

15 MOUNTAIN BOULEVARD WATCHUNG, NEW JERSEY 07069

MAYOR & COUNCIL MEETING AGENDA

THURSDAY, MAY 4, 2023 7:30 P.M.

MAYOR

Ronald Jubin, Ph.D.

COUNCIL

Christine B. Ead Freddie Hayeck Curt S. Dahl Paul Fischer Paolo Marano Sonia Abi-Habib

James J. Damato **Business Administrator**

Edith G. Gil Borough Clerk

Joseph Sordillo, Esq. **Borough Attorney**

THIS MEETING AND ALL BUSINESS SHALL BE CONDUCTED <u>IN-PERSON</u>, INCLUDING THE ACCEPTANCE OF PUBLIC COMMENT. No public comment shall be allowed to be made virtually or accepted in writing and read into the record. All writings received shall be acknowledged and accepted by the Council as regular correspondence. The Borough may broadcast its meetings virtually for public viewing as a courtesy.

VIEWING INSTRUCTIONS: To listen to the meeting via phone, dial 1 (646) 558-8656. It will prompt you for a meeting ID. Type 99501390087#. You do not need a participating ID, just press # | To view the meeting using a smart phone or computer, download the free ZOOM app. Type in the meeting ID 99501390087 or click on https://zoom.us/j/99501390087. Agenda items can also be requested by emailing egil@watchungnj.gov

BOROUGH OF WATCHUNG MAYOR & COUNCIL MEETING AGENDA

MAY 4, 2023-7:30 P.M.

MAYOR'S STATEMENT: This meeting is being held in compliance with the Open Public Meetings Act. Under the provisions of N.J.S.A.10:4-6 et seq., notice of the time and place of this meeting was given by way of the Annual Meeting Notice to the Courier News, Echoes Sentinel, the Star Ledger, posted at Borough Hall and on the Borough's website. No public comment shall be allowed to be made virtually or accepted in writing and read into the record. All writings received shall be acknowledged and accepted by the Council as regular correspondence. The Borough may broadcast its meetings virtually for public viewing as a courtesy.

SALUTE TO THE FLAG and MOMENT OF SILENCE FOR OUR SERVICE MEN AND WOMEN, SERVING HOME AND ABROAD

ROLL (CALL
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Ead [1	Hayeck	[]	Dahl	[]	Fischer	Γ.	Marano	Γ.] Abi- Habib [7	١

PROCLAMATION

- Mental Health Awareness Month
- Jewish American Heritage Month

REPORTS OF STANDING COMMITTEES

- 1. Administration & Finance
- 2. Police
- 3. Public Works / Buildings and Grounds
- 4. Public Affairs:

Environmental

Recreation

Historical

Board of Health

- 5. Fire
- 6. Laws/Ordinances

REPORTS OF BOROUGH OFFICERS

- 7. Engineer
- 8. Police Chief
- 9. Fire Chief
- 10. Fire Official
- 11. Rescue Squad
- 12. Emergency Management
- 13. Attorney
- 14. Finance
- 15. Clerk
- 16. Administrator
- 17. Youth Services
- 18. Planning Board

BOROUGH OF WATCHUNG MAYOR & COUNCIL MEETING AGENDA

MAY 4, 2023-7:30 P.M.

- 19. Municipal Alliance
- 20. Library Advisory Committee
- 21. Traffic and Beautification

PUBLIC PORTION / AGENDA ITEMS ONLY

A public portion is held prior to Council action <u>for comments of agenda items only</u>. Individuals commenting are limited to 3 minutes per person, and will not be permitted to speak again until everyone has had an opportunity to speak. If a group is represented by an attorney, the attorney will be given 5 minutes to make the presentation for the group.

UNFINISHED BUSINESS

Public Hearing on OR 23/05

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG, 2003, CHAPTER 28, LAND DEVELOPMENT, SECTION 28-401, ZONING DISTRICT REGULATIONS TO ADD A NEW SECTION TO ALLOW OUTDOOR DINING AS A PERMITTED ACCESSORY USE TO FOOD ESTABLISHMENTS THROUGHOUT THE BOROUGH

NEW BUSINESS

REPORTS & CORRESPONDENCE: Matters listed within this section have been referred to members of the Borough Council for reading and study, are considered to be routine and will be enacted by one motion of the Council. If separate discussion is desired, any item may be removed by Council action.

Acknowledging Receipt of the following Borough Reports:

	Community Emergency	y Response Team Minutes	April 25, 2023
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Engineering Status Monthly Report April 2023

Environmental Commission Minutes March 27, 2023

Fire Prevention Bureau Monthly Report April 2023

Green Team Meeting Minutes March 22, 2023

Historical Committee Meeting Minutes October 26, 2022

November 16, 2022

Rescue Squad Monthly Report April 2023

#7: Notice of Adopted Ordinance from the Township of Bridgewater, Floodplain Management Regulations, eff. May 11, 2023. cc: M&C, JD, TV

BOROUGH OF WATCHUNG MAYOR & COUNCIL MEETING AGENDA

MAY 4, 2023-7:30 P.M.

- **#8:** Request to Place Teal Ribbons on Borough Property during September, Kaleidoscope of Hope Foundation, rec. 4/27/23, cc: M&C, JD
- **#9:** Notice of BOA Application for Variance, 109 Wildwood Terrace, Public Hearing on May 11, 2023, rec. 4/27/23, cc: M&C, JD
- **#10:** Notice of Public Hearing on May 11, 2023, JCP&L Verified Petition Submitted to NJ Board of Public Utilities, rec. 4/27/23, cc: M&C, JD, TV
- #11: Notice of Police Chief's Retirement eff. 8/1/23, rec. 5/2/23, cc: M&C, JD

CONSENT RESOLUTIONS

The resolutions listed below were submitted to the Governing Body for review and will be adopted by one motion.

- R1: Expressing Support for RevolutionNJ Commemorating the 250th Anniversary of the United States
- R2: Authorizing Budget Insertion for Special Items of Revenue (Chapter 159) for FY 2023 Local Recreation Improvement Grant
- R3: Establishing Annual Sewer Rates for 2023
- R4: Authorizing the Appointment of Camp Counselors for 2023 Summer Camp Program

PUBLIC PORTION - GENERAL DISCUSSION

Individuals commenting are limited to 3 minutes per person, and will not be permitted to speak again until everyone has had an opportunity to speak. If a group is represented by an attorney, the attorney will be given 5 minutes to make the presentation for the group.

R5: Authorizing Executive Session to Discuss Contract Negotiations involving 18 Drift Road

ADJOURNMENT

The next meeting of the Mayor and Council will be Thursday, May 18, 2023 at 7:30 P.M.



Administration and Finance Committee

Chair: Fischer Hayeck Abi-Habib

The Committee met on April 26th and the following was discussed:

- 1) Preliminary discussion on the salary ordinance
- 2) Cameras for Mobus Field and Watchung Lake
- 3) Cameras in Phillips Field and expenses relating to repairs of bridge
- 4) Update on courts at Mobus field pickleback
- 5) Upgrading key fob entries at Borough Hall and Texier House
- 6) Receipt of \$75,000 for FY 2023 Local Recreation Improvement Grant
- 7) EV grants



Public Works Committee

Chair: Ead Hayeck Abi-Habib

The Committee met with the Administrator, Borough Engineer, and Public Works Manager on April 25th and discussed the following:

1) **PSE&G on Sterling completed & Paved!**Police Station Parking Lot Paved as part of the project!

- 2) Storm Water Mapping Grant received, \$15,000!
 -critical in "cost-savings" for Borough for mandatory storm water mapping
- 3) Mobus Field: -Recreation Grant received, \$75,000! -Quotes and plan for Pickleball and basketball in progress
- 4) 2023 Road Project:
 - -Soon to go out to bid & slated for summer 2023
- 5) FEMA:
 - -\$1.25 million fund approval for repairs/upgrades 2022-2023
 - -Phase one of Phillips Bridge work complete!
 - -Phase two plans in discussion and planning
- 6) Valley Road Sidewalk Project:
 - -quotes in, project plan to move forward, timing to follow
- 7) Ness Farm:
 - -Engineering working on Compliance and next steps
- 8) NJ DEP MS4 Permit Requirements:
 - -all most complete, minor edits
- 9) Endeavor: Phase One moving forward for clean-up of old tennis courts
- 10) Old Watchung Sign on Valley Road Installed!
- 11) 2-Signs (Watchung Lake and Best Lake)
 - -job approved and waiting for delivery

- 12) **Operation Pride** Sat, April 22 was a wonderful success -T&B did a great job & Environmental also great work!
- 13) Little League Opening Day (moved to Saturday, May 6th 9:00 AM)
 -Parade starts at 9:30 AM, Little League games afterwards
 -3:30 PM Council, DPW, Police, Rescue and Fire "GAME ON!"
- 14) Police Headquarters
 -kitchen repairs and gas dryer in works
- 15) (2) trees added to Mountain Blvd behind 911
- 16) Arbor Day 11:00 AM Bayberry/Tree Dedication
- 17) Islands on the Circle: (plan ready and project moving forward)
- 18) Cherry Trees planted to replace dead and damaged on Somerset Street
- 19) Veteran Banners and new American Flag Banners to go up in next 2-weeks Somerset Street
- 20) Catch Basin work in progress
- 21) Food Challenge Complete, thanks to All and final (weight count to follow)
- 22) Styrofoam Bin installed at DPW for residents, Thanks to Environmental and Green Team!



Fire Committee

Chair: Dahl Marano Hayeck

At the last Fire Committee meeting, the Bonnie Burn firehouse (new one) was discussed along with multiple scenarios of the proper building configuration and layouts. A new survey may be needed, that is to be discussed at the next meeting.

Other topics discussed include the existing apparatus and what is needed in the future. We still await an update on the North Plainfield Fire Department grant.

The Fire Committee will be meeting next week.



Fire Department

Chief Charles E. Pivnichny

The Incidents for the month are as follows:

- Structure Fires 2
- Motor Vehicle Fire 1
- Motor Vehicle Collision 1
- Brush Fire 3
- Smoke Condition 1
- Natural Gas incident 3
- Electrical Wire Fire 2
- Carbon Monoxide Alarm 3
- Activated Fire Alarm 7
- Hazardous Materials Investigation 1
- Cancelled enroute 1

We held a joint training drill with the Rescue Squad which was a motor vehicle extrication scenario. This was a well-attended exercise which allowed FD and squad personnel to practice working together on a complex scenario in order to maintain proficiency and provide the best possible outcome for the people we are called to serve.

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF WATCHUNG, 2003, CHAPTER 28, LAND DEVELOPMENT, SECTION 28-401, ZONING DISTRICT REGULATIONS TO ADD A NEW SECTION TO ALLOW OUTDOOR DINING AS A PERMITTED ACCESSORY USE TO FOOD ESTABLISHMENTS THROUGHOUT THE BOROUGH

WHEREAS, in response to the COVID-19 pandemic, the New Jersey Legislature adopted P.L. 2021, c.15, as amended by P.L. 2022, c.85, which temporary allows for the owner or operator of a restaurant, bar, distillery, or brewery to apply for a permit from the municipal zoning officer to use outdoor space, which they own or lease and which are located either on or adjacent to their business premises, as well as public sidewalks as an extension of their business premises for the purpose of conducting sales of food and beverages, including the installation and use of tents, canopies, umbrellas, tables, chairs, and other fixtures; and

WHEREAS, the expiration date of the State's temporarily permitted uses was extended to November 30, 2024; and

WHEREAS, on June 4, 2020, the Borough Council adopted Resolution R10 establishing a Temporary Outdoor Dining Committee, along with the regulations and permit procedures for the allowance of outdoor dining in the Borough, which Resolution was thereafter extended by subsequent Resolutions adopted on July 16, 2020, October 15, 2020, November 19, 2020, March 18, 2021, and June 17, 2021; and thereafter expired as of September 24, 2021; and

WHEREAS, the Borough of Watchung wishes to expand upon the temporary authorities of P.L. 2021, c.15, as amended by P.L. 2022, c.85, and its prior Resolutions, to amend the Borough's zoning regulations to allow outdoor dining as a permitted accessory use to food establishments throughout the Borough.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Borough Council of the Borough of Watchung, in the County of Somerset and State of New Jersey as follows:

Section 1. Section 28-401 entitled "General Zoning District Regulations" of Article 28-400 entitled "Zoning District Regulations" of Chapter 28 entitled "Land Development" of the Code of the Borough of Watchung is hereby supplemented and amended to establish and create new Subsection AD to be entitled "Outdoor Dining" and to read as follows:

28-401. General Zoning District Regulations

AD. Outdoor Dining

- 1. Purpose. The purpose of this Section is to allow for outdoor dining areas to be a permitted accessory use to all food establishments throughout the Borough.
- 2. Definitions. The following definitions shall apply to this Section?

"Business premises" shall mean the real property or portion of real property upon which a food establishment is being operated

"Food establishment" shall mean the commercial business of cooking, preparing, selling and serving food and beverages for immediate consumption on the business premises, including, but not limited to, restaurants and bars.

"Outdoor dining" shall mean a patio, deck, yard, or walkway, whether covered or uncovered, that is located on or adjacent to the business premises, which space is owned, leased or otherwise in the lawful control of the owner or operator of the business premises, that is being utilized in connection with a food establishment.

Private sidewalk" shall mean a sidewalk or walkway wholly on private property which is located adjacent to the business premises.

"Public sidewalk" shall mean a sidewalk on the locally or county owned public right-of-way, which is adjacent to the business premises.

3. Permitted Accessory Use. Uses and structures associated with food establishments may be expanded to allow for outdoor dining which is on or adjacent to the business premises, subject to the regulations and conditions set forth herein.

- a. No outdoor cooking of any kind shall be permitted.
- b. Outdoor dining operation shall comply with Chapter 20 entitled "Noise" of the Borough Code.
- c. The site of outdoor dining shall not be permitted if located within one hundred (100) feet of a residential property, unless relief is granted by the appropriate land use board having shown that the outdoor dining will not constitute a nuisance or otherwise disturb the peace and quiet of the nearby residences. If an application for relief of this provision is sought from the land use board, public notice shall be required to all property owners within 200 feet of the subject property.
- d. Outdoor dining shall not be permitted in fire lanes.
- e. Outdoor dining shall be limited to be between the hours of 9:00 a.m. and 9:00 p.m., Sunday through Thursday, and the hours of 9:00 a.m. and 10:00 p.m. Friday and Saturday. When not in use during the permitted hours of operation all tables and chairs servicing the outdoor dining shall be secured as to not allow use by patrons or members of the public, and signage shall be provided to notify the public that the tables and chairs shall not be utilized beyond the permitted hours of operation.
- f. All proposed tents, canopies umbrellas, tables, chairs, and other fixtures shall be properly secured at the site.
- 4. Required Approvals. Any site modification required to provide for outdoor dining areas shall be subject to site plan approval from the appropriate land use board. Site plans shall include the design, dimensional boundaries of the proposed outdoor dining area, including any and all proposed tents, canopies, umbrellas, tables, chairs, barriers, and other fixtures.
- 5. Use of Sidewalks. Unless otherwise permitted by State law, the use of the public sidewalk for outdoor dining shall not be permitted. Subject to land use board approval, outdoor dining may be permitted on a private sidewalk.
- Temporary outdoor heating sources. Temporary outdoor heating sources, such as heating lamps, electric or gas space heaters, gas fireplaces, chimineas or other like equipment, may be permitted within such outdoor dining areas subject to compliance with all applicable provisions of State laws and regulations, and Borough ordinances.
- 7. Temporary Lighting. Temporary lighting may be permitted provided such lighting is limited to the outdoor dining area, with no spillage onto neighboring/adjacent properties or businesses, unless lack of such lighting would create a safety hazard, and subject to compliance with all applicable provisions of State laws and regulations, and Borough ordinances.

8. Alcoholic Beverages. The sale/service of alcoholic beverages in outdoor dining areas is subject to compliance with any and all applicable rules, regulations, or special rulings of the Division of Alcoholic Beverage Control.

BE IT FURTHER ORDAINED by the Council of the Borough of Watchung that should any section, paragraph, sentence, clause, or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this Ordinance are hereby declared to be severable; and

BE IT FURTHER ORDAINED by the Council of the Borough of Watchung that in the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Watchung, the provisions hereof shall be determined to govern, and the inconsistencies of the prior ordinance are hereby repealed. All other parts, portions and provisions of the Ordinances of the Borough of Watchung are hereby ratified and confirmed, except where inconsistent with the terms hereof; and

BE IT FURTHER ORDAINED that the Borough Clerk is directed to give notice at least ten days prior to a hearing on the adoption of this ordinance to the Somerset County Planning Board and to all other persons entitled thereto pursuant to N.J.S.A. 40:55D-15, and N.J.S.A. 40:55D-63 (if required); and

BE IT FURTHER ORDAINED that after introduction, the Borough Clerk is hereby directed to submit a copy of the within Ordinance to the Planning Board of the Borough of Watchung for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A. 40:55D-64. The Planning Board is directed to make and transmit to the Borough Council, within 35 days after referral, a report including identification of any provisions in the proposed ordinance which are

inconsistent with the master plan and recommendations concerning any inconsistencies and any other matter as the Board deems appropriate; and

BE IT FURTHER ORDAINED by the County of the Borough of Watchung that within five (5) days after its adoption by the Council, this Ordinance shall be presented to the Mayor for his approval and signature, which approval shall be granted or denied within ten (10) days of receipt of same, pursuant to N.J.S.A. 40A:60-5(d). If the Mayor fails to return this Ordinance with either his approval or objection to same within ten (10) days after it has been presented to him, then this Ordinance shall be deemed approved; and

BE IT FURTHER ORDAINED by the Council of the Borough of Watchung that this Ordinance shall take effect upon final passage and publication according to law; and approval by the Mayor pursuant to N.J.S.A. 40A:60-5(d).

INTRODUCED BY:

HAYECK

PASSED:

APRIL 6, 2023

PUBLISHED:

APRIL 13, 2023

ADOPTED:

INDEX:

CC:

CODE. ZONING

ATTEST:

ĄPRROVĘD:

Edith Gil, Borough Clerk

Ronald Jubin, Ph.D., Mayor



A RESOLUTION SUPPORTING RevolutionNJ

WHEREAS, Governor Philip Murphy and the New Jersey State Legislature created RevolutionNJ in 2018 to plan, encourage, develop, and coordinate the commemoration of the 250th anniversary of the founding of the United States, New Jersey's pivotal role in the American Revolution, and the contributions of its diverse peoples to the nation's past, present, and future; and

WHEREAS, the New Jersey Historical Commission, under the leadership of Secretary of State Tahesha Way, with its non-profit partner Crossroads of the American Revolution established RevolutionNJ to advance the role that history plays in public discourse, community engagement, education, tourism, and scholarship in New Jersey; and

WHEREAS, RevolutionNJ will engage New Jerseyans in all 21 counties and 564 municipalities through its officially recognized programs, initiatives, and events over the next ten years; and

WHEREAS, it is fitting and desirable that we commemorate the beginning of the Nation and the role New Jersey played over the past 250 years as well as its present and future role as part of the United States, with particular focus on the individuals, ideas, and events that shaped our Country, State, and Watchung; and

WHEREAS, RevolutionNJ will consider the role New Jersey played during the American Revolution when it saw more battles and skirmishes than any other state and was truly the Crossroads of the American Revolution; and

WHEREAS, RevolutionNJ will highlight the role New Jerseyans played beyond the battlefield during the American Revolution when people of diverse backgrounds contributed to the development of the State and the Nation in various ways and fought for the right to life, liberty, and the pursuit of happiness; and

WHEREAS, preserving, studying, and enjoying state history strengthens communities and builds bonds between New Jersey residents as we work together toward the goals of justice and equality embedded in the United States Constitution;

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Watchung hereby endorses RevolutionNJ and its mission to advance the role that history plays in public discourse, community engagement, education, tourism and scholarship in New Jersey.



IT IS FURTHER RESOLVED that:

- 1. The Borough of Watchung commemorates the 250th anniversary of the establishment of the United States as an independent Nation.
- 2. The Borough of Watchung authorizes the appointment of a committee to develop a plan for this commemoration that will promote the maximum involvement of our residents, neighborhoods, businesses, schools, civic organizations, and institutions in the commemorations.
- 3. The Borough of Watchung further urges all its residents to reflect upon the significance of this event and the role that our State and its diverse people have played in the history and development of our Nation and to participate in this important commemoration, endeavoring to include the stories of all those whose lives are part of the history of what we now know as New Jersey, and understanding that the revolution continues today as we uphold the revolutionary ideals articulated in our founding documents.

Christine B. Ead, Council President

Ronald Jubin, Ph.D., Mayor

ADOPTED:

MAY 4, 2023

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MISC,

C:

HISTORICAL,

WHEREAS, N.J.S. 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Watchung requests the Director of the Division of Local Government Services to approve the insertion of this item of revenue in the budget of the year 2023 which is now available as a revenue from: 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: FY 2023 Local Recreation Improvement Grant \$75,000.00 BE IT FURTHER RESOLVED that a like sum be and the same is hereby appropriated under the caption of: General Appropriations: (A) Operations - Excluded from "CAPS". Public and Private Programs Offset by Revenues: FY 2023 Local Recreation Improvement Grant **\$**75**,**000.00 Adopted: Attest: Ronald Jubin, Mayor Edith Gil, Clerk ADOPTED: MAY 4, 2023 INDEX: FINANCE-MISC,

C:

B. HANCE, DLGS

WHEREAS, the costs for the operation and maintenance of the Watchung sewer system have been reviewed for the calendar year 2023 and the unit charge has been determined based upon the provision set forth in Chapter 18 of the Code of the Borough of Watchung.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the unit cost in accordance with the provisions of Chapter 18-10c is established at the following for calendar year 2023:

\$465.00 per EDU (Equivalent Dwelling Unit)

Residential Dwellings (Single family home, duplex units, townhouses, condominiums, apartments)

3 Bedroom unit or larger

\$465.00

2 Bedroom unit

\$348.75

1 Bedroom unit

\$232.50

Residential Dwellings (Age and occupancy restricted developments of single-family homes, apartments, mobile homes, etc.)

3 Bedroom unit or larger

\$348.75

2 Bedroom unit

\$263;50

1 Bedroom unit

\$1**7**0.50

BE IT FURTHER RESOLVED, that is accordance with Chapter 18-10b(3) Senior Citizens eligible for an annual property tax deduction, as defined in N.J.S.A. 54:4-8.40 et seq., and who have filed required forms to be eligible for the annual property tax deduction, shall be charged at a rate of one-half (1/2) of what their annual sewer usage charge would have been per the above chart.

Christine B. Ead, Council President

Ronald Jubin, Ph.D., Mayor

ADOPTED:

MAY 4, 2023

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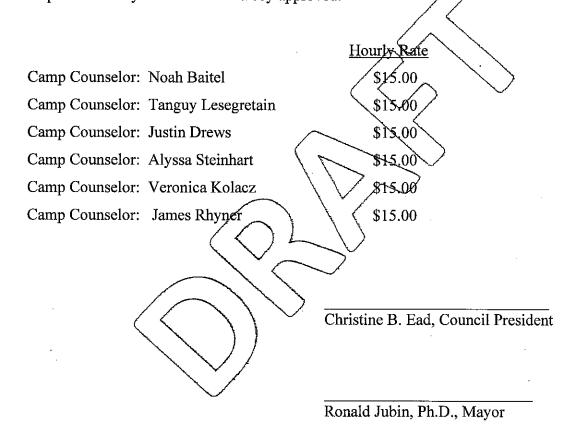
SEWERS

C:

B. HANCE,

NOW THEREFORE BE IT, RESOLVED that the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey hereby appoint Desiree Somerville as Summer Camp Program Director for the 2023 season; and

BE IT FURTHER RESOLVED, that the Summer Camp Program Director will be compensated at an hourly rate of \$29.00 for authorized tasks necessary for the preparation and administration of the Program and that the following temporary appointments of Camp Counselors at the respective hourly rates are also hereby approved.



ADOPTED:

MAY 4, 2023

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APPOINTMENTS, RECREATION

C:

E. HORSFALL, L. MONETTI

WHEREAS, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12(b)(1-9) permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Governing Body is of the opinion that such circumstances presently exist.

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

- 1. The public shall be excluded from discussion of the closed session of May 4, 2023.
- 2. The general nature of the subject matters to be discussed are Contract Negotiations involving 18 Drift Road.
- 3. Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

4. The Borough Council may take official action on those items discussed in executive session upon completion of the executive session.

Christine B Ead, Council President

Ronald Jubin, Mayor

ADOPTED: MAY 4, 2023 INDEX: MISC.

C: