

**BOROUGH OF PENNINGTON
RESOLUTION 2023 – 6.11**

**RESOLUTION AUTHORIZING AND RATIFYING APPLICATION FOR
2023 STORMWATER ASSISTANCE GRANT AND FURTHER AUTHORIZING EXECUTION
OF GRANT AGREEMENT**

WHEREAS, the New Jersey Department of Environmental Protection, Division of Watershed Protection and Restoration (DEP) is offering funding to assist New Jersey municipalities in upgrading their MS4 Stormwater Programs to comply with requirements of the 2023 Tier A MS4 Permit renewal; and

WHEREAS, the Public Works Committee reviewed and approved the submission of a grant application for the Borough of Pennington; and

WHEREAS, the Superintendent of Public Works at the direction of the Public Works Committee and with the signature of the Borough Administrator submitted the attached Grant Application Form for Existing (prior to July 1, 2022) Tier A Municipalities on May 22, 2023; and

WHEREAS, the deadline for submitting applications for this grant is December 31, 2023; and

WHEREAS, subsequent to submission of the application, the Borough received the attached letter dated May 24, 2023 entitled Approval of Stormwater Assistance Grant Application; and

WHEREAS, Borough Council seeks to ratify authorization to submit the application as referenced above in the amount of \$25,000 to be used to comply with the requirements of the Tier A MS4 Permit as outlined in the Notice of Funding Availability;

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The Grant Application Form for Existing (prior to July 1, 2022) Tier A Municipalities is hereby authorized and ratified,
2. In accordance with the letter dated May 24, 2023, the Borough agrees:
 - to use the funding from this grant provided by the DEP to comply with the requirements of the Tier A MS4 Permit as outlined in the Notice of Funding Availability;
 - to disperse the funds in two installments with the final installment dispersed upon the Department's receipt and approval of the required Tier A Permit deliverables as detailed in the "Required Elements" section of the Department's Notice of Funding Availability;
 - any funding received by a grantee that is not committed to payment of eligible project costs or any costs not allowed by the DEP must be returned to the DEP with determination of eligible project costs at the sole discretion of the DEP;
3. if necessary, the Mayor is hereby authorized to execute further documents and/or amendments to the grant provided the amendments do not materially increase the Borough's obligations.

Record of Council Vote on Passage

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

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on June 5, 2023.

Elizabeth Sterling, Borough Clerk