

**MAYOR AND COUNCIL
REGULAR MEETING
April 26, 2016
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 6, 2016 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 Depew – present

Councilwoman Kuncken – present

Councilman Romano – present

Councilwoman Thistleton – present

Councilman Thornton – present

Councilwoman Zdichocki – present

Mayor Maio – present

PROCLAMATION (Lakeside Park)

Mayor Maio read the following proclamation naming Lakeside Park.

WHEREAS, the Borough of Stanhope has entered into a twenty (20) year lease with NJDEP, Division of Parks and Forestry, as Trustee for the Morris Canal and Banking Company for the real property designated as Block 11106, Lot 1 on the Tax Maps of the Borough of Stanhope located on the shores of Lake Musconetcong; and

WHEREAS, said lease provides for the use of the property by the Borough of Stanhope for the development, maintenance and operation of the leased premises for the sole benefit of the public as outdoor recreational facilities; and

WHEREAS, the Borough of Stanhope maintains said premises for the public's use and enjoyment as a public park; and

WHEREAS, said leased premises is part of general lands administered by NJDEP as Trustee for the Morris Canal and Banking Company and generally referred to as Hopatcong State Park; and

WHEREAS, the Borough wishes to designate a common name for the leased premises for the public's convenience; and

WHEREAS, the Borough wishes to designate the property to be publically known while being leased by the Borough of Stanhope as Lakeside Park;

NOW, THEREFORE, I, Rosemarie Maio, Mayor of the Borough of Stanhope, do hereby proclaim on this 26th day of April 2016 that the leased premises shall be known as Lakeside Park and that the Borough shall officially refer to said leased premises from this day forward as Lakeside Park.

CITIZENS TO BE HEARD

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

Don Drake, SWAC Representative, stated Sussex County has received a permit to extend the landfill vertically. The plan should allow the landfill to continue operation until 2055. There is a new recycling center in the county called CSC, formerly Grinnell located on Houses Corner Road, which processes construction debris. This is going to reduce the tonnage and income for the landfill. Mayor Maio asked if the Freeholders have approved this company. Mr. Drake replied the Freeholders have given approval. Mr. Drake reported the recycling amounts have increased. An inspector has been hired full time to follow trucks/dumpsters.

Gloria Spencer and Neil Lovelet, 3 Linden Avenue. Ms. Spencer stated there has been a cave in located in her front yard which fills with water. Ms. Spencer stated she is concerned this is a sewer problem. Denise Webb, Sussex County Board of Health, and Bill Storms, DPW Superintendent, have both investigated the situation. The neighbor was asked to put dye in the toilets but no traces of the dye were found in the yard. Mr. Storms has checked the area in the road. Ms. Spencer does not know where the water is coming from and the amount of water varies. Ms. Spencer asked if any neighboring properties have had increased bills which may indicate a water leak. Administrator McNeilly stated the water bills are public information and as such an OPRA request for information can be requested through the Clerk's Department.

Ms. Spencer presented a diagram and explained the situation in detail. There is also an abandoned cesspool on the property. Ms. Spencer's father purchased an extra piece of land from the neighbor in 1976 which contains piping and there is a dispute over who is responsible for the pipes. Administrator McNeilly stated he has spoken with Ms. Spencer in the past regarding this issue. Mr. Storms has investigated the situation and the dye test revealed nothing. Administrator McNeilly suggested Ms. Spencer review the deed for the property to see if the piping issue is stated there. Administrator McNeilly stated this is an issue which has to be settled between the two property owners. Ms. Spencer stated she is unsure who the owner of the property is at this time. Administrator McNeilly stated the ownership has not changed. Mr. Stein stated when the sewers were installed years ago the homeowners were allowed to choose the location for the cleanout. Mayor Maio stated Ms. Spencer's attorney is going to have to contact the neighboring property owner to resolve the issue. Administrator McNeilly stated if a hazard exists it has to be addressed neighbor to neighbor. The Borough is not able to assist.

Ms. Spencer and Mr. Lovelet stated when there is no rain the area can fill with water and overflow. Mr. Stein stated water leaks appear quickly, are very evident and the water would stay. Administrator McNeilly stated the Borough monitors and listens for water leaks. Administrator McNeilly stated there are no water mains above the property. The water main is below the property. The neighbor's utility runs into Ms. Spencer's property. Mr. Lovelet asked for assurance that the water is not coming from somewhere else. Mayor Maio stated the Borough cannot assure them where the water is or is not coming from. Mayor Maio stated the way the problem has been presented Ms. Spencer is indicating a sewer line issue that has to be addressed with the neighboring property owner.

Frank Shay, 12 Valley Road, stated many years ago there was a program called "Helping Hands". This was a safety program for school children where a sign was placed on a home to let children know if they were in need of assistance they could go to that home and ask for help. Mr. Shay stated due to the fact Stanhope is a walking community he asked if such a program could be implemented in the Borough. Mayor Maio stated in the past the program was handled by the schools. Mayor Maio stated the program may still be in use in Bergen County. Councilwoman Kuncken stated times have changed and less people are home during the day. There is also the issue of determining if a home is actually safe or not. Mr. Shay stated he has

spoken to the Police Chief who informed him this was not a program he could implement. Mayor Maio suggested Mr. Shay contact the school and thanked him for his interest.

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:

March 8, 2016	Work Session/Agenda Meeting & Closed Session
March 22, 2016	Regular Business Meeting

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

CORRESPONDENCE (List Attached)

On motion by Councilwoman Kuncken, 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)

Councilwoman Kuncken stated the Police Department report for the month indicates there were 440 incidents reported for various issues. The majority of the incidents were motor vehicle stops totaling 266.

Councilwoman Kuncken stated for the month of March the Ambulance Squad report states there were 28 calls in Stanhope, 31 in Netcong for a total of 59 calls. There was one out of town call to Newton. There were 26 basic life support calls and 8 advanced life support calls. They treated 34 patients, made 34 trips to the hospital, travelled 1,016 miles and they had 300 hours and 40 minutes of volunteer hours. There was one assist from the NJ State Police.

Councilwoman Kuncken stated the Fire Department for the month of March reported 9 calls answered, 58.5 man hours, 2 mutual aid calls and the total number of man hours volunteered was 259.

Finance & Administration – Councilman Romano/Councilwoman Kuncken

Councilman Romano stated the year to date tax collections are \$2,808,524.35 and slightly over 95% of the first quarter taxes have been collected as opposed to 94% last year.

Councilman Romano stated the water collections to date are \$143,932.82. The total for sewer collections is \$205,375.06. The figures indicate the collections are current and healthy.

Community Development – Councilwoman Zdichocki/Councilman Thornton

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

Councilwoman Zdichocki stated there were five zoning permit applications for the month. There were 13 notices of violations and complaints issued. Some of the issues involved cleanup and some violations are awaiting replies.

Councilwoman Zdichocki stated she was at Lakeside Park this weekend for the cleanup along with Mayor Maio, Councilwoman Kuncken, Councilwoman Thistleton and Councilman Romano. Everyone worked very hard and the DPW cleaned up the area as well. Mayor Maio stated commendations also need to be extended to the Environmental Commission and a number of community groups such as the Lake Musconetcong Community Association, members of the Lake Board, members of the Nick Whilborg Foundation and the Girl Scouts. Lakeside Park was

cleaned up along with the paths to the Valley Road School and the path to Lenape Valley School. The Towpath along the canal was also cleaned up and the Go Green Club worked at the high school.

Municipal Infrastructure – Councilman Thornton/Councilwoman Zdichocki

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

Councilman Thornton stated the DPW will begin leaf and brush pick up next week on all routes.

Information Technology – Councilmen Depew/Romano

Councilman Depew stated he had no report for this month.

Boards/Commissions – Councilwoman Thistleton/Councilman Depew

Councilwoman Thistleton stated the Camp Lenape Summer Camp will begin on July 11th and will run for six weeks. The first three weeks will be held at Netcong School and the last three will be held at Byram School. The first in person registrations will be held at Stanhope Borough Hall on Monday, May 23rd from 5PM-8PM and then on June 15th from 6PM-9PM.

Councilwoman Thistleton stated last week the Recreation Commission sponsored a trip to the Sands Casino. The bus was full and everyone had a good time.

Mayor Maio stated the Borough's contribution for summer camp will be \$50 per child for Stanhope residents only. Stanhope residents need to register through the Borough in order to receive the discount.

ENGINEER'S REPORT

Mayor Maio invited Eric Keller, Borough Engineer, forward to begin his report.

Sidewalks - Mr. Keller stated he is still trying to receive answers from Local Aid. The information is not located in the SAGE system and therefore he cannot look the information up online. Mayor Maio stated a letter received by the Borough indicates the project was required to begin by October of last year. Mayor Maio is concerned the Borough is going to lose the grant and if that happens there will not be funding for the project. Mr. Keller stated he will send a letter stating the difficulties which have been encountered in obtaining the easements. Councilwoman Kuncken asked if the work done by Mr. Keller would count as the beginning of the project. Mr. Keller stated usually the beginning of a project is when the project has been put out to bid. Administrator McNeilly stated there is justification for delay, some of which has been caused by some of their own people. Mr. Keller stated the owners of the Stanhope Mountain property have not responded. Mr. Stein stated he will speak to the Governing Body in closed session regarding easement acquisition.

Reclamation Spring Lane and Lake Street – Mr. Keller stated Spring Lane and Lake Street are being added to the four roads which were chosen for reclamation last year. Mr. Keller stated Frank Russo, from his office, has left the company and Mr. Keller is currently looking for a replacement. Before Frank left he scheduled a meeting with a contractor that does reclamation work and Mr. Keller met with him and walked all the streets included in this project. Mr. Keller is confident the Borough will receive at least one bid this year. Last year no bids were received for this project. Administrator McNeilly stated the funding will be available on May 19th. The project packet can be prepared and ready for the first meeting in May. The four roads in Port Morris are complete. Mr. Keller will prepare the basic plan.

Crosswalks – Mr. Keller stated he met with Phil Sheldon in the past regarding the crosswalks but there is a new contact person who has contacted Mr. Keller. Mayor Maio asked if the bid will be for two contractors. Mr. Keller replied the bid will be for one contractor and they can bring in any other contractor necessary. Administrator McNeilly stated the funds will be ready May 19th and the resolutions should be prepared for the May agenda.

Main Street Lighting – Mr. Keller stated the original contractor who did the work will examine the box to check on the requirements. The Borough had receptacles installed in the lights. Mr. Keller asked if the new lights should also have receptacles. The Governing Body agreed the receptacles should be included. Administrator McNeilly stated the resolution should be provided to the Clerk as soon as possible. Mr. Keller stated seven years ago LED lights were very expensive and there weren't many options available and therefore the Borough chose not go with LED's. Now LED lights are all that are used. In order to match the existing lights it could take up to 12 weeks or more to receive the fixtures. The Borough can go to bid in June but the lights may not become available until October. Mayor Maio stated that would be acceptable. The Borough is pleased with the current lighting and the ambiance. Administrator McNeilly stated everything can be in place and waiting for the delivery of the lights. Mr. Keller stated a separate conduit may have to be installed. Over a specific distance there could be a voltage drop.

Brooklyn Road – Mr. Keller stated two services have gone bad and closures were needed for Brooklyn Road. The requests for the road closures were submitted and have been approved by the County. One of the services has been repaired and went well. The other service will be completed this week.

Sagamore Road – Mr. Keller stated on March 26th he inspected Sagamore Road and found it to be serviceable and functioning as it should. The inspection took place in the morning when it was cool out. This past week Mr. Keller stated he examined the road again at the request of Administrator McNeilly who had informed him there were gooey spots. Most of the spots are in the cul de sac which are pools of excess asphalt with some stone in there and tire tracks can be seen there as well. Mr. Keller stated he contacted Frank who had picked the type of chip seal. Frank is of the opinion there are pockets that are too thick but sand can be added which will adhere to the asphalt.

Mayor Maio stated the Governing Body has received a great deal of complaints and she is of the opinion the fixes need to stop. The cost to mill and resurface the road would be \$36,000 and Mayor Maio is of the opinion this should be done to fix the problem which has been ongoing for two years. Councilwoman Kuncken stated she lives near the area and walks there frequently. In the area from Spencer Street to Sagamore Road there are many tire tracks in the turns and there is weeping. Councilwoman Kuncken asked what the cost of for sand would be. Mr. Keller stated he too noticed the tire tracks but he is of the opinion this is normal wear. The tire tracks are more noticeable in the cul de sac. Mayor Maio stated the spots are not always in the same location. In her opinion the road is just not right.

Mr. Keller stated as an Engineer the whole road has not failed. The temperature and time of day can change things. Mr. Keller stated he walked and drove the cul de sac again on Friday. The sand would be low cost and any extra can be swept up. To mill and repave at a cost of \$36,000 is not a small amount of money. Mr. Keller recommends trying to remedy the issue with sand. Councilman Thornton asked if the sand fix failed, would there still be time to schedule the milling and paving if it becomes necessary.

Administrator McNeilly stated Mr. Keller will have to oversee the project. Administrator McNeilly does not want the DPW responsible for this issue. Councilwoman Kuncken stated the Governing Body does not want to create a new issue. Mayor Maio stated the project has to have a start date and completion date. Mr. Keller stated it should not take long to determine if the sand will work or not. Administrator McNeilly stated it could take a while to determine if the fix works due to the cooler weather.

Mayor Maio asked the Council how they wished to proceed. The results of the poll are as follows: Councilman Depew, Councilwoman Zdichocki, Councilman Thornton, Councilman Romano, Councilwoman Thistleton and Councilwoman Kuncken all stated the sand fix should be implemented. Mayor Maio stated she disagrees with that decision but stated Mr. Keller

should proceed with the sand fix and a start date needs to be determined. Administrator McNeilly stated Mr. Keller will have to meet with Bill Storms and the information will be provided to the Governing Body at the next scheduled Mayor and Council meeting. Mr. Keller stated he will be available to meet with Mr. Storms on Friday, provided he does not have jury duty. Councilman Thornton asked Administrator McNeilly to keep him informed.

Electronic Crosswalks – Mr. Keller stated he has information regarding the cost for electronic crosswalks for Route 183, Brooklyn Road and Sparta Road. Administrator McNeilly stated the Safe Routes to School funding may be able to provide solar powered signals for the crosswalks. Mr. Keller stated the installation is simple and would be similar to what Netcong has recently installed. Mr. Keller distributed a packet of information to each member of the Governing Body. Mr. Keller stated on Route 183, Brooklyn Road and even for Sparta Road the Borough has to work with the State and County. An engineering study would have to be performed to justify the need. Engineering costs are not reimbursable by the program. Mr. Keller will do more research on the pedestrian safety. Mayor Maio stated the Safe Routes to School is only of interest to obtain the signs for the crosswalks. The Borough is not interested in getting involved in any other aspects of the program.

Mayor Maio and the Governing Body thanked Mr. Keller for attending this evening's meeting.

ADMINISTRATOR'S REPORT

Administrator McNeilly stated his report was distributed on Friday to the Governing Body's mailboxes.

DPW – Administrator McNeilly stated the water main break was repaired on Brooklyn Road and everything went well. The DPW will be working again tomorrow night on the other water main break on Brooklyn Road. A Nixle message has been sent and the sign is in place.

Lead & Copper Class – Administrator McNeilly stated he attended a class regarding lead and copper. Information has been forwarded to both Stanhope School and Lenape Valley High School.

Hydrant Flushing – Administrator McNeilly stated hydrant flushing is scheduled for the first and second weeks in May. There may be delays due to the weather.

Website – Administrator McNeilly stated he is working with Mr. Stein to draft a letter to the current provider regarding the website. A meeting was held with Nicole, website developer, and the Deputy Clerk to begin work on the website. The email will also be finalized. The new points of contact will be Administrator McNeilly, the CFO and the web designer. The email transfer may take place as early as the first of the week.

Borough Hall Memo – Administrator McNeilly stated he is addressing the issue of air quality in response to a memo received from the office staff.

Byram Township Memo – Councilwoman Kuncken and Mayor Maio both stated they are upset with the memo Byram Township has written regarding the Route 206 highway access issue. It appears Byram Township is trying to impede development in Stanhope.

Bungalow on Route 206 – Councilman Depew asked Administrator McNeilly for the update on the bungalow on Route 206 located next to the repair shop. Administrator McNeilly stated a meeting is scheduled with the property owner, Construction Official and the Zoning Official next Wednesday.

DPW & New Borough Sign – Councilwoman Zdichocki stated the DPW has done a great job with the area around the new Borough sign. Councilwoman Thistleton asked about the removal of the individual signs at the other end of Main Street. Administrator McNeilly stated he needs the full governing body's support in order to remove the signs. There is an ordinance but in the past it has not been enforced.

On motion by Councilwoman Thistleton, seconded by Councilwoman Zdichocki the motion was made to remove the individual business signs at the corner of Main Street. Discussion took place regarding the ordinance. Administrator McNeilly asked if the motion includes the entire Borough or just the corner of Main Street. Mr. Stein stated the motion made only includes Main Street. Councilman Thornton stated then the signs will just be moved to another location. Councilwoman Thistleton rescinded her motion. There will be a review of the ordinance. Mayor Maio asked the Community Development Committee to meet between now and the next scheduled meeting. Mayor Maio asked the Deputy Clerk to include this topic on the next agenda for Council Discussion.

COUNCIL DISCUSSION

Background Checks (Recreation Commission) – Mayor Maio stated there is a program called Red Light/Green Light which was recommended by our Risk Manager and is currently used by Roxbury Township to conduct background checks. Administrator McNeilly stated the volunteer is provided with a code number and they enter their information and a search is conducted. The Borough never sees the information. Mr. Stein has concerns and recommended a different program.

Mr. Stein stated there is a statute which allows background checks to be conducted for various people and departments. There is another statute that allows background checks to be conducted for individuals such as coaches and volunteers. The NJ State Police have a private company to conduct the background checks and it is a national search. The other groups who run background checks are not reliable and are not conducted with the police. They use a data mine process and it does not include criminal background checks. The 501C3 organizations have provisions for background checks.

Mayor Maio stated the Borough would like to have background checks for the Recreation Commission members and volunteers. Councilwoman Zdichocki stated many times there are parents helping with the events and they would not be able to have background checks run ahead of time. The background checks will not work when volunteers show up on the day of the event. Mr. Stein stated the current ordinance can be amended to include the Recreation Commission members and the alternates. Councilwoman Zdichocki stated having this background check in place will give a sense of security to parents in the community. Mr. Stein stated the checks would be conducted through Stanhope's Police Department. Councilwoman Zdichocki asked what will happen if someone refuses to have the background check done. Mayor Maio stated they will no longer be able to participate on the commission. Mr. Stein stated there is a list of very specific offenses that would disqualify someone and that is all the Borough would be looking for.

Administrator McNeilly stated once he receives the ordinance revision from Mr. Stein he will forward it to the Police Chief for review. The ordinance will be included on the next agenda.

DASI SOP – Mayor Maio stated a memo was received from the Chief of Police regarding the DASI SOP. Councilwoman Zdichocki stated this is a draft and there are still items missing. Administrator McNeilly stated the SOP is being worked on. Mayor Maio stated the Borough is committed to the program and there are still no set dates. Administrator McNeilly will contact the Police Chief.

NEW BUSINESS

ORDINANCES

Mayor Maio offered the following ordinance for Public Hearing and Final Adoption which was read by title:

Ordinance 2016-02

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

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

SECTION 1. That the Annual salary, wage and compensation to be paid to Borough employees and officials in 2016 be as follows:

Mayor	\$ 3,013.00
Borough Council Member	2,739.00
Administrator	106,000.00
Borough Clerk	59,146.00
Deputy Borough Clerk	35,162.00
Registrar	3,583.00
Deputy Registrar	1,728.00
Website Content Manager	3,561.00
Chief Financial Officer/ Tax Collector	97,226.00
Utility Collector/ Asst to Tax Collector	36,883.00
Accounts Payable	22,385.00
Tax Assessor	19,333.00
Custodian	7,611.00

POLICE DEPARTMENT

Chief of Police	109,308.06
Sergeant	As per contract
Sergeant's Stipend	As per contract
Detective's Stipend	As per contract
Patrolman	As per contract
Clerk Typist - Police Dept.	33,545.00
Police Matron	\$21.66 per hour
Police Matron - Call-out	\$50.00 per call-out
Special Officer	\$20.98 per hour
Crossing Guard	\$14.69 per hour

DEPARTMENT OF PUBLIC WORKS

Superintendent	\$ 83,517.00
Water Operator	6,401.00
Sewer Operator	6,401.00
Water T-1 License Stipend	3,500.00
Supervisor of Public Works	\$ 50,875.00
Public Works Repairer	As per contract
Laborer	As per contract
Part-time Laborer	\$12.00 to \$12.83 per hour
Seasonal Help	\$14.00 per hour

CONSTRUCTION DEPARTMENT

Construction Official	22,547.00
Fire Subcode Official	3,174.00
Plumbing Subcode Official	3,649.00
Zoning Officer	10,623.00
Code Enforcement Officer	11,057.00
Municipal Housing Stipend	2,016.00
Clerical -Construction	8,140.00

BOARDS AND COMMISSIONS:

Land Use Secretary	\$ 9,185.00
Board of Health Secretary	4,338.00
Secretary to:	
Shade Tree	\$25.00 per month*
Environmental Commission	\$25.00 per month*
Recreation Commission	\$25.00 per month*

*submission of monthly minutes required.

SECTION 2. Salaries and wages for all Borough employees and officials shall be paid in bi-weekly installments as nearly equal as possible.

SECTION 3. Unless otherwise provided herein, remuneration for all employees shall be retroactive to January 1st of each year.

SECTION 4. The salaries and wages herein established shall be in lieu of any and all fees to which the respective incumbents of said offices might otherwise be entitled by statute or ordinance; which fees shall immediately upon collection thereof be paid over to the Treasurer for use of the Borough except as otherwise provided herein.

SECTION 5. The Borough shall pay medical insurance premiums in accordance with State law, collective bargaining agreements and the Borough's elected participation in any State health benefit program for all eligible employees and their eligible dependents.

SECTION 6. The terms and conditions of all collective bargaining agreements negotiated between the Borough and any bargaining unit representing Borough employees are hereby incorporated into this Ordinance.

SECTION 7. All Ordinances and Resolutions, or parts thereof, inconsistent herewith are hereby repealed.

SECTION 8. This Ordinance shall become effective immediately upon final adoption and publication as required by law.

On motion by Councilman Thornton, seconded by Councilman Depew, and unanimously carried by the following roll call vote, the foregoing ordinance was adopted.

Mayor Maio opened this portion of the meeting to the public for discussion on this item only. Seeing no one wishing to speak, Mayor Maio closed this portion of the meeting.

Roll Call:

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

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

Ordinance 2016-03

CAPITAL ORDINANCE APPROPRIATING \$7,700.0 FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF STANHOPE, IN THE COUNTY OF SUSSEX, NEW JERSEY

BE IT ORDAINED by the Borough Council of the Borough of Stanhope, in the County of Sussex, New Jersey, AS FOLLOWS;

Section 1. The several improvements described in Section 3 of this capital ordinance are hereby respectively authorized as general improvements to be made or acquired by the Borough of Stanhope, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefore and amounting in the aggregate to \$7,700.00, which has heretofore been set aside for the improvement or purpose stated in Section 3 and now available therefore by virtue of provision in a previously adopted budget or budgets of the Borough for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$7,700.00 appropriations, the Borough will use \$7,700.00 from the General Capital Improvement Fund, as described in Section 3.

Section 3. The improvements hereby authorized and the several purposes for the allocation of which said obligations are to be spent, the appropriation made for an estimated cost of each such purpose, and the estimated maximum amount of funds to be spent for each such purpose, are respectively as follows:

Various Equipment for Police Department, including antennas, modems, camera for booking area, software and installation costs for all of the above:

\$ 7,700.00 General Capital Improvement Fund

All the aforesated improvements or purposes where applicable, are in accordance with specifications on file in the office of the Borough Clerk, which specifications are hereby approved.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

- (a) The said purposes described in Section 3 of this capital ordinance are capital expenses and are each 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 specifically assessed on property specially benefited thereby.
- (b) The average period of usefulness of said purposes within the limitations of said Local bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed by this capital ordinance, is five (5) years.

Section 5. This capital ordinance shall take effect ten (10) days after the publication thereof after final adoption.

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

Mayor Maio opened this portion of the meeting to the public for discussion on this item only. Seeing no one wishing to speak, Mayor Maio closed this portion of the meeting.

Roll Call:

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

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

Ordinance 2016-04

BOND ORDINANCE APPROPRIATING \$338,034, AND AUTHORIZING THE ISSUANCE OF \$305,200 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF STANHOPE, IN THE COUNTY OF SUSSEX, NEW JERSEY.

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:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by The Borough of Stanhope, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums, except as described in said Section 3, being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$338,034 including the aggregate sum of \$16,179 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes and including also, in the case of the improvement described in paragraph (c) of said Section 3, the sum of \$16,655 in the Reserve for Sidewalk Improvements Fund of the Borough.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$338,034 appropriations not provided for by application hereunder of said down payments and Reserve for Sidewalk Improvements Fund, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$305,200 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$305,200 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Acquisition by purchase, of new and additional computer equipment for use by the Police Department of the Borough, together with all appurtenances, apparatus and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved, the \$48,470 hereby appropriated therefor being exclusive of the sum of \$8,530 appropriated therefor by prior ordinances of the Borough (#2010-13)	\$48,470	\$46,000
(b) Improvement of various roads in and by the Borough by the construction or reconstruction therein of roadway pavements at least equal in useful life or durability to a roadway pavement of Class B construction (as such term is used or referred to in Section 40A:2-22 of said Local Bond Law) including, without limitation, Port Morris Avenue; Spring Lane, and Lake Street, together with all structures, appurtenances, milling, curb and sidewalk reconstruction, drainage		

improvements, retaining walls, equipment, 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 \$133,130 hereby appropriated therefor being exclusive of the sum of \$119,870 previously appropriated therefor by prior ordinances of the Borough (#2015-10)

133,130

126,430

(c) Improvement of Main Street by the construction or reconstruction of crosswalks and the installation of lighting, together with all sidewalks, landscaping, 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 \$156,434 hereby appropriated therefor being inclusive of the sum of \$16,655 in the Reserve for Sidewalk Improvements Fund of the Borough and exclusive of the aggregate sum of \$17,065 previously appropriated therefor by prior ordinances of the Borough (#2008-03, #2009-08, #2010-04 and #2015-14)

156,434

132,770

Totals

\$338,034

\$305,200

Except as otherwise stated in paragraph (c) above with respect to the said \$16,655 from the Reserve for Sidewalk Improvements Fund of the Borough, the excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each 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 benefited thereby.

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 9.54 years.

(c) 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 \$305,200, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding \$34,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs 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 costs of said improvements and are included in the foregoing estimate thereof.

Section 5. 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.

Section 6. 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.

Section 7. 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.

Section 8. 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 Thistleton, seconded by Councilwoman Kuncken, and unanimously carried by the following roll call vote, the foregoing ordinance was adopted.

Mayor Maio opened this portion of the meeting to the public for discussion on this item only. Seeing no one wishing to speak, Mayor Maio closed this portion of the meeting.

Roll Call:

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

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

RESOLUTIONS

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

Resolution 080-16

RESOLUTION FIXING THE 2016 SALARIES OF BOROUGH EMPLOYEES

WHEREAS, the Borough Council adopted Ordinance # 2016-02 on April 26, 2016; and

WHEREAS, the Borough Council of the Borough of Stanhope desires to set the specific salaries for full-time and part-time non-contract Borough employees for the year 2016,

NOW, THEREFORE, BE IT RESOLVED that the following salaries are retroactive to January 1, 2016:

Rosemarie Maio	Mayor	\$ 3,013.00
Michael Depew	Council Member	2,739.00
Diana Kuncken	Council Member	2,739.00
Thomas Romano	Council Member	2,739.00
Doreen Thistleton	Council Member	2,739.00
Bill Thornton	Council Member	2,739.00
Patricia Zdichocki	Council Member	2,739.00
Brian McNeilly	Administrator	106,000.00
Ellen Horak	Borough Clerk	59,146.00
Linda Chirip	Deputy Borough Clerk	35,162.00
Ellen Horak	Registrar	3,583.00
Linda Chirip	Deputy Registrar	1,728.00
Linda Chirip	Website Content Manager	3,561.00
Dana Mooney	Chief Financial Officer/ Tax Collector	97,226.00
Maria Mascuch	Utility Collector/ Asst. to Tax Collector	36,883.00
Tammy Minniti	Accounts Payable	22,385.00
Jason Laliker	Tax Assessor	19,333.00
Ward Sherrer	Custodian	7,611.00
POLICE DEPARTMENT		
Steven Pittigher	Chief of Police	109,308.06
	Sergeant	As per contract
	Sergeant's Stipend	As per contract
	Detective's Stipend	As per contract
	Patrolman	As per contract
Virginia Citarella	Clerk Typist - Police Dept	33,545.00
Various	Police Matron	\$21.66 per hour
Various	Police Matron – Call-out	\$50.00 per call-out
Various	Special Officer	20.98 per hour
Various	Crossing Guard	14.69 per hour
DEPARTMENT OF PUBLIC WORKS		
William Storms, Jr.	Superintendent	83,517.00
William Storms, Jr.	Water Operator	6,401.00
William Storms, Jr.	Sewer Operator	6,401.00
William Storms, Jr.	Water T-1 License Stipend	3,500.00
Jason Titsworth	Supervisor of Public Works	50,875.00
	Public Works Repairer	As per contract
	Laborer	As per contract
Various	Part-time Laborer	\$12.00 to \$12.83 per hour
Various	Seasonal Part Time	\$14.00 per hour
CONSTRUCTION DEPARTMENT		
Thomas Pershouse	Construction Official	22,547.00
Joseph Olivo	Fire Subcode Official	3,174.00
Joseph Olivo	Plumbing Subcode Official	3,649.00
Arlene Fisher	Zoning Officer	10,623.00
Arlene Fisher	Code Enforcement Officer	11,057.00
Arlene Fisher	Municipal Housing Stipend	2,016.00
Tammy Minniti	Clerical - Construction	8,140.00
BOARDS AND COMMISSIONS:		
Ellen Horak	Land Use Secretary	9,185.00
Monique McNeilly	Board of Health Secretary	4,338.00
Secretary to:		
Shade Tree		25.00 per month*
Environmental Commission		25.00 per month*
Recreation Commission		25.00 per month*

*submission of monthly minutes required.

BE IT FURTHER RESOLVED that the Borough Administrator is authorized to set the salary level according to the salary amounts in Ordinance #2016-02 for the temporary part-time positions of police matron, crossing guards, general part-time, DPW part-time and seasonal employees.

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

Roll Call:

Councilman Depew – yes

Councilwoman Thistleton – yes

Councilwoman Kuncken – yes

Councilman Thornton – yes

Councilman Romano - yes

Councilwoman Zdichocki – yes

Resolution 081-16

**RESOLUTION AUTHORIZING AMENDMENT TO
MUNICIPAL SHARED SERVICE DEFENSE AGREEMENT**

WHEREAS, the Borough Council of the Borough of Stanhope entered into the Municipal Shared Services Defense Agreement (“MSSDA”) for the purpose as set forth therein, which included retaining a common expert in the Declaratory Judgment action (“Litigation”) that was filed in accordance with In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) (“Decision”); and

WHEREAS, the MSSDA was modified, pursuant to Resolution 179-15, authorizing Jeffrey R. Surenian, Esq. to execute an agreement on behalf of Stanhope with Econsult Solutions, Inc.; and

WHEREAS, Resolution 179-15 further indicated that should additional monies be needed to effectuate the intent and purpose of the MSSDA, such additional funds must be authorized by the Borough; and

WHEREAS, the Borough has now been asked to deposit additional funds with Jeffrey R. Surenian, Esq., to continue paying for professional services related to the ongoing litigation; and

WHEREAS, the Borough Council has agreed that it is in the Borough’s best interest to deposit additional funds with Jeffrey R. Surenian, Esq.

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

1. The Borough Council authorizes the expenditure of an additional \$2,000.00 to be deposited with Jeffrey R. Surenian, Esq. to permit the ongoing litigation to continue.
2. In the event such changes and actions require the municipality to appropriate and commit any additional funding for the MSSDA, the Borough of Stanhope shall only be responsible for such funding if it authorizes same.
3. If additional monies are needed to effectuate the intent and purpose of the MSSDA, no such services shall be authorized by designated counsel without further action from the Borough.
4. This Resolution shall take effect immediately.

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

Mr. Stein stated this resolution is in regard to COAH. Mr. Stein stated Ms. Leo, from his office, has sent correspondence to the Borough indicating a hearing has been scheduled for June for the Borough’s COAH plan.

Roll Call:

Councilman Depew – yes
Councilwoman Kuncken – yes
Councilman Romano - yes

Councilwoman Thistleton – yes
Councilman Thornton – yes
Councilwoman Zdichocki – yes

Resolution 082-16

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$2,849,850 BOND ANTICIPATION NOTES OF THE BOROUGH OF STANHOPE, IN THE COUNTY OF SUSSEX, NEW JERSEY

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF STANHOPE, IN THE COUNTY OF SUSSEX, NEW JERSEY, AS FOLLOWS:

Section 1. Pursuant to a bond ordinance of the Borough of Stanhope, in the County of Sussex (herein called the “local unit”), entitled “Bond ordinance providing for the improvement of Elm Street and Grove Road and Grove Road in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$265,000 therefor and authorizing the issuance of \$259,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on March 27, 2007 (#2007-2), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$37,900 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 2. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the acquisition of new and additional equipment by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$40,000 therefor and authorizing the issuance of \$38,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on May 29, 2007 (#2007-06) (as amended by excess proceeds ordinance #2009-13), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$4,300 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 3. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of the Municipal Building in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$236,000 therefor and authorizing the issuance of \$224,700 bonds or notes of the Borough for financing such appropriation”, finally adopted on May 29, 2007 (#2007-05), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$32,600 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 4. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of various roads in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$250,000 therefor and authorizing the issuance of \$238,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on June 26, 2007 (#2007-9) (joined by the Borough with #2007-12) (as amended by excess proceeds ordinance #2009-13), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$41,700 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 5. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance amending a bond ordinance of the Borough of Stanhope, in the County of Sussex, New Jersey, heretofore adopted, making a supplemental appropriation of \$75,000 for the improvement of various roads in and by the Borough and authorizing the issuance of \$71,000 bonds or notes of the Borough for financing such supplemental appropriation”, finally adopted on May 20, 2008 (#2008-2), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$23,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 6. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of Main Street and Grove Road in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$335,000 therefor and authorizing the issuance of \$326,900 bonds or notes of the Borough for financing such appropriation”, finally adopted on May 20, 2008 (#2008-3), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$50,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 7. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance appropriating \$97,000, and authorizing the issuance of \$92,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stanhope, in the county of Sussex, New Jersey”, finally adopted on September 30, 2008 (#2008-9), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$30,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 8. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance appropriating \$421,900, and authorizing the issuance of \$230,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stanhope, in the County of Sussex, New Jersey”, finally adopted on July 21, 2009 (#2009-08), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$138,400 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 9. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of the water supply and distribution system in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$250,000 therefor and authorizing the issuance of \$237,500 bonds or notes of the Borough for financing such appropriation”, finally adopted on May 25, 2010 (#2010-03), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$13,800 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 10. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance appropriating \$500,000, and authorizing the issuance of \$285,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stanhope, in the County of Sussex, New Jersey”, finally adopted on May 25, 2010 (#2010 04), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$209,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 11. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the acquisition of new and additional equipment by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$90,000 therefor and authorizing the issuance of \$85,500 bonds or notes of the Borough for financing such appropriation”, finally adopted on November 23, 2010 (#2010-13), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$62,850 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 12. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the acquisition of new and additional fire fighting equipment by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$37,000 therefor and authorizing the issuance of \$35,200 bonds or notes of the Borough for financing such appropriation”, finally adopted on July 12, 2011 (#2011-13), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$27,000 shall be issued for the purpose of temporarily financing the improvement or

purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 13. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of the water supply and distribution system (Sparta Road - Phase II) in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$120,000 therefor and authorizing the issuance of \$120,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on May 22, 2012 (#2012-10), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$75,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 14. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the acquisition of new and additional vehicular equipment for use by the water utility of the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$60,000 therefor and authorizing the issuance of \$60,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on June 26, 2012 (#2012-14), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$37,250 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 15. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance appropriating \$359,000, and authorizing the issuance of \$341,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stanhope, in the county of Sussex, New Jersey”, finally adopted on June 26, 2012 (#2012-15), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$313,700 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 16. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of the water supply and distribution system in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$2,300,000 therefor and authorizing the issuance of \$2,300,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on November 27, 2012 (#2012-18), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$55,150 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 17. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the acquisition of new and additional equipment for use by the water utility of the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$140,000 therefor and authorizing the issuance of \$140,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on July 9, 2013 (#2013-11), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$108,800 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 18. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance appropriating \$91,000, and authorizing the issuance of \$86,450 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stanhope, in the county of Sussex, New Jersey”, finally adopted on July 9, 2013 (#2013-12), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$80,450 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 19. Pursuant to a bond ordinance of the local unit entitled: “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”, finally adopted on April 8, 2014 (#2014-07), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$83,500 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 20. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of Maple Terrace/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”, finally adopted on April 8, 2014 (#2014-08), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$227,001.09 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 21. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of the water supply and distribution system (James Street) in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$256,000 therefor and authorizing the issuance of \$256,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on June 24, 2014 (#2014-11), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$236,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 22. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of James Street in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$392,000 therefor and authorizing the issuance of \$133,300 bonds or notes of the Borough for financing such appropriation”, finally adopted on June 24, 2014 (#2014-12), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$132,243.91 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 23. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance appropriating \$465,000, and authorizing the issuance of \$191,955 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stanhope, in the County of Sussex, New Jersey”, finally adopted on August 12, 2014 (#2014 13) Bond Anticipation Notes of the local unit in a principal amount not exceeding \$190,955 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 24. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance appropriating \$35,000, and authorizing the issuance of \$35,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stanhope, in the County of Sussex, New Jersey, for the water supply and distribution system of the Borough”, finally adopted on August 12, 2014 (#2014 14) Bond Anticipation Notes of the local unit in a principal amount not exceeding \$34,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 25. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of the water supply and distribution system in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$114,002.59 therefor and authorizing the issuance of \$38,100 bonds or notes of the Borough for financing such appropriation”, finally adopted on August 26, 2014 (#2014 18) Bond Anticipation Notes of the

local unit in a principal amount not exceeding \$37,100 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 26. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance appropriating \$271,750, and authorizing the issuance of \$258,150 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stanhope, in the County of Sussex, New Jersey”, finally adopted on April 28, 2015 (#2015 10) Bond Anticipation Notes of the local unit in a principal amount not exceeding \$258,150 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 27. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance appropriating \$128,000, and authorizing the issuance of \$128,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Stanhope, in the County of Sussex, New Jersey, for the water supply and distribution system of the Borough”, finally adopted on April 28, 2015 (#2015 08) Bond Anticipation Notes of the local unit in a principal amount not exceeding \$128,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 28. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the acquisition of new and additional vehicular equipment for use by the sewer utility of the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$68,000 therefor and authorizing the issuance of \$68,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on April 28, 2015 (#2015-09), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$68,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 29. Pursuant to a bond ordinance of the local unit entitled: “Bond ordinance providing for the improvement of various roads in and by the Borough of Stanhope, in the County of Sussex, New Jersey, appropriating \$120,000 therefor and authorizing the issuance of \$114,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on July 28, 2015 (#2015-14), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$114,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 30. Pursuant to the provisions of Section 40A:2-26 of the Local Bond Law of New Jersey, particularly paragraph (f) thereof and in lieu of the sale of more than one issue of bonds as provided for in said Local Bond Law, the several issues of bonds of this local unit authorized pursuant to bond ordinances of the local unit hereinabove in Sections 1 to 29 described, shall be combined into a single and combined issue of bonds in the principal amount of \$2,849,850.

Section 31. The following matters in connection with said Bond Anticipation Notes are hereby determined:

(a) All notes issued hereunder shall mature at such times as may be determined by the chief financial officer or treasurer (the “chief financial officer”) of the local unit, provided that no note issued pursuant to Sections 1 to 29 hereof shall mature later than (i) one year from the date of the first such note issued pursuant to the respective ordinances referred to in said Sections, and (ii) three years from the date of the first note issued pursuant to each such respective ordinance unless the local unit shall have paid and retired amounts of such notes sufficient to allow it, in accordance with provisions of Section 40A:2-8 of the Local Bond Law, to renew a portion thereof beyond the third anniversary date of the first of such notes;

(b) All notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer of the local unit; and

(c) The notes shall be in the form prescribed by resolution heretofore adopted by the governing body of this local unit determining the form of Bond Anticipation Notes issued pursuant to the Local Bond Law, and any such notes may be signed or sealed by officers of the local unit in any manner permitted by Section 40A:2-25 of said Local Bond Law notwithstanding that said form or resolution may otherwise provide.

Section 32. The chief financial officer of the local unit is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution, and the chief financial officer's signature upon said notes shall be conclusive as to such determinations.

Section 33. The chief financial officer of the local unit is hereby authorized to sell said Bond Anticipation Notes from time to time at public or private sale in such amounts as chief financial officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

Section 34. The chief financial officer of the local unit is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of said notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to said notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to said notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to said notes in accordance with Rule 15c2 12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the local unit, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on said notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 35. Any instrument issued pursuant to this resolution shall be a general obligation of the local unit, and the local unit's faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 36. The chief financial officer of the local unit is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 37. This resolution shall take effect immediately.

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

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 083-16

**RESOLUTION - EXEMPT FIREMAN CERTIFICATE
MICHAEL T. RYAN**

WHEREAS, the Chief of the Stanhope Borough Fire Department has certified that Michael T. Ryan, a member of the Stanhope Fire Department, has served the required number of years as an active fireman and is entitled to a certificate of exemption pursuant to N.J.S.A. 40A:14-59; and

WHEREAS, the provisions of N.J.S.A. 40A:14-59 require the Certificate to be duly executed by the Chief Executive Officer of the Municipality in which the fireman serves, as well as by the Clerk of said municipality; and

WHEREAS, the Borough of Stanhope wishes to duly authorize the issuance of the Certificate of Exemption to Michael T. Ryan;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Stanhope, County of Sussex, State of New Jersey, that the Mayor and Clerk be in the same are hereby authorized and directed to duly execute a Certificate of Exemption for Fireman Michael T. Ryan; and

BE IT FURTHER RESOLVED, that the Borough Clerk shall duly file the Certificate of Exemption with the Sussex County Clerk, the New Jersey State Fireman’s Association, the Stanhope Borough Fire Department and Fireman Michael T. Ryan.

Resolution 084-16

**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. 2015-006, representing 2014 property taxes and/or utility charges on Block 11006, Lot 2, known as 20 Ridge Road, assessed to Theodore Herles, 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 Pro Cap 4 & CRDTRS 50 South 16 th St, Suite 2050 Philadelphia, PA 19102	
Redemption Amount:	Tax Title Lien #2015-006 and	
	Interest to Date of Meeting	\$ 1,192.35
	Premium Paid by Lienholder	<u>900.00</u>
Total From Current Fund:	\$	1,192.35
Total From Tax Premium Account		900.00

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 Councilwoman Kuncken, seconded by Councilman Depew and unanimously carried by the following roll call vote, the foregoing resolutions were duly adopted.

Roll Call:

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

Mayor's Appointment

Resolution 085-16

**MAYOR'S ACCEPTANCE OF THE RESIGNATION OF
GRETCHEN FRY RAFUSE FROM THE STANHOPE
RECREATION COMMISSION 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 Gretchen Fry Rafuse's resignation as an appointed member on the Recreation Commission, effective May 1, 2016.

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

Mayor Maio stated the resignation is accepted with sadness and regret. We wish Gretchen well and thank her for her service.

PAYMENT OF BILLS

Resolution 086-16

**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 April 26, 2016 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 Romano, seconded by Councilwoman Kuncken and unanimously carried by the following roll call vote the foregoing resolution was duly adopted.

Roll Call:

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

ATTORNEY REPORT

Mr. Stein stated he had no report this evening.

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.

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 Kuncken, seconded by Councilman Romano, and unanimously carried by voice vote, the foregoing resolution was adopted.

The Mayor and Council went into Closed Session at 8:34 P.M.

At the conclusion of the Closed Session, the Mayor and Council reconvened the public meeting at 8:52 P.M. with all present.

ADJOURNMENT

On a motion by Councilwoman Kuncken, seconded by Councilwoman Zdichocki, and unanimously carried by voice vote the meeting was adjourned at 8:52 P.M.

Approved:

Linda Chirip
Deputy Clerk