

**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
NOVEMBER 17, 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: Mr. Bruce LaBar, Mr. Salvatore Lagattuta, Mrs. Linda Masson, Mrs. Annette Stendor, Mayor Jonathan Rose.

Absent: Mrs. Marina Krynicky, Mrs. Georgeanna Stoll

Also present: Borough Attorney Mr. Frank McGovern, Esq. of McGovern and Roseman, P.A. 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. Lagattuta made a motion to approve the agenda for November 17, 2014.
Motion seconded by Mr. LaBar

Upon roll call vote:

Ayes: LaBar, Lagattuta, Masson, Stendor

Nays: None

Abstentions: None

Absent: Krynicky, Stoll

PRESENTATIONS:

No presentations were offered.

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

Mr. Lagattuta offered no report at this time.

Mr. LaBar offered no report at this time.

Mrs. Masson offered no report at this time.

Mrs. Stendor offered no report at this time.

Mayor Rose offered a timeline of events concerning the water break of November 13th and recovery update.

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):

None

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Sussex County Solid Waste Advisory Council Minutes from April 8, 2014
2. Sussex County Solid Waste Advisory Council Minutes from July 8, 2014

3. Sussex County Water Quality Management Minutes from July 10, 2104
4. Municipal Clerk's report for the month of October, 2014
5. Construction Department report for the month of October, 2014
6. Property Maintenance report for the month of October, 2014.
7. Tax Collector report for the month of October, 2014.
8. Water Sewer Collector report for the month of October, 2014.
9. Zoning report for the month of October, 2014.
10. Delinquent Utility Properties Report as of November 14, 2014.
11. Unpaid Utility Properties Report as of November 14, 2014.

APPLICATIONS (APPROVAL OF THE FOLLOWING):

None

RESOLUTIONS: (APPROVAL OF THE FOLLOWING):

Payment of bills for the meeting of November 17, 2014

Mr. Lagattuta made a motion to accept the consent agenda of November 17, 2014.
Motion seconded by Mrs. Masson

Upon roll call vote:

Ayes: LaBar, Lagattuta, Masson, Stendor

Nays: None

Abstentions: None

Absent: Krynicky, Stoll

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. Motion seconded by Mr. LaBar
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. Lagattuta
All were in favor.

ADMINISTRATORS REPORT

Mr. Mark Zschack the Administrator/Clerk offered no report;

OLD BUSINESS

There was no old business discussed at this time.

NEW BUSINESS

Sussex Fire Department 2015 Bingo and Instant Raffle License

Mr. Lagattuta made a motion to approve Bingo License BA 2015-01 and Raffle License RA 2015-01 for the Sussex Borough Fire Department and to waive the Borough fees associated with each license. Motion seconded by Mrs. Stendor

Upon roll call vote:

Ayes: LaBar, Lagattuta, Masson, Stendor

Nays: None

Abstentions: None

Absent: Krynicky, Stoll

Mayor Rose recused himself from the dais at 7:35 pm.

Resolution 2014-129R – Rejecting Bids for the As Is Sale of the Water & Sewer Utility Systems

Mrs. Masson made a motion to adopt Resolution 2014-129R rejecting the bids for the as is sale of the Borough of Sussex Water and Sewer Utility Systems.

Motion seconded by Mr. Lagattuta

Upon roll call vote:

Ayes: LaBar, Lagattuta, Masson, Stendor

Nays: None

Abstentions: None

Absent: Krynicky, Stoll

Mayor Rose returned to the dais at 7:36 pm.

Resolution 2014-130R – Cancellation of New Jersey Small Cities Community Development Block Grant

Mr. Lagattuta made a motion to adopt Resolution 2014-130R canceling the New Jersey Small Cities Community Development Block Grant Receivable and Appropriated Reserve Balances in the amount of \$99,483.00 and \$90,909.09, respectively.

Motion seconded by Mr. LaBar

Upon roll call vote:

Ayes: LaBar, Lagattuta, Masson, Stendor

Nays: None

Abstentions: None

Absent: Krynicky, Stoll

Resolution 2014-131R – Cancellation of Negative Planning Board Escrow Deposits

Mr. Lagattuta made a motion to adopt Resolution 2014-131R canceling of negative planning board escrow deposits in the amount of \$4,193.72. Motion seconded by Mrs. Stendor

Upon roll call vote:

Ayes: LaBar, Lagattuta, Masson, Stendor

Nays: None

Abstentions: None

Absent: Krynicky, Stoll

Acceptance of Project – Newton Avenue Sidewalks

Mr. LaBar made a motion to accept, on the recommendation of Harold Pellow, the Proposed Sidewalk Improvements on Newton Avenue so that the contractor can obtain his one-year maintenance bond. Motion seconded by Mr. Lagattuta

Upon roll call vote:

Ayes: LaBar, Lagattuta, Masson, Stendor

Nays: None

Abstentions: None

Absent: Krynicky, Stoll

Adoption Ordinance 2014-13 - Curfew

Mr. Lagattuta made a motion to adopt Ordinance #2014-13 entitled an ordinance of the Borough of Sussex, County of Sussex, and State of New Jersey Repealing section 14, entitled "Curfew", of Chapter 3 of the general revised ordinances of the Borough of Sussex.

Motion seconded by Mrs. Masson

Mayor Rose opened the meeting to the public for any questions or concerns regarding Ordinance #2014-13.

Mr. Greg Watry, reporter for the New Jersey Herald offered comments concerning Ordinance #2014-13.

There being no one else present who wished to address the Governing Body, Mayor Rose closed the meeting to the public and returned to the regular order of business.

Upon roll call vote:

Ayes: LaBar, Lagattuta, Masson, Stendor

Nays: None

Abstentions: None

Absent: Krynicky, Stoll

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 Mr. LaBar
All were in favor.

Mr. Albert Decker, 2 Harrison Street, Sussex thanked the Borough employees for their work during the water emergency.

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 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 Mr. LaBar
All were in favor.

Jonathan Rose, Mayor

Mark Zschack, Municipal Clerk