

**PENNINGTON BOROUGH COUNCIL
REGULAR MEETING
AGENDA – May 2, 2022**

Call to Order – Mayor Davy

Roll Call – Borough Clerk – Betty Sterling

Angarone	Chandler	Gnatt	Gross	Marciante	Stern	Davy		
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OPEN PUBLIC MEETINGS STATEMENT

Notice of this meeting has been given to the Hopewell Valley News, Trenton Times and was posted on the bulletin board at Borough Hall at 30 North Main Street and on the Borough website according to the regulations of the Open Public Meetings Act.

OPEN TO THE PUBLIC – AGENDA ITEMS ONLY

Meeting open to public for comments on items on the agenda for which no public discussion is provided. In an effort to provide everyone interested an opportunity to address his or her comments to the Governing Body, a public comment time limit has been instituted for each speaker. **Please raise your hand and when the Borough Clerk acknowledges you state your name and address for the record. Please limit comments to the Governing Body to a maximum of 3 minutes.**

Appointment / Oath of Office – Police Officer

RESOLUTION 2022-5.14

RESOLUTION AUTHORIZING THE HIRING OF ANGELO MARONE AS POLICE OFFICER
IN THE PENNINGTON POLICE DEPARTMENT

Oath of Office (Walter Bliss)

Resolution of Support / Cannabis

Resolution – Cannique
Resolution – Fine Fettle
Resolution – Jersey Meds

MAYOR’S BUSINESS

- Resignation – Daniel Hudspith – Police Department
- Resignation – Seong Kwak – Planning Board – Alternate 1
- Mother’s Day March – May 7, 2022
- Ingleside and Route 31 – Traffic Signal
- Route 31 Resolution / DOT Response
- Arboretum – Fence
- COAH – Accessory Apartment
- Streetscape Update
- DOT Letter – 2023 Municipal State Aid
- Letter – Stonybrook Regional Sewerage Authority

Approval of Minutes

- Regular Meeting – April 4, 2022

Ordinances for Public Hearing and Adoption

(please refer to copies from Introduction last meeting)

**BOROUGH OF PENNINGTON
ORDINANCE 2022 - 2**

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK ING ACCORDANCE WITH N.J.S.A. 40A: 4-45.14 IN THE BOROUGH OF PENNINGTON, NEW JERSEY

**BOROUGH OF PENNINGTON
ORDINANCE 2022 – 3**

AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION OF OFFICERS AND EMPLOYEES OF THE BOROUGH OF PENNINGTON, COUNTY OF MERCER, STATE OF NEW JERSEY FOR THE YEAR 2022

**BOROUGH OF PENNINGTON
ORDINANCE NO. 2022 - 4**

AN ORDINANCE INCREASING RATES CHARGED BY THE PENNINGTON BOROUGH WATER AND SEWER UTILITY, AND AMENDING THE CODE OF THE BOROUGH OF PENNINGTON

**BOROUGH OF PENNINGTON
ORDINANCE 2022 - 5**

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO WEST FRANKLIN AVENUE AND KNOWLES STREET IN AND BY THE BOROUGH OF PENNINGTON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$715,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$715,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

**BOROUGH OF PENNINGTON
ORDINANCE 2022 -6**

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VEHICLES AND EQUIPMENT IN AND BY THE BOROUGH OF PENNINGTON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$150,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$142,500 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

**BOROUGH OF PENNINGTON
ORDINANCE 2022 - 7**

ORDINANCE AMENDING SECTION 6(d) OF BOND ORDINANCE NUMBERED 2021-4 OF THE BOROUGH OF PENNINGTON, IN THE COUNTY OF MERCER, NEW JERSEY, FINALLY ADOPTED MAY 3, 2021, IN ORDER TO CHANGE THE SECTION 20 COSTS OF THE PROECT.

**BOROUGH OF PENNINGTON
ORDINANCE NO. 2022- 8**

AN ORDINANCE REGULATNG SHORT-TERM RENTALS OF RESIDENTIAL PROPERTIES AND AMENDING THE CODE OF THE BOROUGH OF PENNINGTON

Public Hearing and Adoption Budget 2022
(copy of budget provided at last meeting)

Motion/second to open the Public Hearing on the 2022 Budget.

Discussion

Motion/second to close the Public Hearing on the 2022 Budget.

RESOLUTION #2022-5.4

RESOLUTION AMENDING THE BUDGET FOR 2022

Committee Reports

- **Planning & Zoning /Personnel/Parks & Recreation** – Mrs. Gnatt
- **Public Safety /Economic Development/Environmental** – Mrs. Chandler
EV Charger Grant
- **Public Works** - Mr. Marciante
- **Finance & Technology/ Board of Health** – Mr. Gross
- **Historic Preservation /Library** – Ms. Angarone
- **Open Space / Shade Tree** – Ms. Stern
- **Senior Advisory** – Mayor Davy

Council Discussion

New Business

RESOLUTION #2022-5.1

RESOLUTION AUTHORIZING REFUNDS

RESOLUTION #2022 –5.2

RESOLUTION AUTHORIZING PAYMENT OF BILLS

RESOLUTION #2022-5.3

RESOLUTION AUTHORIZING AMEMDMENTS TO THE 2022 TEMPORARY BUDGET

RESOLUTION #2022-5.5

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT FOR SPECIAL AFFORDABLE HOUSING COUNSEL

RESOLUTION #2022-5.6

RESOLUTION RECOGNIZING THE EFFORTS OF MEMBERS OF PARKS AND RECREATION

RESOLUTION #2022-5.7

RESOLUTION OPPOSING INSTALLATION OF FULL TRAFFIC SIGNAL AT THE INTERSECTION OF INGLESIDE AVENUE AND STATE ROUTE 31

RESOLUTION #2022-5.8

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH PARS ENVIRONMENTAL INCORPORATED FOR THE COMPLETION OF THE 2021 RIGHT TO KNOW SURVEY

RESOLUTION 2022-5.9

RESOLUTION AUTHORIZING EXTENSION OF PAID INTERNSHIP FOR MONA HABIBY IN THE BOROUGH BUSINESS OFFICE

RESOLUTION 2022-5.10

RESOLUTION IN SUPPORT OF THE ABILITY OF MUNICIPALITIES TO ADOPT REGULATIONS TO PROTECT PUBLIC HEALTH, SAFETY, AND WELFARE FROM THREATS OF FLOODING

RESOLUTION 2022-5.11

RESOLUTION AUTHORIZING PURCHASE OF WELL CHART RECORDERS AND WATER STORAGE TANK RECORDER WITH PUMP WATCH EXPRESS PRETIUM RTU'S THROUGH COOPERATIVE PRICING SYSTEM AGREEMENT WITH THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

RESOLUTION 2022-5.12

RESOLUTION AUTHORIZING PURCHASE OF LEVEL TRANSMITTER AND RELATED ACCESSORIES FOR WELL 6 AND WELL 7 THROUGH COOPERATIVE PRICING SYSTEM AGREEMENT WITH THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

RESOLUTION 2022-5.13

RESOLUTION AUTHORIZING THE BOROUGH OF PENNINGTON TO PARTICIPATE IN THE INTRA-COUNTY MUTUAL AID AND ASSISTANCE AGREEMENT WITH PARTICIPATING UNITS IN THE COUNTY OF MERCER

RESOLUTION 2022-5.15

RESOLUTION AUTHORIZING HVAC MAINTENANCE AGREEMENTS WITH McCLOSKEY MECHANICAL CONTRACTORS FOR BOROUGH FACILITIES THROUGH COOPERATIVE PRICING SYSTEM AGREEMENT WITH THE HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION

RESOLUTION 2022-5.16

RESOLUTION SUPERSEDING RESOLUTION 2022 -1.5, APPOINTING ALTERNATE PROSECUTORS FOR THE YEAR 2022

RESOLUTION 2022-5.17

RESOLUTION ENDORSING VISION ZERO TO ACHIEVE ZERO TRAFFIC DEATHS AND SERIOUS INJURIES ON NEW JERSEY STREETS AND HIGHWAYS

RESOLUTION 2022-5.18

RESOLUTION DESIGNATING THE MONTH OF MAY AS "BAG UP NJ" MONTH

RESOLUTION 2022-5.19

RESOLUTION REAFFIRMING RESOLUTION 2021-11.14, URGING NJDOT TO RE-VISIT THE 2002 STUDY OF THE ROUTE 31 AND WEST DELAWARE INTERSECTION IN PENNINGTON BOROUGH

Professionals Reports

Borough Attorney - Walter Bliss
Police Chief - Doug Pinelli
Superintendent of Public Works – Rick Smith
Borough Clerk – Betty Sterling
Chief Financial Officer – Sandra Webb

Public Comment Period

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

Closed Session

AT, PM, **BE IT RESOLVED**, that Mayor and Council shall hereby convene in closed session for the purposes of discussing a subject or subjects permitted to be discussed in closed session by the Open Public Meetings Act, to wit:

- Litigation – Hopewell Township PILOT
- Pending Litigation – Perris

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

Approval of Closed Session Minutes (for Content but not for Release)

- Closed Session – October 18, 2021
- Closed Session – March 7, 2022
- Closed Session – April 4, 2022

Adjournment

**BOROUGH OF PENNINGTON
RESOLUTION #2022 – 5.1**

RESOLUTION AUTHORIZING REFUNDS

BE IT RESOLVED that a refund be issued from the Water/Sewer Utility Fund to Joseph Lawver, 58 Allison Road, Princeton, NJ 08540 for an overpayment of water/sewer bill in the amount of \$464.08.

BE IT RESOLVED that a refund be issued from the Developers Escrow Fund to Brian Rogosky, 30 Abey Drive, Pennington, NJ 08534 for an escrow fee collected in error (Application 22-002) in the amount of \$1,000.00.

BE IT RESOLVED that a refund be issued from the Current Fund to Brian Rogosky, 30 Abey Drive, Pennington, NJ 08534 for an application fee collected in error (Application 22-002) in the amount of \$250.00.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 5.2**

AUTHORIZING PAYMENT OF BILLS

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Pennington that the bills be paid on audit and approval of the Mayor, the Appropriate Council Member and the Treasurer in the amount of \$ 1,066,931.66 from the following accounts:

Current	\$ 909,793.33
W/S Operating	\$ 140,868.16
Grant Fund	\$ 908.07
Animal Control Fund	\$ 24.60
Other Trust Fund	\$ 14,362.50
Developer’s Escrow	\$ 975.00
TOTAL	\$1,066,931.66

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION #2022-5.3**

**RESOLUTION AUTHORIZING AMENDMENTS TO THE
2022 TEMPORARY BUDGET**

WHEREAS, the 2022 Budget for the Borough of Pennington has not been adopted; and

WHEREAS, additional funds are necessary to meet various obligations of the Borough of Pennington;

NOW, THEREFORE, BE IT RESOLVED, that the following additional appropriations be made in the 2022 Temporary Budget for the Current Account.

Municipal Clerk	Salaries	\$5,000.00
Finance	Salaries	\$5,000.00
Finance	Other Expense	\$2,000.00
Tax Assessment	Salaries	\$5,000.00
Construction	Salaries	\$5,000.00
Group Insurance	Other Expense	\$20,000.00
Recreation	Other Expense	\$2,000.00
Celebration of Public Events	Other Expense	\$500.00
Street Lighting	Other Expense	\$5,000.00
Total		\$49,500.00

BE IT FURTHER RESOLVED, that the following additional funds be appropriated for the 2022 Temporary Budget for the Water and Sewer Fund:

Water Operating	Salaries	\$50,000.00
TOTAL		\$50,000.00

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**PENNINGTON BOROUGH
RESOLUTION 2022 – 5.4**

RESOLUTION AMENDING THE BUDGET FOR 2022

WHEREAS, the local municipal budget for the year 2022 was approved on the 4th day of April, 2022, and

WHEREAS, the public hearing on said budget will be held as advertised, and;

WHEREAS, it is desired to amend said approved budget;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of Pennington, County of Mercer, that the following amendments to the approved budget of 2022 be made:

	Current Fund	FROM	TO
3. Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations			
Clean Communities		0.00	5,676.07
NJ Urban Forestry Grant		0.00	10,000.00
Total - Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government - Public and Private Revenues		681.57	16,357.64
Summary of Revenues			
3. Miscellaneous Revenues - Section F: Special Items of General Revenue			
Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government - Public and Private Revenues		681.57	16,357.64
Total Miscellaneous Revenues		648,800.39	664,476.46
5. Subtotal General Revenues (Items 1, 2, 3 and 4)		1,291,099.72	1,306,775.79
7. Total General Revenues		4,113,947.59	4,129,623.66
8. General Appropriations (A) Operations - Excluded from "CAPS"			
Public and Private Programs Offset by Revenues			
Clean Communities		0.00	5,676.07
NJ Urban Forestry Grant		0.00	10,000.00
Total Public and Private Programs Offset by Revenues		681.57	16,357.64
Total Operations - Excluded from "CAPS"		381,869.34	397,545.41
Detail: Other Expenses		381,669.34	397,345.41
(H-2) Total General Appropriations for Municipal Purposes Excluded From "CAPS"		771,245.97	786,922.04
(O) Total General Appropriations - Excluded from "CAPS"		771,245.97	786,922.04
9. Total General Appropriations		4,113,947.59	4,129,623.66

Summary of Appropriations		
(A) Public & Private Programs Offset by Revenues	681.57	16,357.64
Total General Appropriations	4,113,947.59	4,129,623.66
Dedicated Water / Sewer Utility Budget		
10. Dedicated Revenues from Water / Sewer Utility Operating Surplus Anticipated	222,976.00	234,429.74
Total Operating Surplus Anticipated	222,976.00	234,429.74
APR Funding – 2021	96,556.47	96,556.28
Total Water / Sewer Utility Revenues	1,378,532.47	1,389,986.02
11. Appropriations for Water / Sewer Utility		
ARP Funding	96,556.47	96,556.28
Interest on Bonds	14,046.26	25,500.00
Total Water / Sewer Utility Revenues	1,378,532.47	1,389,986.02

BE IT FURTHER RESOLVED that two (2) certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for his certification of the 2022 local municipal budget so amended.

BE IT FURTHER RESOLVED THAT a public hearing on said amendment will be held at the next Regular Council Meeting to be held on June 6, 2022.

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022-5.5**

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT FOR SPECIAL
AFFORDABLE HOUSING COUNSEL**

WHEREAS, the Borough of Pennington has an affordable housing obligation pursuant to the New Jersey Fair Housing Act of 1985, *N.J.S.A. 52:27D-301 et seq.* and the New Jersey State Constitution; and

WHEREAS, pursuant to Chapter 98-1 et seq. of the “Code of the Borough of Pennington”, said Borough collects affordable housing development fees in order to provide funding for affordability assistance, accessory apartments, etc. in order to support and facilitate affordable housing for income-qualified households within said Borough; and

WHEREAS, legal services are required from time to time to address issues associated with the Affordable Housing Trust Fund, Spending Plan and other issues related to the Borough’s Affordable Housing Program; and

WHEREAS, the New Jersey Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* requires that a resolution authorizing the award of a Contract for “Professional Services” without competitive bidding must be publicly advertised; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the COAH Trust Fund;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Pennington as follows:

1. The Mayor and Clerk of the Borough of Pennington are hereby authorized and directed to enter into an Agreement with the law firm of Mason, Griffin & Pierson, PC, 101 Poor Farm Road, Princeton, New Jersey 08540, for a sum not to exceed \$7,500.00 to provide professional legal services to said Borough concerning matters related to affordable housing. The Agreement authorized by this Resolution is on file in the Office of the Borough Clerk and may be inspected during regular office hours.
2. This Agreement is being awarded without competitive bidding as a professional services contract under the provisions of the New Jersey Local Public Contracts Law because a service will be rendered or performed by a person or persons authorized by law to practice or recognize profession and his practice is regulated by law.
3. A notice of this action shall be published in a newspaper of general circulation within the Borough within 10 days of its passage.

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 5.6**

**RESOLUTION RECOGNIZING THE EFFORTS OF MEMBERS OF
PARKS AND RECREATION**

WHEREAS, Pennington Borough relies on its residents to volunteer and make our community thrive; and

WHEREAS, Pennington Borough is fortunate to have volunteers that go above and beyond to assist with all aspects of government and particularly with community events; and

WHEREAS, the past couple of years have been challenging for everyone and the pandemic has caused the cancellation of many gatherings and events; and

WHEREAS, on April 16th, 2022, the Parks and Recreation volunteers held a very successful Easter Egg Hunt at Kunkel Park, bringing the residents of Pennington Borough together after a long hiatus; and

WHEREAS, Mayor Davy and the Borough Council would like to recognize the efforts of all Parks and Recreation volunteers who helped make the event a success, in particular, Heather Driscoll, Tom Flood, Ed Krupa, Kristyn Friedlich, and Elise Thompson; and

WHEREAS, Mayor Davy and the Borough Council also wish to recognize the volunteers from the Pennington AG Church, who assisted Parks and Recreation with the Easter Egg Hunt, in particular, Gavin Wheatley, Katlin Wheatley, Brian Lane, Maddie Kelly and Maddie Hansen;

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Pennington that the Mayor and Council applauds with thanks all of these great community volunteers.

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022-5.7**

**RESOLUTION OPPOSING INSTALLATION OF FULL TRAFFIC SIGNAL AT THE
INTERSECTION OF INGLESIDE AVENUE AND STATE ROUTE 31**

WHEREAS, on April 4, 2022 Hopewell Township Mayor Courtney Peters-Manning sent a letter to Matthew Lawson, Principal Planner for the County of Mercer calling for a full traffic signal at the intersection of Ingleside Avenue and State Route 31 as part of the Great Western Bikeway Segment 1 in Hopewell Township, Mercer County, NJ; and,

WHEREAS, on August 3, 2015 the Pennington Borough Council unanimously adopted a resolution opposing full traffic light signalization at the intersection of Ingleside Avenue and State Route 31; and,

WHEREAS, the current Borough Council of Pennington does hereby re-state and re-iterate its opposition to the full traffic light signalization at this intersection.

WHEREAS, traffic metering signals were installed by the NJ Department of Transportation as part of the Pennington Circle Improvement Project north and south of the Circle on Route 31; and,

WHEREAS, County Route 631 ("CR631"), also known as Ingleside Avenue, traversing part of the Borough of Pennington, lies north of the Pennington Circle metering signal and a flasher type signal on Route 31 currently controls the intersection with Ingleside Avenue; and,

WHEREAS, on July 27, 2015, the Hopewell Township Committee passed a resolution that in part called for the replacement of the flasher type signal with a full traffic signal with accommodations for pedestrians and bicyclists; and,

WHEREAS, on August 3, 2021, the Pennington Borough Council opposed that plan with the County of Mercer and NJ Department of Transportation concurring with Pennington Borough's objections; and,

WHEREAS, Ingleside Avenue also intersects with Burd Street, a residential street, at the corner of the intersection of Main Street and Ingleside; and,

WHEREAS, Resolution 2009-220 of the Mercer County Freeholders directed that the intersection of Ingleside Avenue and Burd Street have a full stop sign at Burd Street, replacing a yield sign at that location, in the interest of safety and the expeditious flow of traffic; and,

WHEREAS, the County of Mercer Department of Transportation painted a "round-about" at the intersection of Ingleside Avenue and Burd Street which has worsened the flow and safety of motorists and bicyclists traversing Ingleside Avenue and well as traffic entering Ingleside Avenue from Burd Street; and,

WHEREAS, the Borough Council opposes the substitution of a full traffic signal for the flasher-type signal at the intersection of Ingleside Avenue and Route 31 and wants it opposition known by the NJ DOT, Mercer County, and Hopewell Township Committee;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington that it hereby memorializes its opposition to the proposed substitution of a full traffic signal for the existing flasher-type signal at the intersection of Ingleside Avenue and Route 31 for the following reasons:

1. A full signal intersection will encourage drivers to use Ingleside Avenue as a detour bypass from and to Route 31 and to access Burd Street as a "cut-through" to avoid volume on Route 31.

2. Both Ingleside Avenue and Burd Street are residential streets in the Borough and are not designed for capacity beyond residential use. The increase in traffic volume will pose a danger to children, pedestrians, and bicycle riders.

3. Any increased flow of traffic on Ingleside Avenue will further worsen the safety hazard which already exists at the intersection of Ingleside Avenue and Burd Street.

4. There are no data suggesting that the current signal at Ingleside Avenue and Route 31 is ineffective.

BE IT FURTHER RESOLVED, that a copy of this Resolution be transmitted to the New Jersey Department of Transportation, Mercer County Executive and Board of Commissioners, and the Hopewell Township Committee.

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION #2022 – 5.8**

**RESOLUTION AUTHORIZING A PROFESSIONAL
SERVICES AGREEMENT WITH PARS ENVIRONMENTAL INCORPORATED FOR THE
COMPLETION OF THE 2021 RIGHT TO KNOW SURVEY**

WHEREAS, the Borough Council of the Borough of Pennington seeks to retain the services of PARS Environmental, Inc., licensed engineers, to assist the Borough in completion of the 2021 Right To Know Survey;

WHEREAS, a copy of the PARS proposal, dated April 8, 2022, is annexed to this resolution;

WHEREAS, the contemplated services include inventory of areas that contain hazardous chemicals, completion of the 2021 Right to Know Survey for each area, together with update of the Written Hazard Communications Plan (Tasks 1 and 2 in attached proposal);

WHEREAS, the areas inventoried for hazardous chemicals will include:

1. Borough Hall/Library/Police Dept.
2. Senior Citizen Center
3. Public Works Garage
4. Well House 4 & 5
5. Well House 6
6. Well House 7
7. Well House 8 & 9

WHEREAS, PARS Environmental, Inc. will prepare the appropriate number of surveys and distribute them to all required state and local agencies as well as provide a copy for the Borough files; and

WHEREAS, PARS Environmental, Inc. has agreed to perform Tasks 1 and 2 for the lump sum amount of \$2,275.00;

WHEREAS, the attached PARS proposal includes additional tasks (“Additional Tasks”) which may be optional, namely tasks 3, 3a, and 4, as described on pages 2,3 and 4 and priced on page 5 of the proposal;

WHEREAS, Borough Council wishes to authorize the Mayor and the Borough Clerk, as appropriate, to obtain the performance of such of the Additional Tasks as may be legally required;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Pennington, that the Mayor and Borough Clerk of the Borough are hereby authorized to issue one or more purchase orders or enter into one or more agreements with PARS to ensure performance of Tasks 1 and 2 at the cost of \$2,275.00 and to issue or enter into such additional purchase orders or agreements as needed to obtain performance of such of the Additional Tasks as may be legally required, at the price or prices indicated in the proposal.

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022-5.9**

**RESOLUTION AUTHORIZING EXTENSION OF PAID INTERNSHIP
FOR MONA HABIBY IN THE BOROUGH BUSINESS OFFICE**

WHEREAS, by Resolution 2022-2.12, Borough Council appointed Mona Habiby to serve in a project-based internship paying \$30 per hour for 15 hours per week with an expected duration through May 2022;

WHEREAS, Ms. Habiby has made the expected contribution to the workings of the Business Office and there is need to extend this paid internship through September 2022 while also increasing the hours to between 15 and 20 hours per week as needed;

WHEREAS, the Personnel Committee has approved this extension of Ms. Habiby's internship;

WHEREAS, the Chief Financial Officer has certified that funds are available in 2-01-20-100-000-101;

NOW, THEREFORE, BE IT RESOLVED, by Borough Council of the Borough of Pennington, that the paid internship of Mona Habiby is hereby extended through September 2022 at the hours and compensation described above.

Record of Council Vote on Passage

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

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Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022-5.10**

**RESOLUTION IN SUPPORT OF THE ABILITY OF MUNICIPALITIES TO ADOPT
REGULATIONS TO PROTECT PUBLIC HEALTH, SAFETY, AND WELFARE FROM
THREATS OF FLOODING**

WHEREAS, in recent years, residents have experienced more frequent and severe storms, which have caused increased flooding and flood damage in the municipality;

WHEREAS, the increase of flooding events and flood damage threatens the public health, safety, and welfare, imposes economic damages to residents, and taxes municipal services that are forced to respond to increased flooding;

WHEREAS, pursuant to N.J.A.C. 7:8-1.5(a), municipalities are permitted to impose additional or more stringent stormwater management requirements than the model ordinance promulgated by the New Jersey Department of Environmental Protection (“NJDEP”);

WHEREAS, each municipality has unique situations that may require additional or more stringent regulations in order to be in full compliance with the controlling state and federal statutes, regulations, and permits, and in order to protect their residents from threats of flooding and flooding related damage;

WHEREAS, the New Jersey Department of Community Affairs is considering proposed regulations that would further curtail a municipality’s ability to protect its residents from the threat of flooding and flood related damage;

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Pennington that it supports regulations that provide flexibility to municipalities to adopt additional and/or more stringent stormwater regulations, in order to allow municipalities to protect its residents from threats of flooding and flood damage;

BE IT FURTHER RESOLVED, that the Borough Council of the Borough of Pennington opposes the continuation of any Residential Site Improvement Standard regulations that would limit a municipality’s ability to establish more protective flood prevention and stormwater management regulations than the model ordinances promulgated by the NJDEP; and

BE IT FURTHER RESOLVED, that the Borough Council of the Borough of Pennington requests the Governor and the state legislature take action to ensure that the Residential Site Improvement Standards do not limit a municipality’s ability to protect its residents from the threat of flooding; and

BE IT FURTHER RESOLVED, that the Borough Council of the Borough of Pennington requests the NJDEP to take whatever legal action available to ensure that a municipality’s ability to protect its residents from flooding is not in any way impeded or restricted.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 5.11**

RESOLUTION AUTHORIZING PURCHASE OF WELL CHART RECORDERS AND WATER STORAGE TANK RECORDER WITH PUMP WATCH EXPRESS PRETIUM RTU'S THROUGH COOPERATIVE PRICING SYSTEM AGREEMENT WITH THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

WHEREAS, the Superintendent of Public Works has identified the need to upgrade the equipment used to monitor and log well levels at well houses and to monitor water level of the water tower; and

WHEREAS, the Superintendent has determined that the required equipment is available from Pumping Services, Inc. through the North Jersey Wastewater Cooperative Pricing System; and

WHEREAS, Pennington Borough joined the North Jersey Wastewater Cooperative Pricing System by Resolution 2021-10.8 in October of 2021; and

WHEREAS, Pumping Services, Inc. located in Middlesex, New Jersey is an authorized dealer for the desired equipment and has provided the Borough with quote #SQ35820 dated October 14, 2021 for the equipment including set up and training; and

WHEREAS, the Borough has included this equipment in the plan for utilization of American Recovery Act funds; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purchase under the American Recovery Act;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington that the aforesaid purchase of equipment through the North Jersey Wastewater Cooperative Pricing System, including set up and training for the Public Works Department, is hereby authorized in an amount not to exceed \$19,935.00 as per quote #SQ35820 dated October 14, 2021 from Pumping Services, Inc.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 5.12**

RESOLUTION AUTHORIZING PURCHASE OF LEVEL TRANSMITTER AND RELATED ACCESSORIES FOR WELL 6 AND WELL 7 THROUGH COOPERATIVE PRICING SYSTEM AGREEMENT WITH THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM

WHEREAS, the Superintendent of Public Works has identified the need to install level transmitters and related accessories at Well 6 and Well 7; and

WHEREAS, the Superintendent has determined that the required equipment is available from Pumping Services, Inc. through the North Jersey Wastewater Cooperative Pricing System; and

WHEREAS, Pennington Borough joined the North Jersey Wastewater Cooperative Pricing System by Resolution 2021-10.8 in October of 2021; and

WHEREAS, Pumping Services, Inc. located in Middlesex, New Jersey is an authorized dealer for the desired equipment and has provided the Borough with quote #SQ35640 dated September 23, 2021 for the equipment including installation and operation verification; and

WHEREAS, the Borough has included this equipment in the plan for utilization of American Recovery Act funds; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purchase under the American Recovery Act;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington that the aforesaid purchase of equipment through the North Jersey Wastewater Cooperative Pricing System, including installation and operation verification for the Public Works Department, is hereby authorized in an amount not to exceed \$3,360.00 as per quote #SQ35640 dated September 23, 2021 from Pumping Services, Inc.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022-5.13**

**RESOLUTION AUTHORIZING THE BOROUGH OF PENNINGTON TO
PARTICIPATE IN THE INTRA-COUNTY MUTUAL AID AND ASSISTANCE
AGREEMENT WITH PARTICIPATING UNITS IN THE COUNTY OF MERCER**

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A: 65-1 et. Seq., (“Act”) provides that any local governmental unit may enter into a contract with any other local governmental unit to provide or receive any service that each local unit is empowered to provide or receive within its own jurisdiction; and

WHEREAS, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies, police, emergency medical service, fire departments, fire companies or EMS organizations and fire departments situated in fire districts operated by a Board of Fire Commissioners, are permitted, pursuant to N.J.S.A. 40A: 14-26 and 40A: 14-156.1; and

WHEREAS, the President in Homeland Security Directive (HSPD-5), directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (“NIMS”), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, “The New Jersey Civilian Defense and Disaster Control Act” App.A9-33 et. seq., provides for the health, safety, and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency; and,

WHEREAS, the Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the “Fire Service Resource Emergency Deployment Act,” N.J.A.C. 52:14E-11 et. seq., commonly referred to as the “Fire Service Resource Emergency Deployment Regulations” N.J.A.C. 5:75A et. seq.; and

WHEREAS, the Governing Body of the Borough of Pennington deem it to be in the best interest of the Borough to enter into Mutual Aid and Assistance Agreements with governmental entities throughout Mercer County and all of their departments, authorities, boards, commissions and other functions under the auspice of each participating governmental entity including but not limited to, law enforcement, public works, emergency medical services, fire departments, emergency management, human services, hazardous materials response units, technical or special operations teams, Community Emergency Response Team (“CERT”) members, Medical Reserve Corps (“MRC”) members or other volunteers and other jurisdictions defined “local governments” in the Homeland Security Act of 2002; and

WHEREAS, N.J.S.A 40A:14-26 and 156.1 et seq. has authorized interjurisdictional mutual aid; and

WHEREAS, the Governing Body of the Borough of Pennington and the Participating Units recognize the benefit of entering into an agreement for mutual aid and assistance with each other to protect against loss, damage or destruction by fire, civil unrest, hazardous material, major criminal or emergency events, natural and man-made disaster or catastrophe and to address those situations when additional aid and assistance is needed to protect the best interest of the persons and property of each individual jurisdiction.

NOW, THEREFORE, BE IT RESOLVED, that the Intra-County Mutual Aid and Assistance Agreement between the Borough of Pennington and Participating Units be and same hereby is accepted.

BE IT FURTHER RESOLVED, that the Mayor, Emergency Management Coordinator, and Borough Clerk are authorized to execute the Intra-County Mutual Aid and Assistance Agreement.

BE IT FURTHER RESOLVED, that Municipal Clerk shall forward two (2) certified true copies of this resolution and accompanying agreement to the County of Mercer Office of Emergency Management.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 5.14**

**RESOLUTION AUTHORIZING THE HIRING OF ANGELO MARONE AS
POLICE OFFICER IN THE PENNINGTON POLICE DEPARTMENT**

WHEREAS, the Borough of Pennington has a need for a qualified person to fill the position of Police Officer in the Pennington Police Department; and

WHEREAS, Chief Douglas Pinelli recommended the hiring of Angelo Marone, a candidate from the last round of solicitations and interviews; and

WHEREAS, the Public Safety Committee met and approved the recommendation to hire Angelo Marone; and

WHEREAS, the appointment of Mr. Marone is contingent upon successfully passing both a medical and psychological exam;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington, as follows:

1. the hiring of Angelo Marone as Police Officer (Class 7) in the Pennington Police Department is hereby approved, contingent upon successfully passing both the medical and psychological exam;
2. Mr. Marone’s salary and other terms and conditions of employment shall be governed by the contract between the Borough and the Pennington Borough Police Association;
3. Mr. Marone’s start date shall be May 3, 2022 provided that all required testing is successfully completed.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 5.15**

RESOLUTION AUTHORIZING HVAC MAINTENANCE AGREEMENTS WITH McCLOSKEY MECHANICAL CONTRACTORS FOR BOROUGH FACILITIES THROUGH COOPERATIVE PRICING SYSTEM AGREEMENT WITH THE HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION

WHEREAS, the Superintendent of Public Works has identified the need for HVAC preventative maintenance agreements for Borough Hall, Public Works and the Senior Center; and

WHEREAS, the Superintendent has determined that the necessary HVAC preventative maintenance services are available through McCloskey Mechanical Contractors, located at 445 Lower Landing Road, Blackwood, NJ 08012 through the Hunterdon County Educational Services Commission; and

WHEREAS, Pennington Borough joined the Hunterdon Council Educational Services Commission by Resolution 2021-9.8 and approval was granted September 21, 2022; and

WHEREAS, McCloskey Mechanical Contractors is an authorized dealer for the desired HVAC preventative maintenance services and has provided the Borough with a quote dated 12/29/21 for Borough Hall in the amount of \$1,613.90, a quote dated 12/29/21 for Public Works in the amount of \$837.20 and a quote dated 12/29/21 for the Senior Center in the amount of \$1,093.10; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purchase in the 2022 Borough Property budget line 2-01-26-310-000-227 and 2-01-26-310-000-228;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington that the aforesaid HVAC preventative maintenance agreements for Borough buildings through the Hunterdon County Educational Services Commission, are hereby authorized in an amount not to exceed \$3,544.20 as per the three quotes from McCloskey Mechanical Contractors dated 12/29/21.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION #2022-5.16**

**RESOLUTION SUPERSEDING RESOLUTION 2022 -1.5, APPOINTING ALTERNATE
PROSECUTORS FOR THE YEAR 2022**

WHEREAS, on January 5, 2022, Borough Council approved Resolution 2022-1.5 appointing alternate prosecutors for the year 2022; and

WHEREAS, the Borough Court Administrator has identified the need to change the list of alternate municipal prosecutors; and

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 amend its appointment of 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 Resolution 2022-1.5 is hereby superseded and the following appointments of alternate municipal prosecutors are made for the year 2022, to substitute for the Chief Municipal Prosecutor in the order indicated:

1. Thomas Manzo is hereby appointed First Alternate Prosecutor of Pennington Borough.
2. Jeff Rubin is hereby appointed Second Alternate Prosecutor of Pennington Borough.
3. Martin Hillman, Esq. is hereby appointed Third Alternate Prosecutor of Pennington Borough.
4. Alfred B. Vuocolo 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.
Angarone					Gross				
Chandler					Marciante				
Gnatt					Stern				

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 – 5.17**

**RESOLUTION ENDORSING VISION ZERO TO ACHIEVE ZERO TRAFFIC DEATHS
AND SERIOUS INJURIES ON NEW JERSEY STREETS AND HIGHWAYS**

WHEREAS, traffic crashes are among the leading cause of deaths and injuries in the world and the United States; and

WHEREAS, traffic crashes in New Jersey have resulted in 3634 fatalities between 2016 and 2021; and

WHEREAS, 33% of these fatalities were pedestrians and bicyclists, almost twice the national average; and

WHEREAS, death and injury on our streets is unacceptable and serious crashes are preventable; and

WHEREAS, traffic deaths and serious injuries in the United States have disproportionately impacted people of color, low-income households, older adults and youth, people with disabilities, people with limited English proficiency, and households with limited vehicle access; and

WHEREAS, streets and transportation systems have traditionally been designed primarily for maximum vehicular capacity and mobility, rather than the safe accommodation of all modes and users; and

WHEREAS, Vision Zero provides a framework for reducing traffic deaths and serious injuries to zero, while increasing safe, healthy, equitable mobility for all; and

WHEREAS, Vision Zero focuses on safety as a primary objective for our transportation systems; and

WHEREAS, Pennington Borough has shown a commitment to creating safe and accessible streets for people of all ages and abilities, by adopting a Complete Streets policy on June 2, 2014 in order to ultimately achieve a network of roadways that may safely accommodate pedestrians, bicyclists, public transit, and motorized vehicles and their passengers, with special priority given to bicyclist and pedestrian safety; and

WHEREAS, Vision Zero encourages municipalities to adopt achievable goals to prevent traffic related severe injuries and fatalities based on the following fundamental Vision Zero principles:

1. Deaths and severe injuries caused by traffic deaths are preventable;
2. Human life and health should be prioritized in all transportation systems and in all aspects of transportation planning;
3. Human error is inevitable and transportation systems should be forgiving;
4. Transportation planning should focus on systems-level changes above influencing individual behavior; and
5. Speed is the single most important factor is crash severity

NOW THEREFORE BE IT RESOLVED that Pennington Borough adopts the goal of Vision Zero that no loss of life due to traffic crashes is acceptable;

BE IT FURTHER RESOLVED that Pennington Borough will establish a Vision Zero Task Force, which will include members of various Borough Departments and community organizations, to create a Vision Zero Action Plan tailored for Pennington.

BE IT FURTHER RESOLVED that the Vision Zero Action Plan will use data and best practices to outline concrete steps in planning, engineering, policy, enforcement, and education to reach Vision Zero goals.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022-5.18**

RESOLUTION DESIGNATING THE MONTH OF MAY AS “BAG UP NJ” MONTH

WHEREAS, P.L.202, c.117, signed into law on November 4, 2020 is the most progressive disposable bag law in the country, with the goal of phasing out single-use plastic and paper bags and encouraging the use of reusable bags throughout New Jersey; and

WHEREAS, New Jersey is working to reduce reliance on single-use products to ensure that future generations have a clean and healthy environment to live, work, and recreate in; and

WHEREAS, banning or limiting the use of single-use plastic and paper carryout bags is a significant step in this effort; and

WHEREAS, the New Jersey Clean Communities Council, the New Jersey Department of Environmental Protection, the New Jersey Department of State, policymakers, environmental and business groups, as well as other stakeholders, are working together to educate consumers, businesses, and communities about the new law and encouraging residents to “Bag Up” before the ban on single-use plastic bags goes into effect on May 4, 2022; and

WHEREAS, the comprehensive “Bag Up NJ” campaign will include educational programs, public and media engagement and reusable bag distribution programs throughout the state, with an emphasis on underserved communities; and

WHEREAS, this statewide public education campaign will provide residents, businesses and visitors with information about the types of reusable and sustainable bags and containers that they may use and where to access these products.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Pennington that it is critical to begin educating the public about this new law; and

BE IT FURTHER RESOLVED, that one way to gain important recognition is to deem the month of May each year as “Bag Up NJ” month in Pennington Borough, as a further reminder that all residents should bring their own reusable bags to the store; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be transmitted to the NJ Clean Communities Council, and the New Jersey State League of Municipalities.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk

**BOROUGH OF PENNINGTON
RESOLUTION 2022 -5.19**

**RESOLUTION REAFFIRMING RESOLUTION 2021-11.14, URGING NJDOT TO
RE-VISIT THE 2002 STUDY OF THE ROUTE 31 AND WEST DELAWARE
INTERSECTION IN PENNINGTON BOROUGH.**

WHEREAS, in November 2021, Borough Council approved Resolution 2021-11.14, urging NJDOT to re-visit the 2002 study of the Route 31 and West Delaware Intersection in Pennington Borough; and

WHEREAS, in December of 2021, the Borough received a letter from the Commissioner of the New Jersey Department of Transportation, a copy of which is attached; and

WHEREAS, the Borough Council of the Borough of Pennington wants to reaffirm their concerns regarding the intersection of Route 31 and West Delaware Avenue; and

WHEREAS, in 2002, Hopewell Township and Pennington Borough received a Smart Growth Planning Grant to study the intersection; and

WHEREAS, the purpose of the study was to develop a shared community vision for the future character and “look and feel” of the Route 31 Corridor; and

WHEREAS, a series of three public meetings were held and participated in by hundreds of area residents and stakeholders; and

WHEREAS, consultants, and officials from Mercer County, NJDOT, Hopewell Township and Pennington Borough developed a set of guidelines and specific short and long term recommendations for dealing with growing congestion and safety issues along critical areas of the corridor, including the Route 31 and West Delaware Avenue intersection in Pennington Borough; and

WHEREAS, a major conclusion of the study was that “it is imperative to create a safe crossing at the Route 31 and Delaware Avenue intersection”; and

WHEREAS, the final report identifies several options including on grade crosswalks:
and

WHEREAS, there was “much interest” in the community in exploring whether an overpass or an underpass can be designed that is aesthetically pleasing, well lit, safe and deal with drainage problems at this low intersection; and

WHEREAS, Crosswalks were ultimately installed at the intersection with pedestrian activated walk light buttons at every corner; and

WHEREAS, on October 6, 2021, an 84 year old pedestrian was fatally struck by a box truck as she tried to cross Route 31 in the intersection; and

WHEREAS, since completion of the Route 31 report, several new commercial and residential developments have been either expanded or constructed, including the Global Neurosciences Institute at 10 Route 31 North and Heritage at Pennington, an 84 unit residential community adjacent to Route 31; and

WHEREAS, the Route 31 study observed that “increasing development pressure in the area will inevitably lead to increasing pressure on the Route 31 corridor leading to additional congestion and safety issues; and

WHEREAS, rain storms routinely flood the intersection up to the Pennington Quality Market, resulting in dangerous conditions for vehicle drivers;

NOW THEREFORE BE IT RESOLVED THAT Pennington Borough officials urge the NJDOT to re-visit the Route 31 and West Delaware intersection to better address the critical issues of pedestrian safety and intersection flooding and drainage, and

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be forwarded to Governor Phil Murphy, Senator Shirley Turner, Assemblywoman Verlina Reynolds-Jackson, Assemblyman Anthony S. Verrelli, and Mercer County Executive Brian Huges.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on May 2, 2022.

Elizabeth Sterling, Borough Clerk