

**MINUTES  
OF THE MAYOR AND COUNCIL MEETING,  
BOROUGH OF HOPATCONG,  
HELD AT THE MUNICIPAL BUILDING, 111 RIVER STYX ROAD  
HOPATCONG, NEW JERSEY  
JANUARY 18, 2011  
OPEN PUBLIC MEETING FOR  
HIGHLANDS PLANNING CONFORMANCE 6:30 PM  
OPEN PUBLIC MEETING 7:30 PM**

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**CALL TO ORDER:** Announce Quorum

**OPEN PUBLIC MEETINGS ACT STATEMENT:** Meyer Petillo stated "This meeting is held in accordance with the 1975 Open Public Meetings Act, NJSA 10:4-6 et seq., annual notice having been forwarded to the New Jersey Herald/New Jersey Sunday Herald, the Daily Record, The Star Ledger, and posted on the bulletin board maintained in the Municipal Building for public announcements." (Mayor noted fire exits)

**ROLL CALL:** The Clerk called the roll and the following Councilmembers were present: Baker, Bunce, Francis, Galate, Young and Mayor Petillo.

Absent: Klein (arrived at 6:36 pm)

**MOMENT OF SILENT REFLECTION AND PLEDGE OF ALLEGIANCE:** Mayor Petillo invited all present to salute the flag and to remain standing for a moment of silence.

**OPEN PUBLIC MEETING: HIGHLANDS PLANNING CONFORMANCE**

At this time, Eileen Swan, the Executive Director of the Highlands Council discussed Highland's Planning Conformance. A copy of her presentation is on file in the Clerk's office.

Mayor Petillo opened the meeting to the public for any questions or comments that they may have regarding Highlands Planning Conformance.

After allowing several members of the audience to make comments, Councilwoman Galate made a motion to close the meeting to the public and return to the regular order of business. Seconded by Councilwoman Young. All were in favor.

**PRESENTATIONS:**

**Detective Roscoe**

At this time Mayor Petillo recognized Detective Roscoe of the Canine Unit.

**Stephanie Haffner**

At this time Mayor Petillo administered the oath of office to Stephanie Haffner as a Sergeant in the Police Explorers.

**Ron Jobeless**

At this time Mayor Petillo recognized Ron Jobeless for receiving the Richard Rohrback Public Works Leader of the Year award.

**COMMITTEE REPORTS:** Mayor Petillo allowed each member of the Council, to present their respective committee reports.

Councilwoman Galate stated that the seniors have two trips planned so far for this year, one to Wildwood and one to Pine Grove. They are happy that the County Health Department is coming every other month to do a blood pressure clinic. Their Christmas Party was very successful - they had about 65 people who attended. Councilwoman Galate also reported that the next Sussex County League of Municipalities meeting will be held at the Homestead in Sparta.

Councilman Francis stated that we are waiting for the final approval on the second phase of the Energy Grant.

Councilwoman Klein stated that the Board of Health will be meeting next week. She and Marie will also be sitting down next week to discuss the Real Estate Committee.

Councilman Young reported that the Recreation Commission met last week. The Basketball Program has started and they are thinking about perhaps starting it earlier next year, before the holidays. He also reported that the Street Hockey program will be starting soon.

Councilman Bunce reported that DPW is running smoothly even though Ron has been out. The salt bins are full and luckily the salt was purchased out of last year's budget. He also reported that the Elba Point improvements are underway. The Finance Committee has had some meetings regarding the budget.

Councilman Baker reported that he attended both the PAC and SWAC reorganization meetings.

Mayor Petillo thanked Councilman Baker for his perfect attendance at those meetings.

**PUBLIC COMMENT:** Mayor Petillo requested a motion to open the meeting to the public for any questions or comments concerning items on the agenda for which no public discussion is provided. (Comments limited to 5 minutes).

After giving all persons present an opportunity to address the Governing Body, Councilman Bunce made a motion to close the meeting to the public and return to the regular order of business. Seconded by Councilman Young. All were in favor.

**APPROVAL OF MINUTES:**

Councilman Bunce made a motion to approve the meeting minutes of the Regular Meeting and Executive Session (with correction) held on December 21, 2011. Seconded by Councilman Young.

Upon roll call vote:  
Ayes: Baker, Bunce, Francis, Galate, Young  
Nays: None Absent: None Abstain: Klein

Councilman Bunce made a motion to approve the meeting minutes of the Reorganization Meeting held on January 4, 2012. Seconded by Councilwoman Galate.

Upon roll call vote:  
Ayes: Baker, Bunce, Francis, Galate, Klein, Young  
Nays: None Absent: None Abstentions: None

**ADMINISTRATOR'S REPORT:** At this time Robert Elia, Borough Administrator, presented his report for the meeting of January 18, 2012.

Mr. Elia requested an Executive Session to discuss personnel and negotiations.

**CONSENT AGENDA:** Mayor Petillo requested that all persons present review the consent agenda. If any member of the Council or public wishes an item on the consent agenda to be discussed and considered separately, a motion to this effect shall so be made at this time.

After all persons have had an opportunity to review the consent agenda and offer requests for changes, Mayor Petillo requested a motion to approve the consent agenda.

Councilwoman Galate made a motion to approve the consent agenda of January 18, 2012. Seconded by Councilman Bunce. All were in favor.

**CORRESPONDENCE** (ACCEPTANCE FOR FILING ONLY OF THE FOLLOWING):

1. Letter dated January 5, 2012 from State of New Jersey, Office for Planning Advocacy regarding six public hearings for the draft final State Strategic Sate Plan.
2. Letter dated November 30, 2011 from Sussex County thanking the Borough for participating in Tie a Ribbon Campaign.

**REPORTS** (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Zoning Department Monthly Report for November, 2011.
2. Zoning Quarterly Report for October 1, 2011 to December 31, 2011.
3. Police Department Year to Date Overtime Report for 2011.

**APPLICATIONS** (APPROVAL OF THE FOLLOWING):

1. N.J. State Firemen's Association Membership Application from Harold W. Dannecker Jr.
2. N.J. State Firemen's Association Membership Application from Michael Christopher Coover.
3. N.J. State Firemen's Association Membership Application from Daniel P. Cianci.
4. N.J. State Firemen's Association Membership Application from Christian A. Sorbara.
5. N. J. State Firemen's Association Membership Application from Andrew J. Garcia.
6. N.J. State Firemen's Association Membership Application from Christopher C. Rosado.

**RESOLUTIONS:** (APPROVAL OF THE FOLLOWING):

1. Resolution #2012-20 – Outside Lien Redemption, Pro Capital
2. Resolution #2012-21 – Outside Lien Redemption, US Bank for Pro Capital
3. Resolution #2012-28 – LOSAP Withdrawal Resolution

**INTRODUCTION OF ORDINANCES:**

**ADOPTION OF ORDINANCES:**

**RESOLUTIONS:**

**Resolution #2012-22 – Change Order #1, Elba Point Infrastructure Improvements**

Councilman Bunce made a motion to adopt a resolution approving Change Order #1 for the Elba Point Infrastructure Improvements in the amount of \$22,288.00. Seconded by Councilman Young.

Upon roll call vote:  
 Ayes: Baker, Bunce, Francis, Galate, Klein, Young  
 Nays: None Absent: None Abstentions: None

**Resolution #2012-23 – Shared Animal Control Services Agreement, Stanhope**

Councilman Young made a motion to adopt a resolution authorizing the Mayor and the Borough Clerk to execute an agreement with the Borough of Stanhope for Animal Control Services for the period of January 1, 2012 through December 31, 2013. Seconded by Councilman Bunce.

Upon roll call vote:  
 Ayes: Baker, Bunce, Francis, Galate, Klein, Young  
 Nays: None Absent: None Abstentions: None

**Resolution #2012-24 – Shared Animal Control Services Agreement, Jefferson**

Councilman Young made a motion to adopt a resolution authorizing the Mayor and the Borough Clerk to execute an agreement with the Township of Jefferson for Animal Control Services for the period of January 1, 2012 through December 31, 2013. Seconded by Councilman Bunce.

Upon roll call vote:  
 Ayes: Baker, Bunce, Francis, Galate, Klein, Young  
 Nays: None Absent: None Abstentions: None

Resolution #2012-25 – Membership in Morris County Cooperative

Councilman Baker made a motion to adopt a resolution authorizing execution of an agreement with the Morris County Cooperative Pricing council to renew membership therein for the period of January 1, 2012 through December 31, 2016. Seconded by Councilman Bunce.

Upon roll call vote:

Ayes: Baker, Bunce, Francis, Galate, Klein, Young

Nays: None Absent: None Abstentions: None

Resolution #2012-26 – Appointment of Anthony Cirri, Police Officer 3<sup>rd</sup> Year

Councilman Young made a motion to adopt a resolution appointing Anthony Cirri as a Police Officer 3<sup>rd</sup> year effective upon the completion of the Intergovernmental Transfer Process from North Bergen to Hopatcong with an annual pay of \$54,326.00. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Baker, Bunce, Francis, Galate, Klein, Young

Nays: None Absent: None Abstentions: None

Resolution #2012-27 – Website Services, K & B Beck Studios

Councilman Bunce made a motion to adopt a resolution entering into a contract with K & B Beck Studios for Website Services pursuant to the same terms and conditions as the 2011 contract. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Baker, Bunce, Francis, Galate, Klein, Young

Nays: None Absent: None Abstentions: None

Resolution #2012-29 – Transfer Resolution

Councilman Bunce made a motion to adopt a resolution approving budget transfers. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Baker, Bunce, Francis, Galate, Klein, Young

Nays: None Absent: None Abstentions: None

Resolution #2012-30 – Payment of Bills

Councilman Bunce made a motion to adopt a resolution authorizing the payment of bills for the meeting of January 18, 2012, pulling checks 1155, 241, 30536, 30574, 2800, 2661, 30587, 30583. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Baker, Bunce, Francis, Galate, Klein, Young

Nays: None Absent: None Abstentions: None

Resolution #2012-33 – Appointments to Open Space/Recreation Committee

Councilman Bunce made a motion to adopt a resolution approving of the Mayor and Council's appointments to the Open Space/Recreation Committee for 2012. Seconded by Councilman Francis. All were in favor.

Resolution #2012-34 – Approving of Lease of Facilities to FEMA

Councilwoman Galate made a motion to adopt a resolution approving a lease of the Hopatcong Senior Center by FEMA for a term of one year, at no cost, and allowing the Mayor and the Clerk to sign the lease. Seconded by Councilman Francis.

Councilman Bunce stated that he does not think that they should be using our building and our utilities. That would be putting the burden on our taxpayers.

Mayor Petillo stated that FEMA is here to help us and that we have a very good relationship with them. It is an asset to the town to have them right here.

Upon roll call vote:

Ayes: Baker, Francis, Galate, Klein, Young

Nays: Bunce Absent: None Abstentions: None

**OLD BUSINESS:**

**NEW BUSINESS:**

Social Affair Permit – Defiance Company #3

Councilman Young made a motion to approve a Social Affair Permit submitted by Defiance Engine Company #3 for an event to be held on April 28, 2012 from 6:00 pm to 11:00 pm at the firehouse. Seconded by Councilman Baker.

Upon roll call vote:

Ayes: Baker, Bunce, Francis, Galate, Klein, Young

Nays: None Absent: None Abstentions: None

**PUBLIC COMMENT:**

**Mayor Petillo** opened the meeting to the public for any questions or comments concerning the good and welfare of the Borough. (Comments limited to 5 minutes).

After giving all persons present an opportunity to address the Governing Body, Councilman Bunce made a motion to close the meeting to the public and return to the regular order of business. Seconded by Councilwoman Galate. All were in favor.

**RESOLUTION FOR EXECUTIVE SESSION:**

**Mayor Petillo** requested a motion to adopt a resolution to adjourn into Executive Session to discuss negotiations and personnel.

Councilman Bunce made a motion to adjourn into Executive Session. Seconded by Councilman Young. All were in favor.

THE OPEN PUBLIC MEETINGS ACT ALLOWS THE MAYOR AND COUNCIL TO EXCLUDE THE PUBLIC FROM A PORTION OF A MEETING IN CERTAIN CIRCUMSTANCES.

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF HOPATCONG THAT THE PUBLIC SHALL BE EXCLUDED FROM DISCUSSION OF MATTERS ALLOWED BY NEW JERSEY LAW.

THE EXECUTIVE SESSION MINUTES WILL BE PLACED ON FILE IN THE BOROUGH CLERK'S OFFICE, AND WILL BE AVAILABLE TO THE PUBLIC AS PROVIDED FOR BY NEW JERSEY LAW.

Be further advised this Resolution shall take effect immediately.

Councilman Bunce made a motion to close the Executive Session and return to the regular order of business. Seconded by Councilman Baker. All were in favor.

Ordinance #02-2012 – Board of Health Officers and Assistants

Councilman Bunce made a motion to introduce an ordinance entitled "AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF HOPATCONG TO REPLACE SECTION 24-5 REGARDING BOARD OF HEALTH OFFICERS AND ASSISTANTS". Seconded by Councilman Francis.

Upon roll call vote:

Ayes: Baker, Bunce, Francis, Galate, Young

Nays: None Absent: None Abstentions: Klein

**FINAL READING: FEBRUARY 1, 2012**

**ADJOURNMENT:**

Councilman Bunce made a motion to adjourn the meeting of January 18, 2012. Seconded by Councilman Young. All were in favor.

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Sylvia Petillo, Mayor

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Catherine Gleason, RMC