

**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 2, 2018**

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."

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

Absent: Mr. Robert Holowach

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

Absent: None

APPROVAL OF AGENDA

Mr. Poggi made a motion to approve the agenda for October 2, 2018. Motion seconded by Mr. Meyer.

Upon roll call vote on the agenda for October 2, 2018:

Ayes: Brennan, Cleary, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: Holowach

PRESENTATIONS:

There were no presentations scheduled.

DISCUSSION:

Mr. Meyer held a discussion regarding parking. They are going to move forward and have a discussion with the engineer to add additional parking in the Borough.

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 made a motion to remove for discussion # 2 and 3 under Correspondence from the consent agenda of October 2, 2018. Motion seconded by Mr. Poggi.

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

1. Letter dated September 12, 2018 from the 24th District Office in support of the Borough of Sussex TA-2018 TAP application.
2. Letter dated September 19, 2018 from the State of New Jersey, Division of Dam Safety regarding the Dam Safety Inspection for Clove River Dam.
3. Letter dated September 19, 2018 from the State of New Jersey, Division of Dam Safety regarding the Dam Safety Inspection for Colesville Reservoir Dam.
4. Resolution from the Borough of Franklin supporting designating "Franklinite" as the Official Mineral of the State of New Jersey.

5. Resolution from the Sussex County Board of Chosen Freeholders Establishing Maximum Weight Limits on Certain Bridges Maintained by the County of Sussex.

REPORTS (ACCEPTANCE FOR FILING OF THE FOLLOWING):

1. Delinquent Utility Properties report as of September 28, 2018.
2. Unpaid Utility Properties report as of September 28, 2018.
3. Water Shut Off report as of September 28, 2018.

APPLICATIONS (APPROVAL OF THE FOLLOWING):

RESOLUTIONS: (APPROVAL OF THE FOLLOWING):

1. Payment of bills for the meeting of October 2, 2018.

Upon roll call vote on the consent agenda for October 2, 2018:

Ayes: Brennan, Cleary, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: Holowach

OPEN PUBLIC SESSION:

Mr. Cleary 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. Masson.

All were in favor.

John Herman, 75 Main Street. Mr. Herman stated he would like to know the status of the sidewalks. Mr. Restel stated they have applied for grants and are still waiting to hear back.

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

All were in favor.

OLD BUSINESS:

NEW BUSINESS:

Approval of Meeting Minutes

Mr. Meyer made a motion to approve the meeting minutes of the Regular Meeting and Executive Session held on September 18, 2018. Motion seconded by Mr. Cleary.

Upon roll call vote to accept meeting minutes of September 18, 2018:

Ayes: Brennan, Cleary, Meyer, Poggi

Nays: None

Abstentions: Masson

Absent: Holowach

Resolution 2018-129R Approval to Submit a Grant Application and Execute a Grant Contract with the NJDOT for the Unionville Avenue and Elizabeth Avenue/Lake Shore Drive Road Improvements Project 2019 Municipal Aid Program

Mrs. Masson made a motion to adopt Resolution 2018-129R authorizing the approval to submit a Grant Application and Execute a Grant Contract with the NJDOT for the Unionville Avenue and Elizabeth Avenue/Lake Shore Drive Road Improvements Project 2019 Municipal Aid Program. Motion seconded by Mr. Poggi

Upon roll call vote:

Ayes: Brennan, Cleary, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: Holowach

OPEN PUBLIC SESSION:

Mr. Poggi 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, Mr. Poggi made a motion to close the meeting to the public. Motion seconded by Mr. Meyer.

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 **Personnel, Purchase of Real Property, Redevelopment Area, Contract Negotiations and Pending Litigation**. Motion seconded by Mr. Meyer.

All were in favor.

After meeting in closed session, the Governing Body returned to their seats at 9:39 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.

Resolution 2018-130R – Rejection of Bid

Mr. Poggi made a motion to adopt Resolution 2018-130R to reject the bid of Fred Devens for fatal errors. Motion seconded by Mr. Cleary.

Upon roll call vote:

Ayes: Brennan, Cleary, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: Holowach

Resolution 2018-131R – Award of Contract

Mrs. Masson made a motion to adopt Resolution 2018-131R awarding Montana Construction Corporation the bid in the amount of \$161,111.00 for the Loomis Avenue Bridge Water Line Replacement Project. Motion seconded by Mr. Poggi.

Upon roll call vote:

Ayes: Brennan, Cleary, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: Holowach

Introduction of Ordinance 2018-08 - AN ORDINANCE TO AMEND SUBSECTION 13-3.4, ENTITLED "SEWER SYSTEM CHARGES", OF SECTION 13-3, ENTITLED "FEES", OF CHAPTER XIII, ENTITLED "WATER AND SEWER", OF THE CODE OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX, STATE OF NEW JERSEY.

Mrs. Masson made a motion to introduce Ordinance 2018-08 - AN ORDINANCE TO AMEND SUBSECTION 13-3.4, ENTITLED "SEWER SYSTEM CHARGES", OF SECTION 13-3, ENTITLED "FEES", OF CHAPTER XIII, ENTITLED "WATER AND SEWER", OF THE CODE OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX, STATE OF NEW JERSEY. Motion seconded by Mr. Meyer.

FINAL READING WILL BE OCTOBER 16, 2018.

Upon roll call vote:

Ayes: Brennan, Cleary, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: Holowach

Resolution 2018-132R – Rejection of Bid

Mr. Poggi made a motion to adopt Resolution 2018-132R to reject for the insertion valve project bid #2-2018. Motion seconded by Mr. Meyer.

Upon roll call vote:

Ayes: Brennan, Cleary, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: Holowach

Introduction of Ordinance 2018-09 – AN ORDINANCE TO AMEND SECTION 2-29, ENTITLED "LENGTH OF SERVICE AWARDS PROGRAM (LOSAP)", OF CHAPTER II, ENTITLED "ADMINISTRATION", OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX AND STATE OF NEW JERSEY

Mr. Cleary made a motion to introduce Ordinance 2018-09 - AN ORDINANCE TO AMEND SECTION 2-29, ENTITLED "LENGTH OF SERVICE AWARDS PROGRAM (LOSAP)", OF CHAPTER II, ENTITLED "ADMINISTRATION", OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX AND STATE OF NEW JERSEY. Motion seconded by Mr. Meyer.

FINAL READING WILL BE OCTOBER 16, 2018.

Upon roll call vote:

Ayes: Brennan, Cleary, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: Holowach

The Council was advised by the Attorney to add a motion to add Resolution 2018-132R.

Mrs. Masson made a motion to retroactively add Resolution 2018-132R to the agenda. Motioned seconded by Mr. Cleary.

Upon roll call vote:

Ayes: Brennan, Cleary, Masson, Meyer, Poggi

Nays: None

Abstentions: None

Absent: Holowach

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

Mr. Meyer offered no additional report.

Mr. Poggi stated he took care of the bills on Sunday, September 29, 2018. Mr. Poggi stated there is a new Clean Communities employee. Mr. Poggi stated nothing new as the Historian.

Mrs. Masson stated everyone should have a copy of the September Grant Report. The Grant Committee will have a meeting on Monday, October 15, 2018.

Mr. Cleary stated he went to the Sussex League of Municipalities meeting. Topics included the McGuire purchase in which they are duplicating the same programs that are in Sussex Tech. JCP&L gave a presentation on the upgrades they are doing.

Mr. Brennan offered no report.

Mayor Little stated on September 24, 2018, there was a Planning/Zoning Board meeting. The main item for discussion was parking on Main Street. Mayor Little stated on September 25, 2018 there was the bid openings for the Loomis Avenue Bridge Project and the insertion valves. Mayor Little stated on September 27, 2018, the Special Attorney, William Harrison, stated we did not have to go to Trenton for the State House Commission Meeting. Mr. Harrison later texted that he attended the meeting and the Commission passed their part of our project with no questions.

ADJOURNMENT

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

All were in favor.

Katherine Little, Mayor

Antoinette Smith, Clerk

Approved: October 16, 2018