

## **RESOLUTION 2022 – 45**

### **A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MOUNT ARLINGTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, SUPPORTING SENATE BILL S4136 REQUIRING AN ESTABLISHMENT THAT REQUIRES PROOF OF VACCINATION FOR EMPLOYMENT, ENTRANCE, AND/OR THE PARTICIPATION IN ACTIVITIES, TO ALSO ACCEPT PROOF OF A PRIOR SARS-CoV-2 INFECTION OR A PROTECTIVE IMMUNE RESPONSE**

**WHEREAS**, scientific studies have suggested that people who test positive with the SARS-CoV-2 virus (“**COVID-19**”) develop antibodies that are found to offer a degree of protection against COVID-19 reinfection; and

**WHEREAS**, many workplaces and public venues in the State of New Jersey, including the Borough of Mount Arlington (the “**Borough**”), require proof of vaccination or a routine COVID-19 test showing a negative result as a condition of employment, entrance into a venue, and/or participation in an activity sponsored by an establishment; and

**WHEREAS**, many citizens and residents in the State are reluctant to be vaccinated against COVID-19 either due to health concerns, or that person’s individual personal preferences or beliefs; and

**WHEREAS**, as a result of existing proof of vaccine or routine testing requirements, citizens and residents who are not vaccinated face a burdensome process, and face discrimination based upon their vaccination status; and

**WHEREAS**, S4136, sponsored by Senators Joseph Pennacchio and Michael L. Testa, Jr., would require establishments to accept proof of a prior COVID-19 infection, or proof of a protective immune response, as an alternative to proof of vaccination or routine testing; and

**WHEREAS**, Senate Bill S4136 addresses and considers recent studies on antibodies, aims to reduce discrimination based on vaccination status, and seeks to restore rights and privileges afforded to affected citizens and residents of the State, including the ability to obtain and maintain employment and to access places of public accommodation, all of which are goals the Municipal Council of the Borough (the “**Borough Council**”) agrees with.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Mount Arlington, New Jersey, as follows:

1. **Support.** The Borough Council commends the sponsors of S4136 for listening to the Mayors, Councils and residents in their districts and all around New Jersey, and for advancing this legislation.

2. **Approval.** The Borough Council enthusiastically supports and urges our State Legislators to pass S4136.

3. **Copy of Resolution.** Certified copies of this Resolution shall be forwarded to Governor Phil Murphy, Lieutenant Governor and Department of Community Affairs Commissioner Sheila Y. Oliver, New Jersey Senate President Nick Scuttari, New Jersey Assembly Speaker Craig J. Coughlin, State Senator Joseph Pennacchio, State Senator Anthony Bucco, Assemblywoman Aura Dunn, Assemblyman Brian Bergen, and to the New Jersey League of Municipalities.

4. **Effective Date.** This Resolution shall take effect immediately.

**I HEREBY CERTIFY** this to be a true and correct Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, and adopted on March 1, 2022.

A handwritten signature in black ink, appearing to read 'M. N. Bansch', is written over a horizontal line.

Matthew N. Bansch, Borough Clerk