

# BOROUGH OF PEAPACK AND GLADSTONE

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CLERK/REGISTRAR  
ASSISTANT ADMINISTRATOR

TELEPHONE: 908-234-2250  
FAX: 908-781-0042

1 SCHOOL STREET  
P.O. BOX 218  
PEAPACK, NJ 07977

April 12, 2021

## **The Borough Council Meeting of April 13, 2021 will be held virtually through Go To Meeting The meeting starts at 7:00PM**

You can access the meeting with information below:

**You can dial in using your phone.**

United States: [+1 \(646\) 749-3122](tel:+16467493122)

**Access Code:** 453-017-541

New to GoToMeeting? Get the app now and be ready when your first meeting starts:  
<https://global.gotomeeting.com/install/453017541>

To make this process work as efficiently as possible we have drafted a procedure to follow:

1. Mayor Skinner will start the meeting. The Mayor will read a statement telling everyone to mute his or her phone until public comment.
2. Members of the Council will announce who they are before they begin speaking.
3. Please be respectful of this process so we can clearly identify each other and don't talk over one another as this makes it very difficult for all to hear and understand
4. When the meeting is opened to the public, please state your name and address for the record



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



**APRIL 13, 2021**

**7:00 PM – REGULAR MEETING**

**Location: VIA GOTO MEETING CONFERENCING SYSTEM**

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*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 2021 Meeting Dates was published in the Courier News and Bernardsville News on December 3, 2020 and posted at the Municipal Complex and the Borough Library. Action may be taken.”*

**3. FLAG SALUTE**

**4. ROLL CALL**

**5. MAYOR’S UPDATE ON COVID-19**

**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. OLD BUSINESS**

**8. NEW BUSINESS**

**9. MISCELLANEOUS DISCUSSION/APPROVALS**

**10. MINUTES**

**READING AND APPROVAL OF MINUTES**

Regular Meeting March 9, 2021

Executive Session Meeting March 9, 2021

Regular Minutes March 23, 2021

**11. PUBLIC HEARING OF ORDINANCE 1098-2021** – Calendar Year 2021 - Ordinance to Exceed the Municipal Budget Appropriation Limits and the Establish a CAP Bank (N.J.S.A. 40A:4-45.14)

**12. RESOLUTIONS**

**RESOLUTION NO. 77-21** – *Resolution for the Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commissions’ “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964”*



**MAYOR & COUNCIL  
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**RESOLUTION NO. 78-21** – *Resolution to Refund Money Due to Overpayment of Taxes for First and Second Quarter of 2020*

**RESOLUTION NO. 79-21** – *Resolution for Temporary Emergency Appropriations for Operating Purposes*

**RESOLUTION NO. 80-21** – *Resolution Supporting S-3522 Creating Local Part of the Public Employees' Retirement System (PERS)*

**RESOLUTION NO. 81-21** – *Resolution Authorizing Execution of an Agreement for Participation in Preservation of Property with Somerset County for Block 8, Lot 2.03*

**RESOLUTION NO. 82-21** – *Resolution to Appoint Edwin R. Badger as a Part Time "As Needed Carpenter" Employee for the Department of Public Works*

**RESOLUTION NO. 83-21** – *Authorizing the Environmental Commission to Submit a Grant Application on Behalf of the Borough of Peapack & Gladstone to the Garden Club of Somerset Hills Grant Program for the Beautification of the new Butterfly Garden, the Lime Kiln and Parking Area on Main Street, Peapack, NJ*

**RESOLUTION NO. 84-21** – *Resolution Authorizing the Borough of Peapack & Gladstone Police Department to Submit an Application to the State of New Jersey Department of Law and Public Safety, Office of the Attorney General SFY21 Body-Worn Camera Grant Program*

**RESOLUTION NO. 85-21** – *Resolution to Enter into an Agreement with East West Fire Apparatus Consultants for the Purpose of Preparation of Fire Apparatus Needs Analysis for the Borough of Peapack & Gladstone Volunteer Fire Department*

**13. BILLS LIST**

**RESOLUTION NO. 86-21** – *Approval of Bills as signed and listed on the Bill Payment List  
Total Amount: \$1,183,642.52*

**14. PUBLIC COMMENTS – 3 MINUTES PER PERSON – AGENDA ITEMS ONLY**

**15. ADJOURNMENT**

**THE NEXT MEETING OF THE MAYOR & COUNCIL WILL BE HELD ON  
TUESDAY, APRIL 27, 2021 AT 7:00 PM**

**RESOLUTION**

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

**RESOLUTION NO. 77-21**

**TITLED: GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSIONS'S "ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964"**

**WHEREAS**, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964" *as amended*, 42 U.S.C. § 2000e et seq., (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

**WHEREAS**, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

**NOW, THEREFORE, BE IT RESOLVED**, That the Mayor and Borough Council of the Borough of Peapack and Gladstone, County of Somerset, State of New Jersey hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

<b>Introduced</b>	<b>Seconded</b>	<b>Borough Council</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		Jamie Murphy				
		John Sweeney				

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 APRIL 13, 2021

\_\_\_\_\_  
NANCY BRETZGER  
BOROUGH CLERK

\_\_\_\_\_  
GREGORY J. SKINNER  
MAYOR

**RESOLUTION**

**BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY**

**RESOLUTION NO. 78-21**

**TITLE: RESOLUTION TO REFUND MONEY DUE TO OVERPAYMENT OF TAXES FOR FIRST AND SECOND QUARTERS, 2020**

**WHEREAS**, the property owner has overpaid the real property taxes for Block 28 lot 18.01; and

**WHEREAS**, the Tax Collector has received proof of such payments after correspondence with said property owners;

**NOW, THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey, that the Tax Collector is hereby authorized to refund said amount to the property owners.

SOMERSET LAND PRESERVATION TRUST  
P.O. BOX 110  
GLADSTONE, NJ 07934

\$233.75 first and second quarters 2020

<b>Introduced</b>	<b>Seconded</b>	<b>Borough Council</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		Jamie Murphy				
		John Sweeney				

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NANCY A. BRETZGER  
BOROUGH CLERK

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MARK CORIGLIANO  
COUNCIL PRESIDENT

**RESOLUTION**

**BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY**

**RESOLUTION NO. 79-21**

**TITLE: RESOLUTION FOR TEMPORARY EMERGENCY APPROPRIATIONS FOR OPERATING PURPOSES**

**WHEREAS**, the 2021 Municipal Budget has not been adopted and there is a need to increase the Temporary Budget prior to the 2021 Budget being adopted in order to maintain operations until such time as the Borough Budget is in place; and

**WHEREAS**, N.J.S.A. 40:4-20 provides for approval of emergency temporary appropriations prior to the Municipal budget being adopted, by a confirming vote of two-thirds of the full governing body.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey that the Chief Financial Officer is authorized to increase the temporary emergency appropriations as follows:

**Current Fund**

Board of Health	
Other Expenses	\$ 3,000.00
Gas (Natural and Propane)	
Other Expenses	\$ 6,000.00
Employee Group Health	
Other Expenses	\$ 40,000.00
Public Employees' Retirement System	
Other Expenses	\$ 916.23
Tax Collection	
Other Expenses	\$ 21,826.00

<b>Introduced</b>	<b>Seconded</b>	<b>Borough Council</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		Jamie Murphy				
		John Sweeney				

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NANCY A. BRETZGER  
BOROUGH CLERK

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GREGORY J. SKINNER  
MAYOR

**BOROUGH OF PEAPACK AND GLADSTONE**

**RESOLUTION NO. 80-21**

**TITLE: RESOLUTION SUPPORTING S-3522 CREATING LOCAL PART OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM (PERS)**

**WHEREAS**, county, municipal, and other local governments have met their pension obligations as employers for more than a decade while the State of New Jersey has continued to underfund the pension systems in varying degrees since 1996 and thus created one of the worst publicly funded retirement systems in the entire nation; and

**WHEREAS**, despite fulfilling their fiduciary duties in meeting their pension obligations, local governments across the state will experience double digit percentage increases in the total employer pension contributions in 2021 as determined in figures recently published by the Division of Pension and Benefits in the State Department of Treasury; and

**WHEREAS**, even more alarming for local government employers is the fact that the unfunded accrued liability once again increased in 2021 to a staggering \$26.6 billion for the Public Employee's Retirement System ("PERS") alone, causing in part, a decrease in the funded ratio for the Local Part of PERS to 65.4%, the State Part to 31.2%, and the combined rate to a disconcerting 52.2% far below the target funded ration of 75.0%; and

**WHEREAS**, S-3522 would divide PERS into two parts: A State Part for State employees, and a Local Part for all other employees; and

**WHEREAS**, the legislation creates a seven-member board consisting of three labor employee representatives, three management representatives, and one determined by the Board, tasked with operating the retirement system and directing policies and investments to achieve and maintain full funding; and

**WHEREAS**, this legislation is similar to the legislation that separated the Police and Fire Retirement System (P.L. 2018, c. 55) except for the control of investments and that management has an equal representation on the board, which was overwhelmingly supported by the legislature and signed by the Governor; and

**WHEREAS**, S-3522 would protect local governing bodies from the State of New Jersey further directing property taxpayer dollars to subsidize its long mismanagement and underfunding of the pension systems as it would provide the new balanced board of trustees of PERS with the ability to determine of modify member benefits, direct policies and investments to achieve full funding, and serve as fiduciary of the system;



**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of the Borough of Peapack & Gladstone does in fact hereby support S-3522, which would establish a new board of trusts for the Local Part of PERS to preserve the structure and integrity of the more solvent Local Part.

**BE IF FURTHER RESOLVED** that certified copies of this Resolution shall be forwarded to Governor Phil Murphy, Senate President Stephen M. Sweeney, Speaker of the General Assembly Craig Coughlin, Senator Michael Doherty, Assemblyman John DiMaio, Assemblyman Erik Peterson, and the New Jersey League of Municipalities.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		Jamie Murphy				
		John Sweeney				

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NANCY A. BRETZGER  
BOROUGH CLERK

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GREGORY SKINNER  
MAYOR

**RESOLUTION**

**BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY**

**RESOLUTION NO. 81-21**

**TITLE: RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT FOR PARTICIPATION IN PRESERVATION OF PROPERTY WITH SOMERSET COUNTY FOR BLOCK 8, LOT 2.03**

**WHEREAS** the Borough is under contract to purchase property known and identified as Block 8, Lot 2.03, commonly known as 16 School Street, Peapack, New Jersey 07977 from Ronald L. and Joyce M. Nelson for the total purchase price of \$950,000.00 and;

**WHEREAS** the County agreed to provide a contribution of \$475,000.00 towards the funding of the purchase of the Property

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Borough Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey that the Mayor is hereby authorized to execute the agreement with Somerset County for the County's participation by providing a contribution of \$475,000.00 towards the funding of the Borough's purchase of the Property Block 8, Lot 2.03.

<b>Introduced</b>	<b>Seconded</b>	<b>Borough Council</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
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NANCY A. BRETZGER  
BOROUGH CLERK

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GREGORY J. SKINNER  
MAYOR

**RESOLUTION**

**BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY**

**RESOLUTION NO. 82-21**

**TITLE: RESOLUTION TO APPOINT EDWIN R. BADGER AS A PART TIME “AS NEEDED CARPENTER” EMPLOYEE FOR THE DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the Borough Department of Public Works has expressed a need to hire a Part Time “As Needed carpenter” Employee for carpentry projects; and

**WHEREAS**, Edwin R. Badger has experienced working as a carpenter; and

**WHEREAS**, the Administrator and Superintendent of Public Works recommend Edwin R. Badger to be hired to fill the aforesaid position; and

**WHEREAS**, the Mayor and Council concurs with that recommendation.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey that Edwin R. Badger is hereby appointed as a Part-Time “As Needed carpenter” employee in the Borough of Peapack & Gladstone Department of Public Works at a salary of \$25.00 per hour, with an effective starting date of April 14, 2021.

<b>Introduced</b>	<b>Seconded</b>	<b>Borough Council</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
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NANCY A. BRETZGER  
BOROUGH CLERK

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GREGORY J. SKINNER  
MAYOR

**BOROUGH OF PEAPACK AND GLADSTONE  
RESOLUTION NO. 83-21**

**TITLED: AUTHORIZING THE ENVIRONMENTAL COMMISSION TO SUBMIT A GRANT APPLICATION ON BEHALF OF THE BOROUGH OF PEAPACK & GLADSTONE TO THE GARDEN CLUB OF SOMERSET HILLS GRANT PROGRAM FOR BEAUTIFICATION OF THE BUTTERFLY GARDEN, LIME KILN AND PUBLIC PARKING AREA ON MAIN STREET, PEAPACK, NJ**

**WHEREAS**, the Borough of Peapack & Gladstone Environmental Commission has determined the need to beautify the Butterfly Garden, Lime Kiln area and public parking area on Main Street in Peapack; and

**WHEREAS**, the Borough Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey recognizes the need for such beautification; and

**WHEREAS**, the Garden Club of Somerset Hills Grant Program provides grants to support beautification projects; and

**WHEREAS**, after due deliberation and consultation the Borough Council of the Borough of Peapack & Gladstone has determined it is in the interests of the Borough and supports the submission of this application.

**NOW, THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Peapack and Gladstone, County of Somerset, State of New Jersey, that the Borough Council desires to further the public interest by submitting a grant application to the Garden Club of Somerset Hills Grant Program to fund the following project: Butterfly Garden at the Lime Kiln on Main Street.

<b>Introduced</b>	<b>Seconded</b>	<b>Borough Council</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
		Gian-Paolo Caminiti				
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NANCY A. BRETZGER  
BOROUGH CLERK

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GREGORY J. SKINNER  
MAYOR

**RESOLUTION**

**BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY**

**RESOLUTION NO. 84-21**

**TITLE: RESOLUTION AUTHORIZING THE BOROUGH OF PEAPACK & GLADSTONE POLICE DEPARTMENT TO SUBMIT AN APPLICATION TO THE STATE OF NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL FOR SFY21 BODY-WORN CAMERA GRANT PROGRAM**

**WHEREAS**, the Borough of Peapack & Gladstone Police Department would like to apply to the State of New Jersey, Department of Law and Public Safety, Office of the Attorney General for a SFY21 Body-Worn Camera Grant Program; and

**WHEREAS**, the Police Department has completed the Application and is requesting nine (9) Body-Worn Cameras for the nine (9) current uniformed officers; and

**WHEREAS**, a quote was received from Motorola Solutions WatchGuard Video for \$30,839.00 which is attached hereto; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Peapack & Gladstone, County of Somerset, State of New Jersey that the Administrator and the Police Chief is authorized to sign the Application Authorization as the Authorized Official and the Project Director.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
		Donald Lemma				
		Jamie Murphy				
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NANCY A. BRETZGER  
BOROUGH CLERK

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GREGORY J. SKINNER  
MAYOR

**RESOLUTION**

**BOROUGH OF PEAPACK AND GLADSTONE, SOMERSET COUNTY, NEW JERSEY**

**RESOLUTION NO. 85-21**

**TITLE: RESOLUTION TO ENTER INTO AN AGREEMENT WITH EAST WEST FIRE APPARATUS CONSULTANTS FOR THE PURPOSE OF PREPARATION OF FIRE APPARATUS NEEDS ANALYSIS FOR THE BOROUGH OF PEAPACK & GLADSTONE VOLUNTEER FIRE DEPARTMENT**

**WHEREAS**, the Borough of Peapack and Gladstone has an interest in a Fire Apparatus Needs Analysis for the Borough of Peapack & Gladstone Volunteer Fire Department; and

**WHEREAS**, East West Fire Apparatus Consultants has presented a proposal to prepare a analysis of the Fire Departments Apparatus Needs; and

**WHEREAS**, there was a review of their proposal received and it covered all the needs for the Borough for the professional work needed for the preparation of a Fire Apparatus Needs Analysis; and

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Peapack and Gladstone that the Borough award the work to East West Fire Apparatus Consultants in an amount not to exceed \$3,950.00.

<b>Introduced</b>	<b>Seconded</b>	<b>Borough Council</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
		Gian-Paolo Caminiti				
		Mark Corigliano				
		Amy Dietrich				
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NANCY A. BRETZGER  
BOROUGH CLERK

\_\_\_\_\_  
GREGORY J. SKINNER  
MAYOR

FINANCE CERTIFICATION

I, Dale Melville, CFO of the Borough of Peapack & Gladstone hereby certify that there are adequate funds available for the above-named contract. Monies are available in Mayor & Council Special Projects.

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Dale Melville, CFO

DRAFT



**RESOLUTION**

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

**RESOLUTION NO. 86-21**

**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				
		Jamie Murphy				
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NANCY A. BRETZGER  
BOROUGH CLERK

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GREGORY J. SKINNER  
MAYOR