

**PENNINGTON BOROUGH COUNCIL
REORGANIZATION MEETING
January 5, 2022 - 7:00 pm**

Call to Order - Mayor Davy

Roll Call – Borough Clerk – Betty Sterling

Chandler	Gnatt	Griffiths	Marciante	Mills	Semple	Davy	
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Open Public Meetings Statement

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

Invocation

- Deacon Patrick Brannigan, St. James

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

Mayor's Business

Proclamation – Liz Semple

Resignation – Richard Kelly - Public Defender

Election Results

- Mayor – James Davy – unexpired term ending December 31, 2023
- Council – Deborah Gnatt – 3 year term ending December 31, 2024
- Council – Nadine Stern – 3 year term ending December 31, 2024

Adjournment of 2021 Council – (Motion/Second)

Oaths of Office Administered by Borough Attorney to the newly elected Council Members.

Roll call of 2022 Council

Chandler	Gnatt	Gross	Marciante	Mills	Stern	Davy	
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Election of Council President (Nomination/motion, second, vote.)

Annual Resolutions

RESOLUTION 2022-1.1

RESOLUTION APPOINTING HODULIK AND MORRISON AS BOROUGH AUDITOR FOR THE YEAR 2022

RESOLUTION 2022-1.2

RESOLUTION APPOINTING EDWARD J. MCMANIMON AS BOND COUNSEL FOR THE YEAR 2022

RESOLUTION 2022-1.3

RESOLUTION APPOINTING WALTER R. BLISS, JR. AS BOROUGH ATTORNEY FOR THE YEAR 2022

RESOLUTION 2022-1.4

RESOLUTION APPOINTING CRAIG J. HUBERT AS CHIEF MUNICIPAL PROSECUTOR FOR THE YEAR 2022

RESOLUTION 2022-1.5

RESOLUTION APPOINTING ALTERNATE PROSECUTORS FOR THE YEAR 2022

RESOLUTION 2022-1.6

RESOLUTION APPOINTING PATRICK MEMES AS PUBLIC DEFENDER
FOR THE YEAR 2022

RESOLUTION 2022-1.7

RESOLUTION REAPPOINTING ERIC M. PERKINS AS
MUNICIPAL COURT JUDGE

RESOLUTION 2022-1.8

RESOLUTION APPOINTING EILEEN HEINZEL AS
JOINT INSURANCE FUND COMMISSIONER FOR A PERIOD
OF ONE YEAR FROM JANUARY 1 THROUGH DECEMBER 31, 2021

RESOLUTION 2022-1.9

RESOLUTION ESTABLISHING THE REGULAR MEETING SCHEDULE FOR
THE BOROUGH COUNCIL FOR THE YEAR 2021

RESOLUTION 2022-1.10

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF PENNINGTON DESIGNATING DEPOSITORY
BANKS, OFFICIAL NEWSPAPERS AND OFFICIAL SIGNATORIES FOR THE BOROUGH FOR THE YEAR 2022

RESOLUTION 2022-1.11

RESOLUTION ESTABLISHING COMMITTEES OF COUNCIL FOR 2022

RESOLUTION 2022-1.12

RESOLUTION RE-ESTABLISHING THE HOPEWELL VALLEY GREEN TEAM

RESOLUTION 2022-1.13

RESOLUTION FIXING THE RATE OF INTEREST AND YEAR-END PENALTY FOR DELINQUENT REAL ESTATE TAX
PAYMENTS AND FURTHER AUTHORIZING THE TAX COLLECTOR TO EXTEND THE GRACE PERIOD FOR THE 3RD
QUARTER TAX PAYMENTS FOR 2022 IF NECESSARY

RESOLUTION 2022-1.14

RESOLUTION AUTHORIZING CANCELLATION OF TAX BALANCES UNDER \$10.00

MAYORS APPOINTMENTS/RE-APPOINTMENTS TO LOCAL BOARDS

Planning Board

- Hilary Burke – Mayor’s Designee – 1 year term ending December 31, 2022
- Eileen Heinzel – Borough Official – 1 year term ending December 31, 2022
- Deborah Gnatt – Council Representative – 1 year term ending December 31, 2022
- Mark Blackwell – reappointed for a 4 year term ending December 31, 2025
- Andrew Jackson – appointed as representative from Environmental Commission – 3 year term ending December 31, 2024

Economic Development

- Larissa Kelsey – appointed to a 1 year term ending December 31, 2022
- Andy Hamlin – reappointed to a 1 year term ending December 31, 2022
- Chris Murphy – reappointed to a 1 year term ending December 31, 2022
- Council Representative – Kit Chandler – to December 31, 2022

Environmental Commission

- Joann Held – reappointed to a 3 year term ending December 31, 2024
- Nancy Fishman – appointed to a 3 year term ending December 31, 2024
- Andrew Jackson – appointed to a 3 year term ending December 31, 2024
- Katrina Angarone – appointed as Alternate 1 for an unexpired term ending December 21, 2022
- Council Representative – Kit Chandler – to December 31, 2022

Open Space Committee

- Alan Hershey – reappointed to a 3 year term ending December 31, 2024
- John Jackson – reappointed as Alternate 1 for a 1 year term ending December 31, 2022
- Art Firestone – reappointed as Alternate 2 for a 1 year term ending December 31, 2022
- Council Representative – Nadine Stern – to December 31, 2022

Hopewell Valley Open Space Committee

- Dan Pace – reappointed to the Hopewell Valley Open Space Committee for 2022
- Alan Hershey – reappointed to the Hopewell Valley Open Space Committee for 2022

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

Parks and Recreation (w/Council Approval)

- Heather Driscoll – reappointed to a 3 year term ending December 31, 2024
- Edward Krups – appointed to a 3 year term ending December 31, 2024
- Council Representative – Deborah Gnatt – to December 31, 2022

Board of Health (w/Council Approval)

- Marjorie Kaplan – re-appointed to a 3 year term ending December 31, 2024
- Council Representative – Ken Gross – to December 31, 2022

Library Board of Trustees (w/Council Approval)

- Hilary Burke – reappointed to a 5 year term ending December 31, 2026
- Amy Sullivan – appointed to a 5 year term ending December 31, 2026
- Carol Olsen – reappointed as Mayor’s representative for a 1 year term ending December 31, 2022
- Council Representative – Beverly Mills – to December 31, 2022

Shade Tree Commission (w/Council Approval)

- Gabe Rosko – reappointed to a 3 year term ending December 31, 2024
- Todd McDonald – appointed to an unexpired term ending December 31, 2023
- Cecile Vidican – appointed to a 3 year term ending December 31, 2024
- Susan Wicher – appointed to a 3 year term ending December 31, 2024
- Council Representative – Nadine Stern – to December 31, 2022

Senior Advisory Board (w/Council Approval)

- Council Representative – Mayor James Davy – to December 31, 2022

Historic Preservation Commission (w/Council Approval)

- Jack Davis – reappointed as a Class B Member for a 4 year term ending December 31, 2025
- Natalie Shivers – reappointed as a Class C Member for a 4 year term ending December 31, 2025
- Council Representative – Beverly Mills – to December 31, 2022

Adjournment

**PENNINGTON BOROUGH
RESOLUTION 2022-1.1**

**RESOLUTION APPOINTING HODULIK AND MORRISON, A DIVISION OF PKF O'CONNOR
DAVIES AS BOROUGH AUDITOR FOR THE YEAR 2022**

WHEREAS, the Borough of Pennington has a need to appoint a Borough Auditor and to contract for related professional auditing in the year 2022, including conduct of audits for 2021;

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. a Division of PKF O'Connor Davies, has served as Borough Auditor and proposes to continue to serve in this capacity for fees not to exceed in the aggregate \$29,650.00 for the following services: annual audit of the Borough (\$19,500.00); preparation of annual financial statement (\$5,500.00); preparation of annual debt statement (\$1,150.00); audit of the Pennington Library (\$3,500.00);

WHEREAS, Hodulik and Morrison, a Division of PKF O'Connor Davies, shall perform such additional professional services as may be requested from time to time by the Borough at the following hourly rates: Principal - \$175.00; Manager - \$150.00-\$160.00; Senior Associates - \$140.00; Associate - \$110.00 - \$125.00, and as further set forth in the attached letter of engagement dated December 29, 2021 provided aggregate fees under this contract, including expenses, shall not exceed \$29,650.00 without the prior written approval of Borough Council;

WHEREAS, Hodulik and Morrison, a Division of PKF O'Connor Davies, 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, a Division of PKF O'Connor Davies, 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, P.A., a Division of PKF O'Connor Davies, by accepting the annexed letter of engagement dated December 29, 2021 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					Marciante				
Gnatt					Mills				
Gross					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 January 5, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION #2022-1.2**

**RESOLUTION APPOINTING EDWARD J. MCMANIMON AS BOND
COUNSEL FOR THE YEAR 2022**

WHEREAS, the Borough seeks to appoint Edward J. McManimon as Bond Counsel for 2022; and

WHEREAS, Bond Counsel shall perform 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 within various capital ordinances or in budget line #: 2-01-20-130-000-251;

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					Marciante				
Gnatt					Mills				
Gross					Stern				

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Elizabeth Sterling, Borough Clerk

**PENNINGTON BOROUGH
RESOLUTION NO. 2022 - 1.3**

**RESOLUTION APPOINTING WALTER R. BLISS, JR.
AS BOROUGH ATTORNEY FOR THE YEAR 2022**

WHEREAS, the Borough of Pennington has a need to appoint a Borough Attorney and to contract for related professional legal services in the year 2022;

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 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 \$ 50,000.00 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 in budget line #: 2-01-20-155-000-261;

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					Marciante				
Gnatt					Mills				
Gross					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 January 5, 2022.

Elizabeth Sterling, Borough Clerk

**Borough of Pennington
Resolution #2022- 1.4**

**RESOLUTION APPOINTING CRAIG J. HUBERT AS CHIEF MUNICIPAL
PROSECUTOR FOR THE YEAR 2022**

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 is not representing criminal defendants in any municipal court or Superior Court in Mercer County as of January 1, 2022; 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;

WHEREAS, the Chief Financial Officer has certified that funds are available in budget line # 2-01-25-275-000-201;

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 2022.

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION #2022-1.5**

RESOLUTION APPOINTING ALTERNATE PROSECUTORS FOR THE YEAR 2022

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 are not representing criminal defendants in any municipal court or Superior Court in Mercer County as of January 1, 2022; 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 2022:

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					Marciante				
Gnatt					Mills				
Gross					Stern				

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 - 1.6**

**RESOLUTION APPOINTING PATRICK MEMES AS PUBLIC DEFENDER
FOR THE YEAR 2022**

WHEREAS, Borough Council seeks to designate and appoint Patrick Memes as the Public Defender;

WHEREAS, Mr. Memes shall comply with Pay to Play regulations and will complete and submit 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. Memes shall comply with requirements for Anti-Discrimination and Affirmative Action as set forth in the annexed Schedule A;

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

WHEREAS, the Chief Financial Officer has certified that funds are available in the Trust Fund under Public Defender or in budget account #: 2-01-43-495-000-255;

NOW, THEREFORE, BE IT RESOLVED, by Borough Council of the Borough of Pennington, that Patrick Memes is hereby designated and appointed Public Defender for Pennington Borough for the year 2022.

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 1.7**

**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, 2022;

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, 2022 and ending December 31, 2024, 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					Marciante				
Gnatt					Mills				
Griffiths					Stern				

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022-1.8**

**RESOLUTION APPOINTING EILEEN HEINZEL AS
JOINT INSURANCE FUND COMMISSIONER FOR A PERIOD
OF ONE YEAR FROM JANUARY 1 THROUGH DECEMBER 31, 2022**

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 Eileen Heinzl to that position, for the period of one year from January 1 through December 31, 2022;

NOW, THEREFORE, BE IT RESOLVED, that Eileen Heinzl is hereby appointed as Joint Insurance Fund Commissioner for a one year term effective January 1, 2022 and ending December 31, 2022; and

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Pennington that Mrs Heinzl 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					Marcianti				
Gnatt					Mills				
Gross					Stern				

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 1.9**

**RESOLUTION ESTABLISHING THE REGULAR MEETING SCHEDULE FOR THE
BOROUGH COUNCIL FOR THE YEAR 2022**

WHEREAS, in 2022 the Pennington Borough Council will meet at Borough Hall for their Regular Meetings on the first Monday of each month starting at 7:00 PM unless otherwise noted;

January 5, 2022 – Regular & Reorganization (Wednesday)

February 7, 2022

March 7, 2022

April 4, 2022

May 2, 2022

June 6, 2022

July 5, 2022 (Tuesday)

August 1, 2022

September 6, 2022 (Tuesday)

October 3, 2022

November 7, 2022

December 5, 2022

December 29, 2022 – (3:00 pm) (Thursday)

- Reorganization meeting to be held on January 4th, 2023 (Wednesday), 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					Marciante				
Gnatt					Mills				
Gross					Stern				

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 1.10**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF
PENNINGTON DESIGNATING DEPOSITORY BANKS, OFFICIAL
NEWSPAPERS AND OFFICIAL SIGNATORIES FOR THE BOROUGH FOR
THE YEAR 2022**

BE IT RESOLVED:

That The Bank of Princeton, Wells Fargo, PNC Bank, Bank of America, Northfield Bank, Ocean Bank, and Santander Bank, be declared official depositories of the Borough of Pennington for 2022 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 2022, 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 James Davy 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 – James Davy
- 2 Finance Officer - Sandra Webb
- 3 Borough Administrator – Eileen Heinzl
- 4 Council President –

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 1.11**

RESOLUTION ESTABLISHING COMMITTEES OF COUNCIL FOR 2022

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 & Technology
 - e. Building Department & Zoning

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 2022 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					Marciante				
Gnatt					Mills				
Gross					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 January 5, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 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 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;

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 2022, and that the Borough shall provide details of said appointments to the municipal clerks of the Borough of Hopewell and the Township of Hopewell: Joann Held, Margret Van Vuuren, Lynne Croucher, James Davy and Eileen Heinzl.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler					Marciante				
Gnatt					Mills				
Gross					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 January 5, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 1.13**

**RESOLUTION FIXING THE RATE OF INTEREST AND YEAR-END PENALTY FOR
DELINQUENT REAL ESTATE TAX PAYMENTS AND FURTHER AUTHORIZING THE TAX
COLLECTOR TO EXTEND THE GRACE PERIOD FOR THE 3RD QUARTER TAX PAYMENTS
FOR 2022 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 2022 tax payments; and

BE IT FURTHER RESOLVED that the Tax Collector shall determine the extension period upon receipt of the 2022 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					Marciante				
Gnatt					Mills				
Gross					Sample				

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 January 5, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 1.14**

**RESOLUTION AUTHORIZING CANCELLATION OF
TAX BALANCES UNDER \$10.00**

WHEREAS, the Tax Collector has requested permission to cancel certain balances existing for current year taxes and water/sewer bills; and

WHEREAS, N.J.S.A. 40A:5-17.1 states that the governing body may appoint any official to cancel tax refunds and delinquencies under \$10.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Pennington that the Chief Financial Officer/Tax Collector is hereby authorized to cancel tax and utility balances under \$10.00.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Chandler					Marciante				
Gnatt					Mills				
Gross					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 January 5, 2022.

Elizabeth Sterling, Borough Clerk