March 9, 2023

The Mayor and Common Council convened in open session in the Hackettstown Municipal Building, 215 Stiger Street, Hackettstown, New Jersey at 7:00 PM on March 9, 2023. 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 and NJ Herald;
3. Posting notice on the Municipal website www.Hackettstown.net.
4. Furnishing a notice of said meeting to anyone requesting it in accordance with the Open Public Meetings Act; and
5. Filing a notice of said meeting with the Town Clerk.

Roll Call: Present – Mayor DiMaio, Councilpersons Becker, Engelau, Lambo Sheldon and Tynan

Absent – Councilperson Kunz

Motion was made (Sheldon) and seconded (Becker) to approve the minutes of the regular meeting held on February 9, 2023 as submitted.

Roll Call Vote: Yes – Becker, Engelau, Lambo

Abstain – Sheldon and Tynan

Mayor DiMaio appointed Aaron Perkins to the position of Police Chief effective March 2, 2023.

Motion was made (Sheldon) and seconded (Lambo) to confirm Mayor DiMaio’s appointment of Aaron Perkins to the position of Police Chief effective March 2, 2023.

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

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

Resolution

WHEREAS, the Tax Collector advises of overpayment of taxes due to a New Jersey State tax appeal Judgment and recommends a refund of the overpaid amount.

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

Block Lot Assessed to Amount

125 9 Heinze Law, PA Attny Trust 2020 $27,913.81

383 Main St. Suite 101 2021 $33,305.52

Chatham, NJ 07928 2022 $42,174.14

$103,393.47

Property location: 215-225 Mountain Ave

Roll Call Vote: Yes – Becker, Engelau, Lambo and Tynan

No – Sheldon

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

Resolution

WHEREAS, the Tax Collector of the Town of Hackettstown has been paid the amount necessary to redeem with interest calculated in accordance with the New Jersey Statutes on property known on the Tax Map and in the Tax Duplicate as the following municipal lien:

Block 21, Lot 27 94 E. Stiger St

Tax Sale Certificate #19-00138

Assessed to: Clarke, Joseph A & Patricia M

NOW, THEREFORE, BE IT RESOLVED on this 9th day of March, 2023 that the Chief Financial Officer is hereby authorized to issue a check for $75,663.17 plus a $26,000 premium to total $101,663.17 to the lienholder:

Christiana T C/F CE1/Firstrust

PO Box 5021

Philadelphia, PA 19111-5021

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

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

Resolution

WHEREAS, the Tax Collector of the Town of Hackettstown has been paid the amount necessary to redeem with interest calculated in accordance with the New Jersey Statutes on property known on the Tax Map and in the Tax Duplicate as the following municipal lien:

Block 88, Lot 3 300 Church St

Tax Sale Certificate #22-00152

Assessed to: Bank of America, NA

NOW, THEREFORE, BE IT RESOLVED, on this 9th day of March, 2023 that the Chief Financial Officer is hereby authorized to issue a check for $462.64 plus a $2500 premium to total $2,962.64 to the lienholder:

Christiana T C/F CE1 Firstrust

PO Box 5021

Philadelphia, PA 19111-5021

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

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

Resolution

WHEREAS, there is an open Statewide Risk Control grant reserve on the Current Fund Balance Sheet, as well as an offsetting grant receivable.

WHEREAS, these grant periods are over, and it is necessary to formally cancel the remaining appropriated balances and receivables to close these grants.

NOW, THEREFORE BE IT RESOLVED that the following Balance Sheet line items be cancelled;

Statewide Risk Control Grant Payable $83.50

Statewide Risk Control Grant Receivable $83.50

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

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

Resolution

WHEREAS, the 2023 Temporary Budget of the Mayor and Council of the Town of Hackettstown, as adopted January 1, 2023, appropriated sufficient funds to cover the Town’s financial obligations for the first three months of the calendar year, and

WHEREAS, due to a revision in the State budget calendar the 2023 budget will not be adopted by March 31st,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Hackettstown, that the temporary budget be extended, and that the appropriations be increased by one twelfth of appropriations made for all purposes in the budget for the year 2022, excluding appropriations made for debt service, capital improvement fund and public assistance.

Roll Call Vote: Yes – Becker, Engelau, 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 year 2022 charges for which there are insufficient budget reserves to pay, and

WHEREAS, NJSA 40A:4-59 permits transfers of appropriation reserves within the first three months of the succeeding year to cover said charges,

NOW, THEREFORE BE IT RESOLVED, that the following 2022 Budget Appropriation Reserve transfers be authorized;

TRANSFER FROM: TRANSFER TO:

Engineering O/E $100.00 Computer Data $100.00

Totals $100.00 $100.00

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

Motion was made (Sheldon) and seconded (Engelau) to approve the release of the Performance Bond to Mars Incorporated for the proposed Trailer Parking Lot in the amount of $389,902.31.

Roll Call Vote : Yes – Becker, Engelau, Lambo and Sheldon

Abstain – Tynan

Motion was made (Sheldon) and seconded (Engelau) to approve the Recreation Department purchase order for Pool Chairs/Diving Board from Recreonics, Louisville, KY in the amount of $7,823.96 and the Recreation Department purchase order for 2023 Pool Chemicals from Buckman’s Inc. Pottstown, PA in the amount of $34,644.00.

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

Motion was made (Sheldon) and seconded (Engelau) to approve the Application for Social Affair for the House of the Good Shepherd to hold a Wine & Dine Fundraiser on June 1, 2023.

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

Motion was made (Engelau) and seconded (Sheldon) to approve check register #2023-4 in the amount of $386,834.87.

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

Motion was made (Engelau) and seconded (Sheldon) to approve check register #2023-5 in the amount of $2,083,354.27.

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

Motion was made (Sheldon) and seconded (Lambo) to approve raffle license #1285 for Knights of Columbus, Joyce Kilmer Council #2483 to hold an Off Premise Raffle.

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

Motion was made (Sheldon) and seconded (Becker) to approve the special event license application for EB Cops N Rodders to hold a Cops N Rodders Hackettstown Cruise Night and Car Show on Thursdays from April 27, through September 28, 2023 with the car show to be held on August 12, 2023, to waive the $50.00 application fee and charge no Town costs.

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

Motion was made (Sheldon) and seconded (Lambo) to approve the special event license application for Smiles for Margaret to hold a Huff and Puff After You Stuff Memorial 5K on November 25, 2023, to waive the $50.00 application fee and charge no Town costs.

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

Motion was made (Sheldon) and seconded (Engelau) to approve the special event license application for Laura Krystyniak (Hackettstown Key Club) to hold an Eggstravaganza on April 2, 2023, to waive the $50.00 application fee and charge no Town costs.

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

Motion was made (Sheldon) and seconded (Lambo) to approve the special event license application for the Hackettstown Rotary Club Foundation to hold a Memorial Motor Madness Car Show on May 28, 2023, to waive the $50.00 application fee and to charge Town costs in the amount of $2,461.14.

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

Motion was made (Sheldon) and seconded (Lambo) to approve the special event license application for the Special Olympics New Jersey-Area 3 to hold a SONJ-Area 3 Track and Field Meet on May 6, 2023 to waive the $50.00 application fee and to charge no Town costs.

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

Motion was made (Sheldon) and seconded (Becker) to approve the special event license application for Czig Meister Brewing, LLC to hold a Czig Meister 90’s Block Party on April 22, 2023, to charge the $50.00 application fee and to charge no Town costs.

Roll Call Vote: Yes – Becker, Engelau, 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 Hometown Holiday on December 1, 2023, to waive the $50.00 application fee and to charge Town costs in the amount of $1,500.00.

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

Motion was made (Sheldon) and seconded (Engelau) to approve the following streets be closed on Friday, December 1, 2023:

1. Main Street (Route 46) from Grand Avenue to East Plane Street. (Closed only for the parade and the tree lighting. Once the tree lighting is finished, the roadway will reopen. 7:00 p.m. to approximately 8:00 p.m.)
2. West Plane Street at Washington Street (closed from approximately 6:00 p.m. to approximately 7:30 p.m.)
3. West Moore Street from Washington Street to Route 46. (Closed from 5:00 p.m. to 10:00 p.m.)

Roll Call Vote: Yes – Becker, Engelau, Lambo, Sheldon and Tynan   
  
Motion was made (Sheldon) and seconded (Becker) to hire Louis P. Orlando as a Department of Public Works repairer/laborer effective April 3, 2023 at an hourly rate of $21.00.

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

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

Resolution

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Town Council of the Town of Hackettstown, County of Warren State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore, has an established Municipal Alliance Committee; and

WHEREAS, the Town Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Town Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Warren.

NOW, THEREFORE BE IT RESOLVED by the Town of Hackettstown, County of Warren, State of New Jersey hereby recognizes the following:

1. The Town Council does hereby authorize submission of a strategic plan for the Hackettstown Municipal Alliance grant for fiscal year 2024 in the amount of:

DEDR $3,211.00

Cash Match $802.75

In-Kind $2,408.25

1. The Town Council acknowledges the terms and conditions for administering the Municipal Alliance Grant Including the Administrative Compliance and audit requirements.

Roll Call Vote: Yes – Becker, Engelau, Lambo, Sheldon and Tynan   
  
Motion was made (Sheldon) and seconded (Becker) to appoint Nicholas Cash to the position of Parking Authority Member with a term expiring December 31, 2026.

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

Abstain – Lambo

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

Tyler Adams, 294 Hoffman Road, inquired about the status of running an e-scooter business in Hackettstown.

Motion was made (Sheldon) and seconded (Engelau) to deny allowing an e-scooter business within the Town of Hackettstown.

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

No – Lambo

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

Resolution

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

1. That the public be excluded from attendance at a portion of its meeting to be held on March 9, 2023 for the reason that the following subject matter will be discussed.   
     
   Possible Litigation

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. Matter 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 – Becker, Engelau, Lambo, Sheldon and Tynan

The meeting closed at 7:20 PM and reopened at 7:54 PM. The Mayor stated that no formal action was taken by Council during Executive Session.

Motion was made (Sheldon) and seconded (Engelau) to come out of executive session.

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

Motion was made (Sheldon) and seconded (Lambo) to adjourn this meeting at 7:55 PM.

Roll Call Vote: Yes – Becker, Engelau, 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