October 24, 2019

The Mayor and Common Council convened in open session in the Municipal Building at 215 Stiger Street, Hackettstown, New Jerseyat 7:00 PM on October 24, 2019. The meeting opened

with a salute to the Flag.

Mayor DiGiovanni 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 DiGiovanni, Councilpersons Engelau, Hinrichs, Kunz and

 Tynan

 Absent – Councilpersons DiMaio and Sheldon

Mayor DiGiovanni presented a proclamation in recognition of Put the Brakes on Fatalities Day.

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

Jim Lambo, 208 West Valley View Avenue and Land Use Board Member, spoke on behalf of the Land Use Board regarding enforcement of signage and lighting violations on Main Street, LED/neon signs.

Motion was made (Tynan) and seconded (Engelau) to approve the minutes of the regular meeting held on October 10, 2019 as submitted.

Roll Call Vote: Yes – Engelau, Hinrichs and Tynan

 Abstain – Kunz

Mayor DiGiovanni opened the public hearing on ordinance #2019-11 entitled, AN ORDINANCE OF THE TOWN OF HACKETTSTOWN AMENDING SECTION 14 (PENALTIES) OF CHAPTER 6 (ANIMALS) TO INCREASE THE PENALTY FOR VIOLATION OF CHAPTER 6-10: CONTROL OF DOGS, which was introduced and passed on first reading on September 26, 2019, 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 DiGiovanni closed the public hearing and discussion returned to Council.

Motion was made (Tynan) and seconded (Engelau) that ordinance #2019-11 entitled, AN ORDINANCE OF THE TOWN OF HACKETTSTOWN AMENDING SECTION 14 (PENALTIES) OF CHAPTER 6 (ANIMALS) TO INCREASE THE PENALTY FOR VIOLATION OF CHAPTER 6-10: CONTROL OF DOGS, be adopted on second an final reading and that Notice of Final Adoption be published.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

Motion was made to authorize the Town Attorney to prepare an ordinance for introduction at the November 14, 2019 Council meeting for the 2020 BID budget.

October 24, 2019 (continued)

Roll Call Vote: Yes – Engelau, Hinrichs and Tynan

 No – Kunz

Motion was made (Engelau) and seconded (Tynan) to adopt the following resolution:

Resolution

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimated in advance; and

WHEREAS, NJAC 5:30-15.5 provides for the establishment of an Accumulated Absence Liability Trust Fund to responsibly provide for the payment of such contractual obligations; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from the Accumulated Absence Liability Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statue or other legal requirement;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Town of Hackettstown, County of Warren, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Town of Hackettstown Accumulated Absence Liability Trust Fund in accordance with NJAC 5:30-15.5.
2. The Clerk of the Town of Hackettstown, County of Warren is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

Motion was made (Hinrichs) and seconded (Kunz) to adopt the following resolution:

Resolution

WHEREAS, there is an annually budgeted line item for volunteer fire department clothing allowance; and

WHEREAS, the individual amount to be paid to the respective volunteers is to beset annually by resolution of the Mayor and Council.

NOW THEREFORE BE IT RESOLVED, that the 2019 clothing allowance is hereby established to be $300 per member, payable based on the qualified list submitted by the Fire Chief.

Roll Call Vote: Yes – Engelau, Hinrichs and Kunz

 Abstain – Tynan

Motion was made (Engelau) and seconded (Tynan) to adopt the following resolution:

Resolution

WHEREAS, the Town of Hackettstown currently has multiple Trust Fund checking accounts established for the various funds that handle non-budget revenue; and

WHEREAS, for the ease of bookkeeping and audit purposes, it is the desire of the Chief Financial Officer to create one Town of Hackettstown General Trust Fund, as a single checking account to handle these various funds,

October 24, 2019 (continued)

NOW, THEREFORE BE IT RESOLVED, that the Town hereby authorizes the establishment of the Town of Hackettstown General Trust Fund for the purposes of checking account consolidation, and that the following Checking Account Trust Funds be closed at year end and consolidated into the General Trust Fund:

 Fire Prevention Penalty Trust Fund

 Performance Bond Trust Fund

 Parking Offenses Adjudication Act Trust Fund

 Police Off-Duty Employment Trust Fund

 Snow Removal/Storm Recovery Trust Fund

 Recycling Trust Fund

 Fire Department Penalty Trust Fund

 Accumulated Absence Liability Trust Fund

ALSO BE IT RESOLVED that the following Town Officials are hereby authorized as signers for the Town of Hackettstown General Trust Fund where a combination three signatures is required:

Maria DiGiovanni, William W. Kuster, Jr., Danette Dyer and Paola J. Reilly

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

Motion was made (Tynan) and seconded (Kunz) to approve the 2019 Best Practices Program review.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

Motion was made (Engelau) and seconded (Tynan) to review the Hackettstown Parking Authority and the Hackettstown Municipal Utilities Authority performance as required by the State.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

Motion was made (Engelau) and seconded (Tynan) to approve the Maser Consulting Contract #1, Proposal for Professional Service Plot Plan and Demolition Plan, Tannery Field Renovation, in the amount of $6,500.00.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

Motion was made (Engelau) and seconded (Kunz) to approve the Maser Consulting Contract #2, Proposal for Professional Services, Electrical Design-New Tannery Field Lighting System, Tannery Field Renovation, in the amount of $8,500.00.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

Motion was made (Engelau) and seconded (Tynan) to approve check register #2019-19 in the amount of $339,820.74.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

Motion was made (Tynan) and seconded (Hinrichs) to approve the performance bond release request from David’s Country Inn.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

Motion was made to approve raffle license #1222 for New Jersey Civic Youth Ballet to hold an on premise raffle and raffle license 1223 for New Jersey Civic Youth Ballet to hold an off premise 50/50.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

October 24, 2019 (continued)

Motion was made (Kunz) and seconded (Tynan) to approve the taxi cab driver’s license for Rodolfo Robeles through May 1, 2020.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

Motion was made (Hinrichs) and seconded (Tynan) to adjourn this meeting at 7:48 PM.

Roll Call Vote: Yes – Engelau, Hinrichs, Kunz and Tynan

This is to certify that the This is to certify that all

ordinances and resolutions proper notices, postings and

contained herein have been filings required by the Open

approved by me in accordance Public Meetings Act (Chapter

with law. 231, P.L. 1975) were provided

 for this meeting.

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Maria DiGiovanni, Mayor William Kuster, Jr., Town Clerk