

**MINUTES
OF THE MAYOR AND COUNCIL MEETING,
BOROUGH OF HOPATCONG,
HELD AT THE MUNICIPAL BUILDING, 111 RIVER STYX ROAD
HOPATCONG, NEW JERSEY
SEPTEMBER 16, 2015
OPEN PUBLIC MEETING 7:30 PM**

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, Councilman Padula, Councilman Schindelar, Councilman Young and Mayor Petillo.

Absent: Councilwoman Galate

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.

PUBLIC COMMENT:

Councilman Bunce made 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). Seconded by Councilman Young. All were in favor.

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

APPROVAL OF MINUTES:

Councilman Bunce made a motion to approve the meeting minutes of the Regular Meeting held September 2, 2015. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Bunce, Francis, Padula, Schindelar, Young

Nays: None Absent: Galate Abstentions: None

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.

Councilman Bunce made a motion to approve the Consent Agenda for the meeting of September 16, 2015. Seconded by Councilman Young. All were in favor.

CORRESPONDENCE (ACCEPTANCE FOR FILING ONLY OF THE FOLLOWING):

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING)

1. Zoning Department Report, August 2015.

APPLICATIONS (APPROVAL OF THE FOLLOWING):

1. NJ State Firemen's Assoc. Application: Ryan Dekker.
2. NJ State Firemen's Assoc. Application: Jennifer Estwin.
3. Social Affair Permit: Cure Tay-Sachs Foundation, Hudson Farm Club. October 9, 2015.

RESOLUTIONS: (APPROVAL OF THE FOLLOWING):

1. Resolution # 2015-237: Outside Lien Redemption, Blk: 11115 Lt: 7.
2. Resolution # 2015-240: Outside Lien Redemption, Blk: 10906 Lt: 34.

INTRODUCTION OF ORDINANCES:

Introduction Ordinance #29-2015 – Sign Ordinance

Councilman Bunce made a motion to introduce an ordinance entitled “AN ORDINANCE TO AMEND CHAPTER 242 OF THE CODE OF THE BOROUGH OF HOPATCONG, SUSSEX COUNTY, NEW JERSEY TO MODIFY THE SIGN ORDINANCE TO ALLOW CERTAIN SIGNS ON SPARTA STANHOPE ROAD”. Seconded by Councilman Francis.

Before final roll call, Mayor Petillo opened the meeting to public for any questions or comments that they may have regarding Ordinance #29-2015.

Mr. Harris, 125 Dupont, asked what the changes are compared to the old ordinance.

Mayor Petillo explained that we are now allowing non-profit groups to erect a sign on Sparta Stanhope Road on residential property. Currently non-profits can only advertise their events with a large sign on commercial properties.

There being no one else from the public who wished to address the Governing Body regarding Ordinance #29-2015, Councilman Bunce made a motion to close the meeting to the public and return to the regular order of business. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Bunce, Francis, Padula, Schindelar

Nays: None Absent: Galate Abstentions: Young

FINAL ADOPTION: OCTOBER 7, 2015

ADOPTION OF ORDINANCES:

Adoption Ordinance #27-2015 – Wildlife Management Ordinance

Councilman Young made a motion to adopt an ordinance entitled “AN ORDINANCE OF THE BOROUGH OF HOPATCONG, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY RENAMING CHAPTER 100 TO ‘WILDLIFE MANAGEMENT’, REPLACING ARTICLE I OF SAID CHAPTER, AND AMENDING CHAPTER 163 ENTITLED ‘PARKS AND RECREATION AREAS’, CHAPTER 112 ENTITLED ‘FIREARMS’, AND CHAPTER 154 ENTITLED ‘NATURAL AREA PRESERVE’.” Seconded by Councilman Bunce.

Before final roll call, Mayor Petillo opened the meeting to the public for any questions or comments that they may have regarding Ordinance #27-2015.

David Harris asked if hunters could now use shotguns and Councilman Francis stated that they can. He explained that the State Division of Fish and Wildlife, in conjunction with the Borough, drafted this ordinance which would allow any legal hunting on municipal property. Currently hunting can take place in the Natural Area Preserve.

Mara Modes asked if there is a permitting process and the Clerk, Catherine Schultz, explained that they have to get a permit from the Borough in order to hunt on municipal property. They have to have a valid NJ hunting license.

After giving all persons present the opportunity to address the Governing Body regarding Ordinance #27-2015, 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.

Upon roll call vote:

Ayes: Bunce, Francis, Padula, Schindelar, Young

Nays: None Absent: Galate Abstentions: None

Adoption Ordinance #28-2015 – Auction of Municipal Property Bl 50409, Lot 6 – 3 Washaw Trail

Councilman Bunce made a motion to adopt an ordinance entitled “AN ORDINANCE OF THE BOROUGH OF HOPATCONG, COUNTY OF SUSSEX, STATE OF NEW JERSEY

AUTHORIZING THE SALE OF CERTAIN PROPERTY OWNED BY THE BOROUGH AND NOT REQUIRED FOR PUBLIC PURPOSES AND MORE OCMMONLY KNOWN AS 3 WASHAW TRAIL, BLOCK 50409, LOT 6". Seconded by Councilman Young.

Councilman Bunce made a motion to open the meeting to the public for any questions or comments that they may have regarding Ordinance #28-2015. Seconded by Councilman Young. All were in favor.

After giving all persons present the opportunity to address the Governing Body regarding Ordinance #28-2015, 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.

Upon roll call vote:

Ayes: Bunce, Francis, Padula, Schindelar, Young

Nays: None Absent: Galate Abstentions: None

RESOLUTIONS:

Resolution #2015-238 – Sale of Surplus Vehicles

Councilman Young made a motion to adopt a resolution authorizing the sale of surplus vehicles owned by the Borough of Hopatcong through GovDeals.com pursuant to State approved contract. Seconded by Councilman Bunce.

Upon roll call vote:

Ayes: Bunce, Francis, Padula, Schindelar, Young

Nays: None Absent: Galate Abstentions: None

Resolution #2015-239 – Renewal of Liquor License #1912-33-016-010, Lake Tavern, Inc.

Councilman Bunce made a motion to adopt a resolution authorizing the 2013-2014 and 2014-2015 Liquor License renewal for License #1912-33-016-010, Lake Tavern, Inc. pursuant to N.J.S.A. 33:1-12.18 and the 2015-2016 license renewal. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Bunce, Francis, Padula, Schindelar, Young

Nays: None Absent: Galate Abstentions: None

Resolution #2015-241 – Replacement Hire of Full Time CFO

Councilman Bunce made a motion to adopt a resolution hiring Lorraine Rossetti, Bangor, PA as the Full-time CFO for the Borough of Hopatcong with a starting salary of \$87,000 starting October 1, 2015 or soon thereafter. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Bunce, Francis, Padula, Schindelar, Young

Nays: None Absent: Galate Abstentions: None

Resolution #2015-242 – JCP&L Montville-Whippany Reinforcement Project

Councilman Bunce made a motion to adopt a resolution of support for the JCP&L Montville-Whippany Reinforcement Project. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Bunce, Francis, Padula, Schindelar, Young

Nays: None Absent: Galate Abstentions: None

Resolution #2015-243 – Payment of Bills

Councilman Bunce made a motion to adopt a resolution authorizing the payment of bills for the meeting of September 16, 2015. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Bunce, Francis, Padula, Schindelar, Young

Nays: None Absent: Galate Abstentions: None

OLD BUSINESS:

NEW BUSINESS:

Discussion – Request to Vacate part of Beams Lane

Councilman Bunce made a motion to table the discussion regarding the request from the owner of 249 A Squaw Trail, Block 50208, Lot 28 to vacate part of Beams Lane. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Bunce, Francis, Padula, Schindelar, Young

Nays: None Absent: Galate 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 thanked the Governing Body for restriping some of the Borough roadways.

Mayor Petillo responded that the Borough is put on a list and that we have to wait our turn to get the restriping done.

Mara Modes addressed the Council regarding a statement that she made the previous evening regarding the new development that came before the Land Use Board. She stated that she didn't believe that the clean-up process and the remediation process were taking place and that they should have been made to hire an LSRP to remediate the problem as a condition of their approval.

Councilman Francis replied that it is not right of Ms. Modes to give the illusion that nothing has taken place with regards to remediation. He stated that she was told at the Board meeting last night that based on our current ordinances it did not meet the criteria. He stated however, that there has been an active remediation process going on there for years.

Mayor Petillo stated that the Borough is very aware of the remediation process at that location. For 20 years there has been some type of remediation and more recently an LSRP was hired and it is constantly monitored by the DEP. She told Ms. Modes that if she would like any records regarding the remediation process that she could contact the Sussex County Board of Health.

Councilman Bunce asked if Mayor Petillo would let Councilwoman Galate know that "Crime Stoppers" is willing to come and speak to the seniors about issues that are relevant to their safety.

Councilman Schindelar asked if boats are allowed to be parked so close to the road, in the municipal right of way. Mayor Petillo responded that he should speak to the Zoning Officer if he has any concerns regarding that. They should not be parked in the municipal right of way.

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 September 16, 2015. Seconded by Councilman Young. All were in favor.

Sylvia Petillo, Mayor

Catherine Schultz, RMC