

**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 7, 2014**

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, Mrs. Georgeanna Stoll, Mayor Jonathan Rose.

Absent: Mrs. Annette Stendor

Also present: Borough Attorney Mr. Frank McGovern, Esq. of McGovern and Roseman, P.A. , Elke Yetter, CFO and Mr. Mark Zschack, Municipal Administrator/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."

APPROVAL OF AGENDA

Mr. LaBar made a motion to approve the agenda and addendum for October 7, 2014.
Motion seconded by Mrs. Stoll

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

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

Mrs. Stoll offered a report concerning the Recreation Committee.

Mr. Lagattuta offered no report at this time.

Mr. LaBar offered no report at this time.

Mrs. Krynicky offered no report at this time.

Mrs. Masson offered a report concerning SCMUA and a DPW Committee meeting recently held.

CONSENT AGENDA

Mayor Rose requested 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.

CORRESPONDENCE (ACCEPTANCE FOR FILING ONLY OF THE FOLLOWING):

1. Flyer from the Sussex County Municipal Utilities Authority concerning the E-Waste Collection Event on October 11, 2014.

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Tax Collector report for the month of September, 2014.
2. Water Sewer Collector report for the month of September, 2014.
3. Sussex Land Use Board minutes of January, March, April, May, July and August, 2014.
4. Construction Department report for the month of September, 2014.
5. Sussex County Water Quality Management minutes of May 8, 2014

6. Sussex County Planning Board minutes of June 2, 2014
7. Delinquent Tax Reports as of October 3, 2014.
8. Delinquent Utility Properties Report as of October 3, 2014.
9. Unpaid Utility Properties Report as of October 3, 2014.

APPLICATIONS (APPROVAL OF THE FOLLOWING):

1. Blue Light Application permit dated September 15, 2014 from Ruthann Chattaway.

RESOLUTIONS: (APPROVAL OF THE FOLLOWING):

1. Payment of bills for the meeting of October 7, 2014

Mr. Lagattuta made a motion to accept the consent agenda of October 7, 2014.

Motion seconded by Mr. LaBar

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

OPEN PUBLIC SESSION #1

Mrs. Stoll 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. Lagattuta made a motion to close the meeting to the public. Motion seconded by Mr. LaBar

All were in favor.

ADMINISTRATORS REPORT

Mr. Mark Zschack the Administrator/Clerk offered no report at this time.

OLD BUSINESS

There was no old business discussed at this time.

NEW BUSINESS

2014 Best Practice Worksheet

Mr. LaBar made a motion to accept the Best Practice Worksheet prepared by the CFO and Administrator and have the Clerk certify said document for transmittal to Trenton.

Motion seconded by Mrs. Stoll

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

Resolution 2014-113R – Approval of Grant Application

Mr. LaBar made a motion to adopt Resolution 2014-113R to submit a grant application to the New Jersey Department of Transportation for improvements to Main Street within the Borough of Sussex. Motion seconded by Mrs. Krynicky

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

Resolution 2014-114R – Appointment to Board of Health

Mrs. Stoll made a motion to adopt Resolution 2014-114R confirming the Mayor's appointment of Carolyn McGovern to the Sussex Borough Board of Health term ending December 31, 2015. Motion seconded by Mrs. Masson

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

Resolution 2014-115R – Third Quarter 2014 Water/Sewer Adjustments

Mr. LaBar made a motion to adopt Resolution 2014-115R approving the third quarter water/sewer adjustments. Motion seconded by Mr. Lagattuta

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

Resolution 2014-116R – Appointment to Recreation Committee

Mrs. Stoll made a motion to adopt Resolution 2014-116R confirming the Mayor's appointment of Geri Buckman-Padilla to the Recreation Committee term ending December 31, 2014. Motion seconded by Mr. Lagattuta

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

Acceptance of Project – Willow Street Section II

Mr. LaBar made a motion to accept, on the recommendation of Harold Pellow, the Proposed Improvements to Willow Street Section II Project so that the contractor can obtain his one-year maintenance bond and the Borough can invoice the NJDOT for the remaining 25% of the grant. Motion seconded by Mrs. Stoll

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

Approval of Social Affair Permit for Sussex Fire Department

Mr. LaBar made a motion to approve a social affair permit for the Sussex Fire Department on November 8, 2014. Motion seconded by Mrs. Stoll

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

Discussion

At this time a discussion took place concerning the utilization by Sussex Borough of Aqua New Jersey's payment schedule and payment plan. It was requested of the Clerk to provide more information at the next meeting.

Resolution 2014-117R – Change Order # 4 to Agra Environmental and Laboratory Services

Mrs. Stoll made a motion to adopt Resolution 2014-117R authorizing the Mayor to execute Change Order # 4 to Agra Environmental and Laboratory Services, cost not to exceed \$10,700.00. Motion seconded by Mr. Lagattuta

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

Resolution 2014-118R – Requesting Professional Planner Study

Mr. LaBar made a motion to adopt Resolution 2014-118R authorizing Sussex Borough Professional Planner Kenneth P. Nelson, PP to study and report to the Sussex Borough Mayor and Council whether the Study Property, consisting of Block 104, Lot 1.01, Block 105, Lot 1.03, and Block 106, Lots 1.02, 11, 12, 13 & 14 may and/or should be determined to be a non-condemnation redevelopment area according to the criteria set forth in N.J.S.A. 40A:12A-3 & 5 and applicable law. Motion seconded by Mrs. Krynicky

Upon roll call vote:

Ayes: Krynicky, LaBar, Masson, Stoll

Nays: None

Abstentions: Lagattuta

Absent: Stendor

Resolution 2014-119R - Appointment of Special Projects Engineer

Mr. LaBar made a motion to adopt Resolution 2014-119R appointing John P. McGowan, of the firm McGowan Well Water Compliance Management, LLC, 213 Lakeview Avenue, Ringwood, NJ 07456, as Special Projects Engineer to complete a Technical, Managerial and Financial Evaluation of the Sussex Borough Water Department per N.J.A.C. 7:10-11.5(a) and N.J.A.C. 7:10-13.1 as outlined in a proposal dated October 3, 2014.

Motion seconded by Mr. Lagattuta

Upon roll call vote:

Ayes: Krynicky, LaBar, Lagattuta, Masson, Stoll

Nays: None

Abstentions: None

Absent: Stendor

OPEN PUBLIC SESSION #2

Mr. Lagattuta 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. Stoll

All were in favor.

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

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. Stoll
All were in favor.

Jonathan Rose, Mayor

Mark Zschack, Municipal Clerk