

**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
April 16, 2013**

- 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. **PRESENTATIONS:**

- a. **Mayor Rose** will present a Certificate of Participation to Alison Masson for representing Sussex Borough in the Louis Bay 2nd Future Municipal Leaders Scholarship Competition

E. **Adoption Ordinance 2013-01 – Establish a Cap Bank**

A motion is in order to adopt an ordinance entitled "ORDINANCE TO EXCEED THE 2013 MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) "

Member	Aye	Nay	N.V	ABS	Move	Sec
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
Rose						

Before final roll call Mayor Rose will open the meeting to the public for any questions or concerns that they may have regarding Ordinance #2013-01

F. **CY 2012 Municipal Budget**

At this time **Mayor Rose** will acknowledge Tom Ferry, Municipal Auditor and CFO Darren Maloney who will update the public and the Council on the CY 2013 Municipal Budget.

G. **Public Hearing on CY 2013 Municipal Budget**

Mayor Rose will open the meeting to the public for any questions or concerns that they may have regarding the CY 2013 Municipal Budget.

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

H. **Resolution 2013-65R - Adoption CY 2013 Municipal Budget**

A motion is in order to adopt a resolution adopting the CY 2013 Municipal Budget for the Borough of Sussex.

Member	Aye	Nay	N.V	ABS	Move	Sec
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
Rose						

- I. **COUNCIL MOTIONS:** Mayor Rose will allow each member of the Council to offer any motions not currently on the agenda.
- J. **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
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
Rose						

- K. **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? _____

L. **ADMINISTRATORS REPORT**

The Administrator/Clerk will offer his report.

M. **OLD BUSINESS:**

N. **NEW BUSINESS:**

1. **Approval of Meeting Minutes**

A motion is in order to approve the meeting minutes of the Regular Meeting held on April 2, 2013. (Absent: None)

Member	Aye	Nay	N.V	ABS	Move	Sec
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
Rose						

2. Resolution 2013-53R – Designation of Rehabilitation Zone

A motion is in order to adopt a resolution Designating Certain Property Within the Borough as an Area in Need of Rehabilitation.

Member	Aye	Nay	N.V	ABS	Move	Sec
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
Rose						

3. Resolution 2013-66R - Rescind Resolution 2013-56R

A motion is in order to adopt a resolution rescinding resolution 2013-56R
 ‘RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN
 CONTRACT FOR MUNICIPAL BOND COUNSEL’

Member	Aye	Nay	N.V	ABS	Move	Sec
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
Rose						

4. Resolution 2013-67R – Bond Counsel

A motion is in order to adopt a resolution appointing Mr. Robert Beinfield, Esq., of the firm Hawkins, Delafield & Wood, LLP as Sussex Borough Bond Counsel for the year 2013.

Member	Aye	Nay	N.V	ABS	Move	Sec
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
Rose						

5. Resolution 2013-68R – Water/Sewer Adjustment

A motion is in order to adopt a resolution approving water/sewer adjustment for the second quarter 2013.

Member	Aye	Nay	N.V	ABS	Move	Sec
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
Rose						

6. Introduction Ordinance 2013-02 – Salary Ordinance

A motion is in order to introduce an ordinance entitled “ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF SUSSEX “

Member	Aye	Nay	N.V	ABS	Move	Sec
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
Rose						

Final Reading May 7, 2013

7. Introduction Ordinance 2013-03 – Utilization of Public Rights-of-Way

A motion is in order to introduce an ordinance entitled “AN ORDINANCE CONSENTING TO THE PETITION OF CROSS RIVER FIBER, LLC, CROSS RIVER FIBER, INC. D/B/A CROSS RIVER FIBER NJ INC. TO UTILIZE THE BOROUGH’S RIGHTS-OF-WAY WITHIN THE BOROUGH OF SUSSEX, AND AUTHORIZING THE AGREEMENT SETTING FORTH THE TERMS AND CONDITIONS OF SAME“

Member	Aye	Nay	N.V	ABS	Move	Sec
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
Rose						

Final Reading May 7, 2013

- O. 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? _____

P. EXECUTIVE SESSION – IF REQUESTED

Mayor Rose will request a motion to adopt a resolution to adjourn into Executive Session to discuss certain items excluded from the public.

Member	Aye	Nay	N.V	ABS	Move	Sec
Krynicky						
LaBar						
Lagattuta						
Masson						
Meyer						
Stendor						
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.

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

Motion by: _____ Seconded by: _____ All in favor? _____