

Mayor  
**ANTHONY TALERICO, JR.**

Council  
**VIRGINA EAST, President**  
**MARK REGAN, JR.**  
**DANIELLE M. JONES**  
**DAVID GINDI**  
**EVERETT D. LUCAS**  
**MEIR ARAMAN**



**BOROUGH OF EATONTOWN**  
47 Broad Street  
Eatontown, New Jersey 07724

**AGENDA**  
**Mayor and Council**  
**Wednesday, January 11, 2023**

Interim Administrator  
**WILLIAM P. LUCIA III**

Borough Clerk  
**JULIE MARTIN**

Borough Attorney  
**ANDREW BAYER**

Borough Engineer  
**EDWARD HERRMAN**

*This meeting has been advertised in accordance with the Open Public Meetings Act: A notice of the meeting has been published in the Asbury Park Press, Star Ledger and the Link News, posted on the bulletin board in the lobby of Borough Hall, and posted to the Borough website. Public Comment is welcome at any time. Also, Notice of the Regular Meeting Time Change was transmitted to the Asbury Park Press, Star Ledger and the Link News, posted on the bulletin board in the lobby of Borough Hall and posted to the Borough Website.*

**WORKSHOP 7:00 pm**

1. Roll Call, Flag Salute
2. Discussion - Ordinance 26-2022 (Pay to Play Restrictions) - New Ordinance for 2023 (C/Gindi)
3. Discussion - Ordinance 20-2022 (Registration of Certificates of Insurance) - Repeal/Reduce Fee (Mayor Talerico)
4. Transparency Resolution Introduction and Discussion (C/Gindi)

**REGULAR MEETING 7:30 pm (or as soon thereafter)**

1. Roll Call
2. **APPROVAL OF MINUTES** (vv)
  - A. Workshop/Regular Meeting/Closed Session Meetings - 12/21/2022
  - B. Reorganization Meeting - 1/1/2023
3. **COMMUNICATIONS**
  - A. Notice of ZB Hearing, Block 30, Lot 51 (1/3/23)
4. **MAYOR'S REPORT** - Mayor Talerico
5. **REPORTS OF COMMITTEES**
  - A. PARKS & RECREATION - Council President East
  - B. EMERGENCY SERVICES - Councilmember Regan, Jr.
  - C. FINANCE & ORDINANCE - Councilmember Jones
  - D. PUBLIC WORKS & INSURANCE - Councilmember Gindi
  - E. PUBLIC BUILDINGS & TENANTS RIGHTS - Councilmember Lucas
  - F. POLICE, PUBLIC LIGHTS & PARKING - Councilmember Araman
6. **ADMINISTRATOR'S REPORT** - Interim Administrator Lucia
7. **PRESENTATION - CANNABIS APPLICATION** - Cana-Bosem, LLC

8. OLD BUSINESS (rc)

9. PUBLIC COMMENT ON AGENDA ITEMS ONLY

10. BILLS & CLAIMS AND BI-WEEKLY PAYROLL (vv)

11. NEW BUSINESS

A. ORDINANCE INTRODUCTION

1) **Ordinance 01-2023 - Fire Prevention Fee Increase - First Reading/Introduction (Public Hearing 1/25/23)**

2) **Ordinance 02-2023 - An Ordinance of the Borough of Eatontown Amending Chapter 57 Professional Services, Article I Professional Contracts and Article II, Pay to Play Restrictions - First Reading/Introduction (Public Hearing 1/25/23)**

3) **Ordinance 03-2023 - Repeal of Ordinance 20-2022 Certificates of Insurance - First Reading/Introduction (Public Hearing 1/25/23)**

B. CONSENT AGENDA RESOLUTIONS (rc)

*(All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request an item be removed for separate consideration).*

1) **Resolution 23-2023 - Auth Grant Application to NJ DCA, 80 Acres Basketball Court Resurfacing**

2) **Resolution 24-2023 - Auth. Participation in the Volunteer Tuition Credit Program**

3) **Resolution 25-2023 - Auth. Release of Street Opening Escrow Funds (21 Pearce)**

4) **Resolution 26-2023 - Auth. Cancellation of Property Taxes due to Totally Exempt Veteran (Blk 2602, Lot 8)**

5) **Resolution 27-2023 - Auth. Refunds of Overpaid Taxes (Blk 4103, Lot 7)**

6) **Resolution 28-2023 - Auth. Participation in Defense Logistics Agency, Law Enforcement Support 1033 Program**

7) **Resolution 29-2023 - Rejection of Bids (3 PD Chevrolet Tahoes) and Authorizing Re-Bid**

8) **Resolution 30-2023 - Adopting Master Technology Policy and Cyber Incident Response Plan in Accordance with NJ MEL**

C. CONSENT AGENDA MOTIONS (vv)

1) Acceptance of Tax Collector Report, December 2022

2) Acceptance of Planning/Zoning Report, December 2022

3) Acceptance of NJ State Firemen's Assn. Application for Membership (S. Finch)

4) Acceptance of Annual Eatontown Historian Report, 2022

12. REMARKS OF COUNCIL AND CITIZENS

13. CLOSED SESSION (vv)

A. **Resolution 31-2023**

1) Contract Negotiations - Monmouth Mall

13. ADJOURNMENT (vv)

**The next meeting of the Governing Body is  
Wednesday, January 25, 2023 @ 7:00 p.m.**

**ORDINANCE 02-2023**

**BOROUGH OF EATONTOWN  
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AN ORDINANCE OF THE BOROUGH OF EATONTOWN AMENDING CHAPTER 57 PROFESSIONAL SERVICES, ARTICLE I  
PROFESSIONAL CONTRACTS AND ARTICLE II, PAY TO PLAY RESTRICTIONS**

**WHEREAS**, the New Jersey Legislature enacted a statute and the New Jersey Department of Community Affairs issued guidance to municipalities governing the amount of political contributions which can be made to local entities throughout the State of New Jersey; and

**WHEREAS**, there exists an endless variety of "pay-to-play" ordinances regulating the amount of political contributions which can be made by those seeking to contract with the local entity in many counties and municipalities, and there exists much confusion by those seeking to contract with local entities because of the lack of uniformity in local ordinances and because of the overriding state statute governing the same subject matter; and

**WHEREAS**, the Borough adopted such a local pay-to-play ordinance, Ordinance 2-2009, which is but an example of the confusion which limits political donations to not only Eatontown Borough candidates, but also to any County political party or Political Action Committee or Legislative Leadership Committee throughout the entire State of New Jersey; and

**WHEREAS**, the confusion has resulted in multiple inquiries to determine what unique peculiarities may be present in the Borough's pay-to-play" ordinance and there has been a call for uniform Statewide pay-to-play reform to create an understandable, level playing field; and

**WHEREAS**, the Borough Council believes it is in the best interest of the Borough to avoid the confusion amongst its potential professionals and seeks to enact the state-wide pay-to-play standard consistent with state law and it is the purpose of this ordinance to conform to the Borough's pay-to-play regulation to the state statute.

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Eatontown, County of Monmouth and State of New Jersey that it hereby amends the Borough Code as follows:

(additions are underlined and deletions are ~~stricken~~)

Article I Professional Contracts

(§57-1 to §57-4-No changes)

§57-5 Standard for Fair and Open Process

~~The standard used by the Borough of Eatontown for a "fair and open" process shall be a competitive contracting criteria setting forth factors most advantageous for awarding the contract to the Borough of Eatontown.~~

Article II Pay to Play Restrictions

§57-6 Prohibition on Awarding Public Contracts to Certain Contributors:

Section 57-6 (A)-(B) and (D) are deleted and replaced in its entirety with the following:

(A) Notwithstanding any provision of law to the contrary, any business entities exempt from the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) contracting with the Borough of Eatontown shall be subject to the provisions of the Statewide pay-to-play law set forth at N.J.S.A. 19:44A-20.4 et seq.

(B) A business entity or Borough candidate or officeholder or municipal political party or County political party committee may cure a violation of 57-6 (A) of this section, if, within 30 days after the general election, the business entity notifies the Borough Clerk, in writing, and seeks and receives reimbursement of a contribution from the Borough candidate or municipal or County political party.

(C) No change.

(D) All Borough of Eatontown professional service agreements shall provide that it shall be a breach of the terms of the contract for a business entity as defined in subsection 57-6 (C) to violate subsection 57-6 (A).

(E) Any business entity as defined in subsection 57-6 (C) who knowingly fails to reveal a contribution made in violation of subsection 57-6 (A) of this section, or directs that a contribution made through another individual to circumvent this section, shall be disqualified from eligibility for future Borough contracts for a period of four calendar years from the date of the violation.

#### §57-7 Contributions Made Prior to Effective Date

This article does not apply retroactively. Political contributions, whether monetary or in-kind, made prior to the effective date of this article shall ~~not~~ be deemed to be a violation of this article. i

#### §57-9 Prohibition of entering and/or amended development and/or redevelopment agreements with Certain Contributors

A. Any other provision of law to the contrary notwithstanding, the Borough of Eatontown or any of its purchasing agents or agencies or those of its independent authorities, as the case may be, shall not enter into an agreement, amend an agreement, or otherwise contract with any developer and/or redeveloper, as defined in Subsection C below for the planning, replanning, construction or undertaking of any development and/or redevelopment project including the acquisition or leasing of any public property in conjunction with the redevelopment of any area within the Borough of Eatontown pursuant to the Local Redevelopment and Housing Law<sup>[1]</sup> and/or the Municipal Land Use Law,<sup>[2]</sup> if that developer and/or redeveloper has knowingly solicited or made any contribution of money, pledge of contribution, including in-kind contributions (as such term is defined within N.J.A.C. 19:25-1.7), in excess of the thresholds specified in ~~§ 57-6D above~~ 19:44A-20.4 et seq., within one calendar year immediately preceding the date of entering into the developer's agreement, redevelopment agreement, amended agreement, or contract (hereinafter "agreement"), ~~except as permitted in § 57-6D above to:~~ (1) Any Borough candidate or holder of public office having ultimate responsibility for the award of the contract; or (2) Any campaign committee of such a candidate of holder of public office; or (3) Any Borough of Eatontown municipal party committee; or (4) Any county party committee within the State of New Jersey; or (5) Any candidate committee, state political party committee, legislative leadership committee, continuing political committee or political action committee (PAC) organized under § 527 of the Internal Revenue Code that is organized for the purpose of supporting Borough candidates or Borough officeholders and/or that has within the last calendar year provided financial or in-kind support to Borough of Eatontown municipal elections and/or Borough of Eatontown municipal or Borough parties.

#### §57-10-13 (No change)

§57-14 is deleted in its entirety.

**BE IT FURTHER ORDAINED, that**

- A. All other Ordinances or provisions of the Code of the Borough of Eatontown or parts thereof, which are inconsistent with any provisions in this Ordinance, are hereby repealed to the extent of such conflict or inconsistency.
- B. If any provision or portion of this Chapter is held to be unconstitutional, preempted by Federal or State Law or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.
- C. This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED: 1/11/2023  
ADOPTION DATE: 1/25/2023

APPROVED:

ATTEST:

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Anthony Talerico, Jr. Mayor  
Date:

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Julie Martin, Municipal Clerk  
Date:

**RESOLUTION 23-2023**

**BOROUGH OF EATONTOWN  
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AUTHORIZING GRANT APPLICATION TO THE NJ DEPARTMENT OF COMMUNITY AFFAIRS  
RESURFACING OF 80 ACRES BASKETBALL COURT**

**WHEREAS**, the Borough of Eatontown desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$33,000 to carry out a project to repair and resurface the 80 Acres Park Basketball Court.

**BE IT FURTHER RESOLVED,**

- 1) The Borough of Eatontown does hereby authorize the application for such a grant; and
- 2) The Borough of Eatontown recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Eatontown and the New Jersey Department of Community Affairs.

**BE IT FURTHER RESOLVED**, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

\_\_\_\_\_  
**Anthony Talerico, Jr, Mayor**

\_\_\_\_\_  
**William Lucia III, Borough Administrator**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	<b>CERTIFICATION</b> I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on January 11, 2023.  <div style="text-align: right;">_____ Julie Martin, Borough Clerk</div>
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

**RESOLUTION 24-2023**

**BOROUGH OF EATONTOWN  
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AUTHORIZING PARTICIPATION IN THE VOLUNTEER TUITION CREDIT PROGRAM**

**WHEREAS**, the Borough of Eatontown, County of Monmouth, State of New Jersey, deem it appropriate to enhance the recruitment and retention of volunteer firefighters and emergency medical volunteers in the Borough of Eatontown; and

**WHEREAS**, the State of New Jersey has enacted P.L.1998, c.145 which permits municipal governments to allow their firefighters and emergency medical volunteers to take advantage of the Volunteer Tuition Credit Program at no cost to the municipal government.

**NOW THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Eatontown, that the Volunteer Tuition Credit Program as set forth in P.L. 1998, c.145 is herewith adopted for the volunteer firefighters and emergency medical volunteers in the municipality.

**BE IT FURTHER RESOLVED** that the Administrator is herewith delegated the responsibility to administer the program and is authorized to enter into all agreements and to maintain files of all documents as may be required under P.L. 1998, c.145.

**BE IT FURTHER RESOLVED** that copies of this resolution be forwarded to the Administrator, the Fire Department and the First Aid Squad.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	<b>CERTIFICATION</b> I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on January 11, 2023.  <div style="text-align: right;"> <hr/>                         Julie Martin, RMC, Borough Clerk                     </div>
Council President East							
Councilmember Regan, Jr							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico, Jr.							

**RESOLUTION 25-2023**

**BOROUGH OF EATONTOWN  
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AUTHORIZING RELEASE OF STREET OPENING ESCROW FUNDS**

**WHEREAS**, the applicant has requested the release of the performance bond posted for street opening work performed at 77 Hilbert Parkway in an email received February 5, 2022; and

**WHEREAS**, the Borough Engineer in an e-mail dated February 9, 2022 has approved the release of the below noted Escrow Funds; and

**\$500.00 (plus any applicable interest) Escrow File No. 1575**

T. Jacobowitz  
21 Pearce Avenue  
Eatontown, New Jersey 07724  
Street Opening Permit Number 50-2022

**NOW, THEREFORE, BUT IT RESOLVED** that the Mayor and Council of the Borough of Eatontown do hereby authorize the release and return of the above noted Escrow funds.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to the applicant, the Borough Engineer and the Borough Chief Financial Officer.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	<b>CERTIFICATION</b> I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on January 11, 2023.  <div style="text-align: right;"> <hr/>                         Julie Martin, RMC, Borough Clerk                     </div>
Council President East							
Councilmember Regan, Jr							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico, Jr.							



**RESOLUTION 26-2023**

**BOROUGH OF EATONTOWN  
COUNTY OF MONMOUTH**

**AUTHORIZE CANCELLATION OF PROPERTY TAXES DUE TO TOTALLY EXEMPT VETERAN**

**WHEREAS**, the Tax Collector has forwarded to the Mayor and Council of the Borough of Eatontown, a recommendation to cancel uncollectible taxes, due to the property owner being approved for a totally exempt veteran; and

**WHEREAS**, in accordance with N.J.S.A. 54:4-99, there are provisions for the Borough of Eatontown to make adjustments with respect to uncollectible taxes.

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Eatontown, Monmouth County, New Jersey, do hereby authorize the cancellation of taxes as follows, based upon the recommendation of the Tax Collector:

<b>BLOCK</b>	<b>LOT</b>	<b>NAME</b>	<b>AMOUNT</b>
2602	8	MORLEY, PAMELA & PETER	\$754.54 (4 <sup>th</sup> Q 2022) \$1,891.95 (1 <sup>st</sup> Q 2023) \$1,891.94 (2 <sup>nd</sup> Q 2023)

	<b>MOTION</b>	<b>SECOND</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	<b>CERTIFICATION</b> I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on January 11, 2023.
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

\_\_\_\_\_  
Julie Martin, RMC, Borough Clerk

**RESOLUTION 27-2022**

**BOROUGH OF EATONTOWN  
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AUTHORIZING REFUNDS OF OVERPAID PROPERTY TAXES**

**WHEREAS**, the Tax Collector has forwarded to the Borough of Eatontown, a list of taxes which are overpaid, and has recommended that the same be refunded; and

**WHEREAS** State Statute makes provisions for the Borough of Eatontown to make adjustments with respect to overpaid taxes:

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Eatontown that the following taxes are hereby authorized to be refunded based upon the recommendation of the Tax Collector:

<b>BLOCK</b>	<b>LOT</b>	<b>NAME</b>	<b>AMOUNT</b>
4103	7	WHALEPOND REALTY ASSOC.	\$2,333.21

	<b>MOTION</b>	<b>SECOND</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>	<b>CERTIFICATION</b> I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on January 11, 2023.  <div style="text-align: right;">_____ Julie Martin, Borough Clerk</div>
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Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

**RESOLUTION 28-2023**

**BOROUGH OF EATONTOWN  
COUNTY OF MONMOUTH**

**AUTHORIZING THE BOROUGH OF EATONTOWN THROUGH THE EATONTOWN POLICE DEPARTMENT TO PARTICIPATE IN THE  
DEFENSE LOGISTICS AGENCY LAW ENFORCEMENT SUPPORT OFFICE 1033 PROGRAM TO ENABLE THE  
EATONTOWN POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

**WHEREAS**, the United State Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program (the 1033 "Program") to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies ("LEAs"); and

**WHEREAS**, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

**WHEREAS**, participation in the 1033 Program allows municipal and county law enforcement agencies to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

**WHEREAS**, although property is provided through the 1033 Program at no cost to municipal and county law enforcement agencies, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

**WHEREAS**, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Eatontown that the Eatontown Police Department is hereby authorized to enroll in the 1033 Program for a one-year period from January 1, 2021 through December 31, 2021.

**BE IT FURTHER RESOLVED** that the Eatontown Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the Eatontown Police Department if it shall become available within the period of time for which this Resolution authorizes, based on the needs of the Eatontown Police Department, without restriction; and

**BE IT FURTHER RESOLVED** that the Eatontown Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available within the period of time for which this Resolution authorizes; and

**BE IT FURTHER RESOLVED** that the property available through the Program, "DEMIL A through Q" is attached hereto; and

**BE IT FURTHER RESOLVED** that the Eatontown Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

**BE IT FURTHER RESOLVED** that the Eatontown Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately and shall be valid to authorize requests to acquire (1) "DEMIL A" property that may be made available through the 1033 Program and (2) "DEMIL B through Q" property both of which that may be made available through the 1033 Program during the time period for which this Resolution authorizes, with program participation and all property request authorization terminating on December 31, 2023.

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Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

\_\_\_\_\_  
Julie Martin, Borough Clerk

**RESOLUTION 31-2023**

**BOROUGH OF EATONTOWN  
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AUTHORIZING EXECUTIVE SESSION UNDER THE OPEN PUBLIC MEETINGS ACT  
FOR THE MAYOR AND COUNCIL OF THE BOROUGH OF EATONTOWN**

**WHEREAS**, pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., a municipality may exclude the public from a meeting of the Municipal Council where the Council intends to discuss certain matters for which privacy is needed in order to protect the public interest or certain enumerated private interests; and

**WHEREAS**, it is necessary for the Mayor and Council of the Borough of Eatontown to discuss in session not open to the public certain matters that are required by law to be confidential, more specifically:

- 1) Contract Negotiations - Monmouth Mall

**WHEREAS**, it is anticipated that the minutes from the deliberations conducted in closed session may be disclosed to the public upon the determination that the public interest will no longer be served by such confidentiality.

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Eatontown do hereby authorize the above-referenced executive session to be held closed to the public, on January 11, 2023.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	<b>CERTIFICATION</b> I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on January 11, 2023.  <div style="text-align: right;"> <hr/>                         Julie Martin, Borough Clerk                     </div>
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