

**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
APRIL 17, 2018**

Mayor Little 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. Walter Cleary, III, Mr. Robert Holowach, Mrs. Linda Masson, Mr. Edward Meyer, Mr. Mario Poggi and Mayor Katherine Little.

Absent: Mr. Michael Brennan

Also present: Mr. Michael Restel, Municipal Administrator, Borough Attorney Mr. Frank McGovern, Esq. of McGovern and Roseman, P.A., and Mrs. Antoinette Smith, Acting Municipal Clerk.

Absent: None

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

Mayor Little 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

Mrs. Masson made a motion to approve the agenda for April 17, 2018. Motion seconded by Mr. Cleary.

Upon roll call vote:

Ayes: Cleary, Holowach, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: Brennan

PRESENTATIONS:

There are no presentations scheduled.

DISCUSSION

Dave Mitchell, 55 Bank Street, Sussex, NJ 07461 from the Clove Lake Committee. Mr. Mitchell gave a background on the testing done at the lake. Options for the future of Clove Lake were discussed. There was discussion on the treatments as well as an overall plan. Mr. Mitchell stated treatment must be done or the lake will fail.

Michael Brennan arrives at 7:39 pm.

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

Mrs. Masson stated there was a conference call meeting with the DEP and DOT regarding the grant for Main Street to redo the water lines, redo the straight paving and the sidewalks. Mrs. Masson stated on Tuesday, April 24, 2018, High Point will be introducing their budget. Mrs. Masson stated on Wednesday, April 25, 2018, Sussex-Wantage is having a meeting as well.

Mr. Poggi stated he approved the bills on Saturday, April 14, 2018. Mr. Poggi stated nothing new to report on Personnel. Mr. Poggi stated nothing new to report as the Historian.

Mr. Meyer stated there was a change in date of the meeting to hear the Shoprite application. The Planning / Zoning Meeting will be Monday, April 23, 2018 at 6:45 pm at the Sussex Fire House.

Mr. Cleary stated he attended the conference call meeting as well.

Mr. Brennan offered no report at this time.

Mr. Holowach stated DPW is catching up on working on the storm drains, potholes and street sweeping. Mr. Holowach stated Route 23, in front of Friendly's, will be shut down overnight for water leak repairs.

Mayor Little stated on April 12, 2018, there was a Special Meeting with Houser Engineering to provide information on the Lake Rutherford pipeline. Mayor Little stated April 14, 2018 the Sussex Fire Department had their annual dinner and awards night. Councilman Ed Meyer and his wife, Lynn, and Councilman Mike Brennan and his guest, Trish, were also in attendance. Mayor Little stated on April 19, 2018 there was a conference call with Martha Sapp, acting assistant director for the Commissioner of DEP, and Robin Madden with the DEP and DOT. Mayor Little stated on April 16, 2018 she had a 15-20 minute conversation with Senator Oroho and expressed her extreme displeasure with how slowly everything is being done on a State level and that the project needs to be pushed along as it is on a timeline with grant funding. Mayor Little stated it appears the deadline for the Lake Rutherford Dam Project will go over its deadline of April 20, 2018. There will be a meeting with Civil Dynamics and Ron-Jon on April 18, 2018 to discuss.

CONSENT AGENDA:

Mayor Little 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.

Mr. Poggi made a motion to accept the consent agenda of April 17, 2018. Motion seconded by Mrs. Masson.

Mrs. Masson made a motion to remove item # 9 from Reports for discussion. Motion seconded by Mr. Meyer.

Upon roll call vote to remove item #9 from Reports:
Ayes: Brennan Cleary, Holowach, Masson, Meyer, Poggi
Nays: None
Abstentions: None
Absent: None

CORRESPONDENCE (ACCEPTANCE, FOR FILING ONLY, OF THE FOLLOWING):

1. Resolution from the Borough of Hamburg to Proclaim the Month of April as "Child Abuse Prevention Month".

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Tax Collector's Report for the month of March 2018.
2. Clerk's Receipts Report for the months of February and March 2018.
3. Construction Department Report for the month of March 2018.
4. Grant Report for the month of March 2018.
5. Vacant Property Report for the month of March 2018.
6. Zoning Report for the month of March 2018.
7. Property Maintenance Department Report for the month of March 2018.
8. Utility Receipts report for the month of March 2018.
9. Delinquent Utility Properties report as of April 13, 2018.
10. Unpaid Utility Properties report as of April 13, 2018.
11. Water Shut Off report as of April 13, 2018.

APPLICATIONS (APPROVAL OF THE FOLLOWING):

RESOLUTIONS: (APPROVAL OF THE FOLLOWING):

1. Payment of bills for the meeting of April 17, 2018.

Upon roll call vote to accept Consent Agenda:
Ayes: Brennan, Cleary, Holowach, Masson, Meyer, Poggi
Nays: None
Abstentions: None
Absent: None

OPEN PUBLIC SESSION:

Mrs. Masson 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 10 minutes. Motion seconded by Mr. Brennan.

All were in favor.

Gary Hillen, Senior Vice-President for Sussex Realty, 72 East Main Street, Sussex, NJ was present. Mr. Hillen stated he is requesting a credit on the water/sewer account for 72 East Main Street.

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

All were in favor.

OLD BUSINESS:

Resolution 2018-68R – Customers Request Water/Sewer Adjustment

Mr. Holowach made a motion to adopt Resolution 2018-68R approving the customer's request for a credit of \$633.76 to be applied to their account due to the reasons outlined in the request. Motion seconded by Mr. Poggi.

Upon roll call vote:

Ayes: Brennan

Nays: Cleary, Holowach, Masson, Meyer, Poggi

Abstentions: None

Absent: None

NEW BUSINESS:

Approval of Meeting Minutes

Mr. Poggi made a motion to approve the meeting minutes of the Regular Meeting and Executive Session held on April 3, 2018. (Absent: Masson) Motion seconded by Mr. Brennan.

Upon roll call vote:

Ayes: Brennan, Cleary, Holowach, Meyer, Poggi

Nays: None

Abstentions: Masson

Absent: None

Resolution 2018-72R – Resolution for Redemption

Mrs. Masson made a motion to adopt Resolution 2018-72R authorizing the refund of \$1,773.27 to US Bank Cust for PC7 for redemption of Tax Sale Certificate #2017-001. Motion seconded by Mr. Holowach.

Upon roll call vote:

Ayes: Brennan, Cleary, Holowach, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: None

Resolution 2018-73R – First Quarter 2018 Water/Sewer Adjustments

Mr. Poggi made a motion to adopt Resolution 2018-73R approving the Water/Sewer Collector's adjustments for the first quarter 2018. Motion seconded by Mrs. Masson.

Upon roll call vote:

Ayes: Brennan, Cleary, Holowach, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: None

Resolution 2018-74R – Customers Request Water/Sewer Payment Plan

Mr. Brennan made a motion to adopt Resolution 2018-74R approving the customer's request for a payment plan as outlined. Motion seconded by Mr. Meyer.

Upon roll call vote:

Ayes: Brennan, Cleary, Holowach, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: None

Resolution 2018-75R – Customers Request Water/Sewer Payment Plan

Mr. Meyer made a motion to adopt Resolution 2018-75R approving the customer's request for a payment plan as outlined. Motion seconded by Mrs. Masson.

Upon roll call vote:

Ayes: Brennan, Cleary, Holowach, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: None

Resolution 2018-76R – Customers Request Water/Sewer Adjustment

Mrs. Masson made a motion to adopt Resolution 2018-76R approving the customer's request for an adjustment as outlined. Motion seconded by Mr. Holowach.

Mrs. Masson made a motion to table Resolution 2018-76R until the May 1, 2018 meeting. Motion seconded by Mr. Meyer.

Upon roll call vote:

Ayes: Brennan, Cleary, Holowach, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: None

Resolution 2018-77R – Authorizing Sale of Surplus Property owned by the Borough of Sussex through GOVDEALS.COM Pursuant to State Approved Contract

Mrs. Masson made a motion to adopt Resolution 2018-77R – Authorizing Sale of Surplus Property owned by the Borough of Sussex through GOVDEALS.COM Pursuant to State Approved Contract. Motion seconded by Mr. Holowach.

Upon roll call vote:

Ayes: Brennan, Cleary, Holowach, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: None

OPEN PUBLIC SESSION:

Mrs. Masson 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 10 minutes. Motion seconded by Mr. Brennan.

All were in favor.

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

All were in favor.

EXECUTIVE SESSION

In accordance with the provisions of the Open Public Meetings Act, Mr. Cleary made a motion to adjourn into closed executive session to discuss **Personnel, Purchase of Real Property, Redevelopment Area, Contract Negotiations and Pending Litigation**. Motion seconded by Mrs. Masson.

All were in favor.

After meeting in closed session, the Governing Body returned to their seats at 10:57 p.m. and Mrs. Masson made a motion to adjourn out of closed executive session and to be reconvened into open public session. Motion seconded by Mr. Poggi.

All were in favor.

NEW BUSINESS: (Continued)

Resolution 2018-78R - Commodity Resale Agreement

Mrs. Masson made a motion to approve Resolution 2018-78R agreeing to the resale of motor fuel as part of Sussex Counties Commodity Resale System. Motion seconded by Mr. Cleary.

Upon roll call vote:

Ayes: Brennan, Cleary, Masson, Meyer, Poggi

Nays: None

Abstentions: Holowach

Absent: None

ADJOURNMENT

There being no further items for discussion by the Mayor and Council, Mr. Poggi made a motion to adjourn the meeting. Motion seconded by Mrs. Masson.

All were in favor.

Katherine Little, Mayor

Antoinette Smith, Acting Clerk

Date Approved: May 1, 2018