

**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
July 15, 2014**

- 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. **Summary of Audit Report** - At this time Municipal Auditor, Tom Ferry will present an overview of the 2013 Sussex Borough Audit Report.

NEW BUSINESS:

1. **Resolution 2014-88R – Certification of the 2013 Annual Audit**

A motion is in order to adopt Resolution 2014-88R certifying the Sussex Borough Mayor and Council has reviewed the 2013 Audit Comments and Recommendations as required by N.J.A.C. 5:30-6.5 (Motion requested by Clerk)

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

2. **Resolution 2014-89R – Corrective Action Plan**

A motion is in order to adopt Resolution 2014-89R approving the Corrective Action Plan for the 2013 Audit. (Motion requested by CFO)

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

- b. **Water Operator Report** – At this time Mike Furrey will present a report concerning the Water Treatment Plant and/or distribution system.

- E. **COUNCIL MOTIONS:** **Mayor Rose** will allow each member of the Council to offer any motions not currently on the agenda.
- F. **COMMITTEE REPORTS:** **Mayor Rose** will allow each member of the Council to present their respective committee reports.
- G. **CONSENT AGENDA:** **Mayor Rose** will request that the Governing Body review the consent agenda. If any member of the Council desires an item to be removed, the Municipal Clerk shall remove said item, which will then be considered separately. (**Mayor Rose** will allow time for the Council to consider changes.)

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						
Stendor						
Stoll						
Rose						

- H. **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? _____

I. **ADMINISTRATORS REPORT**

The Administrator/Clerk will offer his report.

J. **NEW BUSINESS:**

3. **Resolution 2014-81R – Clove Lake Maintenance Committee**

A motion is in order to adopt Resolution 2014-81R establishing an ad-hoc Clove Lake Maintenance Committee with terms ending December 31, 2015.
(Motion requested by Clerk)

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

4. **Resolution 2014-82R – Cancellation of Reserve Balances in the Current Fund**

A motion is in order to adopt Resolution 2014-82R authorizing the cancellation of reserve balances totaling \$39,967.12 in the Current Fund.
(Motion requested by CFO)

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

5. Resolution 2014-83R – Third Quarter 2014 Water/Sewer Adjustments

A motion is in order to adopt Resolution 2014-83R approving the third quarter water/sewer adjustments. (Motion requested by Water/Sewer Collector)

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

6. Resolution 2014-84R – Cancel Public Assistance Trust Fund

A motion is in order to adopt Resolution 2014-84R authorizing the cancelation of public assistance trust fund totaling \$978.01 and closing of the bank account. (Motion requested by CFO)

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

7. Resolution 2014-85R – Consolidation of Brookside Community Center Bank Account

A motion is in order to adopt Resolution 2014-85R authorizing consolidation of the Brookside Community Center bank account with other trust bank account. (Motion requested by CFO)

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

8. Resolution 2014-86R – Homeowner’s Water/Sewer Adjustment Request

A motion is in order to adopt Resolution 2014-86R approving the homeowners request that \$300.00 be removed from account number 3153 due to accidental bursting of a hose. (Motion requested by Homeowner)

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

9. Resolution 2014-87R – Cancelation of Outstanding Checks

A motion is in order to adopt Resolution 2014-87R authorizing the cancelation of outstanding, checks over six months old totaling \$98.50, to municipal balances. (Motion requested by CFO)

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

10. Resolution 2014-90R – Borough Special Attorney

A motion is in order to adopt Resolution 2014-90R appointing Edward J. McManimon, Esq. of the law firm of McManimon, Scotland, Baumann, LLC, as Special Attorney at the rate of \$215.00 per-hour to represent Sussex Borough in the sale of the Water and Sewer Utility in a non-fair and open contract pursuant to the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (Motion requested by Mayor)

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

11. Proposal for Professional Engineering Services Lake Rutherford Dam

A motion is in order to authorize the Mayor to execute a contract with Civil Dynamics, Inc., for Professional Engineering Services for H&H Modeling and Conceptual Design for the Lake Rutherford Dam at a cost not to exceed \$32,430.00 (Motion requested by Mayor)

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

12. Adoption Ordinance #2014-08 – Referendum on the Proposed Utility Sale

A motion is in order to adopt Ordinance #2014-08 entitled “AN ORDINANCE OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY REQUIRING A REFERENDUM ON THE PROPOSED SALE OF THE BOROUGH OF SUSSEX WATER AND SEWER UTILITY SYSTEMS.” (Motion requested by Clerk)

Before final roll call Mayor Rose will open the meeting to the public for any questions or concerns regarding Ordinance #2014-08

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

13. Introduction Ordinance #2014-09 – Amend Ordinance 2014-07

A motion is in order to introduce Ordinance #2014-09 entitled “AN ORDINANCE TO AMEND BOROUGH ORDINANCE 2014-07” (Motion requested by Clerk)

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

FINAL READING August 19, 2014

K. OLD BUSINESS:

14. Resolution 2014-80R – Special Council Meeting

A motion is in order to adopt Resolution 2014-80R scheduling a Special Meeting of the Mayor and Council of the Borough of Sussex to be held on August 5, 2014 at 7:30 pm, Sussex Municipal Building 2 Main Street, Sussex, NJ 07461 (Motion tabled from the July 1, 2014 meeting)

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

L. 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? _____

M. EXECUTIVE SESSION – IF REQUESTED

Mayor Rose will request a motion to adopt a resolution to adjourn into Executive Session to discuss:

- 1) Matters of negotiations between Sussex Borough and Wantage Township.**
- 2) DPW contract negotiations between Sussex Borough and Hardyston Township.**

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.

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

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

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

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