**REGULAR AGENDA**
**FOR THE MAYOR AND COUNCIL MEETING, BOROUGH**
**OF SUSSEX, HELD AT THE MUNICIPAL BUILDING, 2 MAIN STREET**
**SUSSEX, NEW JERSEY AT 7:30 P.M. ON**
**December 4, 2012**

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A. **Mayor Rose** will call the meeting to order. Clerk will call the roll.

B. **Mayor Rose** will invite all present to salute the flag and to remain standing for a moment of silence.

C. **Mayor Rose** will state that "This meeting is being held in compliance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq. It has been properly advertised and certified by the Clerk."

D. COUNCIL MOTIONS: **Mayor Rose** will allow each member of the Council to offer any motions not currently on the agenda.

E. CONSENT AGENDA: **Mayor Rose** will request 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 Rose** will request a motion to approve the consent agenda.

| Member | Aye | Nay | N.V | ABS | Move | Sec |
|---|---|---|---|---|---|---|
| Dykstra | | | | | | |
| Holowach | | | | | | |
| Krynicky | | | | | | |
| LaBar | | | | | | |
| Lagattuta | | | | | | |
| Meyer | | | | | | |
| Rose | | | | | | |

F. OPEN PUBLIC SESSION: **Mayor Rose** will request 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. All comments should be directed to the Mayor and are limited to 5 minutes with a total of 10 minutes for the Council to discuss.

Motion by:_____Seconded by:_____All in favor?_____

After giving all persons present an opportunity to address the Governing Body, **Mayor Rose** will request a motion to close the meeting to the public and return to the regular order of business.

Motion by:_____Seconded by:_____All in favor?_____

G. ADMINISTRATORS REPORT

The Administrator/Clerk will offer his report.

## H. OLD BUSINESS:

## I. NEW BUSINESS:

1. Approval of Meeting Minutes

A motion is in order to approve the meeting minutes of the Regular Meeting and Executive Session held on November 20, 2012 (Absent: Dykstra, Holowach)

| Member | Aye | Nay | N.V | ABS | Move | Sec |
|---|---|---|---|---|---|---|
| Dykstra | | | | | | |
| Holowach | | | | | | |
| Krynicky | | | | | | |
| LaBar | | | | | | |
| Lagattuta | | | | | | |
| Meyer | | | | | | |
| Rose | | | | | | |

2. Resolution 2012-97R – Transfers between Budget Appropriations

A motion is in order to adopt Resolution 2012-97R authorizing transfers between budget appropriations.

| Member | Aye | Nay | N.V | ABS | Move | Sec |
|---|---|---|---|---|---|---|
| Dykstra | | | | | | |
| Holowach | | | | | | |
| Krynicky | | | | | | |
| LaBar | | | | | | |
| Lagattuta | | | | | | |
| Meyer | | | | | | |
| Rose | | | | | | |

3. Resolution 2012-98R- Fourth Quarter Water/Sewer Adjustments

A motion is in order to adopt Resolution 2012-98R approving a water/sewer adjustment for the fourth quarter 2012.

| Member | Aye | Nay | N.V | ABS | Move | Sec |
|---|---|---|---|---|---|---|
| Dykstra | | | | | | |
| Holowach | | | | | | |
| Krynicky | | | | | | |
| LaBar | | | | | | |
| Lagattuta | | | | | | |
| Meyer | | | | | | |
| Rose | | | | | | |

4. Sussex Fire Department 2013 Bingo and Instant Raffle License

A motion is in order to approve Bingo License BA 2013-01 and Raffle License RA 2013-01 for the Sussex Borough Fire Department and to waive the Borough fees associated with each license.

| Member | Aye | Nay | N.V | ABS | Move | Sec |
|---|---|---|---|---|---|---|
| Dykstra | | | | | | |
| Holowach | | | | | | |
| Krynicky | | | | | | |
| LaBar | | | | | | |
| Lagattuta | | | | | | |
| Meyer | | | | | | |
| Rose | | | | | | |

5. Appointment of Full Time Water/Sewer Collector

A motion is in order to approve the change of status effective January 1, 2013 for Antoinette Smith from part time to full time Water/Sewer Collector with all privileges dictated in the Employee Manual.

| Member | Aye | Nay | N.V | ABS | Move | Sec |
|---|---|---|---|---|---|---|
| Dykstra | | | | | | |
| Holowach | | | | | | |
| Krynicky | | | | | | |
| LaBar | | | | | | |
| Lagattuta | | | | | | |
| Meyer | | | | | | |
| Rose | | | | | | |

J. OPEN PUBLIC SESSION: **Mayor Rose** will request a motion to open the meeting to the public for any questions or comments concerning the good and welfare of the Borough. All comments should be directed to the Mayor and are limited to 5 minutes with a total of 10 minutes for the Council to discuss.

Motion by:_____Seconded by:_____All in favor?_____

After giving all persons present an opportunity to address the Governing Body, **Mayor Rose** will request a motion to close the meeting to the public and return to the regular order of business.

Motion by:_____Seconded by:_____All in favor?_____

K. EXECUTIVE SESSION – IF REQUESTED

**Mayor Rose** will request a motion to adopt a resolution to adjourn into Executive Session to discuss the **NJDOT condemnation litigation**.

| Member | Aye | Nay | N.V | ABS | Move | Sec |
|---|---|---|---|---|---|---|
| Dykstra | | | | | | |
| Holowach | | | | | | |
| Krynicky | | | | | | |
| LaBar | | | | | | |
| Lagattuta | | | | | | |
| Meyer | | | | | | |
| Rose | | | | | | |

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 SUSSEX, 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.

**Mayor Rose** will request a motion to adjourn out of Executive Session and return to the regular order of business.

L. ADJOURNMENT: **Mayor Rose** will request a motion to adjourn the meeting.

Motion by:_____Seconded by:_____All in favor?_____