

**MAYOR AND COUNCIL
WORK SESSION AND
AGENDA MEETING
March 11, 2014
7:00 P.M.**

CALL TO ORDER

SALUTE TO COLORS

Mayor Maio invited all those present to stand in a salute to the 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 8, 2014 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 Zdichocki – present	Councilman Depew – present
Councilman Thornton - present	Councilwoman Thistleton – present
Councilwoman Kuncken - present	Councilman Benson – present

Mayor Maio – present

Mayor Maio noted the presence of one member of the public and revised the Agenda to move citizens to be heard to this portion of the meeting.

CITIZENS TO BE HEARD

Mayor Maio opened the meeting to the public.

Rich Obremski, JCP&L representative with offices at 13 Rich Boynton Road, Dover, New Jersey provided the Governing Body with an update on changes that have been implemented regarding power outages and improvements to their 24/7 power center. Residents may now report outages via Facebook and crew information will now be available. Mr. Obremski will keep the Governing Body informed via e-mails and will attend future meetings to provide updates. Mr. Obremski gave a copy of a recent Press Release to the Clerk for distribution to the Governing Body. Mayor Maio spoke of the positive experience they now have with JCP&L. Administrator McNeilly asked the status of “intelligent” meters. Mr. Obremski responded they received a \$7 Million Dollar grant from the Department of Energy which will be used to put out “smart technology” next year. It will create a smart circuit and will be started with pilots throughout the southern portion of the State. There are no plans for meters in the near future. Mayor Maio noted their previous discussion about a test run for the Main Street overhead lights. Administrator McNeilly stated Mr. Obremski was waiting for him to speak to him about the matter. Administrator McNeilly will contact Mr. Obremski to discuss a test run on turning off the Main Street lights.

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

WORK SESSION

Safe and Secure Communities Program Grant – Mayor Maio noted the Safe and Secure Communities Grant is a grant that is awarded to the Police Department each year. She questioned the grant application because for the first time this year, the resolution spelled out a “match” obligation for the police officer. The Clerk contacted Mr. Stein who advised that the match has always been included in the grant program and the match part by the Borough is actually the time spent by the police officer doing community based policing and is part of their regularly assigned duties. The Governing Body agreed to have the resolution authorizing participation in the program on the March 25th agenda.

Chamber of Commerce Silent Auction – Mayor Maio noted that in the past, members of the Governing Body have donated \$20.00 each which was given to the Clerk who prepared a basket donation on their behalf. The Governing Body agreed to once again contribute to the silent auction. The Clerk asked if the Governing Body would like to continue with the tradition of donating a basket of wine. Councilwoman Kuncken commented that the basket donated has been the most popular basket at the event. It was agreed that a wine basket will again be donated. Mayor Maio asked Council to give the Clerk their donation as soon as possible.

Chamber of Commerce – Banner Request – Mayor Maio stated the Chamber of Commerce has requested authorization to have a banner placed across Route 183 to promote the Stanhope Spring Festival. Council agreed. An authorizing resolution will be placed on the March 25th agenda.

Discretionary Aid Grant – Mayor Maio advised Council that she received a call on February 28th from Trenton informing her that the Borough was awarded a discretionary aid grant for the sidewalk project on Route 183. The Borough applied for a \$254,000 grant and is being awarded a \$250,000 grant. Mayor Maio noted she received a telephone call; however, official written notice has not been received yet.

Water/Sewer Bills – Councilman Depew asked if notices were sent out with the water/sewer billing regarding the change in rates. A number of residents have asked if the water rate increased. Mayor Maio responded the information was sent out in a newsletter and she noted that four quarters have already been billed since the “flip/flop” with the water and sewer rate. Councilwoman Kuncken stated the amount did not increase and they should not be receiving a higher total bill, unless there is a problem. Administrator McNeilly suggested the residents questioning their bill be referred to Toni.

ADMINISTRATOR’S REPORT

2014-2015 Employment Practices Liability (“EPL”) Program – Administrator McNeilly stated that in order to receive the standard EPL deductible from the insurance provider, the Borough must complete a review and update of policies and training once every two years. The Borough has satisfied every aspect of the program. Administrator McNeilly provided a brief summary of the training courses and noted the attachment to his report containing employment practices compliance status. The Borough has a \$20,000 deductible and co-insurance of 20% of the first \$100,000. Mayor Maio asked the Administrator to provide a copy of the policy and procedure manual to the Governing Body prior to the next meeting for their review. Administrator McNeilly will include discussion of the policy and procedure manual in his March 25th Administrator’s Report.

Easter Egg Hunt – Administrator McNeilly reported the Recreation Commission has requested a temporary road closure by the park on Musconetcong Avenue for the annual Easter Egg Hunt. The closure of the road requires Council approval and Council must also approve overtime for the DPW employees for the day. Councilwoman Zdichocki asked when they must confirm the need for the road closure because in the event of inclement weather, the event will be held at the Firehouse. After a brief discussion it was agreed that the weather forecast early in the week will determine the location of the event.

E-Recycling – Administrator McNeilly noted information he received from Vintage Tech, LLC regarding e-recycling. They currently handle the e-recycling for Sussex County MUA. Attached

to his report is a list of items they will accept which is much more of a variety that the previous vendor would take. Council agreed to have a resolution on the March 25th agenda authorizing the services of Vintage Tech, LLC.

Lenape Valley – Administrator McNeilly stated this is an “advice” item. Lenape is in the process of going out to bid for the installation of artificial turf on the football field. They are preparing a presentation to bring before the Land Use Board. They anticipate having the turf installed in late June/early July. Administrator McNeilly said that during the conversation, he advised Bob Klinck of the closing of Brooklyn Road on or about June 23rd. He indicated that Lenape is taking days from spring break so they can close on schedule the week before the closure of Brooklyn Road. Mayor Maio asked if Mr. Klinck mentioned the school’s budget. Administrator McNeilly responded in the negative. Mayor Maio asked the Administrator to schedule a meeting with Mr. Klinck to discuss the budget.

Fresh Start Opportunities – Administrator McNeilly noted the Borough worked out an in-house lien redemption to keep the property off the tax sale. The property owner stopped making payments last September and now owes approximately \$30,000. The Borough is the lien holder of the property and at some time the Governing Body will need to decide what to do with the land. If they foreclose on the lien, the property would become the property of the Borough. Councilwoman Kuncken noted you cannot build on the land so it will be of no use to anyone.

Direct Deposit – Administrator noted the Mayor’s Advisory attached to his report regarding direct deposit legislation. Presently an employee must request direct deposit. The new legislation would give the municipalities the option, after July 1, 2014, to require that all pay be distributed through direct deposit. Administrator McNeilly stated that requiring direct deposit of all employees would ease some of the work burden on his office. Administrator McNeilly also stated that on occasion paychecks have not been cashed, causing additional time and paperwork. Mayor Maio asked how frequently checks are not cashed. Administrator McNeilly responded it has occurred about 3-4 times. Councilwoman Zdichocki expressed concern with deciding how an employee receives their pay. It is her opinion that it should be the employee’s choice. Councilwoman Kuncken said that, although she understands the positive benefit of direct deposit, she is aware that some employees do not want direct deposit. The Borough has a small office with a minimal number of employees and an uncashed paycheck will not add much of a burden to the workload of the office. It is her opinion that it should remain the choice of the employee. After a lengthy discussion, the Governing Body agreed that they should not mandate how an employee receives their paycheck.

Property Auction - Administrator McNeilly stated he spoke to Joe Carlson of the New Jersey Herald and he will try to have a story published in the Herald about the sale of the Borough’s property.

Councilman Thornton asked Administrator McNeilly if there is an update on the Passaic Energy program. Administrator McNeilly responded in the negative and said he will contact them for an update.

COUNCIL DISCUSSION

Councilman Benson asked for an update on the maintenance of the roads after the harsh winter weather. Administrator McNeilly stated they are aware of the road issues and will be taking care of the issues once the weather improves. Councilman Benson stated the oil and stone on Maple Terrace has come up. Administrator McNeilly will speak to Bill Storms about the matter.

Councilwoman Zdichocki asked if the manhole covers on Brooklyn Road will be raised during the road project. Administrator McNeilly responded in the negative.

NEW BUSINESS

Ordinance for Introduction [Public Hearing on March 25, 2014]

Mayor Maio offered the following ordinances for introduction which were read by title:

Ordinance 2014-04 **AN ORDINANCE TO AMEND CHAPTER 82 OF THE CODE OF THE BOROUGH OF STANHOPE ENTITLED “FEES” BY AMENDING SECTION 82-6 “GOVERNMENT RECORDS” FOR MOTOR VEHICLE ACCIDENT REPORTS**

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

SECTION I.

Section 82-6 of the Code of the Borough of Stanhope entitled “Government Records” is hereby amended by revising Subsection “H” to read as follows:

- H. For a copy of a police accident report, pursuant to N.J.S.A. 39:4-131, the cost shall be as provided for in Subsection A above. However, if the request for the report is made other than in person, an administrative fee of \$5 shall also be charged. If the request for the report is made in person, the report shall be provided free of charge.

SECTION II.

All other Subsections of Section 82-6 not affected by this ordinance shall remain in full force and effect.

SECTION III - WHEN EFFECTIVE.

This ordinance shall take effect upon passage and publication as required by law.

On motion by Councilwoman Kuncken, seconded by Councilman Depew, and unanimously carried by the following roll call vote, the above ordinance was introduced.

Roll Call:

- | | |
|------------------------------|-------------------------------|
| Councilwoman Zdichocki – yes | Councilman Depew – yes |
| Councilman Thornton - yes | Councilwoman Thistleton – yes |
| Councilwoman Kuncken - yes | Councilman Benson – yes |

On motion by Councilman Benson, seconded by Councilman Depew and unanimously carried by voice vote, the Mayor and Council instructed the Borough Clerk to post the ordinance and authorized publication of same.

Ordinance 2014-05 **AN ORDINANCE TO AMEND CHAPTER 75 OF THE CODE OF THE BOROUGH OF STANHOPE ENTITLED “CURFEW” BY REVISING SECTION 75-2 ESTABLISHING THE CURFEW FOR JUVENILES**

BE IT ORDAINED by the Mayor and Council of the Borough of Stanhope, Sussex County, New Jersey, that Section 75-2 of the Code of the Borough of Stanhope entitled “Curfew Established for Juveniles” be amended to read as follows:

SECTION I

When required for the protection of the public’s health, safety and welfare, the Mayor and Council of the Borough of Stanhope, by resolution duly adopted, shall have the power to declare that it shall be unlawful for any person under the age of eighteen (18) years to be or remain on any public place in the Borough of

Stanhope between the hours of 10:00pm and 6:00am of the following day, prevailing time, unless such juvenile is accompanied by his or her parent or guardian. Any such resolution adopted by the Mayor and Council of the Borough of Stanhope shall set a specific date or dates when such curfew shall be in effect, which curfew shall automatically expire on the date and time established by the Mayor and Council.

SECTION II - WHEN EFFECTIVE.

This ordinance shall take effect upon passage and publication as required by law.

On motion by Councilwoman Kuncken, seconded by Councilman Benson, and unanimously carried by the following roll call vote, the above ordinance was introduced.

Roll Call:

Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes
Councilwoman Kuncken - yes	Councilman Benson – yes

On motion by Councilman Benson, seconded by Councilwoman Zdichocki and unanimously carried by voice vote, the Mayor and Council instructed the Borough Clerk to post the ordinance and authorized publication of same.

Ordinance 2014-06

AN ORDINANCE TO SUPPLEMENT CHAPTER 37 OF THE CODE OF THE BOROUGH OF STANHOPE ENTITLED “POLICE DEPARTMENT” REGARDING BACKGROUND INVESTIGATIONS CONDUCTED BY THE POLICE DEPARTMENT

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

SECTION I.

Chapter 37 of the Code of the Borough of Stanhope is hereby supplemented by amending Section 37-15 entitled “Background Investigations” to read as follows:

§37-15. Background Investigations.

The Chief of Police, or his designee, shall conduct all background investigations required by law. All applicants to the Fire Department, First Aid Squad and all persons applying for a commercial license of any nature from the Borough of Stanhope shall be required to submit to a background investigation by the Police Department. All initial background investigations shall include the applicant providing fingerprints to the Police Department. Any renewal application may be conducted by name and other verifying information only. The applicant shall pay to the Borough such cost as may be charged to the Borough by the New Jersey State Police for providing any background investigation to the Stanhope Borough Police Department. Otherwise, any service fee or charge shall be in accordance with the provisions of this Code.

The Chief of Police, or his designee, shall transmit the results of all required background investigations to the Borough Clerk to be utilized in accordance with the provisions of law and the Borough Code. The results of the background investigation on any applicant to the First Aid Squad shall be transmitted by the Borough Clerk to the Captain of the First Aid Squad.

SECTION II - WHEN EFFECTIVE.

This ordinance shall take effect upon passage and publication as required by law.

On motion by Councilwoman Kuncken, seconded by Councilman Depew, and unanimously carried by the following roll call vote, the above ordinance was introduced.

Roll Call:

Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes
Councilwoman Kuncken - yes	Councilman Benson – yes

On motion by Councilman Benson, seconded by Councilman Thornton and unanimously carried by voice vote, the Mayor and Council instructed the Borough Clerk to post the ordinance and authorized publication of same.

Ordinance 2014-07

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE WATER SUPPLY AND DISTRIBUTION SYSTEM (MAPLE TERRACE/MOUNTAIN TERRACE) IN AND BY THE BOROUGH OF STANHOPE, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$104,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$104,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF STANHOPE, IN THE COUNTY OF SUSSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Borough of Stanhope, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$104,000, said sum being inclusive of all appropriations heretofore made therefor.

For the financing of said improvement or purpose and to meet said \$104,000 appropriation negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$104,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$104,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the improvement of the water supply and distribution system in and by the Borough, including the rehabilitation of water mains in and along Maple Terrace and Mountain Terrace, together with all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

The estimated maximum amount of bonds or notes to be issued for said purpose is \$104,000.

The estimated cost of said purpose is \$104,000.

The following additional matters are hereby determined, declared, recited and stated:

The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Borough may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that, while the net debt of the Borough determined as provided in said Local Bond Law is not increased by this bond ordinance, the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$104,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

An aggregate amount not exceeding \$15,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

This bond ordinance authorizes obligations of the Borough solely for purposes described in paragraph (h) of section 40A:2-7 of said Local Bond Law, and the said obligations authorized by this bond ordinance are to issue for a purpose which is self-liquidating within the meaning and limitations of section 40A:2-45 of said Local Bond Law and are deductible, pursuant to paragraph (c) of section 40A:2-44 of said Local Bond Law, from the gross debt of the Borough.

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and, unless paid from revenues of the water supply and distribution system of the Borough, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

On motion by Councilman Thornton, seconded by Councilwoman Kuncken, and unanimously carried by the following roll call vote, the above ordinance was introduced.

Roll Call:

Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes
Councilwoman Kuncken - yes	Councilman Benson – yes

On motion by Councilman Benson, seconded by Councilwoman Zdichocki and unanimously carried by voice vote, the Mayor and Council instructed the Borough Clerk to post the ordinance and authorized publication of same.

Mayor Maio noted the public hearing on this Ordinance will be held on April 8, 2014.

Ordinance 2014-08

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF MAPLE TERRACE AND MOUNTAIN TERRACE IN AND BY THE BOROUGH OF STANHOPE, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$245,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$233,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF STANHOPE, IN THE COUNTY OF SUSSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Borough of Stanhope, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$245,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$12,000 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or capital improvement purposes.

For the financing of said improvement or purpose and to meet said \$245,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$233,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$233,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the improvement of Maple Terrace and Mountain Terrace in and by the Borough, by the construction or reconstruction therein of new roadway pavements at least equal in useful life or durability to a roadway pavement of Class B reconstruction (as such term is used or referred to in section 40A:2-22 of said Local Bond Law), together with all milling, sidewalks, curbing, drainage facilities, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

The estimated maximum amount of bonds or notes to be issued for said purpose is \$233,000.

The estimated cost of said purpose is \$245,000, the excess thereof over said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$12,000 down payment for said purpose.

The following additional matters are hereby determined, declared, recited and stated:

The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Borough may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is ten (10) years.

The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$233,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

An aggregate amount not exceeding \$30,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

On motion by Councilwoman Kuncken, seconded by Councilwoman Thistleton, and unanimously carried by the following roll call vote, the above ordinance was introduced.

Roll Call:

Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes
Councilwoman Kuncken - yes	Councilman Benson – yes

On motion by Councilman Benson, seconded by Councilman Thornton and unanimously carried by voice vote, the Mayor and Council instructed the Borough Clerk to post the ordinance and authorized publication of same.

Mayor Maio noted the public hearing on this Ordinance will be held on April 8, 2014.

RESOLUTIONS

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

Resolution 069-14

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF STANHOPE INTRODUCING THE 2014
MUNICIPAL BUDGET**

BE IT RESOLVED that the attached Statements of Revenues and Appropriations shall constitute the Municipal Budget for the 2014 calendar year; and

BE IT FURTHER RESOLVED that a Summary of said Budget shall be published in the *New Jersey Herald* and the public hearing and final adoption shall be held on April 8, 2014 at 7:00 p.m. at the Municipal Building at which time and place objections to the 2014 Municipal Budget may be presented by taxpayers or other persons of interest.

On motion by Councilwoman Thistleton, seconded by Councilwoman Zdichocki and unanimously carried by the following roll call vote, the foregoing resolution was duly adopted.

Roll Call:

Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes
Councilwoman Kuncken - yes	Councilman Benson – yes

On motion by Councilman Benson, seconded by Councilwoman Kuncken and unanimously carried by voice vote, the Mayor and Council instructed the Borough Clerk to post the resolution and authorized publication of same.

Resolution 070-14

**SELF-EXAMINATION OF BUDGET RESOLUTION
[as required by DCA]**

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the *Borough of Stanhope* has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2014 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the *Borough of Stanhope* that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate and correctly stated,
- b. Items of appropriation are properly set forth
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

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

Roll Call:

Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes
Councilwoman Kuncken - yes	Councilman Benson – yes

Resolution 071-14

RESOLUTION AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER

WHEREAS, the Tax Collector has received payment for the redemption of Tax Title Lien No. 2013-009, representing 2012 property taxes and/or utility charges on Block 11001, Lot 9, known as 9 Sagamore Road, assessed to James & Lisa C Calvert, 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:	US Bank Cust for BV001 Trust 50 S. 16 th Street, Suite 1950 Philadelphia, PA 19102-2513
Redemption Amount:	Tax Title Lien #2013-009 and Interest to Date of Meeting \$ 2,494.27 Premium Paid by Lienholder <u>2,800.00</u>
Total From Current Fund:	\$ 2,494.27
Total From Tax Premium Account	2,800.00

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 072-14

**Resolution Calling on the Legislature to Make
Permanent the 2% Cap on Interest Arbitration Awards**

WHEREAS, on December 21, 2010, Governor Christie signed into law reforms to the Arbitration process that took effect January 1, 2011; and

WHEREAS, the reforms capped arbitration awards on economic factors to no more than 2%, provided for random selection of arbitrators, expedited the determination of awards, required the arbitrator to provide a written report detailing the weight accorded to each of the required considerations and expedited the appeal process; and

WHEREAS, these reforms marked a dramatic change to the arbitration process and have helped municipalities to control the never-ending rise in public safety personnel costs; and

WHEREAS, a key element of the reforms, capping arbitration awards on economic factors to no more than 2% of the property tax levy will expire on April 1, 2014; and

WHEREAS, while municipalities are statutorily limited to raise their property tax levy by no more than 2%, with very limited exceptions, failure to extend the 2% cap on interest arbitration awards will force municipalities throughout the State to further reduce or even eliminate crucial services, personnel, and long-overdue infrastructure improvement projects in order to fund an arbitration award; and

WHEREAS, the 2% Interest Arbitration cap has controlled one of the largest municipal expense, public safety salaries, not only through arbitration awards but through contract negotiations; and

WHEREAS, absent further action by the Legislature, any contract that expires on or after April 1, 2014, will be subject to all new procedures and requirements, EXCEPT the 2% awards cap; and

WHEREAS, without those limits, arbitrators will be able to impose awards that do not account for the 2% limit on the property tax levy, which would immediately threaten funding for all other municipal services; and

WHEREAS, without the 2% cap on Interest Arbitration Awards but with the 2% cap on property tax levy local budget makers could be forced to reduce other essential municipal services to fund an arbitration award;

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Stanhope strongly urges the Legislature to permanently extend the 2% cap on interest arbitration awards prior to the April 1, 2014 sunset; and

BE IT FURTHER RESOLVED, that a that a copy of this duly adopted resolution be forwarded to Senate President Stephen Sweeney, Assembly Speaker Vincent Prieto, the legislators of the Borough of Stanhope, State Legislative representatives, Governor Chris Christie, and the New Jersey State League of Municipalities.

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

Mayor's Acceptance of Resignation

Resolution 073-14

**MAYOR'S ACCEPTANCE OF THE RESIGNATION OF
MARGARET FINDLEY FROM THE STANHOPE LAND
USE BOARD WITH COUNCIL CONCURRENCE**

BE IT RESOLVED by the Council of the Borough of Stanhope that they do hereby concur with the Mayor's acceptance of Margaret Findley's resignation as an appointed member on the Land Use Board, effective immediately.

On motion by Councilwoman Kuncken with regret, seconded by Councilman Depew with regret and carried by unanimous voice vote the foregoing resolution was duly adopted.

Mayor Maio stated Ms. Findley has served the Borough since 2000 and it is with deep regret that they accept her resignation. Mayor Maio will send Ms. Findley a note of thanks and appreciation for the time and effort she has dedicated to the Borough.

PAYMENT OF BILLS

Resolution 074-14

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 March 11, 2014 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 Councilwoman Kuncken and unanimously carried by the following roll call vote the foregoing resolution was duly adopted.

Roll Call:

Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes
Councilwoman Kuncken - yes	Councilman Benson – yes

AGENDA ITEMS

All items listed on the Agenda for March 25, 2014 were approved.

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 from the public wishing to speak, Mayor Maio closed the public portion of the meeting.

ADJOURNMENT

On a motion by Councilman Benson, seconded by Councilwoman Thistleton, and unanimously carried by voice vote the meeting was adjourned at 8:05 P.M.

Approved:

Ellen Horak
Borough Clerk