December 28, 2022

The Mayor and Common Council convened in open session in the Municipal Building at 215 Stiger Street, Hackettstown, New Jerseyat 7:00 PM on December 28, 2022. The meeting opened with a salute to the Flag.

Mayor DiMaio 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 DiMaio, Councilpersons Becker, Kunz, Lambo, Sheldon and

 Tynan

 Absent – Councilperson Engelau

Mayor DiMaio administered the Oath of Office to Sergeant Joseph Cecere.

Motion was made (Sheldon) and seconded (Becker) to approve the minutes of the regular meeting held on December 8, 2022 as submitted.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Mayor DiMaio opened the public hearing on ordinance #2022-12 entitled, AN ORDINANCE TO APPROVE AND ADOPT THE 2023 BUDGET FOR THE HACKETTSTOWN BUSINESS IMPROVEMENT DISTRICT, INC., which was introduced and passed on first reading on November 21, 2022, 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 DiMaio closed the public hearing and discussion returned to Council.

Motion was made (Sheldon) and seconded (Kunz) that ordinance #2022-12 entitled, AN ORDINANCE TO APPROVE AND ADOPT THE 2023 BUDGET FOR THE HACKETTSTOWN BUSINESS IMPROVEMENT DISTRICT, INC., be adopted on second and final reading and that Notice of Final Adoption be published.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Mayor DiMaio opened the public hearing on ordinance #2022-13 entitled, AN ORDINANCE OF THE TOWN OF HACKETTSTOWN AMENDING SECTION 13-28 (ENTITLED “PENALTIES-METERED PARKING”) OF CHAPTER 13 (ENTITLED, “TRAFFIC AND PARKING”) OF THE TOWN ORDINANCES, which was introduced and passed on first reading on November 21, 2022, 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 DiMaio closed the public hearing and discussion returned to Council.

Motion was made (Sheldon) and seconded (Becker) that ordinance #2022-13 entitled, AN ORDINANCE OF THE TOWN OF HACKETTSTOWN AMENDING SECTION 13-28 (ENTITLED “PENALTIES-METERED PARKING”) OF CHAPTER 13 (ENTITLED, “TRAFFIC AND PARKING”) OF THE TOWN ORDINANCES, be adopted on second and final reading and that Notice of Final Adoption be published.

Roll Call Vote: Yes – Becker, Kunz, Sheldon and Tynan

 Abstain – Lambo

Motion was made (Sheldon) and seconded (Lambo) to adopt the following resolution:

Resolution

WHEREAS, the Tax Collector advises of overpayment of taxes for calendar year 2022 and recommends a refund of the overpaid amount.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body to authorize the Chief Financial Officer to make the following refund of taxes:

Block 26, Lot 10 $2324.90

Corelogic Refunds Dept.

3001 Hackberry Rd

PO Box 9202 Duplicate payment

Coppell, TX 75019

Block 54, Lot 4 $1306.14

Dennis, Penny

111 Park Ave Duplicate payment

Hackettstown, NJ 07840

Bock 59, Lot 13 $1464.41

Corelogic Refunds Dept.

3001 Hackberry Rd

PO Box 9202 Duplicate payment

Coppell, TX 75019

Block 119, Lot 19.27 $2990.47

Kim, Edward & Lauren Lau

43 Musky Ridge Dr Duplicate payment

Hackettstown, NJ 07840

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Sheldon) and seconded (Becker) to adopt the following resolution:

Resolution

WHEREAS, the Town of Hackettstown has held a tax sale premium in the amount of $1,000.00 on Block 108, Lot 3, 918 Grand Ave, since November 28, 2018, and;

WHEREAS, the lien holder, Fedigan LLC, has foreclosed the property and the premium must now be turned over to the Town of Hackettstown;

NOW, THEREFORE, BE IT RESOLVED on this 28th day of December, 2022 by the Mayor and Common Council of the Town of Hackettstown that the Chief Financial Officer is hereby authorized to transfer the tax sale premium to Town funds.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Sheldon) and seconded (Becker) to adopt the following resolution:

Resolution

WHEREAS, pursuant to NJSA 40:5-17.1 promulgated by the New Jersey State Legislature, all unpaid real estate property taxes and special charges or credits for 2022 of less than $10.00 are to be canceled of record.

NOW, THEREFORE, BE IT RESOLVED on this 28th day of December, 2022 by the Mayor and Common Council of the Town of Hackettstown that the Tax Collector is hereby authorized and empowered, pursuant to NJSA 40:5-17.1 to cancel and remove from the records all unpaid real estate property taxes and special charges or credits for 2022 of less than $10.00.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Sheldon) and seconded (Lambo) to adopt the following resolution:

Resolution

WHEREAS, certain properties must be added or deleted from the Business Improvement District listing; and

WHEREAS, the following properties must be deleted due to change in classification:

 Block 60, Lot 7 Marin, Diego

 4A to 2 205 High St

 Block 95, Lot 4 G&G Church Properties

 4A to 4C 406 Church Street

NOW, THEREFORE, BE IT RESOLVED on this 28th day of December, 2022 by the Mayor and Common Council of the Town of Hackettstown that the above changes are in effect.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Sheldon) and seconded (Lambo) to adopt the following resolution:

Resolution

WHEREAS, certain bills have been presented for payment for which there are insufficient funds in the 2022 budget to pay, and

WEHREAS, NJSA 40A:4-58 permits the transfer of funds from accounts with a surplus to cover such demands.

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all members thereof affirmatively concurring) that the Chief Financial Officer is hereby authorized to make the following transfers:

TRANSFER FROM TRANSFER TO

Admin S/W $900.00 Fire Prevention O/E $900.00

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

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

Resolution

WHEREAS, there exist several 2021 appropriation reserve line item open purchase orders, and

WHEREAS, it has been determined that these purchase orders should remain active, and

WHEREAS, it is necessary to formally reserve 2021 appropriation reserve balances to prevent their lapsing to surplus.

NOW THEREFORE BE IT RESOLVED, that the following 2021 budget line item amounts/purchase orders be reserved as an accounts payable for the purpose of payment of outstanding bills;

PO 22000863 Timothy Hoffman Appraisals $2,615.00 tax appeal appraisals

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Sheldon) and seconded (Lambo) to adopt the following resolution:

Resolution:

WHERAS, there are 2022 budgeted line items that were unspent for various reason, and

WHEREAS, it is advantageous to cancel these balances to surplus prior to year-end to have use of these funds for the 2023 budget cycle.

NOW, THERFORE BE IT RESOLVED, that the CFO is authorized to cancel the following line item balances to surplus.

 Administration S/W $10,000.00

 Municipal Clerk S/W $5,000.00

Economic/Industrial $5,000.00

Commission O/E

Shade Tree Plantings $5,000.00

Construction S/W $50,000.00

Landlord Licensing S/W $10,000.00

COAH S/W $5,000.00

Fire Dept. Clothing $5,000.00

Allowance O/E

Police S/W $50,000.00

DPW S/W $25,000.00

Senior Center O/E $5,000.00

Social Security O/E $25,000.00

TOTAL $200,000.00

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Sheldon) and seconded (Lambo) to hire Kayla Cannon-Rodriguez and Matthew Napoli as police officers at a Step 2 annual salary of $73,044.46 effective February 15, 2023.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Lambo) and seconded (Tynan) to approve check register #2022-24 in the amount of $705,325.24.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Sheldon) and seconded (Lambo) to approve the special event license application for the Hackettstown BID to hold a Hackettstown Street Fair on June 25, 2023 (rain date on July 9, 2023), to waive the $50.00 application fee and to charge Town costs in the amount of $2,475.00.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Sheldon) and seconded (Becker) to approve the special event license application for the Hackettstown BID to hold a Winterfest 2023 in January 21, 2023, to waive the $50.00 application fee and to charge no Town costs.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Sheldon) and seconded (Lambo) to approve the special event license application for the Hackettstown BID to hold an Annual St. Patrick’s Day Parade on March 12, 2023, to waive the $50.00 application fee and to charge no Town costs.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Kunz) and seconded (Sheldon) that the following areas be designated as No Parking “Tow-Away” zones from 12:00 PM to 6:00 PM on Sunday, March 12, 2023.

1. Rt. 46 between Grand Avenue and Rt. 182; both sides (Section to be closed)
2. Willow Grove Street between Rt. 46 and Franklin Street; both sides
3. Franklin Street between Willow Grove Street and Liberty Street; both sides
4. Liberty Street between Rt. 46 and Franklin Street; both sides
5. Washington Street between Valentine Street and Grand Avenue; both sides (Section to be closed)
6. Washington Street between Warren Street and Bells Lane; both sides
7. Bells Lane between Washington Street and Rt., 182; both sides (Section to be closed)
8. Rt. 182 between Rt., 46 and Victoria Lane; both sides (Section to be closed)
9. Valentine St. between Rt. 46 and Beatty St.; both sides (Section to be closed)
10. Washington St. between Church St. and Grand Ave.; both sides (Section to be closed)
11. Monroe St. between Grand Ave. and Valentine St.; both sides (Section to be closed)
12. Madison St. between Grand Ave. and Valentine St.; both sides (Section to be closed)
13. Jefferson St. between Grand Ave. and Valentine St.; both sides (Section to be closed)

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

Motion was made (Sheldon) and seconded (Becker) that the following areas be designated as “No Parking Tow Away” zones from 7:00 AM to 8:00 PM on June 25, 2023 with a rain date of July 9, 2023.

1. Main St. (Route 46) from Grand Avenue to East Plane St.; both sides

Also requesting road to be closed.

1. West Moore St. from Washington St. to Route 46; both sides

Also requesting road be closed.

1. East Moore St. from Sharp St. to Rt. 46; both sides

Also requesting road be closed.

1. West Plane St. from Washington St t Rt. 46; both sides

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon and Tynan

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

No one wished to speak at this time.

Motion was made (Sheldon) and seconded (Lambo) to adjourn this meeting at 6:52 PM.

Roll Call Vote: Yes – Becker, Kunz, Lambo, Sheldon 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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Gerald DiMaio, Jr., Mayor P.J. Reilly, Town Clerk/Administrator