

July 11, 2011

The Mayor and Common Council convened in open session in the Municipal Building at 215 Stiger Street, Hackettstown, New Jersey at 7:30 PM on Monday, July 11, 2011. The meeting opened with a salute to the Flag.

Mayor Lavery announced that this meeting was being held in accordance with the Open Public Meetings Act by:

- (1) posting a notice of said meeting on the bulletin board in the lobby of the Municipal Building;
- (2) causing a notice of said meeting to be sent to the Daily Record;
- (3) furnishing a notice of said meeting to anyone requesting it in accordance with the Open Public Meetings Act; and
- (4) filing notice of said meeting with the Town Clerk.

Roll Call Vote: Present – Mayor Lavery, Councilpersons Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Mayor Lavery asked if anyone from the public would like to speak at this time.

Julie Santoro, Hackettstown, spoke of the need for a bus in Hackettstown for senior transportation.

Elena Rodgen, Musky Ridge Drive, Hackettstown, spoke of a situation where as a Hackettstown resident she could not use the Warren County Library as the Town does not contribute to the County Library costs. Also discussed was the option to disband the Hackettstown Library and to have the Town participate in the County Library system.

Motion was made (DiMaio) and seconded (Conforti) to approve the minutes of the regular meeting held on June 30, 2011 as submitted.

Roll Call Vote: Yes – Bristow, Conforti, DiMaio and Stout

Abstain – DiGiovanni and Sheldon

Motion was made (Bristow) and seconded (Stout) to approve the minutes of the executive session held on June 30, 2011 as submitted.

Roll Call Vote: Yes – Bristow, Conforti, DiMaio and Stout

Abstain – DiGiovanni and Sheldon

Mayor Lavery opened the public hearing on Ordinance #2011-12 entitled, AN ORDINANCE TO AMEND SECTION 13-12, SCHEDULE XII OF THE GENERAL CODE OF THE TOWN OF HACKETTSTOWN TO ADD A NO STOPPING OR STANDING ZONE ON MAIN STREET NEAR THE INTERSECTION OF MOORE STREET, which was introduced and passed on first reading on June 13, 2011, and offered a copy of the ordinance to anyone who desired a copy. The title of the ordinance was read aloud, and the Town Attorney explained the contents and purpose of the ordinance. The Town Clerk stated that the ordinance and the Notice of Hearing were duly published in the Daily Record; and posted on the bulletin board in the lobby of the Municipal Building, and that copies of the ordinance were made available to members of the general public who requested such copies.

There being no comments from the public, Mayor Lavery closed the public hearing and discussion returned to Council.

Motion was made (Sheldon) and seconded (DiMaio) that Ordinance #2011-12 entitled, AN ORDINANCE TO AMEND SECTION 13-12, SCHEDULE XII OF THE GENERAL CODE OF

July 11, 2011 (continued)

THE TOWN OF HACKETTSTOWN TO ADD A NOT STOPPING OR STANDING ZONE ON MAIN STREET NEAR THE INTERSECTION OF MOORE STREET, be adopted on second and final reading and that Notice of Final Adoption be published.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (Sheldon) and seconded (Stout) to approve payment #6 to Top Line Construction Corporation for phase 1 of the Main Street Sidewalk and Streetscape Improvement Project in the amount of \$22,344.15.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (Conforti) and seconded (Sheldon) to approve the contract for additional Highlands Plan Conformance Work to Maser Consulting in the amount of \$12,500.00.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (DiGiovanni) and seconded (Conforti) to approve the Budget Amendment to the Main Street Sidewalk and Streetscape Improvement Project Phase 1 presented by Maser Consulting to increase the contract by \$6,000.00.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (Sheldon) and seconded (Stout) to approve the professional service contract with Maser Consulting for the construction phase of the Valentine Street roadwork and Beatty Street sidewalk improvement project in the amount of \$38,160.00.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (Bristow) and seconded (Conforti) to adopt the following resolution:

Resolution

WHEREAS, a number of citizens have attended Council meetings to ask for the Town Council to support Federal legislation to safeguard citizens and bank depositors from further federal bailouts by implementing the safeguards of the 1933 Glass-Steagall Act; and

WHEREAS, the 1933 Glass-Steagall Act was implemented during the Great Depression in order to safeguard bank deposits from being used in Wall Street risky speculative investments; and

WHEREAS, the provisions of the Glass-Steagall Act separating the banking industry from the Wall Street investment industry has been eliminated; and

WHEREAS, the recent Federal bailouts of the banking and investment industries due to investments in the mortgage derivative markets and other risky investments has raised concerns over the loss of protection of the Glass-Steagall Act.

THEREFORE BE IT RESOLVED by the Mayor and Common Council of the Town of Hackettstown that a copy of this Resolution be forwarded to the Town's Representatives to Congress requesting that they, with due haste review this issue, and seriously consider Federal legislation such as "The Return to Prudent Banking Act", H.R. 1489 that will re-impose the restrictions of the Glass-Steagall Act.

Roll Call Vote: Yes – Bristow, Conforti, DiMaio, Sheldon and Stout

Abstain – DiGiovanni

Motion was made (DiGiovanni) and seconded (DiMaio) to approve Check Register #2011-12 in the amount of \$1,683,405.33.

July 11, 2011 (continued)

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (Sheldon) and seconded (Stout) to approve raffle license #949 for the Hackettstown Booster Club to hold an off premise 50/50 and raffle license #950 for the American Legion Blue Ridge Post #164 to hold an off premise 50/50 raffle.

Roll Call Vote – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (DiGiovanni) and seconded (Conforti) to approve the taxi cab driver's license for Milton Caceres based on his appeal.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (Sheldon) and seconded (Conforti) to approve the taxi cab owner's license for Milton Caceres for a 2001 Ford Van, VIN #2FMZA50421BB33388.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (Conforti) and seconded (Sheldon) to approve the application for special permit for social affair for Centenary Performing Arts Guild to hold a 2011-2012 Season Gala Opening Event on September 17, 2011.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (DiMaio) and seconded (Stout) to approve the request to close Fourth Street for a block party on August 6, 2011 with a rain date of August 7, 2011.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (DiGiovanni) and seconded (Sheldon) to approve the installation of signs that read "Official Use Only" behind the Moore Street Firehouse.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (Conforti) and seconded (Bristow) to approve the special events license application for Giant Gymnastics to hold a flea market/yard sale on August 13, 2011.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

Motion was made (DiGiovanni) and seconded (DiMaio) to adopt the following resolution:

Resolution

BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF Hackettstown AS FOLLOWS:

- 1) That the public be excluded from attendance at a portion of its meeting to be held on July 11, 2011 for the reason that the following subject matter will be discussed:

Contractual Matters

- 2) The Mayor and Common Council may exclude the public from the meeting pursuant to section 10:4-12(b) of the Open Public Meetings Law.
- 3) Matters to be discussed will be revealed to the public after Council determines action to be taken, if any, and other litigation has been resolved and employees involved contacted.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

The meeting was closed at 8:40 PM and reopened at 8:46 PM. The Mayor stated that no formal action was taken by the Council during Executive Session.

July 11, 2011 (continued)

Motion was made (Sheldon) and seconded (Stout) to adjourn this meeting at 8:48 PM.

Roll Call Vote: Yes – Bristow, Conforti, DiGiovanni, DiMaio, Sheldon and Stout

This is to certify that the ordinances and resolutions contained herein have been approved by me in accordance with law.

Michael B. Lavery, Mayor

This is to certify that all proper notices, postings and filings required by the Open Public Meetings Act (Chapter 231, P.L. 1975) were provided for this meeting.

William Kuster, Jr., Town Clerk