

**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
September 3, 2013**

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: Mrs. Marina Krynicky, Mr. Bruce LaBar, Mr. Salvatore Lagattuta, Mrs. Linda Masson, Mr. Edward Meyer, Mrs. Annette Stendor, Mayor Jonathan Rose.

Absent: None

Also present: Borough Attorney Mr. John Ursin Esq. of Schenck, Price, Smith & King, LLP. and Mr. Mark Zschack, Municipal 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.

No motions were offered at this time.

COMMITTEE REPORTS: Mayor Rose opened the floor to each member of the Council to offer their respective committee reports.

Mrs. Masson stated that she attended the August 21st SCMUA meeting. It was stated at this meeting that Hardyston is auctioning off 8,000 gallons per day of sewer allocation on September 5th at noon.

Mrs. Masson stated that she attended the August 27th High Point Regional High School Board of Education meeting. Scott Ripley was unanimously confirmed as the new Superintendent of Schools.

Mrs. Masson stated that she attended the August 29th Route 23 Rehabilitation Committee meeting that will be covered under the Administrators report.

Mrs. Stendor offered no report at this time.

Mr. LaBar offered no report at this time.

Mrs. Krynicky offered no report at this time.

Mr. Lagattuta offered no report at this time.

Mr. Meyer offered no report at this time.

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. Resolution from the Township of Sparta expressing support for the continued tax exemption for municipal bonds.
2. Resolution from the Township of Sparta in opposition to senate bill 2528 and proposed exemption from source separation requirements.
3. Resolution from the Township of Vernon in support of senate bill 2340 which expands the definition of frivolous lawsuits.

4. Memo dated August 29, 2013 from Darren Maloney, CFO to the Mayor and Council regarding the Note Sale Results.

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Delinquent Utility Properties Report.
2. Unpaid Utility Properties Report.

APPLICATIONS (APPROVAL OF THE FOLLOWING):

RESOLUTIONS: (APPROVAL OF THE FOLLOWING):

1. Payment of bills for the meeting of September 3, 2013

Mr. Lagattuta made a motion to accept the consent agenda of September 3, 2013.
Motion seconded by Mrs. Masson

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Meyer, Stendor

Nays: None

Abstentions: None

Absent: None

OPEN PUBLIC SESSION #1

Mr. LaBar 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. Motion seconded by Mrs. Masson
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. Motion seconded by Mr. Meyer
All were in favor.

ADMINISTRATORS REPORT

Mr. Mark Zschack the Administrator/Clerk offered the following report;

On August 27th Mayor Rose and I met with Mike Vreeland, the Borough's Dam Engineer to discuss the letter received from NJDEP, concerning repairs to the Borough dams. A few options were considered and we are now in the process of gathering information to determine the most effective course of action. Once options are compiled they will be presented to the Council for consideration.

The Rehabilitation Committee met on August 29th to review the first draft of the Redevelopment Plan for the Route 23 corridor. Changes were suggested and a second draft will be distributed to the Committee this week for their review.

A total of 25 summonses for failure to license dogs were issued last week. This list was a result of the dog census that was performed earlier in the year. All residents from this list were sent letters and received a door hanger notice to allow them time to register their dogs. Not all residents responded to these warnings so summonses were issued.

A water main break occurred on August 29th at the intersection of Wiebel Plaza and the new southbound lanes of Route 23. CP Engineers as well as the Water Operator responded to oversee the work. The DPW with help from the Hardyston Sewer Operator was able to perform the work and the break was repaired by 7:30pm. The only property affected by this break was Econo-Pak but water service was restored that night. A boil water notice was issued to them until water tests were conducted as per DEP guidelines. This rupture was located in an old section of pipe that is not scheduled to be replaced. CP Engineers will now

petition the DOT to replace this entire section so a break of this type does not occur under a new section of highway.

On May 21, 2013 a salary resolution was passed by the Borough Council. In this resolution the Zoning/Planning Board Secretary salary was noted as \$250.00 per meeting. This constitutes a change from the previous resolution that stated \$250.00 per scheduled meeting. The Secretary is appointed to a one year term. Therefore I am asking the Council to allow the secretary to continue to receive \$250.00 per scheduled meeting until the end of this year. It is not just to change the conditions of pay for this individual in the middle of the year without prior notice.

OLD BUSINESS

There was no old business discussed at this time.

NEW BUSINESS

Approval of Meeting Minutes

Mr. Meyer made a motion to approve the meeting minutes of the Regular Meeting held on August 20, 2013. Motion seconded by Mr. LaBar

Mrs. Masson requested that under Committee Reports that her statement concerning the hardship fee should state that it is for Vernon residents only.

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Meyer, Stendor

Nays: None

Abstentions: None

Absent: None

Approval of Meeting Minutes

Mr. LaBar made a motion to approve the meeting minutes of the Executive Session held on August 20, 2013. Motion seconded by Mr. Meyer

Upon roll call vote:

Ayes: Krynicky, LaBar, Masson, Meyer, Stendor

Nays: None

Abstentions: Lagattuta

Absent: None

Sanitary Sewer Infiltration/Inflow Study

Mr. LaBar made a motion to approve the August 16, 2013 proposal from John Ruschke of the firm Hatch Mott MacDonald to perform additional investigation of Infiltration/Inflow into the Borough's sanitary sewer system. Motion seconded by Mr. Meyer

Mayor Rose stated that one option is to install meters that gather long term data to better determine the areas to target in the future.

Discussion ensued concerning the pros and cons of performing additional I&I work at this time.

Mrs. Krynicky stated that she feels that SCMUA would be happy if the Borough continues to make improvements to the system. With previous administrations nothing was ever done causing these horrible conditions. A little maintenance goes a long way.

The Council asked for Mr. Ruschke to be more specific as to the areas to be studied.

Upon roll call vote:

Ayes: None

Nays: Krynicky, LaBar, Lagattuta, Masson, Meyer, Stendor

Abstentions: None

Absent: None

Resolution 2013-104R–Establish a Dedicated Trust by Rider for Uniform Fire Safety Act Fees

Mr. LaBar made a motion to adopt a resolution establishing a dedicated trust by rider for uniform fire safety act fees pursuant to N.J.S.A. 40A:4-39. Motion seconded by Mr. Meyer

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Meyer, Stendor

Nays: None

Abstentions: None

Absent: None

OPEN PUBLIC SESSION #2

Mr. LaBar 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. Motion seconded by Mrs. Masson
All were in favor.

Mrs. Katherine Little 27 Clove Avenue stated that she disagrees with the Councilwoman's earlier comments that no work was done by previous administrations. Mrs. Little described various areas within the Borough where I&I work was performed in the past.

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

EXECUTIVE SESSION

No Executive Session was requested.

ADJOURNMENT

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

Jonathan Rose, Mayor

Mark Zschack, Municipal Clerk