

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

CALL TO ORDER: Announce Quorum

OPEN PUBLIC MEETINGS ACT STATEMENT: Mayor Francis 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 notes fire exits)

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

ROLL CALL: The Clerk called the roll and the following members were present: Councilwoman Galate, Councilman Padula, Councilman Schindelar, Councilman Young and Mayor Francis.

Absent: Councilman Bunce

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

Councilwoman Galate stated that the next meeting of the Senior Inc. group will be on February 2, 2017. She also reported that she is trying to set up a Police Committee meeting and that the police will be running their "Drive Sober or Get Pulled Over" campaign from December 9th through January 1st.

Councilman Young stated that the Environmental Commission meeting was cancelled this month and that they are working on the "trial sign" project. He also stated that the Recreation Commission discussed the basketball program and next year's events. He reported that the movie night was a huge success and that it was very well attended. Councilman Young reminded everyone that the Christmas Spectacular will be held on the 9th and the 10th and the 16th and 17th in Modick Park.

Councilwoman Galate stated that Bill Wagner, the organizer of the event, spoke to the Seniors and that they will be holding the Spectacular on Sunday the 11th from 6:00 pm to 8:00 pm just for the seniors and those who are handicapped. There will be a warming bus and line waiters in case they have to sit down while waiting for Santa. She stated that after the event is over for the year, Bill Wagner will be donating the trees to those in need.

Councilman Padula reported that the DPW and Water/Sewer Committees will be meeting next Tuesday and that they will be discussing the water service applications. He also stated that the Land Use Board, at last night's meeting, voted to recommend to the Governing Body that they deem the River Styx area as an area in need of redevelopment.

Councilwoman Galate thanked Ron Jobeless and Mike Juskus for all of their hard work that they put into for the "Snowman Park" outside of the municipal building.

PUBLIC COMMENT:

Councilman Young 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 Padula. All were in favor.

David Harris, 125 Dupont, asked about the ordinance regarding the auction of property and Mayor Francis stated that it is an empty Borough owned lot. Mr. Harris asked about the resolution regarding the Hazard Mitigation and Mrs. Schultz stated it was sent to us

from the County Office of Emergency Management. He also asked about the Greentree Developer's Agreement and Ms. Schultz stated that it is a streetscape agreement between the Borough, the County and the Developer.

Mara Modes asked about the resolution regarding the liquor license and Ms. Schultz stated that it belongs to the owner of E & T Deli.

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 Schindelar. All were in favor.

APPROVAL OF MINUTES:

Councilman Young made a motion to approve the meeting minutes of November 2, 2016. Seconded by Councilwoman Galate. All were in favor.

CONSENT AGENDA: Mayor Francis 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, Councilwoman Galate made a motion to approve the consent agenda. Seconded by Councilman Young. All were in favor.

INTRODUCTION OF ORDINANCES:

Introduction Ordinance #24-2016 – Auction of Municipal Property, Block 30317, Lot 1, 24 River Styx Road

Councilman Young made a motion to introduce 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 COMMONLY KNOWN AS 24 RIVER STYX ROAD, BLOCK 30317 , LOT 1". Seconded by Councilman Padula.

Upon roll call vote:

Ayes: Galate, Padula, Schindelar, Young

Nays: None Absent: Bunce Abstentions: None

FINAL READING: DECEMBER 21, 2016

AUCTION: JANUARY 18, 2017

ADOPTION OF ORDINANCES:

RESOLUTIONS:

Resolution #2016-238 – Sussex County Multi-Jurisdictional Hazard Mitigation Plan

Councilwoman Galate made a motion to adopt a resolution adopting the Sussex County Multi-Jurisdictional Hazard Mitigation Plan as an official plan of the Borough of Hopatcong. Seconded by Councilman Young.

Upon roll call vote:

Ayes: Galate, Padula, Schindelar, Young

Nays: None Absent: Bunce Abstentions: None

Resolution #2016-254 – 2017 Borough Holidays

Councilman Young made a motion to adopt a resolution authorizing the 2017 Borough Holidays. Seconded by Councilman Padula.

Upon roll call vote:

Ayes: Galate, Padula, Schindelar, Young

Nays: None Absent: Bunce Abstentions: None

Resolution #2016-255 – Rescinding Liquor License 1912-33-014-005, Shital Megha Corporation

Catherine Schultz, Clerk, explained that because this is a pocket license for longer than two year, the applicant is required to get a special ruling from the Division of ABC.

Councilman Young made a motion to adopt a resolution rescinding Liquor License 1912-33-014-005, Shital Megha Corporation until such time that a Special Ruling is obtained from the Director of the Division of Alcoholic Beverage Control Commission pursuant to N.J.S.A.33:1-12.39. Seconded by Councilwoman Galate.

Upon roll call vote:

Ayes: Galate, Padula, Schindelar, Young

Nays: None Absent: Bunce Abstentions: None

Resolution #2016-256 – Flexible Spending Account

Councilman Padula made a motion to adopt a resolution authorizing an agreement with AETNA FSA Plan to use the relaxed rule and incorporate the \$500 carryover plan. Seconded by Councilman Schindelar.

Upon roll call vote:

Ayes: Galate, Padula, Schindelar, Young

Nays: None Absent: Bunce Abstentions: None

Resolution #2016-257 – Payment of Bills

Councilman Young made a motion to adopt a resolution authorizing the payment of bills for the meeting of December 7, 2016, pulling invoice numbers 01983, 02033, 00060, 00173, 00180, 00181, 01250, 01252. Seconded by Councilman Padula.

Upon roll call vote:

Ayes: Galate, Padula, Schindelar, Young

Nays: None Absent: Bunce Abstentions: None

Councilman Young made a motion to authorize the payment of invoice numbers 01983, 02033, 00060, 00173, 00180, 00181, 01250, 01252. Seconded by Councilman Padula.

Upon roll call vote:

Ayes: Padula, Schindelar, Young

Nays: None Absent: Bunce Abstentions: Galate

Resolution #2016-258 – Drive Sober or Get Pulled Over

Councilman Young made a motion to adopt a resolution declaring support for the Drive Sober or Get Pulled Over 2016 Statewide Crackdown from December 9 to January 1, 2017. Seconded by Councilman Padula.

Upon roll call vote:

Ayes: Galate, Padula, Schindelar, Young

Nays: None Absent: Bunce Abstentions: None

Resolution #2016-259 – Appointment of Police Officer

Catherine Schultz, Borough Clerk, stated that because Office Bosland hasn't been with the Morris County Sheriff's Office for over a year, Civil Service has denied the transfer. The Borough is going to appeal the decision.

Councilman Padula made a motion to table a resolution authorizing the appointment of Richard Bosland as Police Officer Grade 9, effective December 26, 2016, pending the approval via the Civil Service Intergovernmental Transfer Program. Seconded by Councilman Young. All were in favor.

OLD BUSINESS:

NEW BUSINESS:

Greentree at Hopatcong III LLC/Hopatcong Borough/Sussex County Developer's Agreement

Councilwoman Galate made a motion to authorize an agreement entitled "County of Sussex, Borough of Hopatcong and Developer's Streetscape Design, Construction, Operations and Maintenance Agreement". Seconded by Councilman Young.

Upon roll call vote:

Ayes: Galate, Padula, Schindelar, Young

Nays: None Absent: Bunce Abstentions: None

Approval of NJ State Firemen's Association Applications

Councilwoman Galate made a motion to approve NJ State Firemen's Association applications submitted by Harry Raburne, Ryan Gulan and and Miquel Romerso. Seconded by Councilman Padula.

Upon roll call vote:

Ayes: Galate, Padula, Schindelar, Young

Nays: None Absent: Bunce Abstentions: None

PUBLIC COMMENT:

Councilman Young made a motion to open the meeting to the public for any questions or comments concerning the good and welfare of the Borough. (Comments limited to 5 minutes). Seconded by Councilman Padula. All were in favor.

After giving all persons present an opportunity to address the Governing Body, Councilman Padula 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.

COUNCIL COMMENTS:

ADJOURNMENT:

Councilman Padula made a motion to adjourn the meeting of December 7, 2016. Seconded by Councilwoman Galate. All were in favor.