May 9, 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 May 9, 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, Sheldon

And Tynan

Absent – Councilperson DiMaio

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

Mark Fallow, Bea McNally’s owner, asked Council why additional restrictions were added to his application to ABC relative to an expansion of premises permit of the Maifest event.

Motion was made (Sheldon) and seconded (Engelau) to approve the minutes of the regular meeting held on April 25, 2019 as submitted.

Roll Call Vote: Yes – Engelau, Hinrichs and Sheldon

Abstain – Kunz and Tynan

Motion was made (Kunz) and seconded (Tynan) to join in as amicus and adopt the brief to be prepared by the NJ League of Municipalities legal counsel in the Verizon tax court matter, Verizon v. Hopewell Township.

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

Motion was made (Engelau) and seconded (Sheldon) to approve check register #2019-08 in the amount of $3,368,795.46.

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

Motion was made (Sheldon) and seconded (Engelau) to approve the taxi driver’s license applications for Gabriel Rojas through May 1, 2020.

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

Motion was made (Tynan) and seconded (Engelau) to approve the taxi cab driver’s license application for Ada Garcia through May 1, 2020

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

Motion was made (Sheldon) and seconded (Tynan) to deny the taxi cab driver’s license application for Andres Florez Gutierrez.

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

May 9, 2019 (continued)

Motion was made (Sheldon) and seconded (Hinrichs) to approve the Fire Department membership application for Paul Heyrich.

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

Motion was made (Hinrichs) and seconded (Sheldon) to approve the special event license application for Evangelistic Outreach to hold an event on June 22, 2019, with a rain date being June 29, 2019, to waive the $50.00 application fee and to charge no Town costs.

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

Muton was made (Hinrichs) and seconded (Sheldon) to approve the special event license application for the Hackettstown Rotary Club to hold a Memorial Motor Madness on May 26, 2019, to waive the $50.00 application fee and to charge Town costs in the amount of $2,058.12.

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

Motion was made (Tynan) and seconded (Kunz) that the following areas be designated “No Parking” and “Town Away” zones on May 26, 2019 from 5:00 am unto 5:00 pm.

1. Rt. 517 From the train track to the Town line northbound

From the Town line to Old Allamcuhy Road southbound

From Old Allamcuhy Road to the train tracks southbound

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

Motion was made (Sheldon) and seconded (Engelau) 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 May 9, 2019 for the reason that the following subject matter will be discussed:

Potential Litigation

1. 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.
2. 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 – Engelau, Hinrichs, Kunz, Sheldon and Tynan

The meeting was closed at 7:40 PM and reopened at 8:00 PM. The Mayor stated that no formal action was taken by Council during Executive Session.

Motion was made (Sheldon) and seconded (Engelau) to rescind the action taken at at the April 11, 2019 Council meeting relative to the ABC Special permit for the Bea McNally’s event on May 18, 2019 and May 19, 2019.

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

No – Kunz

Motion was made (Sheldon) and seconded (Engelau) to adjourn this meeting at 8:06 PM.

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

May 9, 2019 (continued)

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