

**Pennington Borough Council
Reorganization Meeting – January 4, 2016**

Council President Lawver called the Reorganization Meeting of the Borough Council to order at 7:00 pm. Borough Clerk Betty Sterling called the roll. Council Members Chandler, Davy, Gnatt, Griffiths, Lawver and Marciante were present. Mayor Persichilli was absent.

Also present were Borough Administrator Eileen Heinzl, Public Safety Director Bill Meytrott and Borough Attorney Walter Bliss.

Mr. Lawver announced that notice of this meeting has been given to the Hopewell Valley News, Trenton Times and was posted on the bulletin board in Borough Hall and on the Borough web-site according to the regulations of the Open Public Meetings Act.

Mr. Lawver invited the Reverend Barbara Briggs, Rector from Saint Matthews Church to give the Invocation. Mr. Lawver took a moment to welcome Reverend Briggs to Pennington. Reverend Briggs read a traditional Celtic Prayer.

Council President Lawver asked everyone to stand for the Flag Salute.

Open to the Public – Agenda Items Only

Mr. Lawver read the following statement:

Meeting open to the 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 come forward and state your name and address for the record. Please limit comments to the Governing Body to a maximum of 3 minutes.**

Mr. Weed Tucker came forward to congratulate reelected members of Council and thanked the other members of Borough Council for their hard work. Mr. Tucker stated that Council is very fortunate to have a super professional staff and he thanked the members of the Borough staff for their hard work. Mr. Tucker also thanked the many volunteers including the Fire and First Aid Squad. Mr. Tucker stated that last year marked an anniversary year for Pennington Borough. Mr. Tucker thanked the many volunteers and especially Co-Chair Kit Chandler for a wonderful celebration year. Mr. Tucker wished Hopewell Borough the same success that we had as they celebrate their anniversary this year.

Mayors Business

Mr. Lawver announced the following resignations.

- Resignation – James Gaffney – Environmental Commission
- Resignation – Nadine Stern – Planning Board
- Resignation – Meaghan Cannon – Historic Preservation
- Resignation – Beverly Tucker – Board of Health

Election Results

Mrs. Sterling announced the following election results:

- Mayor – Anthony Persichilli – Term Expires December 31, 2019
- Council – Joseph Lawver – Term Expires December 31, 2018
- Council – Deborah Gnatt – Term Expires December 31, 2018

Council Member Marciante made a motion to adjourn the 2015 Council, second by Council Member Chandler with all members present voting in favor.

Oath of Office

Mr. Bliss administered the Oath of Office to newly elected Council Members Lawver and Gnatt. Mr. Bliss stated that Mayor Persichilli was sworn in on Christmas Eve before he left for Florida and we will affirm the oath when he returns.

Mr. Lawver asked Mrs. Sterling to call the roll of the 2016 Borough Council. All members were present with the exception of Mayor Persichilli.

Election of Council President

Council Member Marciante made a motion to elect Mr. Lawver as Council President, second by Council Member Davy with all members present voting in favor.

Annual Resolutions

Mr. Lawver called for a Consent Agenda vote on Resolutions 2016-1.1 through 1.14 not including 2016-1.6, 2016-1.9 and 2016-1.13 which would be voted on separately. Council Member Chandler made a motion to approve Resolutions 2016-1.1 through 2016-1.14 not including 2016-1.6, 2016-1.9 and 2016-1.13, second by Council Member Marciante with all members present voting in favor.

**PENNINGTON BOROUGH
RESOLUTION NO. 2016-1.1**

**RESOLUTION APPOINTING HODULIK AND MORRISON
AS BOROUGH AUDITOR FOR THE YEAR 2016**

WHEREAS, the Borough of Pennington has a need to appoint a Borough Auditor and to contract for related professional auditing in the year 2016, including conduct of audits for 2016;

WHEREAS, the Borough Clerk has determined and has certified in writing that the anticipated value of this contract for professional services, having a term of one (1) year, will exceed \$17,500;

WHEREAS, approval of this contract complies with the Local Pay-To-Play Law, N.J.S.A. 19:44A-20.5, effective January 1, 2006, which except in prescribed circumstances prohibits the award of contracts with a value in excess of \$17,500 to any person or business entity which makes reportable contributions to local political or candidate committees representing members of the governing body;

WHEREAS, such political contributions are permitted by the new statute only if the municipality has elected to award the contract through a competitive process involving a publicly advertised request for proposals and a review process based on written procedures and criteria prescribed in advance by the governing body or as otherwise provided by law;

WHEREAS, the appointee has made no such political contribution and shall make no such contribution during the term of the contract;

WHEREAS, approval of this contract also complies with Chapter 15, Article I of the Code of the Borough of Pennington which prohibits certain political contributions by professional business entities regardless of the value of the contract;

WHEREAS, this contract is being awarded as a professional services contract in compliance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., without advertising for proposals or competitive bidding, because the services contracted for are of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids;

WHEREAS, Hodulik and Morrison, P.A. has served as Borough Auditor and proposes to continue to serve in this capacity for fees not to exceed in the aggregate \$ 25,500.00 for the following services: annual audit of the Borough (\$17,750.00); preparation of annual financial statement (\$4,150.00); preparation of annual debt statement (\$1,000.00); audit of the Pennington Library (\$2,600.00);

WHEREAS, Hodulik and Morrison shall perform such additional professional services as may be requested from time to time by the Borough at the following hourly rates: principal - \$135.00; senior accountant - \$125.00; junior accountant - \$115.00; and as further set forth in the attached letter of engagement dated December 17, 2015 provided aggregate fees under this contract, including expenses, shall not exceed \$25,500.00 without the prior written approval of Borough Council;

WHEREAS, Hodulik and Morrison has completed and submitted a sworn Business Entity Disclosure Certification which certifies that the firm has made and shall make no political contribution prohibited by the relevant provisions of either the statute or the Borough Code concerning pay-to-play;

WHEREAS, Hodulik & Morrison shall comply with requirement for Anti-Discrimination and Affirmative Action as set forth in the annexed Schedule A;

WHEREAS, the Chief Financial Officer of the Borough has certified that funds are available for the purpose of this contract;

WHEREAS, the Local Public Contracts Law requires that a resolution authorizing an award of contract for professional services without competitive bid be publicly advertised following adoption;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington, that Hodulik and Morrison, P.A. be appointed as Borough Auditor of the Borough of Pennington

for a period of one year in compliance with applicable law;

BE IT FURTHER RESOLVED, that the Mayor, with the attestation of the Borough Clerk, is hereby authorized to enter into a professional services agreement with Hodulik and Morrison by accepting the annexed letter of engagement dated December 17, 2015 with such amendments as are required above;

NOW, BE IT FURTHER RESOLVED, that a copy of this resolution shall be published in the Hopewell Valley News as required by law within ten (10) days of its adoption.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

**Borough of Pennington
Resolution #2016-1.2**

RESOLUTION APPOINTING EDWARD J. MCMANIMON AS BOND COUNSEL FOR THE YEAR 2016

WHEREAS, the Borough seeks to appoint Edward J. McManimon as Bond Counsel for 2016; and

WHEREAS, Bond Counsel shall preform professional services in accordance with a professional services agreement substantially in the form attached to this resolution; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq) authorizes award of this contract as a contract for professional services not requiring advertisement for competitive bids; and

WHEREAS, Mr. McManimon has completed and submitted a sworn Business Entity Disclosure Certification which certifies that neither he nor his firm has made or shall make any political contribution prohibited by relevant provisions of N.J.S.A. 19:44A-20.5 or Chapter 15, Article I of the Pennington Borough Code, regarding pay-to-play;

WHEREAS, McManimon and Scotland shall comply with requirements for Anti-Discrimination and Affirmative Action as set forth in the annexed Schedule A;

WHEREAS, the Chief Financial Officer has certified that funds are available for this contract;

NOW, THEREFORE, BE IT RESOLVED, by the Pennington Borough Council that Edward J. McManimon is hereby appointed as Bond Counsel for a period of one year in accordance with appropriate New Jersey Statutes and a contract substantially in the form attached subject to approval as to form by the Borough Attorney; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published in the Hopewell Valley News as required by Law within ten days of its passage.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

**Borough of Pennington
Resolution #2016- 1.3**

RESOLUTION APPOINTING CRAIG J. HUBERT AS CHIEF MUNICIPAL PROSECUTOR FOR THE YEAR 2016

WHEREAS, N.J.S.A. 2B:24-4e provides that a municipality may appoint municipal prosecutors as necessary to administer justice in a timely and effective manner in municipal court;

WHEREAS, N.J.S.A. 2B:25-6f requires that when a municipality has appointed more than one municipal prosecutor a chief municipal prosecutor be designated and appointed by the municipality;

WHEREAS, Borough Council seeks to designate and appoint Craig Hubert as the Chief Municipal Prosecutor;

WHEREAS, it is understood that Mr. Hubert has not represented criminal defendants in any municipal court or Superior Court in Mercer County as of January 1, 2016; and

WHEREAS, Mr. Hubert has completed and submitted a sworn Business Entity Disclosure Certification which certifies that neither he nor his firm has made or shall make any political contribution prohibited by relevant provisions of N.J.S.A. 19:44A-20.5 or Chapter 15, Article I of the Pennington Borough Code, regarding pay-to-play;

WHEREAS, Craig Hubert shall comply with requirements for Anti-Discrimination and Affirmative Action as set forth in the annexed Schedule A;

WHEREAS, Mr. Hubert shall be compensated as Chief Prosecutor at the rate of \$ 300.00 for each session of Municipal Court at which he serves, payable to the firm of Szaferman Lakind;

NOW, THEREFORE, BE IT RESOLVED, by Borough Council of the Borough of Pennington, that Craig J. Hubert is hereby designated and appointed Chief Municipal Prosecutor of Pennington Borough for the year 2016.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

**PENNINGTON BOROUGH
Resolution No. 2016 - 1.4**

**RESOLUTION APPOINTING WALTER R. BLISS, JR.
AS BOROUGH ATTORNEY FOR THE YEAR 2016**

WHEREAS, the Borough of Pennington has a need to appoint a Borough Attorney and to contract for related professional legal services in the year 2016;

WHEREAS, the Borough Clerk has determined and has certified in writing that the anticipated value of this contract for professional services, having a term of one (1) year, will exceed \$17,500;

WHEREAS, approval of this contract complies with the Local Pay-To-Play Law, N.J.S.A. 19:44A-20.5, effective January 1, 2006, which except in prescribed circumstances prohibits the award of contracts with a value in excess of \$17,500 to any person or business entity which makes reportable contributions to local political or candidate committees representing members of the governing body;

WHEREAS, such political contributions are permitted by the new statute only if the municipality has elected to award the contract through a competitive process involving a publicly advertised request for proposals and a review process based on written procedures and criteria prescribed in advance by the governing body or as otherwise provided by law;

WHEREAS, the appointee has made no such political contribution and shall make no such contribution during the term of the contract;

WHEREAS, approval of this contract also complies with Chapter 15, Article I of the Code of the Borough of Pennington which prohibits certain political contributions by professional business entities regardless of the value of the contract;

WHEREAS, this contract is being awarded as a professional services contract in compliance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., without advertising for proposals or competitive bidding, because the services contracted for are of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids;

WHEREAS, Walter R. Bliss, Jr. has served as Borough Attorney and proposes to continue to serve in this capacity in both litigation and non-litigation matters at his previous billing rate of \$120 per hour, plus reimbursement for reasonable out-of-pocket expenses;

WHEREAS, Mr. Bliss further proposes that the services of any legal counsel associated with the Law Offices of Walter R. Bliss Jr., if needed, be compensated at the rate of \$110.00 per hour;

WHEREAS, total fees for the legal services of Walter R. Bliss Jr. and the Law Offices of Walter R. Bliss Jr., including expenses, shall not exceed in the aggregate \$ 40,000.00 without the prior written approval of Borough Council;

WHEREAS, Mr. Bliss has completed and submitted a sworn Business Entity Disclosure Certification which certifies that neither he nor his firm has made nor shall make any political contribution prohibited by the relevant provisions of either the statute or the Borough Code concerning pay-to-play;

WHEREAS, Mr. Bliss shall comply with requirements for Anti-Discrimination and Affirmative Action as set forth in the annexed Schedule A;

WHEREAS, the Chief Financial Officer of the Borough has certified that funds are available for the purpose of this contract;

WHEREAS, the Local Public Contracts Law requires that a resolution authorizing an award of contract for professional services without competitive bid be publicly advertised following adoption;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington that Walter R. Bliss, Jr. be appointed as Borough Attorney of the Borough of Pennington for a period of one year in compliance with applicable law;

BE IT FURTHER RESOLVED, that the Mayor, with the attestation of the Borough Clerk, is hereby authorized to enter into a professional services agreement with Walter R. Bliss, Jr. in the form annexed hereto;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published in the Hopewell Valley News as required by law within ten (10) days of its adoption.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

**Borough of Pennington
 Resolution #2016 – 1.5**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF PENNINGTON
 DESIGNATING DEPOSITORY BANKS, OFFICIAL NEWSPAPERS AND OFFICIAL
 SIGNATORIES FOR THE BOROUGH FOR THE YEAR 2016**

BE IT RESOLVED:

That The Bank of Princeton, Wells Fargo, PNC Bank, Bank of America, Hopewell Valley Community Bank, Commerce Bank, Sun Bank, and Santander Bank, be declared official depositories of the Borough of Pennington for 2016 provided any such bank receiving Borough funds first submit a sworn statement that it has not made political contributions in violation of Chapter 15, Article 1 of the Code of the Borough of Pennington regarding pay-to-play;.

BE IT RESOLVED:

That the Hopewell Valley News be designated as the official weekly publication for the Borough of Pennington for 2016, and as is required by law.

BE IT RESOLVED:

That the Hopewell Valley News and Trenton Times be designated for notification purposes when required under the Open Public Meetings Act for the Borough of Pennington.

BE IT RESOLVED:

That Mayor Anthony Persichilli and the Borough Clerk (and in the absence of the Mayor, the Council President) be and hereby are designated as the authorized representatives of the Borough of Pennington to sign for and on behalf of the Borough all applications to the Federal and State governments, as well as in any other matters.

BE IT RESOLVED:

That the following individuals are designated as official signatories for the Borough of Pennington:

- 1 Mayor Anthony Persichilli
- 2 Finance Officer - Sandra Webb
- 3 Borough Administrator – Eileen Heinzl
- 4 Council President – Joseph Lawver

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

**Borough of Pennington
Resolution #2016 – 1.7**

RESOLUTION FIXING THE RATE OF INTEREST AND YEAR-END PENALTY FOR DELINQUENT REAL ESTATE TAX PAYMENTS AND AUTHORIZING THE TAX COLLECTOR TO EXTEND THE GRACE PERIOD FOR THE 3RD QUARTER TAX PAYMENTS FOR 2016 IF NECESSARY

WHEREAS, R.S. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for nonpayment of taxes or assessments on or before the date when they would become delinquent, subject to maximum rates provided by law;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington, County of Mercer, State of New Jersey, that property taxes shall be due and payable quarterly on February 1st, May 1st, August 1st, and November 1st of each year with a ten-day grace period, after which such taxes, if remaining unpaid, shall become delinquent and interest shall be charged thereon from the date the tax was first payable to the date of actual payment, at the following rates: eight percent (8%) per annum on the first \$1,500 of the delinquency and eighteen percent (18%) per annum on any amount in excess of \$1,500.; and

BE IT FURTHER RESOLVED, that payments on delinquent accounts shall be credited first to the first \$1,500 of the delinquency and then to the balance of the delinquency, and once the first \$1,500 of the delinquency has been paid, the interest rate shall be eighteen percent (18%) on the balance of the delinquency regardless of the amount of such balance; and

BE IT FURTHER RESOLVED, that a year-end penalty of six percent (6%) shall be assessed on the last day of the fiscal year on the full amount of delinquent accounts with delinquencies in excess of \$10,000.; and

BE IT FURTHER RESOLVED, that the Pennington Borough Council hereby authorizes the Tax Collector to extend the grace period for third quarter 2016 tax payments; and

BE IT FURTHER RESOLVED, that the Tax Collector shall determine the extension period upon receipt of the 2016 Final Tax Bills and said period shall not exceed 30 days beyond the mailing date of the bills to taxpayers.

BE IT FINALLY RESOLVED, that a certified copy of this resolution be forwarded to the Tax Collector and Borough Auditor.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

**Borough of Pennington
Resolution #2016 – 1.8**

RESOLUTION ESTABLISHING COMMITTEES OF COUNCIL FOR 2016

WHEREAS, Pennington Borough Council elects to establish certain committees of its members as will assist it in the coming year;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington, County of Mercer, State of New Jersey, as follows:

1. The following committees of Council are hereby created, each to consist of 3 Council members, of whom one shall be chair and two shall be Committee members:
 - a. Personnel
 - b. Public Safety
 - c. Public Works
 - d. Finance

Each such committee shall monitor the functioning of Borough Government within its subject area and shall report regularly thereon to Council, making such recommendations for action by the governing body as the committee deems appropriate. No such committee shall have decision-making powers with respect to any administrative or policy matter.

2. One member of Council shall serve as liaison to the following Boards and Commissions:
 - a. Planning and Zoning Board

- b. Senior Advisory Board
 - c. Library Board of Trustees
 - d. Historic Preservation Commission
 - e. Environmental Commission
 - f. Economic Development Commission
 - g. Open Space Committee
 - h. Recreation Commission
 - i. Board of Health
 - j. Shade Tree Commission
3. The chairpersons and members of the above committees and the above liaisons shall be appointed by the Mayor with the advice and consent of Council.
 4. Appointments and assignments by the Mayor for 2016 are set forth in the attached list. All such appointments and assignments are hereby approved.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

**BOROUGH OF PENNINGTON
 RESOLUTION 2016 – 1.10**

**RESOLUTION AUTHORIZING CONTRACT WITH
 VAN NOTE-HARVEY ASSOCIATES FOR PROFESSIONAL
 SERVICES TO PENNINGTON WATER AND SEWER UTILITY**

WHEREAS, Borough Council has determined that the Water and Sewer Utility of the Borough, known as the Pennington Water and Sewer Company, requires the professional services of a consulting engineer with in-depth knowledge and experience relating to the operation of Pennington’s water and sewer systems;

WHEREAS, Van-Note-Harvey Associates, licensed professional engineers, has such knowledge and experience acquired over more than a decade of successful service to the Borough in connection with operation and improvement of the Borough’s water and sewer systems;

WHEREAS, a copy of a proposed professional services agreement between the Borough and Van Note-Harvey Associates, for a term of one year, is attached;

WHEREAS, pursuant to the attached professional services agreement, all projects undertaken by Van Note Harvey Associates and related fees and expenses shall be approved in advance by the Borough;

WHEREAS, total annual fees for services pursuant to this agreement, including expenses, shall not exceed \$ 20,000.00 without the prior written approval of Borough Council;

WHEREAS, approval of this contract complies with the Local Pay-to-Play Law, N.J.S.A. 19:44A-20.5, effective January 1, 2006, which except in prescribed circumstances prohibits the award of contracts with a value in excess of \$17,500 to any person or business entity which makes reportable contributions to local political or candidate committees representing members of the governing body;

WHEREAS, such political contributions are permitted by the statute only if the municipality has elected to award the contract through a competitive process involving a publicly advertised request for proposals and a review process based on written procedures and criteria prescribed in advance by the governing body or as otherwise provided by law;

WHEREAS, Van Note-Harvey Associates and its principals, officers and employees have made no such political contribution and shall make no such contribution during the term of the contract;

WHEREAS, award of this contract also complies with the Code of the Borough of Pennington, Section 15-1, et seq., which further prohibits the award of public contracts to certain political contributors;

WHEREAS, Van Note-Harvey Associates has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has made no reportable contribution to a political or candidate committee in the Borough of Pennington and shall make no such contribution through the term of the contract;

WHEREAS, Van Note Harvey Associates shall comply with requirements for Anti-Discrimination and Affirmative Action as set forth in the annexed Schedule A;

WHEREAS, this contract is being awarded as a professional services contract in compliance with

the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., and is not required to be subject to a competitive bidding process;

WHEREAS, the Local Public Contracts Law requires that a resolution authorizing an award of contract for professional services without competitive bid be publicly advertised following adoption;

WHEREAS, the Chief Financial Officer of the Borough has certified that funds are available for the purpose of this contract;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington, that the Mayor, with the attestation of the Borough Clerk, is hereby authorized to enter into the attached professional services agreement with Van Note-Harvey Associates.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

**Borough of Pennington
Resolution 2016-1.11**

**RESOLUTION APPOINTING WILLIAM MEYTROTT AS
JOINT INSURANCE FUND COMMISSIONER FOR A PERIOD
OF ONE YEAR FROM JANUARY 1 THROUGH DECEMBER 31, 2016**

WHEREAS, the Borough of Pennington is required to appoint annually a Joint Insurance Fund Commissioner to serve for the year;

WHEREAS, it is the desire of the Mayor and Council to appoint William Meytrott to that position, for the period of one year from January 1 through December 31, 2016;

NOW, THEREFORE, BE IT RESOLVED, that William Meytrott is hereby appointed as Joint Insurance Fund Commissioner for a one year term effective January 1, 2016 and ending December 31, 2016; and

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Pennington that Mr. Meytrott shall serve in this capacity without additional compensation.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

**BOROUGH OF PENNINGTON
RESOLUTION 2015 – 1.12**

**RESOLUTION RE-ESTABLISHING THE HOPEWELL
VALLEY GREEN TEAM**

WHEREAS, the governing bodies of Hopewell Borough, Hopewell Township and Pennington Borough recognize a need to develop “green” initiatives to create a plan for a healthy economy, environment and society in Hopewell Valley; and

WHEREAS, the governing bodies of Hopewell Borough, Hopewell Township and Pennington Borough desire to identify and support green, sustainable practices which benefit our residents and business partners that are easy to replicate and affordable to implement; and

WHEREAS, the Borough of Hopewell, the Township of Hopewell and the Borough of Pennington have each resolved to participate in **SUSTAINABLE JERSEY™**, a certification program for municipalities in New Jersey that want to go green, control costs and save money, and take steps to sustain their quality of life over the long term; and

WHEREAS, the governing bodies of Hopewell Borough, Hopewell Township and Pennington Borough have identified a need to work collaboratively to achieve **SUSTAINABLE JERSEY™** certification as the economical and environmental health of Hopewell Valley does not end at municipal borders; and

WHEREAS, the governing bodies of Hopewell Borough, Hopewell Township and Pennington Borough, in an attempt to focus attention on green issues and to further the primary goals of saving tax dollars, assuring clean air and water, improving working and living environments, and strengthening communities that are sustainable economically, environmentally and socially well into the future, established the “Hopewell Valley Green Team”; and

WHEREAS, since on or about August 3, 2009, the Hopewell Valley Green Future Task Force, now the Hopewell Valley Green Team, with annually appointed members comprised of a minimum of four representatives of each Hopewell Valley municipality, including one governing body member liaison, one municipal staff representative and at least two members of the public representing residents, businesses, congregations and other community groups, met quarterly or as needed to develop and recommend programs and projects that seek to:

1. Improve public health and safety.
2. Identify alternative energy options.
3. Encourage water and energy conservation.
4. Reduce environmental pollution.
5. Promote recycling efforts.
6. Preserve natural resources.
7. Increase public awareness regarding green initiatives through the development of educational programs and resources dedicated to green initiatives.
8. Provide updates and recommendations to Hopewell Valley governing bodies, administrations, planning boards, environmental commissions, shade tree boards and other groups directly or indirectly responsible to environmental issues; and

WHEREAS, the governing bodies of Hopewell Borough, Hopewell Township, and Pennington Borough desire that the Hopewell Valley Green Team continue meeting, on a quarterly or as needed basis, to develop and recommend the above-described programs and projects; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington that it hereby supports and does re-establish the Hopewell Valley Green Team, formerly the Hopewell Valley Green Future Task Force, in cooperation with the Borough of Hopewell and the Township of Hopewell; and

BE IT FURTHER RESOLVED, that the following individuals are appointed to serve on the Hopewell Valley Green Team for 2016, and that the Borough shall provide details of said appointments to the municipal clerk of the Borough of Hopewell and the Township of Hopewell: Joann Held, Margret Van Vuuren, Anthony J. Persichilli and Eileen Heinzl.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

**BOROUGH OF PENNINGTON
RESOLUTION 2015 – 1.14**

**RESOLUTION REAPPOINTING ERIC M. PERKINS AS MUNICIPAL
COURT JUDGE**

WHEREAS, it is the desire of the Mayor of the Borough to reappoint Mr. Eric Perkins Municipal Court Judge for a full three year term commencing January 1, 2016;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington, that the reappointment of Eric M. Perkins as Municipal Court Judge for a term commencing January 1, 2016 and ending December 31, 2018, is hereby approved; and it is

FURTHER RESOLVED, that the annual salary for the Municipal Court Judge shall be as provided by ordinance.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	X				Lawver	X			
Gnatt	X				Marciante	S			

End of Consent Agenda Resolutions.

**Borough of Pennington
Resolution #2016 – 1.6**

**RESOLUTION ESTABLISHING THE REGULAR MEETING SCHEDULE FOR THE
BOROUGH COUNCIL FOR THE YEAR 2016**

WHEREAS, in 2016 the Pennington Borough Council will meet at Borough Hall for their Regular Meetings on the first Wednesday of each month starting at 7:00 PM unless otherwise noted;

January 4, 2016 – Regular & Reorganization (Monday)

February 3, 2016

March 2, 2016

April 6, 2016

May 4, 2016

June 1, 2016

July 6, 2016

August 3, 2016

September 7, 2016

October 5, 2016

November 2, 2016

December 7, 2016

December 28, 2016 – (3:00 pm)

- Reorganization meeting to be held on January 4th , 2017, immediately followed by the Regular Council Meeting;

NOW THEREFORE BE IT RESOLVED that the meeting schedule for the Borough Council of the Borough of Pennington is approved as stated above.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	S				Lawver	X			
Gnatt	X				Marciante	X			

Council Member Chandler made a motion to approve Resolution 2016-1.6, second by Council Member Davy. Mr. Lawver stated that this Resolution sets the meeting dates for 2016 and changes the meeting day from the first Monday of the month to the first Wednesday of the month. Upon a roll call vote all members present voted in favor. Mrs. Chandler asked if the packages would still be delivered on Friday and the consensus of Council was to keep the delivery date as Friday.

**BOROUGH OF PENNINGTON
RESOLUTION #2016–1.9**

RESOLUTION APPOINTING ALTERNATE PROSECUTORS FOR THE YEAR 2016

WHEREAS, N.J.S.A. 2B:24-4e provides that a municipality may appoint municipal prosecutors as necessary to administer justice in a timely and effective manner in municipal court;

WHEREAS, N.J.S.A. 2B:25-6f requires that when a municipality has appointed more than one municipal prosecutor a chief municipal prosecutor shall be designated and appointed by the municipality;

WHEREAS, Borough Council has appointed Craig Hubert as the Chief Municipal Prosecutor; and

WHEREAS, the Borough seeks to appoint first, second, third and fourth alternate prosecutors to substitute in that order for the Chief Municipal Prosecutor when the Chief Municipal

Prosecutor is not able to cover a court session; and

WHEREAS, it is understood that the municipal prosecutor and alternate prosecutors designated and appointed herein have not represented criminal defendants in any municipal court or Superior Court in Mercer County as of January 1, 2016; and

WHEREAS, each alternate prosecutor has completed and submitted a sworn Business Entity Disclosure Certification which certifies that neither they nor their respective firms have made or shall make any political contribution prohibited by relevant provisions of N.J.S.A. 19:44A-20.5 or Chapter 15, Article I of the Pennington Borough Code, regarding pay-to-play;

WHEREAS, each alternate prosecutor shall comply with requirements for Anti-Discrimination and Affirmative Action as set forth in the annexed Schedule A;

NOW, THEREFORE, BE IT RESOLVED, by Borough Council of the Borough of Pennington that the following appointments are made for the year 2016:

1. Thomas Manzo is hereby appointed First Alternate Prosecutor of Pennington Borough.
2. Lyle Hough is hereby appointed Second Alternate Prosecutor of Pennington Borough.
3. Jeff Rubin is hereby appointed Third Alternate Prosecutor of Pennington Borough.
4. Robert Yostembski is hereby appointed Fourth Alternate Prosecutor of Pennington Borough.

BE IT FURTHER RESOLVED, that the alternate prosecutors shall be compensated for each court session in which they serve at the same rate as the Chief Municipal Prosecutor.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	S				Lawver	X			
Gnatt	X				Marciante	X			

Council Member Chandler made a motion to approve Resolution 2016-1.9, second by Council Member Davy. Mr. Lawver stated that this resolution appoints alternate prosecutors and this year a fourth alternate has been added in slot number one. Upon a roll call vote all members present voted in favor.

**Borough of Pennington
Resolution #2016- 1.13**

**RESOLUTION APPOINTING RICHARD KELLY AS PUBLIC DEFENDER
FOR THE YEAR 2016**

WHEREAS, Borough Council seeks to designate and appoint Richard Kelly as the Public Defender;

WHEREAS, Mr. Kelly has completed and submitted a sworn Business Entity Disclosure Certification which certifies that neither he nor his firm has made or shall make any political contribution prohibited by relevant provisions of N.J.S.A. 19:44A-20.5 or Chapter 15, Article I of the Pennington Borough Code, regarding pay-to-play;

WHEREAS, Mr. Kelly shall comply with requirements for Anti-Discrimination and Affirmative Action as set forth in the annexed Schedule A;

WHEREAS, Mr. Kelly shall be compensated as Public Defender at a rate of \$200.00 for each court session in which he serves;

NOW, THEREFORE, BE IT RESOLVED, by Borough Council of the Borough of Pennington, that Richard Kelly is hereby designated and appointed Public Defender for Pennington Borough for the year 2016.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler	M				Griffiths	X			
Davy	S				Lawver	X			
Gnatt	X				Marciante	X			

Council Member Chandler made a motion to approve Resolution 2016-1.13, second by Council Member Davy. Mr. Lawver stated that this resolution was taken separately as Lee Engelman who was the former Public Defender is being replaced with Richard Kelly. Mr. Lawver asked if Mr. Engelman resigned. Mrs.

Sterling stated that this was a recommendation from the Court Administrator, Nancy Griffin. Mrs. Sterling stated that the Court Administrator has been asking for this change for a couple of years and this year Mayor Persichilli contacted Mr. Kelly and recommended that he be appointed as the Public Defender. Upon a roll call vote all members present voted in favor.

MAYORS APPOINTMENTS/RE-APPOINTMENTS TO LOCAL BOARDS

Mr. Lawver announced the following appointments which do not require Council approval.

Planning Board

- Designation of Eileen Heinzl as Mayor's designee in the absence of the Mayor pursuant to N.J.S.A. 40:55D-23
- Borough Official – William Meytrott
- Council Representative – Deborah Gnatt
- Winn Thompson – reappointed to a 4 year term ending December 31, 2019
- Thomas Ogren – reappointed to a 4 year term ending December 31, 2019
- Doug Schotland – appointed as Alternate 1 for an unexpired term ending December 31, 2016

Economic Development

- Emily Matticoli – reappointed to a 5 year term ending December 31, 2020
- Chris Murphy – reappointed to a 1 year term ending December 31, 2016
- Jeff Eckerson – Reappointed to a 1 year term ending December 31, 2016
- Council Representative – Catherine Chandler – appointed to December 31, 2016

Environmental Commission

- Joann Held – reappointed to a 3 year term ending December 31, 2018
- Harry Compton – reappointed to a 3 year term ending December 31, 2018
- Council Representative – Catherine Chandler – appointed to December 31, 2016

Open Space Committee

- Council Representative – Deborah Gnatt – appointed to December 31, 2016

APPOINTMENTS/RE-APPOINTMENTS TO LOCAL BOARDS – (WITH COUNCIL APPROVAL)

Mr. Lawver announced the following appoints that do require Council approval. Council Member Davy made a motion to approve the appointments, second by Council Member Chandler with all members present voting in favor.

Parks and Recreation (w/Council Approval)

- Michelle Needham – reappointed to a 3 year term ending December 31, 2018
- Council Representative – Joseph Lawver – appointed to December 31, 2016

Board of Health (w/Council Approval)

- Debbie Gorczycki – reappointed to a 3 year term ending December 31, 2018
- Council Representative – Catherine Chandler – appointed to December 31, 2016

Library Board of Trustees (w/Council Approval)

- Joe Bielamowicz – reappointed to a 5 year term ending December 31, 2020
- Kathleen Nash – reappointed to a 5 year term ending December 31, 2020
- Council Representative – Joseph Lawver – appointed to December 31, 2016

Shade Tree Commission (w/Council Approval)

- Richard Sperry – reappointed to a 5 year term ending December 31, 2020
- Maura McManimon-Fennessey – reappointed to a 5 year term December 31, 2020
- Council Representative – Joseph Lawver – appointed to December 31, 2016

Senior Advisory Board (w/Council Approval)

- Council Representative – Joseph Lawver – appointed to December 31, 2016

Historic Preservation Commission (w/Council Approval)

- Emily Matticoli – reappointed to a 4 year term ending December 31, 2019
- Chris Czornyek – appointed to Class C unexpired term ending December 31, 2017
- Council Representative – Catherine Chandler – appointed to December 31, 2016

At 7:14PM, Mr. Lawver adjourned the Reorganization Meeting.

Respectfully submitted,

Elizabeth Sterling
Borough Clerk