

**MINUTES  
OF THE MAYOR AND COUNCIL MEETING,  
BOROUGH OF HOPATCONG,  
HELD AT THE MUNICIPAL BUILDING, 111 RIVER STYX ROAD  
HOPATCONG, NEW JERSEY  
OCTOBER 19, 2016  
OPEN PUBLIC MEETING 7:30 PM**

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**CALL TO ORDER:** Announce Quorum

**OPEN PUBLIC MEETINGS ACT STATEMENT:** Mayor 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, 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 members were present: Councilman Bunce, Councilman Francis, Councilwoman Galate, Councilman Padula, Councilman Schindelar, Councilman Young and Mayor Petillo.

**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.

**PRESENTATIONS:**

At this time, Mayor Petillo honored Hopatcong Borough Firemen for their years of dedicated service to the Borough.

1. Jim Franco – 50 years
2. Firehouse #2 – 90<sup>th</sup> Anniversary
3. Special Tribute to Edward Sayre – 1<sup>st</sup> Recorded Line of Duty Death in Sussex County

Councilman Bunce made a motion to take a 10 minute recess. Seconded by Councilman Young. All were in favor.

Councilman Young made a motion to return to the regular order of business. Seconded by Councilman Bunce. All were in favor.

**PUBLIC COMMENT:** Mayor Petillo opened 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).

David Harris asked about the Developer's Agreement which is under new business this evening. John Ursin responded that it is for Patrick's Pub and it deals with how the project will affect the County roadway.

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.

**APPROVAL OF MINUTES:**

Councilman Young made a motion to approve the meeting minutes of October 5, 2016 and the Executive Session Minutes of August 3, 2016 and October 5, 2016. Seconded by Councilman Bunce.

Upon roll call vote:

Ayes: Bunce, Francis, Galate, Padula, Young  
Nays: None Absent: None Abstentions: Schindelar.

Councilman Young made a motion to approve the Executive Session Meeting Minutes of September 21, 2016. Seconded by Councilman Padula.

Upon roll call vote:

Ayes: Francis, Galate, Padula, Schindelar, Young  
Nays: None Absent: None Abstentions: Bunce

**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.

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

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

1. Zoning Department Monthly Report: September 2016.

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

1. Blue Light Permit: Robert Z. Gubkin.
2. Water Service Application: Block: 30605 Lot 4.
3. Water Service Application: Block: 10212 Lot 3.

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

1. Resolution # 2016-228- Outside Lien Redemption: Blk: 10403 Lt: 1.

Councilman Bunce made a motion to approve the Consent Agenda for the meeting of October 21, 2016. Seconded by Councilwoman Galate. All were in favor.

#### **INTRODUCTION OF ORDINANCES:**

#### **ADOPTION OF ORDINANCES:**

#### **RESOLUTIONS:**

##### Resolution #2016-229 – Notice of Tax Appeals

Councilman Bunce made a motion to adopt a resolution requiring the Tax Assessor to provide notice of Tax Appeals to the Mayor, Administrator, CFO and Borough Council. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Bunce, Francis, Galate, Padula, Schindelar, Young

Nays: None Absent: None Abstentions: None

##### Resolution #2016-231 – Payment of Bills

Councilman Bunce made a motion to adopt a resolution authorizing the payment of bills for the meeting of October 19, 2016, pulling check numbers 1600708, 1600170, 1600728, 1601708, 1601737. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Bunce, Francis, Galate, Padula, Schindelar, Young

Nays: None Absent: None Abstentions: Noe

#### **OLD BUSINESS:**

#### **NEW BUSINESS:**

##### CY2016 Best Practices Worksheet

At this time the Governing Body reviewed the completed CY2016 Best Practices Worksheet.

Councilman Bunce made a motion to approve the submittal of the CY2016 Best Practices Worksheet. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Bunce, Francis, Galate, Padula, Schindelar, Young

Nays: None Absent: None Abstentions: None

### Knights of Columbus Fund Drive

Councilman Young made a motion to acknowledge the Mayor's approval of a request from the Knights of Columbus to hold a fund drive on October 15, 2016 from 9:00 am to 12:00 pm on Hopatchung Road. Seconded by Councilman Schindelar. All were in favor except for Councilman Bunce who abstained.

### Developers Agreement – Sussex County/Hopatcong Borough/Seanaidan, LLC (Patrick's Pub)

Councilman Bunce made a motion to approve an agreement entitled "COUNTY OF SUSSEX, BOROUGH OF HOPATCONG AND DEVELOPER'S STREETCAPE DESIGN, CONSTRUCTION, OPERATIONS AND MAINTENANCE AGREEMENT", contingent upon the Developer executing a developer's agreement with the Borough. Seconded by Councilwoman Galate.

Upon roll call vote:

Ayes: Bunce, Francis, Galate, Padula, Schindelar, 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).

David Harris asked why the fountain in the park wasn't working and Councilman Schindelar responded that the water level is very low. Mr. Harris asked when the skate park was going to reopen and Mayor Petillo responded that she would look into it and get him an answer. Mr. Harris also asked about "road kill" and Councilman Schindelar responded that Space Farms picks it up. He was told to call the non-emergency dispatch number to report a dead animal and they in turn will call Space Farms.

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.

### **ADJOURNMENT:**

Councilman Bunce made a motion to adjourn the meeting of October 19, 2016. Seconded by Councilman Young.

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Sylvia Petillo, Mayor

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Catherine Schultz, RMC