

**BOROUGH OF WATCHUNG
RESOLUTION: R1**

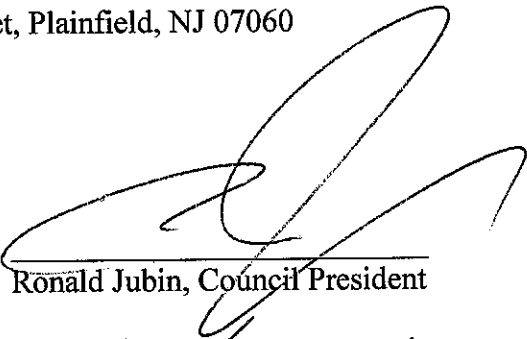
WHEREAS, Section 2-25.13 of the Code of the Borough of Watchung requires that contracts for purchases or services involving more than two thousand dollars be awarded by a resolution of the Mayor and Council.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey, that the Purchasing Agent be authorized to issue Purchase Orders as follows:

Vendor: Round Top Swim & Tennis Club, 106 Mount Horeb Road, Warren, NJ 070598
Item: 2022 Summer Camp Registration Fees (2nd Payment)
Total Price: \$5,000.00
Charged to: 2-01-245-202

Vendor: Round Top Swim & Tennis Club, 106 Mount Horeb Road, Warren, NJ 070598
Item: 2022 Summer Camp (Final Installment & Lunches)
Total Price: \$7,802.00
Charged to: 2-01-245-202

Vendor: Messercola Excavting, 549 E. 3rd Street, Plainfield, NJ 07060
Item: 911 Memorial Landscape
Total Price: \$3,000.00
Charged to 2-01-155-381



Ronald Jubin, Council President



Keith S. Balla, Mayor

ADOPTED: SEPTEMBER 1, 2022
INDEX: PURCHASING
C: B. HANCE


**BOROUGH OF WATCHUNG
RESOLUTION: R2**

WHEREAS, the Borough has received a Field and Facility Permit application and the Borough's Recreation Coordinator has reviewed the completed application as submitted and hereby recommends its approval; and


WHEREAS, the Governing Body of the Borough of Watchung, County of Somerset, State of New Jersey wishes to authorize the request to use the Watchung Lake Gazebo.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Watchung, County of Somerset that the use of the Watchung Lake Gazebo is hereby authorized for the intended use as noted below:

1. Jennifer Berkey, use of Watchung Lake Gazebo for a wedding ceremony, from 1 PM to 4 PM, on Sunday, October 23, 2022.



Ronald Jubin, Council President



Keith S. Balla, Mayor

ADOPTED: SEPTEMBER 1, 2022
INDEX: RECREATION
C: LM, PD

**BOROUGH OF WATCHUNG
RESOLUTION: R5**

RESOLUTION OPPOSING A-1294/S-2103 AND URGING THAT SUCH LEGISLATION NOT ADVANCE FURTHER

WHEREAS, local officials, because of their peculiar knowledge of local conditions, are in the best position to determine land use and zoning regulations; and

WHEREAS, this peculiar knowledge is used to develop a Municipal Master Plan, which is adopted with the goal of promoting the health, safety, and welfare of the public, and only after careful and thoughtful consideration by local officials for its compatibility and consistency with other state, county and regional plans, such as the State Development and Redevelopment Plan, the Coastal Area Facility Review Act, the Highlands Water Protection and Planning Act, the Pinelands Protection Act, the County Solid Waste Management Plan and Water Quality Management Plan; and

WHEREAS, the Municipal Master Plan guides the determination to designate land use and zoning districts, which help effectuate the careful development plans and goals outlined within the Master Plan; and

WHEREAS, the Municipal Land Use Law lays out a comprehensive system allowing for and detailing the process in which applicants for development may seek to deviate from these careful and deliberate land use and zoning regulations through the municipal planning board's review of a variance; and

WHEREAS, consideration of a land use variance is done by local officials, taking into account the variety of circumstances including the proposed deviation's impacts on the goals of the Master Plan; and

WHEREAS, the Local Redevelopment and Housing Law provides municipalities with substantial tools to support the redevelopment of blighted sites, including the creation of site-specific redevelopment plans and numerous financial incentives; and

WHEREAS, legislation, A-1294/S-2103, has been introduced that would preempt local control over land use and zoning regulations, allowing certain qualifying office park and retail center properties to be permitted, as of right, to redevelop as a mixed-use development, not requiring a use variance; and

WHEREAS, A-1294/S-2103 requires a planning board approve an application for development to convert and eligible property to a mixed-used development unless the application causes "substantial detriment to the public good" and "substantially impair[s] the intent and purposes of the zone plan and zoning ordinance", a vague standard that may be difficult if not impossible to overcome; and

WHEREAS, A-1294/S-2103 may interfere with municipalities implementing alternative visions for the redevelopment of office park and retail center properties, including as industrial sites, parkland, or sites for needed infrastructure; and

**BOROUGH OF WATCHUNG
RESOLUTION: R5**

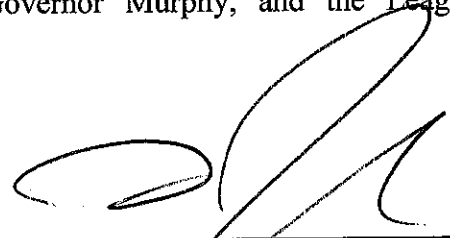
WHEREAS, A-1294/S-2103 would interfere with existing and potential Redevelopment Plans that were specifically developed to address office park and retail center properties; and

WHEREAS, A-1294/S-2103 does not take into account conditions such as flooding and future climate risk that may impact the suitability of a site for mixed-use development; and

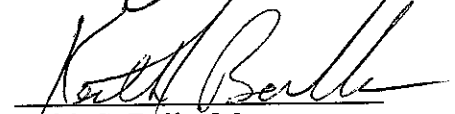
WHEREAS, this top-down approach, eliminating local land use planning regulations undermines the recognized benefits of municipal land use regulation, without providing the appropriate review for deviation as outlined within the Municipal Land Use Law.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Watchung in the County of Somerset, State of New Jersey opposes this legislation, and urges our representatives to not advance further A-1294/S-2103; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to Senator Jon M. Bramnick and Assembly Members Michele Matsikoudis and Nancy F. Munoz, Senate President Scutari, Assembly Speaker Coughlin, Governor Murphy, and the League of Municipalities.



Ronald Jubin, Council President



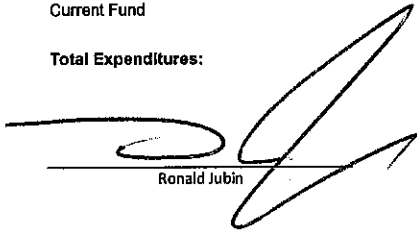
Keith S. Balla, Mayor

ADOPTED: SEPTEMBER 1, 2022
INDEX: MISC,
C: T. SNYDER, NJLM,
LEGISLATURES

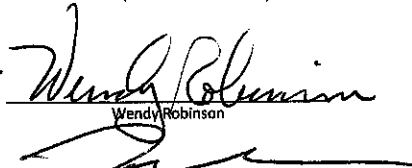
**BOROUGH OF WATCHUNG
RESOLUTION R6**

BE IT RESOLVED, by the Mayor and Council of the Borough of Watchung,
that the Borough Treasurer be, and is hereby directed to pay bills in the amount of
\$784,342.95 per the attached bill list. The expenditures can be broken down into
the following categories:

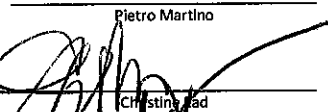
Affordable Housing Trust	\$	1,431.00
Animal Control	\$	-
Grant Fund	\$	4,215.00
Capital Fund	\$	638,201.52
Developer's Escrow	\$	4,589.75
Other Escrow	\$	27,565.54
Current Fund	\$	108,340.14
Total Expenditures:	\$	784,342.95



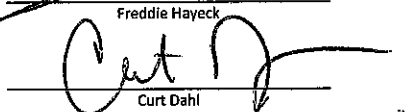
Ronald Jubin



Wendy Robinson



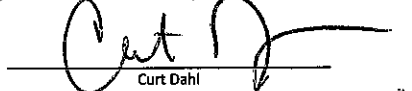
Pietro Martino



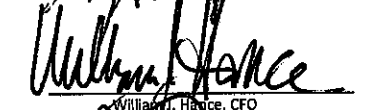
Freddie Hayeck



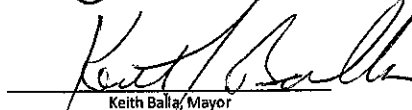
Christina Lad



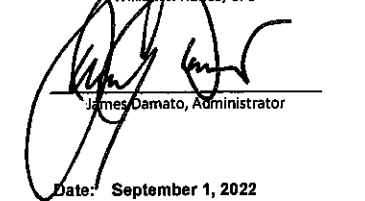
Curt Dahl



William J. Hance, CFO



Keith Ball, Mayor



James Damato, Administrator

Date: September 1, 2022
Index: Finance
C: Finance


**BOROUGH OF WATCHUNG
RESOLUTION: R7**

WHEREAS, the Borough of Watchung has received a Field and Facility Permit Application which has been reviewed by the Recreation Coordinator; and


WHEREAS, the Governing Body of the Borough of Watchung, County of Somerset, State of New Jersey wishes to authorize said application.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Watchung that the use of Best Lake is authorized for the intended use as noted below and is hereby approved:

1. Metanoia Coaching, to hold Wounded Warrior 5K, from 8 AM to 10:30 AM, on November 5, 2022 (Rain date: November 19, 2022).
2. All approvals are subject to applicable departmental approvals.



Ronald Jubin, Council President



Keith S. Balla, Mayor

ADOPTED: SEPTEMBER 1, 2022
INDEX: RECREATION
C: LM, PD

**BOROUGH OF WATCHUNG
RESOLUTION: R8**

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the fiscal year ended **December 31, 2021** has been filed by a Registered Municipal Accountant with the Borough Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

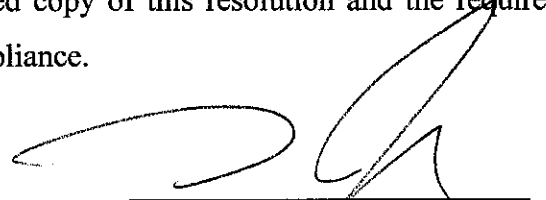
WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

**BOROUGH OF WATCHUNG
RESOLUTION: R8**

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Watchung, County of Somerset, State of New Jersey hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.



Ronald Jubin, Council Member



Keith S. Balla, Mayor

ADOPTED: SEPTEMBER 1, 2022
INDEX: FINANCE-BUDGET
C: DLGS, B. HANCE

***I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF A RESOLUTION PASSED AT
THE MAYOR AND COUNCIL MEETING HELD ON SEPTEMBER 1, 2022.***

EDITH G. GIL, RMC

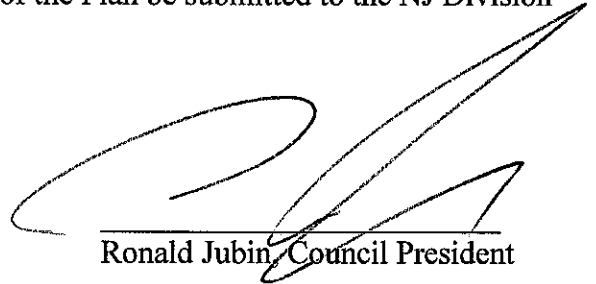
**BOROUGH OF WATCHUNG
RESOLUTION: R9**

WHEREAS, the Division of Local Government Services requires preparation of a Corrective Action Plan in accordance with the Single Audit Act, U.S. Office of Management and Budget, and New Jersey Office of Management and Budget; and

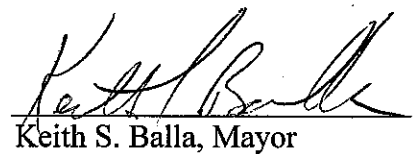
WHEREAS, a Corrective Action Plan has been prepared by the Chief Financial Officer as required, and copies have been distributed to the Governing Body and filed with the Borough Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that the **2021 Corrective Action Plan** is hereby approved as submitted.

BE IT FURTHER RESOLVED that a copy of the Plan be submitted to the NJ Division of Local Government Services as required.



Ronald Jubin, Council President



Keith S. Balla, Mayor

ADOPTED: SEPTEMBER 1, 2022
INDEX: FINANCE-BUDGET
C: W. HANCE, DLGS

I, Edith G. Gil, Municipal Clerk of the Borough of Watchung, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a correct and true copy of an Resolution adopted by the Mayor and Council at a meeting held on September 1, 2022.

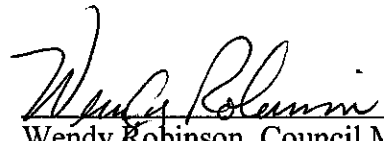
Edith G. Gil, RMC


**BOROUGH OF WATCHUNG
RESOLUTION: R10**

WHEREAS, Watchung Girl Scouts and their Leaders of Troop 65036 met with the Manager of the Watchung Branch Library of Somerset County to present their proposed service project which entails the creation of a hummingbird garden on library grounds; and

WHEREAS, the Governing Body of the Borough of Watchung, County of Somerset, State of New Jersey wishes to support and authorize this project.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Watchung that the proposed Watchung Girl Scouts Project of Troop 65036 is hereby approved and accepted.


Wendy Robinson, Council Member


Keith S. Balla, Mayor

ADOPTED: SEPTEMBER 1, 2022
INDEX: MISC, PROPERTIES,
C: DPW,

**BOROUGH OF WATCHUNG
RESOLUTION: R11**

RENEWING MEMBERSHIP IN THE SUBURBAN MUNICIPAL JOINT INSURANCE FUND, 2023-2025


WHEREAS, the Borough of Watchung, County of Somerset is a member of the Suburban Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2022 unless earlier renewed by agreement between the Municipality and the Fund; and


WHEREAS, the Municipality desires to renew said membership.

NOW THEREFORE, BE IT HEREBY RESOLVED as follows:

- 1) The Borough of Watchung agrees to renew its membership in the Suburban Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
- 2) The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Suburban Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.



Ronald Jubin, Council President



Keith S. Balla, Mayor

ADOPTED: SEPTEMBER 1, 2022
INDEX: FINANCE-BUDGET
C: DLGS, B. HANCE

This Resolution agreed to this 1st day of September, 2022 by a vote
of: 6 Affirmative
 _____ Negative

***I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF A RESOLUTION PASSED AT
THE MAYOR AND COUNCIL MEETING HELD ON SEPTEMBER 1, 2022.***

EDITH G. GIL, RMC

**BOROUGH OF WATCHUNG
RESOLUTION: R12**


WHEREAS, the Watchung Historical Committee wishes to fund-raise to support general Historical Projects as well as any final Mural Conservation efforts; and

WHEREAS, the Committee is requesting to hold a Book Sale at the Harvest Festival on October 22, 2022 and at the Weekend Journey through the Past event on Sunday October 8th and 9th; and


WHEREAS, books for sale will include Watchung Images of America by David Page and Historic Tales of Watchung by Bob Mayers; and

WHEREAS, the Authors will be donating all proceeds from the book sales to Historical Committee Initiatives; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung hereby authorize the Book Sale Fund-Raising event sponsored by the Historical Committee at the Watchung Harvest Festival and Weekend Journey through the Past.



Christine Ead, Council Member



Keith S. Balla, Mayor

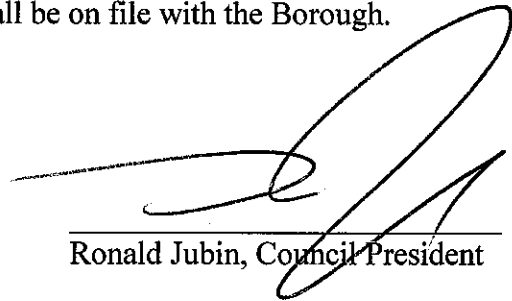
ADOPTED: SEPTEMBER 1, 2022
INDEX: MISC.
C: HISTORICAL COMMITTEE

**BOROUGH OF WATCHUNG
RESOLUTION: R13**


WHEREAS, the Borough of Watchung wishes to assist the Watchung PBA by waiving the Temporary Food Establishment License fee and the required Fire Inspection permit fees for the donation of ice cream from the Scream Ice Cream Truck for the Watchung Recreation Movie Night Event scheduled for September 9th, 2022; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that all Borough permit application and inspection fees are hereby waived in connection with the Scream Ice Cream Truck sponsored by the Watchung PBA.

BE IT FURTHER RESOLVED, that all other aspects of the approval process hereby remain in place and completed applications shall be on file with the Borough.



Ronald Jubin, Council President



Keith S. Balla, Mayor

DATE: SEPTEMBER 1, 2022
INDEX: BOH, MISC.
C: D. GRAY, C.CZUBA,

BOROUGH OF WATCHUNG

RESOLUTION: R14

WHEREAS, on March 8, 2022, a Watchung Police Officer filed an internal personnel complaint against Councilman Pietro Marino for the release of confidential information relating to the officer's resignation; and

WHEREAS, the Complaint was investigated by the Borough's labor counsel, who conducted interviews of witnesses, including Councilman Martino; and

WHEREAS, at the conclusion of the investigation, Borough's labor counsel prepared a report and advised the remainder of the Council of the result of the investigation, which included a determination that there was an unauthorized release of confidential information by Councilman Martino, which confidential personnel information was known to Councilman Martino in his capacity as a Councilman and member of the Police Committee; and

WHEREAS, thereafter the Council discussed the results of the investigation and the potential actions to be taken; and

WHEREAS, the Council unanimously agreed to offer Councilman Martino an option to make a public apology to the police officer in lieu of the Council taking any other action; and

WHEREAS, Councilman Martino was advised of this decision by letter dated July 27, 2022; and

WHEREAS, Councilman Martino was provided an opportunity to make such public apology at the August 18, 2022 and September 1, 2022 Council meetings; and

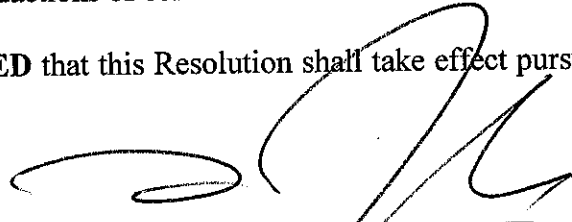
WHEREAS, Councilman Martino has not made the public apology; and

WHEREAS, the remainder of the Council now finds it appropriate to issue Council Martino a censure for his release of confidential personnel information pursuant to the results of the investigation in response to the complaint.

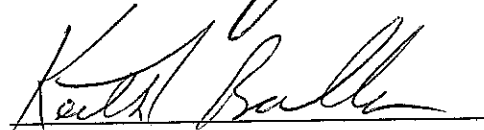
NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Watchung, County of Somerset, State of New Jersey, that results of the investigation into the complaint by the Borough labor counsel as set forth in the investigation report is hereby accepted by the Council; and that Councilman Pietro Martino is hereby censured for his release of confidential personnel information as determined by such investigation.

BE IT FURTHER RESOLVED by the Borough Council of the Borough of Watchung that Borough labor counsel's investigation report be released for public disclosure, subject to all appropriate redactions of confidential information.

BE IT FURTHER RESOLVED that this Resolution shall take effect pursuant to law.



Council Member



Keith S. Balla, Mayor

ADOPTED: SEPTEMBER 1, 2022

INDEX: MISC

C: