNMENT

**THE NEXT MEETING OF THE MAYOR & COUNCIL WILL BE HELD ON
WEDNESDAY, JANUARY 2, 2019 AT 7:00PM FOR THE 2019 REORGANIZATIONAL MEETING**

RESOLUTION

BOROUGH OF PEAPACK & GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 222-18

TITLE: AUTHORIZATION FOR EXECUTIVE SESSION FOR CERTAIN SPECIFIED PURPOSES

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

1. Personnel

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
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		T. William Simpson				
		Royal Smith				

IT IS HEREBY CERTIFIED THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF A RESOLUTION ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF PEAPACK & GLADSTONE AT A MEETING OF SAID COUNCIL HELD ON DECEMBER 18, 2018.

NANCY A. BRETZGER
BOROUGH CLERK

WILLIAM C. MULLER
MAYOR

RESOLUTION

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 223-18

TITLE: RESOLUTION TO EXECUTE SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF BEDMINSTER FOR THE OPERATION OF A SHARED MUNICIPAL COURT

WHEREAS, the Township of Bedminster (the "Township") and the Borough of Peapack and Gladstone and the Borough of Bernardsville (the "Boroughs") have reviewed their needs, resources and personnel and have found that they can assist each other at considerable savings to the tax payers of each municipality by establishing and operating a shared municipal court; and

WHEREAS, pursuant to N.J.S.A. 40A:65-1, et seq., any municipality of the State of New Jersey may contract with any other municipality for the shared provision within their several jurisdictions of any service that any party to the agreement is empowered to provide within its own jurisdiction; and

WHEREAS, pursuant to N.J.S.A. 2B:12-1(c), two or more municipalities, by resolution, may agree jointly to provide for courtrooms, chambers, equipment, supplies and employees for their municipal courts and agree to appoint judges and administrators without establishing a joint municipal court; and

WHEREAS, in a Shared Municipal Court, each Court retains its own identity; and

WHEREAS, the Shared Municipal Court shall be operated as three separate courts, pursuant to which Bedminster is the host municipality and provides the services described in this Agreement to Peapack and Gladstone and Bernardsville; and

WHEREAS, the Shared Services Agreement, in the form attached hereto and made a part hereof, was negotiated and agreed to by the Township and the Boroughs, which establishes a municipal court and provides for the sharing of court facilities and court staff including the municipal judge, court administrators, other court employees, prosecutors, public defenders and security personnel; and

WHEREAS, the Township and the Boroughs have negotiated a Shared Services Agreement, which is attached hereto and made a part hereof; and

WHEREAS, the Shared Services Agreement has been reviewed by the Borough Attorney, along with representatives of the Borough; and

WHEREAS, the Governing Body of the Borough of Peapack & Gladstone finds it to be in the best interest of the Borough and its residents to enter into this Shared Services Agreement with the Township of Bedminster for the operation of a shared municipal court.

COMMENCING JANUARY 1, 2019, NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Peapack & Gladstone, in the County of Somerset, State of New Jersey, as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached Shared Services Agreement with the Township of Bedminster and the Borough of Bernardsville, which Agreement sets forth the terms and conditions for the operation of the shared municipal court, including the sharing of court facilities and court staff including the municipal judge, court administrators, other court employees, prosecutors, public defenders and security personnel.
2. The Borough Administrator, Borough Clerk, Borough Attorney and other appropriate Borough officials are further authorized to take any and all action required to comply with this Agreement.
3. This Resolution shall take effect immediately upon adoption, and the adoption of the appropriate mechanism approving the Shared Services Agreement.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		T. William Simpson				
		Royal Smith				

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NANCY A. BRETZGER
BOROUGH CLERK

WILLIAM C. MULLER
MAYOR

RESOLUTION

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 224-18

TITLE: RESOLUTION APPOINTING A MUNICIPAL PROSECUTOR FOR THE SHARED COURT IN THE YEAR 2019

WHEREAS, there is a need for the appointment of a Municipal Prosecutor for the Bedminster Township, Borough of Peapack and Gladstone, Borough of Bernardsville Shared Municipal Court for the year 2019; and

WHEREAS, the Shared Municipal Court Services Advisory Committee recommends the following appointment to position of Municipal Prosecutor to the Shared Court for 2019.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Council do hereby approve the appointment of the following to perform professional services for the Bedminster Township, Borough of Peapack and Gladstone and Borough of Bernardsville Shared Municipal Court for 2019:

<u>NAME</u>	<u>POSITION</u>
Carl A. Taylor III Carl Taylor Law, LLC 171 Main Street Flemington, NJ 08822	Municipal Prosecutor Annual Compensation: \$27,500.00 Special Session: \$ 500.00

NOW THEREFORE, BE IT FURTHER RESOLVED that the appointment of Mr. Taylor is expressly contingent upon the continuation of a shared court agreement between Bedminster Township, Peapack and Gladstone Borough and Bernardsville Borough and the appointment of Mr. Taylor as Prosecutor by Bedminster Township and the Borough of Bernardsville.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		T. William Simpson				
		Royal Smith				

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NANCY A. BRETZGER
BOROUGH CLERK

WILLIAM C. MULLER
MAYOR

RESOLUTION

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 225-18

TITLE: RESOLUTION APPOINTING A PUBLIC DEFENDER FOR THE SHARED COURT IN THE YEAR 2019

WHEREAS, there is a need for the appointment of a Public Defender for the Bedminster Township, Borough of Peapack and Gladstone, Borough of Bernardsville Shared Municipal Court for the year 2019; and

WHEREAS, the Shared Municipal Court Services Advisory Committee recommends the following appointment to position of Municipal Prosecutor to the Shared Court for 2019.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Borough Council do hereby approve the appointment of the following to perform professional services for the Bedminster Township, Borough of Peapack and Gladstone and Borough of Bernardsville Shared Municipal Court for 2019:

NAME

POSITION

Scott C. Mitzner	Public Defender
Mitzner & Mitzner, P.A.	Annual Compensation: \$16,000.00
786 Mountain Blvd., #101a	Special Session: \$ 250.00
Watchung, NJ 07069	

NOW THEREFORE, BE IT FURTHER RESOLVED that the appointment of Mr. Mitzner is expressly contingent upon the continuation of a shared court agreement between Bedminster Township, Peapack and Gladstone Borough and Bernardsville Borough and the appointment of Mr. Mitzner as Public Defender by Bedminster Township and the Borough of Bernardsville.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		T. William Simpson				
		Royal Smith				

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NANCY A. BRETZGER
BOROUGH CLERK

WILLIAM C. MULLER
MAYOR

RESOLUTION

BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 226-18

TITLE: RESOLUTION FOR ADJUSTMENT OF SEWER CHARGES ON BLOCK 28, LOT 13, ACCOUNT #794-0 & 796-0 – 66 MAIN STREET

WHEREAS, the owner of Block 28, Lot 18, Anthony M. Melillo, located at 66 Main Street, has requested a review of his 2018 residential sewer bills; and

WHEREAS, Mr. Melillo purchased the home in October of 2017 and the home has remained vacant since purchased; and

WHEREAS, the water service was turned off November 27, 2017 and the final bill received from American Water states that there has been no water usage; and

WHEREAS, the billing for Account #794-0 was billed at a total of \$1,126.76, the new billed amount is \$750.00 (which is the base charge for 2 units); and

WHEREAS, the billing for Account #796-0 was billed at a total of \$537.28, the new billed amount is \$375.00 (which is the base charge for 1 unit); and

WHEREAS, Mr. Melillo has paid the first, second and third quarters on both accounts based on the original billing; and

NOW, THEREFORE BE IT RESOLVED that the 2018 sewer billing against Block 28, Lot 13, Account #794-0 be reduced by \$376.76 and Account #796-0 be reduced by \$162.28 and that the Utility Collector is authorized to apply these credits appropriately to the fourth quarter and be relieved of the collection of same.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		T. William Simpson				
		Royal Smith				

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NANCY A. BRETZGER
BOROUGH CLERK

WILLIAM C. MULLER
MAYOR

**RESOLUTION
BOROUGH OF PEAPACK & GLADSTONE, SOMERSET COUNTY, NEW JERSEY**

RESOLUTION NO. 227-18

TITLED: AUTHORIZATION FOR MATTHEW CONNER TO BECOME A RIDING MEMBER OF THE PEAPACK & GLADSTONE VOLUNTEER FIRE DEPARTMENT

WHEREAS, an application has been submitted for Matthew Conner, DPW Laborer to become a riding member of the Peapack & Gladstone Volunteer Fire Department; and

WHEREAS, Matthew Conner has met all the requirements of the Fire Department to become a riding member; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey hereby authorize Matthew Conner to become a Riding Member of the Peapack & Gladstone Volunteer Fire Department.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		T. William Simpson				
		Royal Smith				

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NANCY A. BRETZGER, RMC
BOROUGH CLERK

WILLIAM C. MULLER
MAYOR

RESOLUTION

BOROUGH OF PEAPACK & GLADSTONE, SOMERSET COUNTY, NEW JERSEY

RESOLUTION NO. 228-18

Payment of Claims (Posted)

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

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

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

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

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		T. William Simpson				
		Royal Smith				

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MAYOR