



## STOCKTON BOROUGH COUNCIL Regular Meeting Agenda

**August 19, 2024 – 7:00 pm**

**Meeting being held at the Prallsville Mill, 33 Risler Street, Stockton NJ 08559.**

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- 1. CALL TO ORDER AND STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT:** This meeting is called pursuant to the provisions of the Open Public Meetings Act. Adequate notice of this meeting has been provided by a notice mailed to the Hunterdon County Democrat and The Trenton Times, posted on the Borough Website, on the window of Borough Hall, and filed with the Borough Clerk as required by law.
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**  
Brown, Fisher, Folz, Hunt, Kozuhowski, Mann, Lipsen
- 4. PROCLAMATION:** None
- 5. APPROVAL OF MINUTES**  
July 15, 2024
- 6. CORRESPONDENCE**
- 7. OLD BUSINESS**
  - Worman Road
  - Hunterdon County Open Space Trust Fund Grant & Stockton Playground Park Master Plan
  - Parking and Ordinance 14-2
- 8. NEW BUSINESS**
  - Engage RCAP Solutions, Inc. to perform GIS mapping of the Stockton Borough water system through the Community and Environmental Resources Program
  - Employee paid training and hotel stay
  - Water leaks and billing policies
  - Hunterdon County Energy Aggregate Options
- 9. OPEN PUBLIC COMMENT:**  
Any person desiring to address the Borough Council during periods designated for public comment shall first seek recognition by the mayor, or presiding officer, and upon recognition shall state their name and address. All comments shall be addressed to the mayor, or presiding officer. Comment will be limited to 5 minutes per comment.

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**10. ORDINANCES 1<sup>st</sup> Reading:**

24-10 Amending Tree Ordinance 24-02

**ORDINANCES-2<sup>nd</sup> Reading Public Hearing/Adoption**

- 24-08 Noise Ordinance

**11. RESOLUTIONS**

24-72 Dedication by Rider

24-73 Audit Certification

24-74 HAEC

24-75 Authorizing Submission of Hunterdon County Municipal Park and Recreation Grant Application

**12. PAYMENT OF BILLS AND VOUCHERS**

24-76 Resolution authorizing payment of bills and vouchers

**13. MAYOR'S REPORT, BOROUGH COUNCIL COMMENTS, & COMMITTEE REPORTS**

**14. OPEN PUBLIC COMMENT**

Any person desiring to address the Borough Council during periods designated for public comment shall first seek recognition by the mayor, or presiding officer, and upon recognition shall state their name and address. All comments shall be addressed to the mayor, or presiding officer. Comment will be limited to 5 minutes per comment.

**15. EXECUTIVE SESSION**

Attorney advice regarding options for solid waste contracting and Fire Inspection Report (matters falling within attorney-client privilege, N.J.S.A. 10:4-12b(7)).

**POTENTIAL ACTIONS ON ITEMS FROM EXECUTIVE SESSION**

**16. NEXT MEETING** – September 16, 2024-Meeting being held at the Prallsville Mill, 33 Risler Street, Stockton NJ 08559.

**17. ADJOURNMENT**

**Ordinance # 24-08**

**AN ORDINANCE OF THE BOROUGH OF STOCKTON  
REGULATING LOUD, DISTURBING, CONTINUOUS AND  
EXCESSIVE NOISE AND AMENDING ORDINANCE NO. 11-04**

**WHEREAS**, by Ordinance No. 11-04, the Council of the Borough of Stockton, adopted regulations prohibiting unnecessary noise and defining activities constituting unnecessary noise; and

**WHEREAS**, at this time the Borough seeks to reaffirm its commitment to protecting the community from public nuisances including but not limited to unnecessary noise and noise injurious to the well-being of the public, and in furtherance thereof, to update the provisions of Ordinance No. 11-4.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Stockton in Hunterdon County, New Jersey as follows:

**Section 1. Noise prohibited - generally.**

It shall be unlawful for any person to make, continue or cause to be made or continued any loud, disturbing or excessive noise or any noise which endangers the health, safety or welfare of the community, or which annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others within the Borough of Stockton.

**Section 2. Noises expressly prohibited or restricted - Acts enumerated.**

The following acts, among others, are declared to be loud, disturbing, excessive or continuous noises, and a danger to the health, safety and welfare of the community, in violation of Section 1, but the enumeration shall not be deemed to be exclusive:

- A. *Horns, whistles, bells and signaling devices.* The sounding of any horn, whistle, bell or any type of signaling device on any automobile, motorcycle, streetcar, bus or other vehicle in the Borough, except as a danger warning; the creation by means of any such horn, whistle, bell or signaling device of any unreasonably loud or harsh sound; the sounding of any such horn, whistle, bell or signaling device for an unnecessary and unreasonable period of time; the use of any horn, whistle, bell or other signaling device operated by engine, exhaust or by compressed air or gas or by vacuum; and the use of any horn, whistle, bell or signaling device when traffic is for any reason not moving normally.
- B. *Radios, televisions, musical instruments and other machines, players or devices of any type or technology, using any type of media, used for the creation of any music or sound.* The use or operation of any of the foregoing devices, with or without amplification, in such a manner as to disturb the peace, quiet and comfort of the neighboring inhabitants, or at any time with louder volume than is necessary

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for convenient hearing for the person or persons who are in the room, vehicle, chamber or premises in or at which such machine or device is operated and who are voluntary listeners thereto. The following shall be prima facie evidence of a violation of this Subsection 2.B:

1. The operation of any such set, instrument, machine, device or player between the hours of 10:00 p.m. and 8:00 a.m. in such a manner as to be plainly audible at a distance of fifty (50) feet from the building, structure or vehicle in which or land on which it is located; or
2. The operation of any such set, instrument, machine, device or player between the hours of 10:00 p.m. and 8:00 a.m. in such a manner as to be plainly audible within any residence neighboring the building, structure or vehicle in which or land on which it is located.

As used in this ordinance, “plainly audible” shall refer to any sound that can be detected by a person using that person’s unaided hearing faculties.

- C. *Commercial loudspeakers, amplifiers, etc.* The using, operating or permitting to be played, used or operated of any radio receiving set, musical instrument, loudspeaker, sound amplifier, or any other machine, player or device of any type or technology for the producing or reproducing of sound which is audible upon the public streets for the purpose of commercial advertising or for any other purpose, except as may be authorized in connection with law enforcement or public emergencies or as permitted by Council or other ordinance, such as in the case of a Borough-sponsored celebration or parade.
- D. *People noises.* Yelling, shouting, whistling, singing or conducting unnecessarily loud or annoying vocal utterances at any time or place, so as unreasonably to annoy or disturb the quiet, comfort or repose of any person in any dwelling or of any person in the vicinity.
- E. *Animals, including but not limited to birds and dogs.* The keeping of any animal, including but not limited to any bird or dog, which, by causing frequent or long continued noise, shall disturb the comfort or repose of any persons in the vicinity. For purposes of this subsection, the following shall be prima facie evidence of a violation of this section: such animal vocalizing (i.e., howling, barking, squawking, etc.) continually or intermittently for thirty (30) minutes, unless provoked, and plainly audible at a distance of fifty (50) feet from the structure in which or land on which it is located.
- F. *Non-vehicular whistles, horns and other signaling devices.* The sounding of any whistle, horn and other signaling device, except to give notice of the time to begin or stop work or as a warning of fire or danger, by or upon request of a duly authorized government official, or as may be required by general law or ordinance, or directed by a duly authorized state or federal official.
- G. *Exhausts.* The discharge into the open air of the exhaust of any steam engine, stationary jet or internal combustion engine or motor vehicle, except through a

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properly functioning muffler or other device which will effectively prevent loud or explosive noises therefrom.

- H. *Overloaded, improperly operated vehicles.* The use of any automobile, motorcycle, truck or vehicle so out of repair, or so loaded or operated in such a manner as to create loud and unnecessary grating, grinding, rattling or other loud or disturbing noise.
- I. *Loading or unloading vehicles; opening boxes.* The creation of loud and excessive noise in connection with the loading or unloading of any vehicle or the opening or destruction of bales, boxes, crates or containers.
- J. *Construction work.* The excavation, grading, paving, erection, demolition, alteration or repair of any premises, street, building or structure at any time other than between the hours of 10:00 a.m. and 5:00 p.m. Sundays, 8:00 a.m. and 6:00 p.m. on Saturdays, or 7:00 a.m. and 6:00 p.m. on other days, except in case of urgent necessity in the interest of public health and safety; and, if the nature of the emergency allows the prior procurement of a permit, then only in accordance with a permit first obtained from the Borough engineer as to public street work, or from the building official as to other work. Such permit may be granted for a period not to exceed three days or such other reasonable amount of time determined by the Borough engineer or building official, while the emergency continues.

If the engineer or the building official, as the case may be, shall determine that the public health and safety will not be impaired by such work within the prohibited hours, and if said official shall further determine that loss or inconvenience would result to any party in interest, said official may grant permission for such work to be done within the prohibited hours, upon application being made at the time the permit for the work is issued or during the progress of the work. The provisions of this subsection shall not apply to interior or exterior repairs or to interior alterations, the work for which is actually performed personally by a homeowner or other occupant or tenant between the hours of 7:00 a.m. and 11:00 p.m., provided, that the work shall be done without undue noise or disturbance of the peace and quiet of the nearby residences or of the neighborhood.

- K. *Refuse collection.* The collection, transportation or disposal of garbage, trash, cans, bottles and other refuse by persons engaged in the business of scavenging or garbage collection, whether private or municipal, at any time on Sundays, other than between the hours of 8:00 a.m. and 6:00 p.m. on Saturdays or 7:00 a.m. and 6:00 p.m. on all other days, except in case of urgent necessity in the interest of public health and safety and, if the nature of the emergency will allow the prior procurement of a permit, then only in accordance with a permit first obtained from the Borough engineer or building official. Such permit may be granted for a period not to exceed three days or such other reasonable amount of time determined by the Borough engineer or building official, while the emergency continues.
- L. *Schools and places of worship and hospitals.* The creation of any excessive noise on any street or property adjacent to any school, institution of learning, place of worship, while the same is in use, or adjacent to any hospital which unreasonably

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interferes with the workings of such institution or which disturbs or unduly annoys patients in the hospital, provided that, with respect to such streets, conspicuous signs are displayed indicating the proximity of the school, place of worship or hospital.

- M. *Drums, other instruments.* The use of any drum or other instrument or device for the purpose of attracting attention to any performance, show, sale or other event.
- N. *Solicitors, peddlers.* The shouting or crying of solicitors, peddlers, hawkers and vendors, which disturbs the peace and quiet of the neighborhood.
- O. *Railroads, buses, trucks.* The causing, permitting, or continuing of any excessive, unnecessary or avoidable noise in the operation of railroad cars, locomotives, buses and trucks.
- P. *Gas-powered leaf blowers, snow blowers, portable generators, chain saws, hedge trimmers, string trimmers and pole trimmers.* The operation of any gas-powered leaf blowers, snow blowers, portable generators, chain saws, hedge trimmers, string trimmers or pole trimmers at any time other than between the hours of 8:00 a.m. and 9:00 p.m. on weekdays or 9:00 a.m. and 9:00 p.m. on Saturdays and Sundays; except that the use of any such equipment shall not be prohibited during the days and times set forth in this Subsection 2.P when used in response to a bona fide emergency, such as a power outage, snow storm or other natural disaster.
- Q. *Idling, starting, etc., of vehicles at night.* Any of the following activities, when occurring in close proximity to residences between 11:00 p.m. and 7:00 a.m.: the warming up or idling of buses, trucks or tractors; and the unnecessary and repeated idling, acceleration and deceleration, or starting and stopping of automobiles and motorcycles.

### **Section 3. Permits - Issuance.**

The officers charged with the responsibility of issuing permits for the activities requiring permits in accordance with Section 2 above shall issue permits for such activities if the officer finds that the activities will not unduly or unnecessarily annoy, disturb, injure or endanger the comfort, repose, health, peace or safety of others, that the activities will not violate other ordinance or law or create a public nuisance, and that the public health and safety will not be endangered thereby.

Permits shall specify the dates and hours of the permitted activities, which shall not be allowed between the hours of 10:00 p.m. and 7:00 a.m., unless the issuing officer determines that it is in the best interest of the community that the activities take place, wholly or partially, during such hours.

### **Section 4. Certain noises exempt.**

Nothing in this ordinance shall be construed to apply to bells or chimes at places of worship; to municipal, county, state or federal government agencies in connection with any

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emergency; to normal working activities of or activities sponsored by the Borough of Stockton; to warning devices on authorized emergency vehicles; or to horns or other warning devices on other vehicles used only for traffic safety purposes.

#### **Section 5. Enforcement of ordinance.**

In addition to public law enforcement officers and others who by law are entitled to enforce or bring complaints under this ordinance, the officers who are designated under this ordinance for the issuance of permits shall have the power to enforce and bring complaints under this ordinance.

#### **Section 6. Violations; penalties.**

Any person who violates this ordinance shall be subject to the following penalties for each and every violation: a fine a fine not exceeding \$2,000; or imprisonment for a period not to exceed 90 days; or performance of community service for a period not exceeding 90 days; or a combination of such fine, imprisonment and/or community service. In cases of continuing violations, each day that such violation continues shall be deemed a separate offense.

Any person who is convicted of violating this ordinance within one year of the date of a previous violation of the same provision shall be deemed and treated as a repeat offender. The additional fine imposed by the court upon a person for a repeated offense shall not exceed the maximum fine fixed above and shall be calculated separately from the fine imposed by the violation of the provision.

#### **Section 7. Severability.**

Each section, subsection, sentence, clause, and phrase of this ordinance is declared to be an independent section, subsection, sentence, clause, and phrase, and finding or holding of any such portion of this ordinance to be unconstitutional, void, or ineffective for any cause or reason shall not affect any other portion of this ordinance.

#### **Section 8. Repealer.**

All ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

#### **Section 9. Effective Date.**

This ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

### **Ordinance # 24-10**

Please note, items listed on the agenda may change prior to the meeting.

**AN ORDINANCE OF THE BOROUGH OF STOCKTON  
AMENDING ORDINANCE #24-02, "TREE REMOVAL-  
REPLACEMENT ORDINANCE"**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Stockton in Hunterdon County, New Jersey as follows:

**Section 1. Amendment to Section IV, "Exemptions."**

Section IV of Ordinance #24-02, which sets forth categories of tree removal that are exempt from the permit, fee and tree replacement standards set forth in Section III of Ordinance #24-02, is hereby amended to add a new category as follows (additions are underlined; deletions are [bracketed]):

**SECTION IV. Exemptions:**

Except as specifically provided below, all persons shall comply with the permit and fee requirement and tree replacement standard outlined above. While the following categories are exempt from the requirements above, the person removing the trees shall submit sufficient documentary evidence (such as photographs or written advice from an arborist or LTE) demonstrating the exemption prior to the tree removal:

- A. Residents who remove less than four (4) trees per acre that fall into category 1, 2, or 3 of the Tree Replacement Requirements Table within a five-year period;
- B. Tree farms in active operation, nurseries, fruit orchards, and garden centers;
- C. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan that is active and on file with the Borough;
- D. Any trees removed as part of a municipal or state decommissioning plan. This exemption only includes trees planted as part of the construction and predetermined to be removed in the decommissioning plan;
- E. Any trees removed pursuant to a New Jersey Department of Environmental Protection (NJDEP) or U.S. Environmental Protection Agency (EPA) approved environmental clean-up, or NJDEP approved habitat enhancement plan;
- F. Approved game management practices, as recommended by the State of New Jersey Department of Environmental Protection, Division of Fish, Game and Wildlife; [and]
- G. Hazard trees; and
- H. Any trees removed in furtherance of the clearing of land which is assessed as farmland and which is actively devoted or to be devoted to agricultural or horticultural use.

**Section 2. Severability.**



Each section, subsection, sentence, clause, and phrase of this ordinance is declared to be an independent section, subsection, sentence, clause, and phrase, and finding or holding of any such portion of this ordinance to be unconstitutional, void, or ineffective for any cause or reason shall not affect any other portion of this ordinance.

**Section 3. Repealer.**

All ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

**Section 4. Effective Date.**

This ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Introduced:

Public Hearing/Adoption:

**RESOLUTION 2024-72**

**RESOLUTION AUTHORIZING DEDICATION BY RIDER PURSUANT TO  
N.J.S.A. FOR UNIFORM FIRE CODE VIOLATION PENALTIES**

**WHEREAS**, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenue received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

**WHEREAS**, The Borough of Stockton provides for receipts of funds received from the New Jersey Division of Fire Safety for collected dedicated penalties for failing to abate Uniform Fire Code Violations at facilities located in Stockton Borough; and

**WHEREAS**, the revenue to be received from Uniform Fire Code violations fees is not subject to a reasonably accurate estimate in advance for budgetary purposes, and N.J.S.A. 40A:4-39 allows the Borough to include such items in its budget by annexing to said budget, upon the prior written consent of the Director of the Division of Local Government Services in the Department of Community Affairs, a budget rider; and

**WHEREAS**, the Borough wishes to establish a budget rider pursuant to N.J.S.A. 40A:4-39 in order to receive and hold said Uniform Fire Code violations fees and use those fees for purposes of firefighter training and /or new equipment.

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

1. The dedicated revenues anticipated during the year from January 1 through December 31, in a given year, received by the Borough of Stockton as Uniform Fire Code violations fees as N.J.S.A.5:70-2.12 are hereby anticipated as revenue and are hereby appropriated for the purposes to which said revenue is dedicated by statute or other legal requirements, namely for purposes of firefighter training and /or new equipment.
2. This Resolution establishing a dedication by Rider for firefighter training and /or new equipment will take effect upon its adoption and also upon the approval of the Director of the Division of Local Government Services in the Department of Community Affairs.
3. A certified true copy of this Resolution shall be forwarded to the Director of the Division of Local Government Services in the Department of Community Affairs.

**RESOLUTION 2024-73  
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 year (2023) has been filed by a Registered Municipal Accountant with the *Municipal 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

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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:

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 Stockton*, 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.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON *(August 19, 2024)*.

**CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT  
GROUP AFFIDAVIT FORM  
NO PHOTO COPIES OF SIGNATURES**

STATE OF NEW JERSEY  
COUNTY OF *HUNTERDON*

We, members of the governing body of the *Borough of Stockton* of, in the County of (*Hunterdon*), being duly sworn according to law, upon our oath depose and say:

1. We are duly elected (or appointed) members of the *Governing Body of the Borough of Stockton, Hunterdon County* ;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year (*2023*);
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled “Comments and Recommendations.”

(L.S.)	(L.S.)
_____	_____
(L.S.)	(L.S.)
_____	_____
(L.S.)	(L.S.)
_____	_____
(L.S.)	(L.S.)
_____	_____

Sworn to and subscribed before me this  
 \_\_\_\_\_ day of \_\_\_\_\_  
 Notary Public of New Jersey

\_\_\_\_\_  
 Clerk

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 The Municipal Clerk (or Clerk of the Board of Chosen Freeholders as the case may be) shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.

**RESOLUTION 2024-74**

**RESOLUTION OF THE MAYOR AND COUNCIL OF STOCKTON BOROUGH, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AUTHORIZING THE SIGNING OF GOVERNMENT ENERGY AGGREGATION PROGRAM AGREEMENTS**

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**WHEREAS**, the State of New Jersey has been engaged in a process to establish a competitive market place through deregulation and restructuring the electric and natural gas utility markets; and

**WHEREAS**, the establishment of a governmental energy aggregation program ( "GEA Program") to purchase electric generation service and natural gas pursuant to the Government Energy Act of 2003, *N.J.S.A. 48:3-93.1 et seq.* ("Act") and the New Jersey Board of Public Utilities' implementing rules at *N.J.A.C. 14:4-6.1 et seq.* ("Rules") will increase competition for the provision of electric power and natural gas to residential and non-residential electricity and gas ratepayers, thereby increasing the likelihood of lower electric rates and natural gas rates for these users without causing an interruption in service; and

**WHEREAS**, under a GEA Program the residential ratepayers may have the opportunity to receive a direct reduction in their electric bills through the bulk purchase of energy from a third-party energy supplier; and

**WHEREAS**, pursuant to Ordinance #19-08 adopted by the Council of Stockton Borough on October 14, 2019, Stockton Borough publicly declared its intent to commence a GEA Program; and

**WHEREAS**, the Borough of Califon is the Lead Agency for the Hunterdon Area Energy Cooperative (HAEC) and shall accept or reject pricing on behalf of the Cooperative and its participant members; and

**WHEREAS**, Stockton Borough wishes to be a participating member of the HAEC and hereby agrees to proceed with the program, by signing the Supplier Agreement, should the Borough of Califon accept pricing, which provides a savings on the supply portion of the electric bill for the residential energy aggregation program; and

**WHEREAS**, the Borough of Califon appointed Commercial Utility Consultants, Inc. (CUC) and Concord Engineering dba Concord Energy Services (CES) for the HAEC to serve as the Energy Agents to assist and administer the GEA program at no cost to the Borough of Califon or HAEC or its participating members; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of Stockton Borough, in the County of Hunterdon, New Jersey, duly assembled in public session, as follows:

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

1. The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.
2. Stockton Borough, as a participating member of the HAEC, hereby agrees to proceed with the program by signing the Supplier Agreement should the Borough of Califon accept pricing

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which provides a reduction on the supply portion of the electric bill for the residential energy aggregation program.

3. The Mayor, Chief Financial Officer, Treasurer or other municipal officer is hereby authorized and directed to execute on behalf of Stockton Borough any documents necessary to carry out the purpose of this Resolution including the Supplier Services Agreement providing a reduction is achieved at the time of auction.

## **RESOLUTION 2024-75**

### **Authorizing Submission of the Hunterdon County Municipal Park & Recreation Grant Application**

**WHEREAS**, the Hunterdon County Open Space, Farmland & Historic Preservation Trust Fund (“County Open Space Trust Fund”), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and,

**WHEREAS**, the Borough of Stockton desires to further the public interest by obtaining a matching grant of \$150,000 from the County Trust Fund to fund the following project: Park Pavilion; and

**WHEREAS**, the governing body/board has reviewed the Municipal Park and Recreation Grant Program application and instructions, and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

**WHEREAS**, the County of Hunterdon shall determine whether the application is complete and in conformance with the scope and intent of the Municipal Park and Recreation Grant Program and the Hunterdon County Open Space Trust Fund; and,

**WHEREAS**, the applicant is willing to use the County Open Space Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Hunterdon for the above named project and ensure its completion on or about the project contract expiration date.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of Borough of Stockton, County of Hunterdon, State of New Jersey:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of September 20, 2024, as established by the County; and,
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, Governing Body of Borough of Stockton has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
3. That Governing Body of Borough of Stockton is committed to providing a 25% cash match for the project; and,
4. That only those park improvements identified and approved in the project application, its Project contract, or other documentation will be considered eligible for reimbursement.
5. That Governing Body of Borough of Stockton agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,

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6. That this resolution shall take effect immediately.

**Stockton Borough Council  
Resolution 2024-76**

**Authorizing Payment of Municipal Obligations**

**WHEREAS**, the Mayor and Council of the Borough of Stockton find and declare that certain municipal obligations have come due and are now payable; and

**WHEREAS**, the Mayor and Council of the Borough of Stockton further find and declare that said obligations have been itemized on the annexed schedules, which are hereby attached and deemed part of this Resolution.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Stockton, County of Hunterdon, State of New Jersey does hereby authorize payment of said municipal obligations, in accordance with the recommendations of the Chief Financial Officer and the Treasurer in the amount of **\$231,657.29**

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The attached bill list has been approved for payment by the Mayor and Borough Council of the Borough of Stockton at their Regular Meeting on **August 19, 2024** in the amount of **\$231,657.29**

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Aaron Lipsen, Mayor

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Michael Mann, Borough Council

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William Brown, Borough Council

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Matthew Fisher, Borough Council

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Peter Folz, Borough Council

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Ken Kozuhowski, Borough Council

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Thomas Hunt, Council President