

**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  
JULY 19, 2016**

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. Albert Decker, Mr. Frank Dykstra, Mr. Robert Holowach, Mrs. Linda Masson, Mr. Edward Meyer, Mrs. Georgeanna Stoll, and Mayor Katherine Little

Absent: None

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

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**

Mr. Holowach made a motion to approve the agenda for July 19, 2016 as submitted.  
Motion seconded by Mrs. Stoll

Mr. Holowach made a motion to amend the agenda to add Resolution #2016-176R entitled: AUTHORIZING THE AWARD OF A CONTRACT FOR WATER DISTRIBUTION SYSTEM LICENSED OPERATOR after item number 27 on the agenda.

Motion seconded by Mr. Dykstra

Upon roll call vote to amend original motion:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

Mrs. Masson made a motion to amend the agenda to add discussion items concerning Borough owned tax liens and the High Point property tax levy.

Motion seconded by Mr. Decker.

Upon roll call to amend the amended motion:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

Upon roll call vote of original motion as twice amended:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**PRESENTATIONS:**

Jake Little, Chief Sussex Fire Department and Sam Rome, 2<sup>nd</sup> Assistant Foreman Sussex Fire Department, updated the Governing Body of the fire apparatus purchase and the Sussex County Fireman's Parade. Mr. Little asked who was purchasing the No Parking signs and who was going to put the signs out and the parking issues on Hamburg Avenue. We would like to utilize Brookside Park and Walling Avenue for parking vehicles for the day of parade. We have been in contact with Mr. Wiebel to utilize his parking lot the day of the

parade. Mr. Little asked that the Borough send a letter to the residents of the Borough stating the parade route, detour, parking and the decorating contest.

Tom Ferry, Municipal Auditor, presented an overview of the 2015 Sussex Borough Audit Report and went over the following comments and recommendations from the audit:

1. That adequate segregation of duties within the Treasury Department be maintained.
2. That a formal purchase and procurement policy be implemented.
3. That 1099-MISC forms be issued in accordance with IRS requirements.
4. That all purchases be properly encumbered and Business Registration Certificates be obtained, as applicable.
5. That ending balances, in the Municipal Court, be reviewed for adjustment or cancellation

The Governing Body signed the Certification of the 2015 Annual Audit.

Mr. Dykstra left the dais at 8:23pm and returned at 8:25pm.

**NEW BUSINESS:**

**Resolution 2016-163R – Certification of the 2015 Annual Audit**

Mr. Dykstra made a motion to adopt Resolution 2016-163R certifying the Sussex Borough Mayor and Council has reviewed the 2015 Audit Comments and Recommendations as required by N.J.A.C. 5:30-6.5 Motion seconded by Mr. Decker.

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

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

Mrs. Masson stated that she attended a SCMUA meeting on July 6<sup>th</sup> and they were again discussing a hardship agreement with Vernon. SCMUA held an E-Waste program on June 18<sup>th</sup> and they had 1360 vehicles and they took in 75 tons in 7 hours. Their solid waste tonnage was up 6.5% over 2015, their revenue was up 6.1% and they cancelled their August 17<sup>th</sup> meeting. We recently received a \$360,000 water/sewer grant, I would like to thank the grant committee and particularly Annette Stendor who brought Bruno and Associates to Sussex Borough and pushed very hard until the council hired them in late April 2015. Now we are up to a total of \$760,000 in 15 months which I think is an excellent return on our investment.

Mr. Meyer stated that there was an EDU committee meeting prior to this meeting which was requested by BoBo Kitchen asking to reduce their seating from 24 to 20 seats. The committee is recommending that the EDU rate be reduced from 3.80 to 2.80 edu's and additionally we are requesting that the restaurant seats be recounted by the Borough by September 1<sup>st</sup> and impose a penalty for non-compliance for people increasing the amount of their edu's after the count is done.

Mrs. Stoll stated that there was not a Recreation meeting due to not enough members present. Miss Sussex and Little Miss were in the paper yesterday and it will be in the Advertiser News on Thursday.

Mr. Dykstra stated that there is a Board of Health meeting scheduled for July 28<sup>th</sup> and a court session scheduled August 8<sup>th</sup>.

Mr. Holowach stated that the DPW repaired the stairs that lead to the Harrison Street parking lot. There is a sink hole on Brookside Avenue that the DPW is working on getting repaired through the State of NJ DOT.

Mr. Decker offered no report at this time.

Mayor Little stated that she and Councilwoman Stoll reviewed the bills. On the Water Quality they cancelled the meeting. I have not attended the Board of Chosen Freeholders meeting. Clove Lake/Brook Maintenance did a cleanup of Clove Lake for the water chestnut invasive weed, on the Route 23 side we didn't find anything and the other side there was a little. Clove lake committee has purchase some grills that are over by the beach area. July 12<sup>th</sup> went to Linden Street and discussed what could be done on that street. July 13<sup>th</sup> had an audit meeting with Tom Ferry. July 16<sup>th</sup> there was a ribbon cutting ceremony on Main Street. July 17<sup>th</sup> Councilwoman Stoll and myself took the Senior of the year award to Julia Devine.

### **ADMINISTRATORS REPORT**

The Administrator/Clerk offered the following report:

#### **Lake Rutherford Pipeline**

The State Agricultural Development Committee has indicated to the Borough that the Lake Rutherford Pipeline project will not be on their agenda for the July 28<sup>th</sup> meeting but will be scheduled for the August 25<sup>th</sup> meeting.

#### **Goods and Services**

The NJDOT will be replacing the handicap ramps along Route 284, and has established an escrow account of \$3,000.00 to insure these changes do not affect the water/sewer utility. The Borough will be executing a contract with Houser Engineering to review all plans to ensure the protection of the utility.

Houser Engineering received a three month extension for the ArcGIS. This is the geographic information system that allows the engineer as well as the DPW access a central data base to map and manage utility information. The Borough will be renewing this contract before September for a cost of \$5,950.00.

The Borough will be replacing the banners along Main Street before the Fireman's Parade at a cost of approximately \$1,200.00. We will be meeting with representatives from Main Street to discuss the banners layout.

#### **Miscellaneous**

The Mill Street parking will be restriped this Friday July 22<sup>nd</sup>. The Borough has purchased a line striper so all work will be done in-house by the DPW.

Clove Lake will be lowered by four feet beginning on October 14<sup>th</sup> and will start to be refilled on October 31<sup>st</sup>. This action was requested by the Clove Lake/Brook Maintenance Committee to allow lakefront properties to perform maintenance of the shoreline.

### **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.

Mrs. Masson requested that Items numbered 1, 2, 3, 4 and 6 under correspondence be removed and considered separately.

Mrs. Masson made a motion to accept the consent agenda of July 19, 2016 with the removal of items 1, 2, 3, 4 and 6 under correspondence. Motion seconded by Mrs. Stoll

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

1. Resolution from the Township of Sandyston opposing the Gas Tax.

2. Resolution from the Borough of Hamburg opposing the Gas Tax.
3. Resolution from the Township of Andover opposing the Gas Tax.
4. Resolution from the Township of Montague opposing the Gas Tax.
5. Resolution from the Township of Vernon supporting C.L.E.A.R. Program-Community Law Enforcement Addiction Recovery.
6. Letter dated June 22, 2016 from the Center for Prevention & Counseling regarding presenting the Underage Drinking Ordinance.
7. Letter received July 11, 2016 from New Jersey Legislature regarding the spending side of TTF and ways to control costs & become more efficient in the use of Taxpayers' money.
8. Letter dated June 23, 2016 from New Jersey League of Municipalities regarding 19<sup>th</sup> Annual Elected Officials Hall of Fame.

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Clerk's Report for the month of June 2016.
2. Water Sewer Collector report for the month of June 2016.
3. Tax Collector's report for the month of June 2016.
4. Construction Department report for the month of June 2016.
5. Property Maintenance Department report for the month of June 2016.
6. Sussex Borough Zoning Report for June 2016.
7. Grant writer's report June 2016
8. Sussex Borough Cash Report June 2016
9. Delinquent Utility Properties report as of July 15, 2016.
10. Unpaid Utility Properties report as of July 15, 2016.
11. Water Shut Off report as of July 17, 2016

APPLICATIONS (APPROVAL OF THE FOLLOWING):

1. Application for Use of Borough Facilities for Sussex Wantage Little League.

RESOLUTIONS: (APPROVAL OF THE FOLLOWING):

Payment of bills for the meeting of July 19, 2016.

Upon roll call vote of consent agenda as amended:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

Mrs. Masson made a motion to accept correspondence items numbered 1, 2, 3, and 4 on the Consent Agenda of July 19, 2016 resolutions from Sandyston, Hamburg, Andover and Montague concerning the Gas Tax. Motion seconded by Mr. Holowach.

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

Mrs. Masson made a motion to accept correspondence item number 6 on the Consent Agenda of July 19, 2016, "Letter dated June 22, 2016 from the Center for Prevention & Counseling regarding presenting the Underage Drinking Ordinance."

Motion seconded by Mr. Holowach

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

## **OPEN PUBLIC SESSION #1**

Mr. Decker 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 Mrs. Stoll. All were in favor.

Mr. Charlie Fronheiser, 35 Bank Street, addressed the governing body concerning water/sewer issues and meeting with Senator Oroho.

Mr. Ronald Gerstmann, 6 Fourth Street, addressed the governing body concerning a customer request for reimbursement for sewer charges for the watering of their lawn.

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

## **OLD BUSINESS**

### **Resolution 2016-156R – Customers Request Water/Sewer Adjustment**

Mayor Little requested a motion to adopt Resolution 2016-156R approving the customer's request for a \$1,073.85 credit to be applied to their account.

No action was taken

## **NEW BUSINESS: (Continued)**

### **Approval of Meeting Minutes**

Mr. Decker made a motion to approve the meeting minutes of the Regular Meeting and Executive Session held on March 8, 2016. Motion seconded by Mr. Dykstra

Upon roll call vote:  
Ayes: Decker, Dykstra, Holowach, Masson, Stoll  
Nays: None  
Abstentions: Meyer  
Absent: None

### **Approval of Meeting Minutes**

Mr. Dykstra made a motion to approve the meeting minutes of the Regular Meeting and Executive Session held on April 5, 2016. Motion seconded by Mr. Holowach

Upon roll call vote:  
Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll  
Nays: None  
Abstentions: None  
Absent: None

### **Approval of Meeting Minutes**

Mr. Dykstra made a motion to approve the meeting minutes of the Regular Meeting and Executive Session held on April 19, 2016. Motion seconded by Mr. Decker

Upon roll call vote:  
Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll  
Nays: None  
Abstentions: None  
Absent: None

**Approval of Meeting Minutes**

Mr. Dykstra made a motion to approve the meeting minutes of the Regular Meeting and Executive Session held on June 21, 2016. Motion seconded by Mrs. Stoll

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Stoll

Nays: None

Abstentions: Meyer

Absent: None

**Resolution 2016-158R – 2017 Small Cities CDBG Grant Application**

Mrs. Masson made a motion to adopt Resolution 2016-158R authorizing the submission of a grant application to the New Jersey Department of Community Affairs for approximately \$400,000 to carry out a project to construct a water pipeline to Lake Rutherford.

Motion seconded by Mr. Decker

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Resolution 2016-159R – Issuance of \$20,000 Bond Anticipation Notes**

Mrs. Stoll made a motion to adopt Resolution 2016-159R authorizing the issuance of not exceeding \$20,000 bond anticipation notes of the Borough of Sussex, County of Sussex, New Jersey. Motion seconded by Mr. Holowach

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Resolution 2016-160R – Authorizing Refunds**

Mr. Holowach made a motion to adopt Resolution 2016-160R authorizing the refunds of \$8,202.38 to US Bank Cust for PC4 Firsttrust Bank for redemption of tax sale certificate # 14-09 and \$900.00 to US Bank Cust for PC4 Firsttrust Bank for return of premium paid for tax sale certificate #14-09. Motion seconded by Mr. Dykstra

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Resolution 2016-161R – Property Maintenance Advisory Committee**

Mr. Holowach made a motion to adopt Resolution 2016-161R approving the Mayor's additional appointment to the Property Maintenance Advisory Committee for the year 2016.

Motion seconded by Mr. Meyer

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Resolution 2016-162R – Dedication by Rider for Snow Removal Reserve**

Mr. Dykstra made a motion to adopt Resolution 2016-162R establishing a dedicated trust by rider for snow removal reserves pursuant to N.J.S.A. 40A:4-62.1.

Motion seconded by Mr. Holowach

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Resolution 2016-165R – Customers Request Water/Sewer Adjustment**

Mr. Holowach made a motion to adopt Resolution 2016-165R approving the customer's request for a \$52.92 credit to be applied to account number 3820.

Motion seconded by Mr. Decker

Upon roll call vote:

Ayes: None

Nays: Decker, Holowach, Masson,

Abstentions: Dykstra, Meyer, Stoll

Absent: None

**Resolution 2016-166R – National Childhood Cancer Awareness Month**

Mr. Dykstra made a motion to adopt Resolution 2016-166R proclaiming that September 2016 shall be known as Childhood Cancer Awareness Month in the Borough of Sussex.

Motion seconded by Mrs. Masson

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Resolution 2016-167R – DPW Laborer & Clean Communities Worker**

Mr. Holowach made a motion to adopt Resolution 2016-167R approving the hire of Kevin Babcock as a seasonal DPW Laborer and Clean Communities Worker for the Borough of Sussex working approximately 24 hours per week at a rate of \$10.00 per hour for the year 2016. Motion seconded by Mrs. Stoll

Upon roll call vote:

Ayes: Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: Decker

Absent: None

**Resolution 2016-168R – Cancellation of Taxes 3 East Main Street**

Mr. Dykstra made a motion to adopt Resolution 2016-168R authorizing the cancellation of taxes on 3 E Main St, Block 502 Lot 12 for the 2<sup>nd</sup>, 3<sup>rd</sup> & 4<sup>th</sup> Qtr 2016, in the amount of \$2,973.68 Motion seconded by Mr. Holowach

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Resolution 2016-169R – State League of Municipalities Conference**

Mr. Holowach made a motion to adopt Resolution 2016-169R approving the expenditure of up to \$500.00 per person to attend the New Jersey State League of Municipalities Conference to be held in Atlantic City November 15, 16, 17, 2016. Eligible to attend are the Mayor, Councilmembers, and full time employees. Motion seconded by Mrs. Stoll

Upon roll call vote:

Ayes: Dykstra, Holowach, Masson, Stoll

Nays: Decker, Meyer

Abstentions: None

Absent: None

**Resolution 2016-172R – Cancellation of Reserve Balances in Current Fund**

Mr. Dykstra made a motion to adopt Resolution 2016-172R authorizing the cancellation of reserve balances in current fund. Motion seconded by Mr. Holowach

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Resolution 2016-173R – Cancellation of Capital Improvement Appropriations**

Mr. Dykstra made a motion to adopt Resolution 2016-173R authorizing the cancellation of General Capital Improvement Appropriations in the amount of \$678,311.32.

Motion seconded by Mr. Decker

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Resolution 2016-174R – Honoring Eagle Scout**

Mrs. Masson made a motion to adopt Resolution 2016-174R congratulating Joseph Mitchell for achieving the rank of Eagle Scout as a member of Boy Scout Troop 84.

Motion seconded by Mrs. Stoll

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

Mayor Little read the following Resolution into the record.

**BOROUGH OF SUSSEX  
RESOLUTION 2016-174R**

**WHEREAS**, Joseph Mitchell has achieved Boy Scouts' highest honor the Eagle Scout Award, which represents an accomplishment of high regard within the Borough of Sussex Community, and

**WHEREAS**, as a member of Boy Scout Troop 84, Joseph has served his troop in a variety of leadership roles, and

**WHEREAS**, Joseph has earned 27 merit badges and also completed a major community service project dedicating 300 hours to planning and constructing a kiosk and bird houses for the Interpretive Center at High Point State Park; and



**WHEREAS**, Joseph is also very active in his school, church and community. He is a member of the Sussex County Technical School International Submarine Race Team, Debate Team, Investment Team and Federal Reserve Challenge; and

**WHEREAS**, Joseph will be recognized at a Court of Honor to be held August 13, 2016 at 2:00pm at High Point State Park, and

**WHEREAS**, such a fine record of accomplishment is worthy of praise and recognition,

**NOW, THEREFORE, BE IT RESOLVED**, the Governing Body of the Borough of Sussex, hereby offers our congratulations to Joseph Mitchell for achieving the rank of Eagle Scout, and

**BE IT FURTHER RESOLVED** that the Sussex Borough Community is hereby encouraged to join in the recognition of this fine accomplishment

#### **Resolution 2016-175R – Third Quarter 2016 Water/Sewer Adjustments**

Mr. Holowach made a motion to adopt Resolution 2016-175R approving the Water/Sewer Collector's adjustments for the third quarter 2016.

Motion seconded by Mr. Decker

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

#### **Adoption Ordinance 2016-09 – Cable TV Renewal**

Mr. Holowach made a motion to adopt Ordinance 2016-09 entitled "AN ORDINANCE GRANTING MUNICIPAL CONSENT TO THE ISSUANCE OF A FRANCHISE TO SERVICE ELECTRIC CABLE T.V. OF NEW JERSEY, INC., TO CONSTRUCT, OWN, OPERATE, EXTEND AND MAINTAIN A CABLE TELEVISION SYSTEM IN THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX, SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF SAID MUNICIPAL CONSENT AND PROVIDING FOR THE REGULATION AND USE OF SAID SYSTEM."

Motion seconded by Mrs. Stoll

Mayor Little opened the meeting to the public for any questions or concerns regarding Ordinance #2016-09.

There being no one present who wished to address the governing body Mayor Little closed the meeting to the public.

Upon roll call vote:

Ayes: None

Nays: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Abstentions: None

Absent: None

#### **Adoption Ordinance 2016-12 – Amend Chapter IV Section 4-1.7**

Mr. Holowach made a motion to adopt Ordinance 2016-12 entitled "AN ORDINANCE OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AMENDING SECTION 4-1.7, ENTITLED "REGULATIONS", OF CHAPTER IV, ENTITLED "GENERAL LICENSING", OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF SUSSEX" Motion seconded by Mrs. Stoll

Mayor Little opened the meeting to the public for any questions or concerns regarding Ordinance #2016-12.

There being no one present who wished to address the governing body Mayor Little closed the meeting to the public.

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Resolution 2016-170R – Peddling or Soliciting**

Mr. Dykstra made a motion to adopt Resolution 2016-170R hereby directing that no license shall be issued which permits solicitation and/or peddling of goods or services during the hours of the 2016 Sussex County Fireman's Parade.

Motion seconded by Mrs. Stoll

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**Introduction Ordinance 2016-13 – Amend Chapter XXIV Section 24-1.5**

Mr. Holowach made a motion to introduce Ordinance 2016-13 entitled "AN ORDINANCE TO AMEND SUBSECTION 24-1.5, ENTITLED "LAND USE FEES", OF SECTION 24-1, ENTITLED "APPLICATIONS FOR LICENSES, PERMITS OR APPROVALS", OF CHAPTER XXIV, ENTITLED "FEES", OF THE CODE OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX, STATE OF NEW JERSEY." Motion seconded by Mr. Dykstra

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

Mayor Little stated that the final reading of Ordinance 2016-13 will be on August 16, 2016

**Introduction Ordinance 2016-14 – Amend Chapter XXIII Section 13-3.4**

Mr. Dykstra made a motion to introduce Ordinance 2016-14 entitled "AN ORDINANCE OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX AND STATE OF NEW JERSEY TO AMEND CHAPTER XXIII, SECTION 13-3.4, ENTITLED "SEWER SYSTEM CHARGES," OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF SUSSEX."

Motion seconded by Mr. Decker

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

Mayor Little stated that the final reading of Ordinance 2016-14 will be on August 16, 2016

**Introduction Ordinance 2016-15 – Amend Chapter III Section 3-6.1**

Mr. Holowach made a motion to introduce Ordinance 2016-15 entitled "AN ORDINANCE OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AMENDING SUBSECTION 3-6.1, ENTITLED "OBSTRUCTIONS PROHIBITED", OF SECTION 3-6, ENTITLED "USE OF SIDEWALKS", OF CHAPTER III, ENTITLED "POLICE

REGULATIONS”, OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF SUSSEX.” Motion seconded by Mr. Meyer

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

Mayor Little stated that the final reading of Ordinance 2016-15 will be on August 16, 2016

**Introduction Ordinance 2016-16 – Amend Chapter XXIII Section 13-3.4**

Mr. Holowach made a motion to introduce Ordinance 2016-16 entitled “AN ORDINANCE GRANTING MUNICIPAL CONSENT TO THE ISSUANCE OF A FRANCHISE TO SERVICE ELECTRIC CABLE T.V. OF NEW JERSEY, INC., TO CONSTRUCT, OWN, OPERATE, EXTEND AND MAINTAIN A CABLE TELEVISION SYSTEM IN THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX, SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF SAID MUNICIPAL CONSENT AND PROVIDING FOR THE REGULATION AND USE OF SAID SYSTEM.”

Motion seconded by Mr. Meyer

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

Mayor Little stated that the final reading of Ordinance 2016-16 will be on August 16, 2016

**Resolution 2016-176R – Water Distribution System Licensed Operator**

Mr. Holowach made a motion to adopt Resolution 2016-176R authorizing the Mayor and/or Clerk to enter into an agreement with Hughes Environmental Services, Inc. to provide water distribution system licensed operator services, as per a proposal dated July 7, 2016, for a monthly fee of \$1,200.00. Motion seconded by Mr. Meyer

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

**DISCUSSION**

At this time a discussion took place concerning the Borough owned tax liens. Mrs. Masson asked the status of the tax liens. Mr. Zschack stated that no bids were received on any of the liens. It was the consensus of the council to have a resolution for the next meeting to consider the properties for foreclosure.

At this time a discussion took place concerning High Point Regional tax levy. Mrs. Masson stated that it was brought to her attention by someone that there might be a miscalculation in the High Point School tax and therefore everyone’s property taxes. It is being looked into by the tax collector.

**OPEN PUBLIC SESSION #2**

Mrs. Stoll 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 to discuss. Motion seconded by Mr. Holowach  
All were in favor.

Mr. Ronald Gerstmann, 6 Fourth Street, addressed the governing body concerning newspaper articles regarding the grants, the condition of 57 Hamburg Ave and the speeders on Fourth Street when traffic is backed up on Route 23 North.

Mr. Holowach stated that the fire department received a USDA grant for \$27,000 for 3 air packs and 12 bottles.

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

### **EXECUTIVE SESSION**

In accordance with the provisions of the Open Public Meetings Act, Mrs. Masson made a motion to adjourn into closed executive session to discuss **Purchase of Real Property and Potential Litigation Regarding Water Charges**. Motion seconded by Mr. Holowach

Upon roll call vote:

Ayes: Decker, Dykstra, Holowach, Masson, Meyer, Stoll

Nays: None

Abstentions: None

Absent: None

After meeting in closed session, the Governing Body returned to their seats at 10:32 p.m. and Mr. Decker made a motion to adjourn out of closed executive session and to be reconvened into open public session. Motion seconded by Mr. Meyer  
All were in favor.

### **ADJOURNMENT**

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

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Katherine Little, Mayor

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Mark Zschack, Municipal Clerk

Date Approved: August 16, 2016