

**MINUTES OF THE MEETING OF THE  
MAYOR AND COUNCIL  
OF THE BOROUGH OF SUSSEX  
HELD AT THE SUSSEX MUNICIPAL BUILDING  
2 MAIN STREET, SUSSEX, NJ  
October 30, 2012**

Mayor Rose called the meeting to order and requested the clerk to call the roll. Upon roll call, the following members of the Governing Body were present: Mr. Dykstra, Mr. Holowach, Mrs. Krynicki, Mr. LaBar, Mr. Lagattuta, Mr. Meyer, Mayor Rose.

Absent: None

Also present: Mr. Mark Zschack, Acting Borough Clerk

Mayor Rose led the assembly in the flag salute and requested a moment of silence.

Mayor Rose stated "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."

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

Mr. Lagattuta made a motion to allow the Halloween celebration in Sussex Borough to occur on October 31, 2012 limiting trick or treating between the hours of 1pm and 5pm and direct the Clerk to advertise on the radio. Seconded by Mr. Meyer

Mr. Holowach stated that he has concerns about downed wires and thinks the celebration should be moved to Saturday November 3, 2012. Discussion continued about safety and the logistics of informing the residents who are without power.

Mr. Dykstra stated that Governor Christie is expected to sign an Executive Order moving Halloween celebrations statewide to an alternate date.

Mr. Holowach made a motion to amend the original motion to direct the Administrator to contact local media outlets to advertise that Sussex Borough will allow Halloween trick or treating within the Borough between the hours of 1pm and 5pm on October 31, 2012. Seconded by Mr. Dykstra

Upon roll call vote on amendment:

Ayes: Dykstra, Holowach, Krynicki, LaBar, Lagattuta, Meyer

Nays: None

Abstentions: None

Absent: None

Upon roll call vote on amended motion:

Ayes: Dykstra, Holowach, Krynicki, LaBar, Lagattuta, Meyer

Nays: None

Abstentions: None

Absent: None

Mr. Meyer made a motion to amend the agenda to remove items 1) Approval of Road Opening Permit, 6) Tracer Study – Agra Laboratory Services, 8) Discussion of Ordinance 2012-12, and Executive Session.

Seconded by Mr. Holowach

Upon roll call vote:

Ayes: Dykstra, Holowach, Krynicki, LaBar, Lagattuta, Meyer

Nays: None

Abstentions: None

Absent: None

## **CONSENT AGENDA**

Mayor Rose requested that all persons present review the consent agenda and offer any comments they may have at this time regarding the consent agenda.

### **CORRESPONDENCE (ACCEPTANCE FOR FILING ONLY OF THE FOLLOWING):**

1. Letter dated September 22, 2012 from Ann Cole resigning from the Recreation Committee as of December 31, 2012.
2. Ordinance from Stillwater Township amending the requirements for barns and silos.
3. Ordinance from Stillwater Township amending certificate of occupancy requirements.
4. Flyer from the New Jersey Clean Water Council announcing a Public Hearing on Greening New Jersey's Water Infrastructure.

### **RESOLUTIONS: (APPROVAL OF THE FOLLOWING):**

1. Payment of bills for the meeting of October 30, 2012

Mr. Holowach made a motion to accept the consent agenda of October 30, 2012.

Seconded by Mr. Lagattuta

Upon roll call vote:

Ayes: Dykstra, Holowach, Krynicky, LaBar, Lagattuta, Meyer

Nays: None

Abstentions: None

Absent: None

## **OPEN PUBLIC SESSION #1**

Mr. Lagattuta 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. 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. Seconded by Mr. LaBar

All were in favor.

Mr. Jim Bevere 24 Sycamore Street asked about the power situation in the Borough.

Mayor Rose stated that this public session is limited to discussion about items on the agenda and the second open session is for any concern.

There being no one else present who wished to address the Governing Body, Mrs. Krynicky made a motion to close the meeting to the public, seconded by Mr. Holowach

All were in favor.

## **ADMINISTRATORS REPORT**

Mr. Mark Zschack the Administrator/Clerk updated the Mayor and Council on the damage created by Tropical Storm Sandy and the measures taken by the Borough to mitigate problems.

## **NEW BUSINESS**

**Resignation of Tax Collector**

Mr. LaBar made a motion to accept the resignation of Terry Beshada as the Tax Collector for the Borough of Sussex effective November 4, 2012. Seconded by Mr. Holowach

Upon roll call vote:

Ayes: Dykstra, Holowach, Krynicky, LaBar, Lagattuta, Meyer

Nays: None

Abstentions: None

Absent: None

**Interlocal Agreement for Tax Collector Services**

Mr. Holowach made a motion to direct the Mayor to enter into an Interlocal agreement with Wantage Township for Tax Collector services from November 1, 2012 to October 31, 2016. Seconded by Mr. Lagattuta

Upon roll call vote:

Ayes: Dykstra, Holowach, Krynicky, LaBar, Lagattuta, Meyer

Nays: None

Abstentions: None

Absent: None

**Replacement of Trash Receptacles on Main Street**

Mr. Meyer made a motion to direct the DPW to replace the trash receptacles on Main Street with smaller receptacles mounted on the existing light poles. Seconded by Mr. Lagattuta

Upon roll call vote:

Ayes: Dykstra, Holowach, Krynicky, LaBar, Lagattuta, Meyer

Nays: None

Abstentions: None

Absent: None

**Resolution 2012-95R- Fourth Quarter Water/Sewer Adjustments**

Mr. Holowach made a motion to adopt a resolution approving water/sewer adjustments for the fourth quarter 2012. Seconded by Mr. LaBar

Upon roll call vote:

Ayes: Dykstra, Holowach, Krynicky, LaBar, Lagattuta, Meyer

Nays: None

Abstentions: None

Absent: None

**Adoption Ordinance 2012-09 – Bond Ordinance Superseding and Replacing Bond Ordinance 2012-01**

Mr. Meyer made a motion to adopt an ordinance entitled "BOND ORDINANCE PROVIDING FOR MAJOR REPAIRS TO THE WATER TREATMENT PLANT IN AND BY THE BOROUGH OF SUSSEX, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$125,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$125,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE COST THEREOF". Seconded by Mr. LaBar

Before final roll call Mayor Rose opened the meeting to the public for any questions or concerns that they may have regarding Ordinance #2012-09.

There being no one from the public who wished to address the Governing Body regarding Ordinance #2012-09, Mayor Rose closed the meeting to the public and returned to the regular order of business.

Upon roll call vote:

Ayes: Dykstra, Holowach, Krynicky, LaBar, Lagattuta, Meyer

Nays: None

Abstentions: None

Absent: None

## **OPEN PUBLIC SESSION #2**

Mr. Holowach made 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. Seconded by Mrs. Krynicky  
All were in favor.

There being no one present who wished to address the Governing Body, Mr. LaBar made a motion to close the meeting to the public, seconded by Mr. Lagattuta  
All were in favor.

## **ADJOURNMENT**

There being no further items for discussion by the Mayor and Council, Mr. Lagattuta made a motion to adjourn the meeting, seconded by Mr. Holowach  
All were in favor.

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Jonathan Rose, Mayor

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Mark Zschack, Acting Borough Clerk