

**MAYOR AND COUNCIL  
REGULAR MEETING  
February 28, 2012  
8:00 P.M.**

**SALUTE TO COLORS**

Mayor Maio invited all those present to stand in a salute to colors.

**MAYOR'S STATEMENT AS TO COMPLIANCE WITH P.L. 1975**

Adequate Notice of this Meeting has been provided according to the Open Public Meetings Act, Assembly Bill 1030. Notice of this Meeting was included in the Annual Meeting Notice sent to the New Jersey Herald and the Daily Record on January 3, 2012 and was placed on the Official Bulletin Board in the Municipal Building.

In the event the Mayor and Council have not addressed all items on this Agenda by 11:00 PM and they are of the opinion that they cannot complete the Agenda in a reasonable time period, the Mayor and Council may exercise their option to continue this meeting at an agreed to date, time and place within ten (10) days of this meeting. Please turn off all cell phones for the duration of this Meeting.

**ROLL CALL**

Council Members:

Councilwoman Kuncken – Present	Councilman Murphy – Present
Councilman Depew – Present	Councilman Graham - Present
Councilwoman Thistleton – Present	Councilman Benson – Present

Mayor Maio – Present

**PRESENTATION**

*Millennium Strategies* – Mayor Maio introduced Mr. Ed Farmer from Millennium Strategies. Mr. Farmer met with Mayor Maio and Administrator McNeilly earlier this month. Mr. Farmer stated that Millennium Strategies is located in Caldwell, New Jersey and they are a grant consulting firm comprised of eight people that represent municipalities, boards of education, a few county governments and non-profits. They represent big cities and small towns. Hopatcong has been one of their longest clients and one of the clients that they have seen the most success with. Millennium Strategies sees themselves as an extension of the administration. They will be here physically to understand what the Borough's goals and priorities are. Their job is to seek grants and inform the Governing Body of what is available and exactly how it will impact the Borough. Millennium Strategies has a staff member that is specifically assigned to research available grants. That staff member finds the grant opportunities, matches them with the priorities and works with the administration. The grants are written to the specifications determined by the Borough. They would ensure that the grant is submitted on time and that everything is in order.

Once the grant is submitted, they will work to ensure that the needed public support, political support, governmental support is in place and they will deal with the agency to make sure that the application is complete. The grants can be submitted for various areas such as Open Space, Public Safety, Economic Development Support and Historical Preservation. Several of the Borough's priorities are such that they can be funded through grant work. This is something that Millennium Strategies has had tremendous success with. Lake Hopatcong has received grants for their downtown redevelopment and sewer separation dollars. By working directly with the Borough's Administration and Department Heads, Millennium Strategies will be able to understand what the Borough's goals are. The service team for Stanhope would consist of Mr. Farmer, one of the grant writers and the research person. Presentation of the grants will contain all the information needed for the Borough to make a determination.

Councilwoman Kuncken asked if the fees stated are refundable if Millennium Strategies is unable to provide for any grants. Mr. Farmer stated that the fees are not refundable. Councilwoman Kuncken asked what chance a small town like Stanhope has of being able to receive a larger grant. Mr. Farmer stated that the grants that are available are not just going to the urban areas they have to be spread out. Even though Lake Hopatcong is larger than Stanhope there are similar demographics. Some of the programs that Stanhope has are very grant fundable. For example all the public safety dollars like the fire grant that pertain to the Fire Department or First Aid Squads have to, by statute, be spread out among bigger cities and

smaller locations. The same applies for historical preservation grants. There are grants that would not be a good fit for Stanhope but those will not be presented. Millennium Strategies will only present those grants that will pertain to the Borough.

Mr. Farmer stated that he took a tour with Mayor Maio and Administrator McNeilly on a prior visit and he does feel that the Borough has projects that can benefit from the grant programs. Mayor Maio asked how often would Millennium Strategies be present in the Borough and how often would they be in contact with the Administrator. Mr. Farmer replied that in the beginning they will be here a lot. They will be available whenever the Governing Body requests with a 48 hour notice and will be in contact with the Administrator on a weekly basis. The Borough will receive a grant report once a week and a monthly report showing everything that has been provided, what is currently being written, what has been successful, what has not been successful and what is still pending. Mr. Farmer stated that Millennium Strategies is very flexible in working with the Borough. If the Mayor and Council would like to have a monthly presentation, that can be arranged as well.

Councilman Murphy asked if the items listed as “submitted” on the proposal were submitted but not received. Mr. Farmer stated that those items were moved to the proposal document from the monthly reports that were submitted to the individual towns and the wording should have been changed for the proposal. All the items listed in the proposal have been successful. Mr. Farmer also encouraged the Borough to contact Millennium Strategies clients as references. Councilman Graham is concerned that Millennium Strategies’ area of expertise is with much larger towns. Mr. Farmer stated that Stanhope would become their smallest client with regard to size and population. Hopatcong took a chance and it has been a six year relationship so far. Millennium Strategies will give individual attention to Stanhope and will not compare it to another municipality. Some of the same grants that Hopatcong would be eligible for would also be available to Stanhope. Mayor Maio asked how Millennium Strategies would handle the competition if both Stanhope and Hopatcong are interested in the same grant. Mr. Farmer stated that their job is to write the grant and state what the town’s accomplishment is going to be. There have been times where they have written four trails grants and all four towns have received them. Millennium Strategies job is to prepare the grant with all the correct information and tell the story that the town wants to express. Councilwoman Kuncken stated that the Governing Body needs to make a decision based on whether the cost is worth the risk. The risk being that the Borough may or may not receive grants. Mr. Farmer stated that he is of the opinion that signing on with Millennium Strategies is a calculated risk. Millennium Strategies is only as good as their last success. They want to be able to present to the next client what they were able to accomplish with their other clients. Mayor Maio thanked Mr. Farmer for his time. The Governing Body will review the information and Administrator McNeilly will contact Mr. Farmer with their decision.

### **CITIZENS TO BE HEARD**

Mayor Maio opened the meeting to the public after advising attendees that there is a five (5) minute time limit for each speaker.

Seeing no one wishing to speak, Mayor Maio closed the public portion of the meeting.

### **MINUTES FOR APPROVAL**

Mayor Maio read aloud the list of minutes being presented for approval:

January 1, 2012	Reorganization Meeting
January 10, 2012	Work Session/Agenda Meeting & Closed Session
January 24, 2012	Regular Business Meeting & Closed Session

On motion by Councilman Graham, seconded by Councilman Benson and carried by majority voice vote, the above listed minutes were approved. Councilwoman Kuncken abstained from the January 1<sup>st</sup> minutes and Councilwoman Thistleton abstained from the January 10<sup>th</sup> minutes.

### **CORRESPONDENCE (List Attached)**

On motion by Councilwoman Kuncken, seconded by Councilman Benson and unanimously carried by voice vote the list of correspondence was accepted and ordered placed on file.

## **ADMINISTRATOR'S REPORT**

CR 602 Rail Crossing – Administrator McNeilly reported that he, Mayor Maio, Councilman Graham and Eric Keller, the Borough Engineer, attended a meeting at the County regarding the rail crossing on CR 602. The County still has not received the minutes and findings from the NJ DOT Diagnostic Committee. The focus of the meeting turned to potential liabilities of operating a “quiet-zone”. The County Administrator, John Eskilson, will review relevant safety data with County Engineering along with the Risk Manager to better understand the safety issues. The County Administrator will then convey the results to Administrator McNeilly who will advise the Governing Body of the findings. Mayor Maio stated that the main topic was the quiet-zone. They cited a study out of Florida and Mayor Maio requested that they find relevant studies similar to Stanhope. Administrator McNeilly stated that he looked at the Florida study and he is of the opinion that the study is flawed because of the fact that the train in Florida runs parallel with the road and crosses over every half mile. It has uncontrolled crossings and the State shut down the horn by state legislation without approval from the federal government, which is what caused the 60% increase in accidents. Mayor Maio stated that there is a quiet crossing in Westfield and Mayor Maio asked Administrator McNeilly to mention this to John Eskilson. Councilman Graham stated that there are also quiet crossings in Hillsborough where there are concerns about the cost involved to the local municipalities.

Councilwoman Kuncken asked if the Mayor and Council should meet at the site of the crossing to discuss the issue along with the Chief of Police and the Fire Chief. Councilman Graham stated that the Public Safety Committee should take a look at the situation. Mayor Maio is of the opinion that this should be scheduled after the diagnostic report is received. Administrator McNeilly stated that the environmental impact statement also addressed the fact that NJ Transit needs to mitigate the moving noise associated with the train. This issue has not even been addressed as yet. Administrator McNeilly stated that several years ago new homes were built in Parsippany along Route 80 and they were provided with very expensive sound barrier walls. The Borough of Stanhope has an existing neighborhood to protect and no barriers of any kind are going to be provided for the residents in the area.

Councilman Graham asked when the report will be made available. Administrator McNeilly stated that John Risko has contacted Todd Hirt and requested a copy of the report. It has been a month since the meeting took place. Councilman Graham requested that information regarding the crossing be sent to the Borough's Environmental Commission. Administrator McNeilly will forward the information. Administrator McNeilly stated that the 2008 Environmental Impact Assessment states that residents that are impacted by the moving train and whistle noise amount to 448 between Scranton, PA and Lake Hopatcong. Of the 448 residences, 75 are affected by the crossing in Stanhope. Mayor Maio stated that not all the residences are in Stanhope some of them are in Lake Hopatcong. Councilman Graham stated that because the crossing is in Stanhope, Lake Hopatcong is not being noticed on all this information. Mayor Maio stated that she and Administrator McNeilly met with the administration in Lake Hopatcong and advised them of the situation. Administrator McNeilly reported that out of the 75 residences, 38 are severely impacted and 5 of them are at the crossing in Stanhope. Much discussion took place regarding the hazards that will exist at this crossing because of the curve in the road coming from Hopatcong, the speed of the train, the speed limit for the road and the skew of the crossing itself. Mayor Maio stated that once the report is received it will be made available to the Governing Body and at that point a determination will be made regarding the next step to be taken.

Security Camera System – Administrator McNeilly reported that he and Bill Storms, DPW Superintendent, have reviewed the two price quotes for the CCTV systems for DPW and the Musconetcong Park facilities. The decision has been made to use Information Systems Group from Hamburg, NJ. The cost is \$4,800 and the Borough will own the equipment outright. There are motion detectors which will turn on the recorder when it detects motion. The system is able to be accessed by cell phone and will allow for remote viewing of the area. The system will send a text message when there is any activity in the area.

Dollar General – Administrator McNeilly reported that over the President's Day weekend the Fire Department was called on two occasions to Dollar General for a possible fire. The Fire Department located a fault in the fire panel in the empty part of the building. The power had been shut off causing the batteries to fail sending out the false signals. Fire Chief Card did a great job of contacting all parties concerned. The Fire Chief worked with the owner, the County

Fire Marshal, Mayor Maio and Administrator McNeilly to ensure safe operation of the business while the lack of the fire alarm monitoring was corrected. The Construction Official and Electrical Inspector have both inspected some of the modifications that took place. There have been some issues identified as problems and they are being remedied. Mayor Maio stated that she spoke with the owner that day and informed him that he needed to take responsibility for his building.

Borough Hall Construction – Administrator McNeilly stated that the contractor is meeting with the Construction Official and the Electrical Inspector on Wednesday, February 29<sup>th</sup>, to obtain the needed permits. The renovation of the old court clerk's office will begin as soon as the permits are issued.

Roberts Place – Administrator McNeilly stated that the DPW is in the process of addressing the drainage issues on Roberts Place. The County's open discharge has been channelized to prevent spillover onto the roadway. Rocks have been placed in the plow-back area at the corner of Lakeview Terrace to help disperse the runoff away from the affected property owners. DPW will do some final work along the edge of Lakeview Terrace to capture the water more efficiently. Mayor Maio has looked at the area and stated that the DPW did a very good job and suggested that the Council members visit the site.

Dell Road Stream/Hazel Street Drainage – Administrator McNeilly reported that the DPW will be completing the Dell Road and Hazel Street projects over the next two weeks as the weather allows. All the parties that will be affected will be notified later this week.

Best Practice Check List – Administrator McNeilly stated that one of the questions on the Best Practice Check List pertains to presenting the budget in a timely fashion. This is just one question out of approximately 28 questions. The date for presenting the budget in a timely fashion is March 9<sup>th</sup>. Currently the budget is scheduled for March 27<sup>th</sup>. Administrator McNeilly is of the opinion that rushing to put the budget through in order to satisfy this one questions is not beneficial.

Training Course – Administrator McNeilly reported that he met with the risk manager last week regarding the scheduling of an ethics and anti-harassment training course. The course could potentially be held at the American Legion and run by D&H from 6:00 - 8:30 P.M. which will include boards, commissions, governing body, fire department and anyone the Mayor and Council want to attend. This is one of the requirements for the Employee Practice Liability Insurance. Mayor Maio directed Administrator McNeilly to contact the American Legion with several dates; preferably Tuesday's when the Mayor and Council do not have a scheduled meeting, to determine what dates are available. The Risk Manager suggested that the training course be taped so that it could be available to those unable to attend that night.

Chlorinator Bid – Administrator McNeilly reported that Mr. Lee Purcell will be at Borough Hall on March 8<sup>th</sup> at 10:00 A.M. for the bid opening for the chlorination system. A discussion regarding the water system projects will follow. Mayor Maio stated that she has asked Councilman Graham, as Infrastructure Chairman and Councilman Benson as Finance Committee Chairman, to attend the bid opening.

## **COUNCIL COMMITTEE REPORTS**

### **Public Safety – Councilwomen Kuncken/Thistleton**

**Police, Fire, Ambulance, Court & Violations Bureau, Emergency Management** – Councilwoman Kuncken reported that the Fire Department, for the month of January 2012, answered 7 calls, 1 mutual aid call, 5 drills, 2 meetings, 11 total activities, for a total number of man hours of 361.75. The Police Department reported 112 incidents for the month of January. For December 2011 the Ambulance Squad reported that they responded to 35 Stanhope calls, 34 Netcong calls for a total of 69 calls. There were no out of town calls. The Ambulance Squad tended to 53 patients, made 44 trips, travelled 1,100 miles and the number of hours volunteered totaled 187 hours and 55 minutes. The year-end report for the Ambulance Squad for 2011 consisted of 315 calls answered in Stanhope, 378 in Netcong, 16 standby, 709 calls in total, 25 out of town calls, 521 patients, 414 trips to the hospital, 10,519 miles for a total of 3,730 hours and 39 minutes of volunteer time. The Ambulance report for January 2012 is as follows: 69 calls, 33 in Stanhope, 34 in Netcong, 2 standbys, 4 out of town calls, 58 patients, 48 trips to the

hospital, 1,306 miles, 295 hours and 55 minutes of volunteer hours served. Councilwoman Kuncken reported that she attended the annual Ambulance Squad dinner and the Captain gave a year-end report along with some additional statistics. The Ambulance Squad responded to 315 calls in Stanhope which represents 45% of the calls for the year 2011. They were able to answer 92% of the calls that went out with 15 EMT's. The Ambulance Squad operates 2 ambulances. #2831 responded to 408 incidents and the other #2832 responded to 358 incidents for the year.

#### **Finance & Administration – Councilman Benson/Councilwoman Kuncken**

Councilman Benson reported that the Finance Committee held a meeting recently. The CFO has not been able to respond to the request for a more comprehensive report due to the shortage of an employee in the Finance Department. This information will be available once the Finance Department is fully staffed. The utility rent report for the month of January is as follows: rents for water were \$20,927 compared to \$44,142 a year ago. Sewer rents were \$44,834 compared to \$94,534 for the prior year. These figures are affected by the timing of the bills being sent out and when the money was collected. Last month the rents were substantially higher than the prior year. Councilman Benson is of the opinion that by next month there will be an exact measure of collection and cash balances for not only taxes and percentages of collections but also an ongoing tally of the rents for the year.

#### **Community Development – Councilmen Murphy/Graham**

**Zoning, Construction, Code Enforcement, Economic Development, Chamber of Commerce, Downtown Revitalization** – Councilman Murphy asked if Wayne McCabe has been contacted with regard to the Plaster Mill. Administrator McNeilly responded that he has not contacted Mr. McCabe as yet. Councilman Murphy stated that volunteers are needed for Stanhope Day. Anyone interested in volunteering can contact Borough Hall who will direct them to the Chamber of Commerce.

#### **Municipal Infrastructure – Councilmen Graham/Murphy**

**Water Distribution, Sewer Collection System, Road Construction & Maintenance, Buildings & Grounds** – Councilman Graham reported that the railroad crossing and the projects at Roberts Place and Dell Avenue were discussed in the Administrator's report.

#### **Information Technology – Councilmen Depew/Benson**

**Acquisition of Hardware & Software, Technical Equipment Services, Telecommunication, Cable Television Franchise** – Councilman Depew reported that a meeting was held yesterday that he attended along with Mayor Maio, Councilman Benson and Administrator McNeilly. Two of the security cameras will be installed at the DPW yard and 2 cameras will be installed at Musconetcong Park. The Police Department has 5 computers and 3 laptops with Microsoft XP as their operating system. Chief Pittigher has requested that these systems be replaced with Windows 7. The Technology Committee determined that the Police Department will have to remain with Microsoft XP. Arlene Fisher, Code Enforcement Officer, has requested a new printer because the one currently in her office no longer prints envelopes and has outlived its proposed life. The committee determined that the copier can be used as the printer. Maureen Kaman and Linda Chirip need to be added to the Kyocera system which will be done when Mountford delivers new toner cartridges. The Tax Assessor and the Zoning Officer have submitted updated information for the Borough website which has already been uploaded. Corrections and changes to the website are being made regularly. Mayor Maio asked if additional vendors have been contacted yet regarding the website. Councilman Depew stated that further research will have to take place to find new vendors.

#### **Boards/Commissions – Councilwoman Thistleton/Councilman Depew**

**Board of Health, Regional Planning Board, Environmental Commission, Musconetcong Sewerage Authority, Sanitation & Recycling, Recreation Commission, Shade Tree Commission, Land Use Board** – Councilwoman Thistleton attended the Board of Education meeting two weeks ago when the Recreation Commission was presenting the summer recreation program. Stanhope School granted permission for the program to take place at their facility. Netcong also granted permission for the use of their school. Byram Township's school will not be used. The Easter Egg Hunt will take place on March 31<sup>st</sup>. The school is having their tricky tray that Saturday night and set up will be happening on Friday night. The school would only need to be used in the event of bad weather. No minutes from Recreation have been received this month. The Recreation Commission elected a new secretary who will supply minutes every month in the future. The Board of Health received the ACO report this month.

## **COUNCIL BUSINESS**

*Newsletter* – Councilman Graham asked who wrote the newsletter. Mayor Maio stated that she wrote the newsletter. Mayor Maio stated that she was advised by Mr. Stein that it is allowable for the Mayor to write the newsletter. It is the Mayor’s intent to find someone else to write the newsletter in the future which will include information from all the departments. This will be sent out quarterly. Councilman Graham stated that some residents did not receive a copy in the mail. Mayor Maio reported that in the past mailings were sent to all addresses in the 07874 zip code. However, this method caused the mailings to be delivered to parts of Byram and Hopatcong and thereby not allowing enough copies to be delivered to strictly Stanhope residents. This mailing went out as a bulk mailing using the water & sewer bill address list. The newsletter was sent with actual names and addresses.

*Closed Session Minutes* – Councilman Graham stated that it has come to his attention that the closed session minutes are distributed to the Mayor and Council but not the Administrator. Councilman Graham is of the opinion that the Administrator is involved in everything that the Governing Body does so he would like the Administrator to receive these minutes. Mr. Stein stated that the minutes have been distributed in this manner due to past practice. Legally the minutes are what the council says they are. The Clerk, Attorney and Administrator have no input on whether the minutes are accurate or inaccurate which is probably why they have been distributed in this manner. If the Mayor and Council want the minutes, draft or finished, to go to the Administrator or to Mr. Stein that can be done with their approval. Councilman Graham requested that the Administrator be included in the distribution of the closed session minutes. Mayor Maio asked each member of the council for their opinion and all were in favor of including the Administrator on the distribution list. Mayor Maio asked the Clerk to include the Administrator on the distribution list for all closed session minutes.

## **OLD BUSINESS**

Ordinance for Public Hearing and Final Adoption (Carried to March 13, 2012)

### **Ordinance 2012-02**

**AN ORDINANCE OF THE BOROUGH OF STANHOPE, SUSSEX COUNTY, NEW JERSEY AMENDING ORDINANCE 2011-14 FIXING THE SALARY AND WAGES FOR BOROUGH EMPLOYEES AND OFFICIALS**

### **Ordinance 2012-03**

**CALENDAR YEAR 2012 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

## **RESOLUTIONS**

Mayor Maio offered the following resolutions which were read by title:

### **Resolution 065-12**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF STANHOPE AUTHORIZING REFUND OF OVERPAYMENT OF TAXES**

**WHEREAS**, the State of New Jersey had applied the Homestead Rebate credit to the First Quarter 2012 of the homeowner’s account for Homestead Rebate, and the homeowner inadvertently paid the original amount billed for the First Quarter of 2012, creating an overpayment of taxes on this property; and

**WHEREAS**, the homeowner has requested a refund of this overpayment on this property;

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Stanhope, that a warrant be drawn to the homeowners in the designated amount representing an overpayment of taxes, as follows:

### **Homeowner Information:**

Block	Lot	Qual	Name & Address	Tax Year	Amount
10710	8		Thomas Perkins 57 Musconetcong Avenue Stanhope, New Jersey 07874	2012	\$ 679.74

On motion by Councilman Graham, seconded by Councilman Benson and carried by the following unanimous roll call vote the foregoing resolution was duly adopted.

Roll Call:

Councilwoman Kuncken - yes	Councilman Murphy – yes
Councilman Depew -yes	Councilman Graham - yes
Councilwoman Thistleton – yes	Councilman Benson – yes

**Resolution 066-12**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF STANHOPE AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER**

**WHEREAS**, the Tax Collector has received payment for the redemption of Tax Title Lien No. 2011-08, representing 2010 property taxes and/or utility charges on Block 11501, Lot 2, C0051, known as 451 Audubon Court, assessed to Margo M Sanders, and;

**WHEREAS**, the Tax Collector certifies that reimbursement is now required to be made to the following lien holder for the required redemption amounts as shown below:

To Lienholder:	FNA Jersey BOI, LLC P.O. Box 1030 Brick, New Jersey 08723		
Redemption Amount:	Tax Title Lien #2011-08 and		
	Interest to Date of Meeting	\$	265.98
	Premium Paid by Lienholder		<u>0.00</u>
Total From Current Fund:		\$	265.98
Total From Tax Premium Account			0.00

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Stanhope, County of Sussex, State of New Jersey, that the Borough Treasurer be authorized to prepare the necessary check as stated above and to forward same to the lien holder.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer/Tax Collector.

On motion by Councilman Benson, seconded by Councilman Depew and unanimously carried by voice vote the foregoing resolution was duly adopted.

**Resolution 067-12**

**RESOLUTION TO AUTHORIZE A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF NETCONG FOR AN EMERGENCY MANAGEMENT COORDINATOR**

**WHEREAS**, the Borough of Stanhope is required to have a Municipal Emergency Management Coordinator pursuant to the provisions of New Jersey Law App. A:9-40.1; and

**WHEREAS**, the Borough of Netcong currently employs an Emergency Management Coordinator pursuant to law; and

**WHEREAS**, the Borough of Netcong has offered a Shared Services Agreement to the Borough of Stanhope to share the services of Netcong’s Emergency Management Coordinator; and

**WHEREAS**, shared services are both authorized and encouraged by the provisions of N.J.S.A. 40A:65-1, the Uniform Shared Services and Consolidation Act; and

**WHEREAS**, it is in the best interest of the Borough of Stanhope to enter into the Shared Services Agreement.

**NOW, THEREFORE**, be it resolved by the Mayor and Council of the Borough of Stanhope that the Shared Services Agreement for Emergency Management Coordinator between the Borough of Netcong and the Borough of Stanhope be and the same as hereby approved; and

**BE IT FURTHER RESOLVED**, the Mayor and Clerk are hereby authorized to execute said Agreement on behalf of the Borough of Stanhope.

On motion by Councilman Graham, seconded by Councilman Benson and carried by the following unanimous roll call vote the foregoing resolution was duly adopted.

Roll Call:

Councilwoman Kuncken - yes	Councilman Murphy – yes
Councilman Depew -yes	Councilman Graham - yes
Councilwoman Thistleton – yes	Councilman Benson – yes

**Resolution 068-12**

**RESOLUTION AUTHORIZING THE BOROUGH OF STANHOPE TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF SUSSEX FOR ENFORCEMENT AGENCY SERVICES AS SET FORTH IN THE NJ STATE UNIFORM FIRE CODE REGULATIONS IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:65-1 ET SEQ.**

**WHEREAS**, the Borough of Stanhope desires to work with various governmental agencies and entitles in order to realize mutual cost savings through joint agreements for public services; and

**WHEREAS**, the State of New Jersey has adopted the “Uniform Fire Safety Act” for the purpose of establishing fire safety standards and to safeguard the lives and property of New Jersey’s citizens from fire and explosion; and

**WHEREAS**, the “New Jersey Regulations of Fire Code Enforcement” permits the County Fire Marshall to be the County Enforcing Agency with the right to inspect all County and autonomous County facilities and in addition, to inspect life hazard uses or enforce the Code fully on behalf of a municipality or fire department or fire district when so designated; and

**WHEREAS**, the Borough of Stanhope and the County of Sussex have arrived at an understanding regarding the provisions of Enforcing Agency services through the Sussex County Fire Marshall for a period of four (4) years, as more fully set forth in a Shared Services Agreement, a copy of which is attached hereto; and

**WHEREAS**, the parties have the authority to enter into this Shared Services Agreement pursuant to N.J.S.A. 40A:65-1 et seq.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Stanhope, that the Mayor and Municipal Clerk are hereby authorized to execute the attached Shared Services Agreement between the Borough of Stanhope and the County of Sussex; and

**BE IT FURTHER RESOLVED**, that certified copies of this Resolution shall be forwarded to Elaine A. Morgan, Clerk of the Board of Chosen Freeholders, One Spring Street, Newton, NJ 07860; Joseph C. Inga, Sussex County Fire Marshall; Michael F. Strada, Sussex County Sheriff; John H. Eskilson, Sussex County Administrator; Dennis R. McConnell, Esq., Sussex County Counsel; Richard Stein, Esq., Borough Attorney and Thomas H. Neff, Director, NJ Division of Local Government Services, P.O. Box 803, Trenton, NJ 08625.



On motion by Councilman Depew, seconded by Councilman Graham and carried by the following unanimous roll call vote the foregoing resolution was duly adopted.

Roll Call:

Councilwoman Kuncken - yes	Councilman Murphy – yes
Councilman Depew -yes	Councilman Graham - yes
Councilwoman Thistleton – yes	Councilman Benson – yes

**Resolution 069-12                      AWARD OF SERVICE CONTRACT TO GENSERVE INC. FOR PREVENTATIVE MAINTENANCE SERVICES FOR STANHOPE BOROUGH’S EMERGENCY GENERATORS**

**WHEREAS**, the Borough of Stanhope wishes to enter into a service agreement with GenServe, Inc. for the maintenance of the Borough’s six (6) generators; and

**WHEREAS**, GenServe, Inc. has submitted a proposal for the maintenance of the Borough’s six (6) generators, which is attached hereto; and

**WHEREAS**, the Borough desires to enter into an agreement with GenServe, Inc., 209 River Road, Clifton, New Jersey;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Stanhope as follows:

1. The Mayor is hereby authorized and directed to execute said Maintenance Service Agreement on behalf of the Borough. Said Agreement is for a term of one [1] year from January 1, 2012 through December 31, 2012 and provides for the payment of \$4,050.00 annually to GenServe, Inc. by the Borough of Stanhope for services rendered as outlined in the attached proposal.
2. This contract is awarded without competitive bidding.
3. Award of this contract is contingent upon the certification as to the availability of funds by the Chief Financial Officer.
4. This Resolution shall take effect immediately.

On motion by Councilman Benson, seconded by Councilman Graham and carried by the following unanimous roll call vote the foregoing resolution was duly adopted.

Roll Call:

Councilwoman Kuncken - yes	Councilman Murphy – yes
Councilman Depew -yes	Councilman Graham - yes
Councilwoman Thistleton – yes	Councilman Benson – yes

**Resolution 070-12                      RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF STANHOPE AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER**

**WHEREAS**, the Tax Collector has received payment for the redemption of Tax Title Lien No. 2011-01, representing 2010 property taxes and/or utility charges on Block 10701, Lot 7, known as 65 Brooklyn Road, assessed to Lucia Cozzi, and;

**WHEREAS**, the Tax Collector certifies that reimbursement is now required to be made to the following lien holder for the required redemption amounts as shown below:

To Lienholder:	FNA Jersey BOI, LLC P.O. Box 1030 Brick, New Jersey 08723
Redemption Amount:	Tax Title Lien #2011-01 and Interest to Date of Meeting    \$            637.75

	Premium Paid by Lienholder	_____	0.00
Total From Current Fund:	\$	637.75	
Total From Tax Premium Account			0.00

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Stanhope, County of Sussex, State of New Jersey, that the Borough Treasurer be authorized to prepare the necessary check as stated above and to forward same to the lien holder.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer/Tax Collector.

On motion by Councilman Benson, seconded by Councilman Graham and unanimously carried by voice vote the foregoing resolution was duly adopted.

**Resolution 071-12**

**RESOLUTION IN SUPPORT OF THE NEW JERSEY EMPLOYER SUPPORT GUARD AND RESERVE WITH EMPLOYMENT INITIATIVE PROGRAM**

**WHEREAS**, on Tuesday, January 24, the Commander-in-Chief of our Armed Forces reminded all Americans that, “Above all, our freedom endures because of the men and women in uniform who defend it,” and that “...this generation of heroes has made the United States safer and more respected around the world.”; and

**WHEREAS**, the President, further, promised, “As they come home, we must serve them as well as they’ve served us. That includes giving them the care and the benefits they have earned... And it means enlisting our veterans in the work of rebuilding our nation.”; and

**WHEREAS**, National Guard and Reserve forces today total over 1 million service members and represent 48 percent of our total military force; while every day around the globe, thousands of men and women in uniform, including dedicated members of our National Guard and Reserves, risk their lives and make great sacrifices to defend our national interests, serving extended tours away from their homes, families and jobs; and

**WHEREAS**, at the same time, we are now seeing unprecedented levels of unemployment and underemployment among members of the Guard and Reserve, as up to 22 percent of Guard and Reserve members face unemployment; and

**WHEREAS**, in this time of economic uncertainty, the Employer Support Guard and Reserve (ESGR) is focusing on connecting employers with the talented pool of service members and their spouses, with the intent of facilitating meaningful employment opportunities; and

**WHEREAS**, to further this goal, the New Jersey ESGR has launched an Employment Initiative Program (EIP)), which is a collaborative effort with federal agencies including the Department of Labor (Veterans Affairs), the Department of Veterans, the Small Business Administration and the Office of Personnel Management; and

**WHEREAS**, the goal is to enhance the employment process and serve as an effective resource for service members and employers. ESGR is also partnering with Employer Partnership of the Armed Forces (EPAF) through EIP with a high-tech and high-touch approach; and

**WHEREAS**, for almost a year now, the United States Chamber of Commerce has also endeavored to find employment for our returning veterans and the spouses of those who continue to serve, at home and abroad, with its Hiring Our Heroes program; and

**WHEREAS**, the Hiring Our Heroes program is a nationwide effort to help veterans and military spouses find meaningful employment, in partnership with the Department of Labor Veterans Employment and Training Service (DOL VETS), to improve public-private sector coordination in local communities, where veterans and their families are returning every day; and

**WHEREAS**, despite those efforts, the unemployment rate for veterans of our Armed Forces in our Nation and in our State continues to exceed the over-all rate; and

**WHEREAS**, in order to take the lead on advancing the EIP to the next level, the New Jersey ESGR has enlisted strong and positive support from corporate leaders, the New Jersey State Chamber of Commerce, US Dept. of Labor/VETS and the New Jersey League of Municipalities; and

**WHEREAS**, it is incumbent on all of us to prove that New Jersey cares for the men and women in uniform who risk their lives and make great sacrifices to defend our national interests; and

**WHEREAS**, this employment initiative can be New Jersey's way of saying thank you to the men and women who made great sacrifices to protect our nation's freedom; and

**WHEREAS**, local officials throughout the State of New Jersey, working together through the League of Municipalities, and with the New Jersey ESGR, their local and State Chambers of Commerce, and local business leaders can help to advance basic fairness to our vets and their families by pursuing one simple goal: to allow America's over one million unemployed veterans and military spouses to follow their dreams, instead of spending their lives just trying to catch up;

**NOW, THEREFORE, BE IT RESOLVED**, on this 28<sup>th</sup> day of February, 2012 that the Mayor and Council of the Borough of Stanhope recognizes that we will never be able to repay the debt we owe to all members of our armed forces; and

**BE IT FURTHER RESOLVED**, that in gratitude, the Borough of Stanhope pledges its enthusiastic and unqualified support for the Employment Initiative Program of the New Jersey Employer Support Guard and Reserves; and

**BE IT FURTHER RESOLVED**, that certified copies of this Resolution be forwarded to the New Jersey State League of Municipalities and to our neighboring municipalities.

On motion by Councilman Graham, seconded by Councilman Benson and unanimously carried by voice vote the foregoing resolution was duly adopted.

#### **MAYOR'S APPOINTMENTS**

##### **Resolution 072-12**

##### **MAYOR'S APPOINTMENT OF MARIA MASCUCH AS ACCOUNTS PAYABLE/CONSTRUCTION SECRETARY WITH COUNCIL CONCURRENCE**

Mayor's appointment of Maria Mascuch as Accounts Payable/Construction Secretary with Council concurrence.

**BE IT RESOLVED** by the Council of the Borough of Stanhope that they do hereby concur with the Mayor's appointment of Maria Mascuch, as Accounts Payable/Construction Secretary, effective March 19, 2012 at a prorated annual salary of \$30,000.00.

On motion by Councilman Benson, seconded by Councilman Depew and unanimously carried by voice vote the foregoing resolution was duly adopted.

##### **Resolution 073-12**

##### **MAYOR'S APPOINTMENT OF JOHN MOHRLE AS ALTERNATE #2 TO THE LAND USE BOARD**

Mayor's appointment to the Land Use Board as follows:

**BE IT RESOLVED** the Mayor's appointment of John Mohrle to the Land Use Board to fill the vacant Alternate #2 seat with the term to expire December 31, 2013.

On motion by Councilman Depew, seconded by Councilman Graham and unanimously carried by voice vote the foregoing resolution was duly adopted.

Mayor Maio stated that with the exception of one appointment for the Lake Board and one for the Shade Tree Commission, all of the positions on the boards and commissions have been filled. If anyone is interested in serving on either of the two open positions they should contact Mayor Maio.

**PAYMENT OF BILLS**

**Resolution 074-12**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF STANHOPE AUTHORIZING PAYMENT OF BILLS**

**WHEREAS**, the Chief Finance Officer has certified that funds are available in the proper account; and

**WHEREAS**, the Chief Finance Officer has approved payment upon certification from the Borough Department Heads that the goods and/or services have been rendered to the Borough;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Stanhope that the current bills list, dated February 28, 2012 and on file and available for public inspection in the Office of the Chief Finance Officer and approved by the Chief Finance Officer for payment, be paid.

On motion by Councilman Benson, seconded by Councilman Depew and carried by the following unanimous roll call vote the foregoing resolution was duly adopted.

Roll Call:

Councilwoman Kuncken - yes	Councilman Murphy – yes
Councilman Depew -yes	Councilman Graham - yes
Councilwoman Thistleton – yes	Councilman Benson – yes

**ATTORNEY REPORT**

Mr. Stein reported on the status of the foreclosure of the vacant lot located next to the municipal building parking lot. The In Rem was started last year. The time for the property owner to answer expired at the end of October. Mr. Stein stated that everything was submitted to the Clerk of the Superior Court the first week in November and now we are waiting. In Rem foreclosures go through the Office of Foreclosures which also handles regular foreclosures. There is a large back log right now of four to six months. The fourth month is just approaching. Perhaps by the end of March or April the Borough will receive the final judgment and the property will officially become the property of the Borough. Mayor Maio asked who is responsible for the property as far as cutting the grass during this process. Mr. Stein stated that the owner is still technically responsible however under the In Rem statute the Borough has permission to enter the property to perform routine maintenance while the foreclosure is pending. Mayor Maio asked if in preparation for Stanhope Day can DPW be permitted to cut the grass. Mr. Stein stated that it is allowed.

**CITIZENS TO BE HEARD**

Mayor Maio opened the meeting to the public after advising attendees that there is a five (5) minute time limit for each speaker.

Don Drake, 2 Summit Street, asked if the newsletter was mailed to everyone. Mayor Maio stated that it was mailed out by name so if someone did not receive the mailing it is due to the Post Office not delivering it. Anyone that receives a water and sewer bill should have received a newsletter. The addresses were laser printed onto the newsletter.

Peggy Spooner, 87 Main Street, requested that if the foreclosed property becomes Borough property, she would like to see it turned into a playground for the downtown residents. Ms. Spooner's other suggestion is to have one of the basketball courts fenced off and turned into a playground area. This would give the children playground access without having to cross the highway. Ms. Spooner asked if there is a town wide paving plan in place, specifically for Church Street. Administrator McNeilly reported that the street paving plan is currently being compiled. Money was set aside last year for paving that was not done due to the weather. This year's budget has not been finalized. Church Street and Linden Avenue are in need of repair.

Attention will be given to these areas. Ms. Spooner asked how the crack sealing machine is working. Administrator McNeilly stated that it was used on a few roads last summer at Lenape Woods and Canfield Avenue. As soon as the weather permits work will begin. Ms. Spooner asked about the chlorination in the water system. Administrator McNeilly stated that this has been in operation for quite a long time. The current system is a chlorinated gas system. A tablet system is safer for the equipment, the employees and the environment. The Governing Body investigated this new system last year based on the direction of the DEP to switch over. A permit request was sent to the State and approval was received in January. The Borough has gone out to bid for the system. This system is used to sanitize the water system. Councilman Murphy stated that the fluoride additive that is being talked about in the news would be an unfunded mandate.

Peggy Findley, 88 Main Street, stated that the Township of Hardyston and Byram Township have a resolution opposing the proposed legislation of the fluoridation system. Ms. Findley asked if the Borough of Stanhope will be adopting a similar resolution. Mayor Maio stated that this has not been mandated and the Governing Body has not discussed the issue. Ms. Findley asked the Mayor and Council to please discuss the issue. Mayor Maio instructed the Clerk to add this item to discussion for the next meeting.

Seeing no one from the public wishing to speak, Mayor Maio closed the public portion of the meeting.

### **CLOSED SESSION**

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stanhope, County of Sussex, New Jersey as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter-specified subject matter(s).
2. The general nature of the subject matter(s) to be discussed is as follows:

1 Personnel  
1 Attorney-Client

3. It is anticipated at this time that the above stated subject matter(s) will be made public at the conclusion of each individual specified subject matter.
4. This resolution shall take effect immediately.

On motion by Councilman Benson, seconded by Councilman Depew, and carried by unanimous voice vote, the foregoing resolution was adopted.

Mayor and Council went into Closed Session at 9:17 P.M.

At the conclusion of the Closed Session, Mayor and Council reconvened the public meeting at 9:45 P.M. with all present.

### **ADJOURNMENT**

On a motion by Councilman Graham, seconded by Councilman Depew, and unanimously carried by voice vote the meeting was adjourned at 9:45 P.M.

Approved:

Linda Chirip  
Deputy Clerk  
For Ellen Horak  
Borough Clerk