

**MAYOR AND COUNCIL
REGULAR MEETING
March 24, 2015
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 7, 2015 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:

Councilman Romano – present	Councilwoman Kuncken – absent
Councilwoman Zdichocki – present	Councilman Depew – present
Councilman Thornton - present	Councilwoman Thistleton – present

Mayor Maio – present

PUBLIC AUCTION

Mr. Stein, Borough Attorney, stated there are three separate properties owned by the Borough which are up for auction tonight. Mr. Stein asked if anyone in the audience was interested in bidding on any of the properties. Mr. Stein stated Judy Togno, Weichert Realtors, was present in the audience. Ms. Togno stated she has a client interested but he is not present at this time. Mr. Stein stated if the interested party arrives later during the meeting, the auction can take place at that time. The properties up for auction are as follows:

- 1) Block 11207, Lot 11 (67-69 Main Street)
- 2) 3 Kynor Avenue
- 3) Brooklyn Road & Kynor Avenue

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.

Paula Zelif-Murphy, Shade Tree Commission, stated the Shade Tree Commission has a five year plan that is ending this year. A new five year plan must be created. Information has been obtained from the State indicating there is grant money available for this purpose. Ms. Zelif-Murphy asked the Governing Body for approval to move forward with the grant process. Mayor Maio asked for the amount of the grant. Ms. Zelif-Murphy stated the grant amount is \$3,000 with an additional \$3,000 of in kind services. The grant is offered through the Community Forestry Program. Mayor Maio stated similar grants have been done for the Shade Tree Commission in the past which have allowed Ron Farr to work on various projects. Ms. Zelif-Murphy stated she has spoken with Mr. Farr and he is interested in participating.

Administrator McNeilly stated once the base information is compiled by the Shade Tree Commission he will provide the information to Millennium Strategies to prepare the grant

application. The application will be reviewed by the Governing Body prior to submission of the grant. Mayor Maio asked the Governing Body if there were any objections moving forward with the grant. There were no objections. Mr. Stein stated a resolution will be prepared for adoption prior to submission of the grant. Mayor Maio thanked Ms. Zelif-Murphy.

Jetur Riggs, 1 Spring Lane, President of the Lake Musconetcong Community Association (LMCA), stated the goals for the year include the park located by the Enrite gas station. Mr. Riggs stated he has spoken with Administrator McNeilly in the past and Mr. Riggs is aware of the historical significance of the area with regard to the Morris Canal. Mr. Riggs stated the LMCA has spoken with NJDEP and Joe Macasek from the Canal Society of NJ who both supports the ideas of the LMCA. The Greenway Project has worked on projects such as the Braille Trail along the canal path. The LMCA has suggested having the park as a trail head due to the close proximity to the trail. This would showcase the canal and continue the goals of the Greenway Project. Mr. Riggs stated he is aware that the Borough leases the property from the State. Mr. Riggs asked if the Borough has any plans for the park and stated that he would like to see all of the entities work together to beautify the park.

Mayor Maio confirmed the property is owned by the State and as such all work to be done must be approved by the State. Mayor Maio suggested Mr. Riggs prepare the proposal and submit it in writing to the Governing Body. The Shade Tree Commission has also expressed an interest in doing work at the park. They would like a location to plant memorial trees and they have also been asked to submit the request in writing. Mayor Maio stated the Borough had worked with the grant writers prior to the purchase of the gas station with a plan to develop that area. Mr. Riggs stated the LMCA is a 501C-3, non-profit organizations, and may be able to obtain grants. Mayor Maio stated the Governing Body will review the plan once it is submitted.

Tom Kinney, 21 Musconetcong Avenue, stated he has noticed there is a considerable amount of litter near the lake. Mr. Kinney suggested the Borough post "No Littering" signs. Mr. Kinney is of the opinion that signs would capture the attention of people to prevent littering. This would help to prevent litter from accumulating in and around the lake. Mayor Maio asked Administrator McNeilly to consult with the DPW. Administrator McNeilly stated the Borough does have a signage budget. The littering problem exists throughout the Borough. The catch basin upgrades prevent the litter from entering the catch basins. Much discussion took place regarding the amount of litter and how other towns have tried to solve the problem. Mayor Maio stated the Borough placed new waste and recycling receptacles in all of the parks which helped solve some of the littering issues at the parks. Mayor Maio stated the Governing Body will review the issue.

Mr. Riggs stated the LMCA will be holding a general meeting on April 8th at 7:00PM at the Netcong Town Hall and Mr. Riggs invited the Governing Body to attend. Mr. Riggs stated Joe Macasek, Canal Society of NJ, will be speaking about the historical significance of the Morris Canal and the Greenway Project.

Mayor Maio stated April 8th is also the date for the Sussex County League of Municipalities meeting which will be discussing the land fill project. The Governing Body is already committed to attend this League meeting. Administrator McNeilly asked when the next LMCA meeting would be held. Mr. Riggs stated the monthly meetings are held every second Wednesday. Mayor Maio thanked Mr. Riggs for the invitation.

Pat Marseco, 41 Koclas Drive, Netcong, stated she is of the opinion other residents would like to see action taken with regard to the park. Mayor Maio stated the interest in the park is appreciated and once the Governing Body receives the written request, it will be reviewed.

Seeing no one further from the public 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:

February 3, 2015 Special Budget Meeting

February 10, 2015 Work Session/Agenda Meeting & Closed Session
February 17, 2015 Special Budget Meeting
February 24, 2015 Regular Business Meeting & Closed Session

On motion by Councilwoman Zdichocki, seconded by Councilman Romano and carried by majority voice vote the above listed minutes were approved. Councilwoman Thistleton abstained from all the minutes.

CORRESPONDENCE (List Attached)

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

COUNCIL COMMITTEE REPORTS

Public Safety – Councilwomen Kuncken/Thistleton

(Police, Fire, Ambulance, Court & Violations Bureau, Emergency Management)

No report was given.

Finance & Administration – Councilman Romano/Councilwoman Kuncken

Councilman Romano stated tax collections and utility collections are current. The Homestead Rebates have been received and will be applied to the May 1, 2015 tax bill for the residents who qualified. Revised tax bills will be mailed to those residents. Any resident who has qualified but has not received a revised tax bill by March 27th is encouraged to contact the Borough's Finance Office. Mayor Maio stated the rebate which the State is applying at this time is from 2012.

Community Development – Councilwoman Zdichocki/Councilman Thornton

(Zoning, Construction, Code Enforcement, Economic Development, Chamber of Commerce, Downtown Revitalization)

Councilwoman Zdichocki stated there were five code violations and two zoning permit applications for the month.

Councilwoman Zdichocki stated there will be a meeting on April 8th at the Byram Township Municipal Building regarding the Camp Lenape Summer Camp.

Municipal Infrastructure – Councilman Thornton/Councilwoman Zdichocki

(Water Distribution, Sewer Collection System, Road Construction & Maintenance, Buildings & Grounds)

Councilman Thornton stated fire hydrant flushing will be taking place during the month of April between the hours of 10:00PM to 5:00AM.

Information Technology – Councilmen Depew/Romano

Councilman Depew stated another meeting has to be scheduled to determine which company will redesign the Borough website. The new copiers for Borough Hall and the Police Department have been ordered and will be installed in two weeks.

Boards/Commissions – Councilwoman Thistleton/Councilman Depew

Councilwoman Thistleton stated the Recreation Commission will hold the annual Easter Egg Hunt on March 28th at Musconetcong Park starting at noon. On April 25th the Recreation Commission is sponsoring a bus trip to the Sands Casino. Registration forms are available at Borough Hall and on the Borough website. The Camp Lenape Summer Camp will be held for six weeks this summer from July 6th through August 14th. The first three weeks will be held at Byram Township School and the last three will be held in Stanhope Borough at the Linden Avenue School.

Councilwoman Thistleton stated the Free Rabies Clinic will be conducted by the Board of Health on April 17th from 6:00PM to 8:00PM at the Stanhope Firehouse.

Councilwoman Thistleton stated the Environmental Commission will hold the Annual Clean-Up Day on April 26th. Nicole Member, a member of the Environmental Commission, has prepared a Clean Communities Program to present to the students at the elementary school on April 21st.

ADMINISTRATOR'S REPORT

Public Safety: Police Accreditation – Administrator McNeilly stated the presentation of the certificate for the Police Accreditation program has been placed on the Mayor and Council Meeting agenda for April 14th.

Hazard Mitigation Letter – Administrator McNeilly stated the Sussex County Office of Emergency Management has requested a signed letter of intent to participate in the County's mitigation plan. Administrator McNeilly invited Wayne Anthony, Emergency Management Coordinator, to come forward to explain the request. Mr. Anthony stated the Hazard Mitigation plan is being adopted by every county in the state. This is a very intense program. Mr. Anthony stated he and Administrator McNeilly have discussed the issue and determined that Administrator McNeilly and the Borough Engineer should be the point of contact. Paperwork must be completed with regard to the Master Plan, Stormwater Management Plan, Open Space Plan and the Watershed Management and Protection Plan. Having a current plan is a required step when requesting FEMA grant money for mitigation projects after a disaster has been declared in the State.

Mayor Maio stated Stanhope has limited exposure for flooding but asked if the Borough would be covered for damage such as what occurred during the hurricane. Mr. Anthony replied this mitigation would not cover that type of damage. This plan, for example, would be used to build something in order to prevent flooding. If the Borough does not participate, the funding for events such as hurricanes will not be provided. Mr. Anthony stated the Borough really has no choice and this will entail a great deal of work.

Administrator McNeilly explained the importance of participating in this plan. Mayor Maio asked when the plan is due. Mr. Anthony stated the grant money received by the County runs out on December 15th. They are running behind. Administrator McNeilly stated the County received grant money to assemble the county wide plan. The first meeting is scheduled for April 1st. Mr. Anthony stated he will stay involved in the plan but most of the information will have to be provided by the Borough Engineer and Administrator McNeilly. Councilwoman Zdichocki asked if the plan includes evacuation areas. Administrator McNeilly replied the plan is for mitigation only. Mayor Maio thanked Mr. Anthony for attending tonight's meeting.

Sewer Service Area – Administrator McNeilly reported that Eric Snyder and Alice Brees, Sussex County Department of Engineering and Planning, contacted him regarding the Stanhope section of the Sewer Service Area Plan for Sussex County. Administrator McNeilly stated he has forwarded the base information to Eric Keller, Borough Engineer, and they will work together to complete the Borough's portion. Mr. Keller is scheduled to attend the April 14th Mayor and Council Meeting to present and answer questions prior to submission of the plan to the County. Mayor Maio stated there will be no change in the sewer service area. The Borough fought long with the County to extend the sewer service area. We did not get all that was requested but we did obtain the right for a developer to be able to present a plan in order to petition for a sewer service area where one does not exist. The specific areas which were cut out of the plan are along the upper portion of Sparta Road, behind the high school and behind the Black Forest Restaurant. Administrator McNeilly stated there are many reasons for an area to be excluded. Stanhope is being excluded due to habitat.

Borough Signage – Administrator McNeilly stated he has been in contact with Mike Castro at Sign Art Graphix to discuss the signs at both ends of Main Street. Administrator McNeilly will work with Mr. Castro and Bill Storms, DPW Superintendent, to obtain pricing for the new signs. Councilwoman Zdichocki stated she would like to be included in this project.

Route 206 / Route 183 – Administrator McNeilly stated he attended a DOT pre-con meeting regarding the milling and paving of Route 206 and Route 183. The work will extend from the Chester Township / Mt. Olive boarder to just past Stonegate Lane in Stanhope. Minor curb and catch basin repair, as well as ADA compliant crosswalk ramps, will be installed. The work through Stanhope will be done at night and will start as soon as the weather warms up. No lane closures or blocked driveways will take place. The DOT and the contractor were notified of the Memorial Day Parade route and date.

Borough Signage - Councilman Depew asked if the new signs will have individual plaques for the businesses. Mayor Maio stated the new signs will incorporate the business signs. This will eliminate the collection of signs at the entrances to Main Street.

COUNCIL DISCUSSION

Stanhope Netcong Rotary – Mayor Maio stated she met with the Stanhope Netcong Rotary last week and the Rotary asked if there is a need for something in the Borough which they could provide. In the past the Stanhope Netcong Rotary has provided benches. Mayor Maio stated she informed the Rotary about the plan to establish a community garden. The Stanhope Netcong Rotary has offered to provide the shed for the garden. Mayor Maio stated a resolution will have to be adopted at that time in order to accept the donation and the shed will have a plaque stating it was donated by the Stanhope Netcong Rotary.

Lakeland Little League Carnival Request – Mayor Maio stated the Lakeland Little League has submitted a request to hold a carnival. Mayor Maio invited members of the Lakeland Little League to come forward.

Mike Novack, Vice President, stated the Lakeland Little League would like to hold a carnival fund raiser at their field. The carnival would include rides and food. At this time games may not be included. There are extra costs associated with games. Ace Carnival is the company which will provide the carnival rides. Mr. Novack stated the Little League is requesting approval from the Mayor and Council to proceed with the carnival fund raiser. Mayor Maio stated Administrator McNeilly has researched the request. Administrator McNeilly stated the Zoning Officer will need to be involved with the process. The Little League field is a non-conforming use in the residential area where it is located and therefore a Zoning Permit must be submitted. Administrator McNeilly stated the hours of operation need to be included in the application and the parking arrangements.

Mr. Stein stated he has not received any formal request from Arlene Fisher, Zoning Official. Mr. Stein stated he and the Ellen Horak, Borough Clerk, have discussed the requirements for games at the carnival. Games of chance would require a raffle license application. Mayor Maio asked Mr. Novack to speak with Ms. Fisher tomorrow. Mr. Stein stated the zoning application is a basic form, a copy of the survey would be helpful and there is a fee. Once the application is submitted, Ms. Fisher will contact him to discuss and legal issues.

Mayor Maio stated she is in favor of the Lakeland Little League holding the carnival but certain procedures have to be followed. Councilwoman Zdichocki asked Mr. Novack to explain the specifics of the carnival. Mr. Novack stated the carnival would be held July 23-26 Thursday, Friday, Saturday and Sunday. The hours during the week would be from 5:30PM to 11:00PM. Ticket sales would stop at 10:00PM in order to have everything shut down by 11:00PM. On Saturday and Sunday the carnival would run from 4:00PM to 11:00PM.

Mr. Novack stated the operation and maintenance of the field is done by the Lakeland Little League. This fund raiser, if successful, will provide the funds necessary. Administrator McNeilly stated it is late in the year to be discussing an event for July. Mayor Maio stated the Borough will work with the Lakeland Little League but paperwork has to be in place as soon as possible. Administrator McNeilly stated the carnival use is a non-conforming use and the legal issues have to be reviewed. Mr. Novack stated he will speak with Ms. Fisher tomorrow.

Water/Sewer Rate Structure (Ordinance) – Mayor Maio stated the Governing Body has agreed to change the water/sewer rate structure. Mayor Maio asked what steps need to be taken. Administrator McNeilly replied the ordinance has to be written. Mayor Maio asked Administrator McNeilly and Ms. Horak to contact the CFO to proceed with the ordinance.

Resolution Opposing Solar Project Settlement Agreements and Calling for Investigation – Mayor Maio stated she met with John Eskilson, Sussex County Administrator, along with Councilman Romano - Chairman of the Finance Committee, Council President Thistleton and Administrator McNeilly to discuss the solar project settlement. The meeting lasted approximately two hours. The process and the settlement were explained with a great deal of technical information. Mayor Maio stated her initial reaction was “it is what it is”. But her objection is the way that it was done. The resolution on tonight’s agenda objects to the process that was followed and requests to have an outside investigation conducted. Many municipalities throughout the county are also adopting similar resolutions.

Mayor Maio revised the Agenda and opened to Public Auction.

PUBLIC AUCTION

Mr. Stein stated on the agenda tonight is the sale of three separate properties owned by the Borough. One property is the vacant lot immediately adjacent to the municipal building, 67-69 Main Street, the second is located at 3 Kynor Avenue and the third is located at the intersection of Kynor Avenue and Brooklyn Road. The property at 3 Kynor Avenue is an undersized lot for zoning. The adjoining property owners were notified about the sale in writing by the Borough and they have right of first refusal. If no one is present, the property can be auctioned.

Mr. Stein stated the public sale for the property at 67-69 Main Street, Block 11207, Lot 11, has a minimum bid price of \$35,000. In addition, the successful bidder is required to pay a buyer’s premium of 5% which will go directly to the Borough’s broker. The buyer is also required to pay all the expenses for the deed of conveyance, the public advertisement of the ordinance, the public advertisement of the sale, and any additional miscellaneous expenses. The taxes for the property will become due as of today, not the day of the closing with the Borough. These are the conditions of sale including a 10% deposit to be made tonight.

Mr. Stein opened the bidding at \$35,000. Mr. Vincenzo Bruzzese bid \$35,000. Mr. Stein announced going once, going twice. Mr. Stein asked if there were any additional bidders. Seeing none, Mr. Stein stated at this time the Mayor and Council must consider a motion whether to accept or reject the bid.

On motion by Councilman Romano, seconded by Councilwoman Zdichocki and unanimously carried by the following roll call vote, the bid of \$35,000 made by Mr. Bruzzese was accepted.

Roll Call:

Councilman Romano – yes	Councilwoman Kuncken – absent
Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes

Mr. Stein congratulated Mr. Bruzzese and asked that he provide the Clerk with his name, address and a deposit check prior to leaving. Mr. Stein stated that he will work on the deed of conveyance. Mr. Stein asked Mr. Bruzzese to have his attorney contact the Borough Clerk or Mr. Stein’s office directly. Mr. Bruzzese stated he will be using the services of Attorney McConnell.

Mayor Maio called for a brief intermission to obtain the necessary information.

NEW BUSINESS

RESOLUTIONS

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

Resolution 076-15

RESOLUTION AUTHORIZING THE RELEASE THE PERFORMANCE BOND OF ALPINE PAINTING & SANDBLASTING CONTRACTORS FOR THE WATER TOWER REHABILITATION

WHEREAS, the Mayor and Council had deemed it necessary for Alpine Painting & Sandblasting Contractors to submit a performance bond prior to the commencement of the rehabilitation of the Water Tower; and

WHEREAS, Alpine Painting & Sandblasting Contractors did produce and the Borough did accept a performance bond guaranteeing the quality and completeness of the work; and

WHEREAS, John Black of L.T. Purcell Associates has inspected the project site and deemed the project has been completed in general compliance with the contract; and

WHEREAS, the Borough Attorney has advised the Mayor and Council that a maintenance bond be required in the amount of \$397,192.00 to be effective for two years from the date of issuance to ensure the quality of the work.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stanhope, County of Sussex, State of New Jersey, at the concurrence of the Borough Attorney do hereby authorize the release of the performance bond to Alpine Painting & Sandblasting Contractors for the rehabilitation and painting of the Water Tower.

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

Roll Call:

Councilman Romano – yes	Councilwoman Kuncken – absent
Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes

Resolution 077-15

RESOLUTION AUTHORIZING THE ACCEPTANCE OF MAINTENANCE BOND IN THE AMOUNT OF \$397,192.00 OFFERED BY ALPINE PAINTING & SANDBLASTING CONTRACTORS FOR WATER TANK REHABILITATION

WHEREAS, the Mayor and Council heretofore authorized the release of a performance bond submitted by Alpine Painting & Sandblasting Contractors; and

WHEREAS, Alpine Painting & Sandblasting Contractors has substantially completed the rehabilitation and painting of the Water Tower; and

WHEREAS, Alpine Painting & Sandblasting Contractors has offered to the Borough a Maintenance Bond in the amount of \$397,192.00, which amount has been specified by the Borough Attorney; and

WHEREAS, the Borough Attorney has reviewed and approved of the form of said Maintenance Bond.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stanhope, County of Sussex, State of New Jersey, that the Borough does hereby accept the Maintenance Bond issued by Alpine Painting & Sandblasting Contractors in the amount of \$397,192.00 for the rehabilitation and painting of the Water Tower.

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

Roll Call:

Councilman Romano – yes	Councilwoman Kuncken – absent
Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes

Resolution 078-15

**RESOLUTION IN SUPPORT OF SUSSEX COUNTY
MUNICIPAL UTILITIES AUTHORITY'S OPPOSITION TO
A PROPOSED AMENDMENT TO THE SUSSEX COUNTY
SOLID WASTE MANAGEMENT PLAN**

WHEREAS, on February 10, 2015, at a meeting of the Sussex County Solid Waste Advisory Council ("SWAC"), an amendment to the Sussex County Solid Waste Management Plan ("SWMP") was proposed by Grinnell Recycling, Inc. and Cavalier Environmental Compliance Services; and

WHEREAS, the proposed amendment seeks to permit the Grinnell MRF/TS to accept ID13 Bulky Waste, in addition to the ID13C (Construction & Demolition) waste, which is currently permitted; and

WHEREAS, in consideration of the proposal, SWAC requested that SCMUA submit a positional response to the proposed SWMP amendment; and

WHEREAS, by memorandum dated March 5, 2015, SCMUA formally responded SWAC's request; and

WHEREAS, SCMUA carefully set forth its position that SCMUA has developed a Sussex County solid waste and recycling system which allows it to provide free or subsidized services to Sussex County residents, businesses and institutions; and

WHEREAS, SCMUA is obligated under its agreement to both the County of Sussex and the solid waste facility bondholders that the solid waste system operated by SCMUA must be financially self-sufficient; and

WHEREAS, if allowed the Grinnell amendment would negatively impact SCMUA's future revenue stream with upward pressure on future tipping fees, including ID10 household waste; and

WHEREAS, ten (10) Sussex County municipalities presently provide for the collection and disposal of residentially generated ID10 household waste; and

WHEREAS, any reduction in SCMUA's revenue stream will negatively affect its budget, possibly resulting in significant increases in tipping fees especially impacting those municipalities that provide for the collection and disposal of household waste by their residents; and

WHEREAS, SCMUA has formally opposed the proposed amendment to the SWMP; and

WHEREAS, the Governing Body of the Borough of Stanhope fully agrees with the position taken by SCMUA and wishes to express its formal support of SCMUA's opposition to the amendment to the SWMP as proposed by Grinnell Recycling, Inc. and Cavalier Environmental Compliance Services;

NOW, THEREFORE, be it resolved by the Mayor and Council of the Borough of Stanhope that the Borough hereby adopts this Resolution in support of SCMUA's position in opposition to the proposed amendment to the Solid Waste Management Plan as proposed by Grinnell Recycling, Inc. and Cavalier Environmental Compliance Services :and

BE IT FURTHER RESOLVED, that the Borough of Stanhope hereby expresses its direct opposition to the proposed amendment to the SWMP as well.

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

Roll Call:

Councilman Romano – yes
Councilwoman Zdichocki – yes
Councilman Thornton - yes

Councilwoman Kuncken – absent
Councilman Depew – yes
Councilwoman Thistleton – yes

Administrator McNeilly asked if copies were distributed to other municipalities. The Borough Clerk replied draft copies were sent out. Mayor Maio stated two municipalities, Lafayette Township and Byram Township, have passed the same resolution.

Resolution 079-15

RESOLUTION AUTHORIZING EXECUTION OF SHARED SERVICE AGREEMENT WITH THE BOROUGH OF HOPATCONG FOR ANIMAL CONTROL SERVICES

WHEREAS, the Borough of Hopatcong has the facilities and manpower to provide animal control services to the Borough of Stanhope; and

WHEREAS, State statute permits municipalities to enter into Shared Service Agreements pursuant to N.J.S.A. 40A:65-1 et seq. and authorizes municipalities to enter into Shared Service Agreements by adoption of a Resolution; and

WHEREAS, Stanhope Borough is in need of animal control services and the Borough of Hopatcong is willing to provide such service pursuant to the attached Agreement; and

WHEREAS, the CFO is hereby authorized to issue a Certification of Availability of Funds charging the appropriate department account for amounts reflecting all liabilities to be incurred January 1, 2015 through December 31, 2016 in accordance with N.J.R. 3644, 5:34-5.3 [a] [2];

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stanhope that the Borough shall enter into a Shared Services Agreement with the Borough of Hopatcong for Animal Control Services for the period January 1, 2015 through December 31, 2016.

BE IT FURTHER RESOLVED that the Mayor and Clerk be and are hereby authorized to execute said agreement.

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

Roll Call:

Councilman Romano – yes
Councilwoman Zdichocki – yes
Councilman Thornton - yes

Councilwoman Kuncken – absent
Councilman Depew – no
Councilwoman Thistleton – yes

Resolution 080-15

RESOLUTION OPPOSING THE SETTLEMENT AGREEMENTS REGARDING THE SOLAR PROJECTS FOR SUSSEX-MORRIS-SOMERSET COUNTIES AND CALLING FOR A FULL INVESTIGATION OF THIS PROJECT AND THE SETTLEMENT

WHEREAS in 2011 Sussex, Morris, and Somerset Counties issued more than \$88 million in public bonds to fund solar installations on public buildings in the three counties; and

WHEREAS the solar project, which is only 45% complete in Sussex County, has been halted due to cost over-runs and litigation between the project's private contractors (SunLight General Solar LLC and Power Partners MasTec LLC); and

WHEREAS the three counties have negotiated and signed settlement agreements to resolve the litigation, while holding harmless all parties in the original agreement and hiring many of the same contractors back to complete the project; and

WHEREAS Sussex County alone had issued \$27.7 million in bonds and faces a potential loss of \$26 million of that, which SunLight General agreed to pay back but now is unable to do so; and

WHEREAS the settlement agreement signed by the Sussex County Board of Chosen Freeholders obligates Sussex County to issue another \$6.75 million in new bond funding to continue with the project; and

WHEREAS the settlement agreement prohibits “disparagement” of the parties and contractors involved in the project, potentially curtailing the right of free speech of those elected to protect Sussex County residents, and at the same time fails to establish a clear requirement for an investigation of this project;

NOW THEREFORE BE IT RESOLVED that the Stanhope Borough Council strongly opposes the circumstances leading to this settlement, the lack of transparency in making this settlement, and therefore the settlement itself without full knowledge of what was agreed to, and the costs it imposes on the taxpayers of Sussex County, including the taxpayers of Stanhope Borough; and

BE IT FURTHER RESOLVED that the Stanhope Borough Council strongly urges that there be a full independent outside public investigation by the Office of State Comptroller and/or Department of Community Affairs of the entire project, from its inception, to the settlement negotiations, and to the final settlement agreements, as signed by the Sussex-Morris-Somerset County Freeholders for the purpose of holding all parties accountable for their action or inaction; and

BE IT FURTHER RESOLVED that the Stanhope Borough Council opposes the ‘non-disparagement’ clauses in the agreement or any other wording if such language obstructs a full public discussion and calls upon Sussex County Board of Chosen Freeholders to keep the public fully informed of their participation in this investigation and of its progress and to take appropriate action at the conclusion of this investigation.

BE IT FURTHER RESOLVED that a certified copy of this resolution be transmitted to the Freeholder Boards of Sussex, Morris, and Somerset Counties, the Sussex County Municipalities and to the State of New Jersey.

On motion by Councilwoman Zdichocki, seconded by Councilwoman Thistleton and carried by the following majority voice vote, the foregoing resolution was duly adopted. Councilman Romano is opposed.

Resolution 081-15 **AUTHORIZATION FOR THE BOROUGH OF STANHOPE
TO PARTICIPATE IN THE SUSSEX COUNTY HAZARD
MITIGATION PLAN UPDATE**

WHEREAS, the County of Sussex by letter dated February 17, 2015 has invited the Borough of Stanhope to participate in the Sussex County Hazard Mitigation Plan (“HMP”) Update Project; and

WHEREAS, the Borough of Stanhope is desirous of participating in the HMP Update Project to provide for the health, safety and welfare of the residents of the Borough of Stanhope; and

WHEREAS, the Sussex County Hazard Mitigation Steering Committee (“Steering Committee”) guides and directs the HMP Update Project and performs certain parts of the planning process; and

WHEREAS, the Borough of Stanhope would be responsible for preparing certain parts of the plan documents on the Borough’s behalf; and

WHEREAS, the County requires the Borough to agree to minimum requirements of municipal participation; and

WHEREAS, the County requires the Borough to designate a primary point of contact and a secondary point of contact on behalf of the Borough; and

WHEREAS, the Borough selected Borough Administrator Brian McNeilly as the primary point of contact with Borough Engineer Eric Keller as the secondary point of contact; and

WHEREAS, the County requires a letter of intent expressing the Borough's desire to participate in the HMP Update Project; and

WHEREAS, the Governing Body is of the opinion that participation in the HMP Update Project would greatly benefit the health, safety and welfare of the residents of the Borough of Stanhope;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Stanhope that the Borough Administrator be and the same is hereby authorized to execute a letter of intent to Sussex County for the Borough to participate in the HMP Update Project; and

BE IT FURTHER RESOLVED, that the Borough Administrator and the Borough Engineer shall be designated as the primary and secondary points of contact for the Borough of Stanhope's participation in the County HMP Update Project.

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

CONSENT AGENDA (All items listed on the Consent Agenda are considered routine by the Borough Council and were enacted by one motion of the Borough Council with no separate discussion.)

Resolution 082-15

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF STANHOPE GRANTING APPROVAL TO THE AMERICAN LEGION, MUSCONETCONG POST 278 TO CONDUCT A PARADE ON MEMORIAL DAY, MONDAY, MAY 25, 2015

WHEREAS, the Borough of Stanhope received a request from the American Legion, Musconetcong Post 278 to conduct their annual Memorial Day Parade through the Borough of Stanhope; and

WHEREAS, said parade is scheduled for Monday, May 25, 2015 to begin at 1:00 p.m. at the College Road School in Netcong and end at the American Legion, Musconetcong Post 278 on Route 183 in Stanhope.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Stanhope, County of Sussex, State of New Jersey, hereby grants approval to the American Legion, Musconetcong Post 278 to hold a parade on Memorial Day, Monday, May 25, 2015 to begin at 1:00 p.m. at the College Road School in Netcong and end at the American Legion, Musconetcong Post 278 on Route 183 in Stanhope.

Resolution 083-15

RESOLUTION AUTHORIZING REFUND OF CERTIFICATE OF HABITABILITY FEE PAID

WHEREAS, Rachel Wolfrum had paid \$125 in the form of a check, for a Certificate of Habitability fee on February 12, 2015 for the purchase of 312 Stonegate Lane, and

WHEREAS, the contract for purchase of the property was terminated on February 19, 2015, and the funds have cleared our bank; and

WHEREAS, the Construction Official recommends that we refund the \$125.00;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stanhope, that a warrant be drawn to the person listed below in the designated amount representing a refund of a Certificate of Habitability fee paid:

Name & Address	Amount
Rachel Wolfrum 815 Limecrest Road Newton, New Jersey 07860	\$ 125.00

Resolution 084-15 RESOLUTION AUTHORIZING REFUND OF UNUSED ESCROW FUNDS

WHEREAS, Jordan Race had placed funds on deposit with the Borough of Stanhope for a Variance Application for Block 11205, Lot 4.01 in March 2014; and

WHEREAS, the project was deemed complete on April 14, 2014; and

WHEREAS, there are unused funds in the amount of \$370.36.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stanhope, that a warrant be drawn to Jordan Race in the designated amount representing a refund of unused escrow funds, as follows:

Jordan Race 19 Stateville Quarry Road Lafayette, New Jersey 07848	
Original Deposit	\$ 500.00
Funds Expended	<u>(129.64)</u>
Balance to be Refunded	\$ 370.36

Resolution 085-15 RESOLUTION AUTHORIZING REFUND OF UNUSED ESCROW FUNDS

WHEREAS, David Ahmad had placed funds on deposit with the Borough of Stanhope for a Variance Application for Block 10301, Lot 11.01 in June 2011, May 2012, August 2012 and September 2012; and

WHEREAS, the project was deemed complete on March 11, 2013; and

WHEREAS, there are unused funds in the amount of \$109.46;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stanhope, that a warrant be drawn to David Ahmad in the designated amount representing a refund of unused escrow funds, as follows:

David Ahmad 15 Victory Circle South Amboy, New Jersey 07932	
Original Deposit	\$1,500.00
Subsequent Deposits	<u>2,745.00</u>
Subtotal:	4,245.00
Funds Expended	<u>(4,135.54)</u>
Balance to be Refunded	\$ 109.46

Resolution 086-15

RESOLUTION AUTHORIZING REFUND OF UNUSED ESCROW FUNDS

WHEREAS, Kanlesh Patel had placed funds on deposit with the Borough of Stanhope for a Variance Application for Block 11402, Lot 58 in October 2011; and

WHEREAS, the project was deemed complete on August 12, 2012; and

WHEREAS, there are unused funds in the amount of \$550.87.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stanhope, that a warrant be drawn to Kanlesh Patel in the designated amount representing a refund of unused escrow funds, as follows:

Kamlesh Patel
110 Louis Lane
Hackettstown, New Jersey 07840

Original Deposit	\$1,500.00
Funds Expended	(<u>949.13</u>)
Balance to be Refunded	\$ 550.87

Resolution 087-15

RESOLUTION CANCELLING UNUSED BALANCE OF ESCROW FUNDS

WHEREAS, certain funds have been held in an Escrow Account for a property that is now owned by the Borough of Stanhope; and

WHEREAS, the funds were held for a drainage project for Block 11207, Lot 11, and the funds are no longer required to be on deposit with the Borough; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stanhope, that the balance of \$4,870.00 which remains on deposit in the Developer’s Escrow Fund of the Borough of Stanhope, be canceled as follows:

General Fund Surplus:	
Dimitriou Drainage Project	\$ 4,870.00

Resolution 088-15

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. 2012-08, representing 2011 property taxes and/or utility charges on Block 11201, Lot 2 known as 19 New Street, assessed to James & Kathleen O’Bitz, 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:	Ridgeback Ventures LLC P.O. Box 503 Mount Freedom, NJ 07970
Redemption Amount:	Tax Title Lien #2012-08 and Interest to Date of Meeting \$ 17,931.27 Premium Paid by Lienholder <u>0.00</u>
Total From Current Fund:	\$ 17,931.27
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.

Resolution 089-15 **RESOLUTION AUTHORIZING REFUND OF PAYMENT OF WATER & SEWER FEES**

WHEREAS, a lien was placed on Block 11402 Lot 47 via the 2014 Tax Sale on October 6, 2014; and

WHEREAS, the homeowner redeemed the lien prior to the end of October 2014, but there was no meeting in early November 2014, so the actual redemption was legally dated November 25, 2014; and

WHEREAS, the Utility Collector received a payment from the lienholder on November 6, 2014, and inadvertently applied it to the account, although the lien had already redeemed; and

WHEREAS, the lienholder no longer had any interest in the property, so therefore was not entitled to make further payments on this account.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Stanhope, that a warrant be drawn to the lienholder listed below in the designated amount representing a refund of a payment of Water & Sewer fees and interest paid:

Block	Lot	Qual	Name & Address	Amount
11402	47		US Bank Cust for BV001 Trust 50 S. 16 th Street, Suite 1950 Philadelphia, PA 19102-2513	\$729.15

Property Location: 12 McKinley Street

Resolution 090-15 **Resolution Commending Northwest NJ Community Action Partnership, Inc.'s ("NORWESCAP") 50th Anniversary**

WHEREAS, it is the sense of this Legislative Body to recognize that the quality and character of life in the communities across northwestern New Jersey are reflective of the concerned and dedicated efforts of the organization and individuals that are devoted to the welfare of the community and its citizenry; and

WHEREAS, attendant to such concern, and in full accord with its long-standing traditions, this Legislative Body is justly proud to commend NORWESCAP, upon the occasion of celebrating their 50th Anniversary of serving the community; and

WHEREAS, since 1965 NORWESCAP has been providing invaluable and outstanding service to the citizens; and

WHEREAS, NORWESCAP is one of 23 Community Action Agencies in New Jersey, and one of over 1,000 nationwide founded on a common purpose: to support low-income households as they develop their abilities to be self-supporting and develop family and community relationships that will sustain self-reliance; and

WHEREAS, Community Action was born out of the Equal Opportunity Act of 1964 that was initiated by President John F. Kennedy and brought to fruition by President Lyndon B. Johnson who, during a memorable State of the Union address 50 years ago, declared unconditional war on poverty; the Economic Opportunity Act was signed into law on August 20, 1964, and not only spurred the birth of Community Action, but also inspired the introduction of Head Start one year later; and

WHEREAS, NORWESCAP was created through these efforts; and

WHEREAS, half a century later, NORWESCAP operated fifteen major programs; has grown to 270 full and part-time employees and more than 30,000 individuals are served each year through a multitude of anti-poverty services; and

WHEREAS, NORWESCAP is a community leader; its positive action changes people's lives, embodies the spirit of hope, improves communities and makes New Jersey a better place in which to live; and

WHEREAS, it is the sense of this Legislative Body that when organizations and individuals of such noble aims and accomplishments are brought to our attention, they should be recognized and applauded by all the citizens of New Jersey;

NOW, THEREFORE, BE IT RESOLVED that this Legislative Body pause in its deliberations to commend the Northwest NJ Community Action Partnership, Inc. upon the occasion of celebrating the 50th Anniversary of Community Action; and

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to Northwest NJ Community Action Partnership of Phillipsburg, Inc.

Resolution 091-15

REGARDING THE RESTORATION OF FUNDING TO STATE PARKS PROGRAMS WHICH WILL SUFFER CUTS DUE TO DIVERSION OF CORPORATION BUSINESS TAX FUNDS DUE TO PUBLIC APPROVAL OF NEW JERSEY BALLOT QUESTION 2

WHEREAS, Stanhope Borough, located in Sussex County, is the home of many acres of forested State Lands, and beautiful Swartswood State Park and Paulinskill River, a tourist haven for swimming, camping, fishing, canoeing, birding, photography, and other recreational activities; and

WHEREAS, Stanhope Borough is depending on these significant, local natural and historic resources in its plan for economic development and growth, highlighting them as a key quality-of-life and eco-tourism assets as we attempt to draw visitors, new residents and new businesses to our Township; and

WHEREAS, there currently exists a greater than \$400 million backlog of repairs, new construction and improvements to existing facilities in state parks and historic sites; and

WHEREAS, numerous Stanhope Borough residents, including members of this governing body, have invested significant volunteer time and effort into clean-up of the Paulinskill Watershed by actively participating in, and supporting efforts of, Stillwater Environmental Commission, and others; and

WHEREAS, recent passage of New Jersey Ballot Question 2 will have serious financial impact on state parks and historic sites like Stokes State Forest, severely limiting their ability to fund capital projects, such as building or repairing restrooms, roads, and bridges, since past dedicated funding through the Corporation Business Tax (CBT) has been virtually eliminated; and

NOW THEREFORE BE IT RESOLVED the Borough Council of the Borough of Stanhope do hereby request that the New Jersey Senate Environment and Energy Committee ensure that the legislation implementing distribution of funds as part of Ballot Question 2 fully restores funding for the programs for capital improvements and stewardship of state parks and historic sites to the same or greater levels as prior to diversion of funds from the CBT; and

BE IT FURTHER RESOLVED, the Borough Council of the Borough of Stanhope request that new legislation be enacted allowing income from concessions agreements for specific state parks and historic sites be directed into a dedicated account for that specific state park or historic site, so that the income derived from these private concessions on public lands be utilized to repair, enhance or improve the state park or historic site from which the income is generated; and

BE IT FURTHER RESOLVED, the Borough Council of the Borough of Stanhope request that 5% of the funds from the CBT be allocated to stewardship of county and local parks and preserved lands through competitive matching grants similar to Green Acres acquisition and development grants; and

BE IT FURTHER RESOLVED, the Borough Council of the Borough of Stanhope request that no taxpayer funds be allocated to non-profit NGOs for stewardship of lands held by these nonprofit land trusts, since these NGOs and their members already benefit from funds generated by programs they run, and are eligible for private and foundational funding, unlike governmental agencies; and

BE IT FURTHER RESOLVED, that the Borough Council of the Borough of Stanhope direct the Municipal Clerk to forward certified copies of this resolution to New Jersey Senate Environment and Energy Committee; New Jersey State Senator Steven Oroho; New Jersey Assembly Members Alison McHose and Parker Space; New Jersey Department of Environmental Protection Commissioner Bob Martin; New Jersey Department of Environmental Protection, Division of Parks and Forestry Director Mark Texel; New Jersey Department of Environmental Protection, Division of Parks and Forestry Assistant Director John Trontis; New Jersey Department of Environmental Protection, Division of Parks and Forestry Northern Region Superintendent Steve Ellis; New Jersey League of Municipalities; The Sussex County Board of Chosen Freeholders; and the Governing Bodies of all other Sussex County Municipalities.

Resolution 092-15

RESOLUTION AUTHORIZING STANHOPE HOSE COMPANY NO. 1 TO CONDUCT A BUCKET DROP

WHEREAS, the members of Stanhope Hose Company No. 1 wish to hold a “Bucket Drop” on Thursday, July 2nd from 3:00 p.m. to 8:00 p.m., Friday, July 3rd from 8:00 a.m. to 5:00 p.m., Saturday, July 4th from 8:00 a.m. to 5:00 p.m. and Sunday, July 6th from 8:00 a.m. to 5:00 p.m. at the intersection of Brooklyn Road (County Route 602) and Route 183 in the Borough of Stanhope with rain dates of Friday, July 10th from 3:00 p.m. to 8:00 p.m., Saturday, July 11th from 8:00 a.m. to 5:00 p.m. and Sunday, July 12th from 8:00 a.m. to 5:00 p.m.; and

WHEREAS, N.J.S.A. 39:4-60 requires charitable organizations to obtain municipal approval before soliciting contributions within municipal roadway; and

WHEREAS, charitable organizations are also required to obtain a Charitable Solicitation permit from the New Jersey Department of Transportation (hereinafter, “NJDOT”); and

WHEREAS, the NJDOT application must be accompanied by a certified copy of a municipal resolution approving the solicitation; and

WHEREAS, the Borough’s Chief of Police has reviewed the Fire Department’s solicitation plan and has found same to be acceptable and in accordance with the NJDOT’s guidelines; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Stanhope, in the County of Sussex, and State of New Jersey hereby approves the Stanhope Hose Company No. 1’s request to hold a “Bucket Drop” Thursday, July 2nd from 3:00 p.m. to 8:00 p.m., Friday, July 3rd from 8:00 a.m. to 5:00 p.m., Saturday, July 4th from 8:00 a.m. to 5:00 p.m. and Sunday, July 6th from 8:00 a.m. to 5:00 p.m. on at the intersection of Brooklyn Road (County Route 602) and Route 183 in the Borough of Stanhope with rain dates of Friday, July 10th from 3:00 p.m. to 8:00 p.m., Saturday, July 11th from 8:00 a.m. to 5:00 p.m. and Sunday, July 12th from 8:00 a.m. to 5:00 p.m.

This resolution is subject to the approval of the Sussex County Board of Chosen Freeholders and the New Jersey Department of Transportation.

On motion by Councilwoman Thistleton, seconded by Councilman Thornton and unanimously carried by the following roll call vote the foregoing resolutions were duly adopted.

Roll Call:

Councilman Romano – yes	Councilwoman Kuncken – absent
Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes

Mayor's Appointments

Resolution 093-15

RESOLUTION APPROVING THE MAYOR'S APPOINTMENT OF DAVID BADOLATO, AS A MEMBER OF THE STANHOPE FIRE DEPARTMENT

Mayor's appointment of David Badolato, as a member to the Stanhope Fire Department.

BE IT RESOLVED by the Council of the Borough of Stanhope that they do hereby concur with the Mayor's appointment of David Badolato, as a Member of the Stanhope Fire Department effective immediately.

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

PAYMENT OF BILLS

Resolution 094-15

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 24, 2015 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 Councilwoman Thistleton, seconded by Councilman Thornton and unanimously carried by the following roll call vote the foregoing resolution was duly adopted.

Councilman Romano stated check #20825 was pulled and placed on hold pending a meeting with the Public Safety Committee.

Roll Call:

Councilman Romano – yes	Councilwoman Kuncken – absent
Councilwoman Zdichocki – yes	Councilman Depew – yes
Councilman Thornton - yes	Councilwoman Thistleton – yes

ATTORNEY REPORT

Mr. Stein stated he had no report.

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.

Mayor Maio asked Donald Drake, present in the audience if he will be attending the Sussex County League of Municipalities meeting regarding the landfill. Mr. Drake stated he will be attending. Mr. Drake asked if the resolution adopted this evening was in objection to the plan. Mayor Maio stated the Borough is opposed to the plan.

Seeing no one further 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 – Potential Litigation
- 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 Councilwoman Zdichocki, seconded by Councilman Romano, and unanimously carried by voice vote, the foregoing resolution was adopted.

The Mayor and Council went into Closed Session at 8:07 P.M.

At the conclusion of the Closed Session the Mayor and Council reconvened the public meeting at 8:32 P.M. with all present.

ADJOURNMENT

On a motion by Councilman Romano, seconded by Councilwoman Thistleton, and unanimously carried by voice vote the meeting was adjourned at 8:32 P.M.

Approved:

Linda Chirip
Deputy Clerk for
Ellen Horak, RMC
Borough Clerk