

January 1, 2017

The Mayor and Common Council convened in open session in the Hackettstown Municipal Building, 215 Stiger Street, Hackettstown, New Jersey at 1:00 PM on Sunday, January 1, 2017. The Meeting opened with the Invocation by Reverend Dr. Frank L. Fowler, III, with the salute to the Flag.

The Oath of Office and Oath of Allegiance were administered by Mayor DiGiovanni to Councilperson Gerald DiMaio, Jr. and Councilperson Matthew Engelau for three year terms expiring December 31, 2019.

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 a notice of said meeting with the Town Clerk.

Roll Call Vote: Present – Mayor DiGiovanni, Councilpersons DiMaio, Engelau, Kunz, Sheldon and Tynan

Absent – Councilperson Lambo

Mayor DiGiovanni appointed Thomas Gibbs to the position of Fire Chief with a one year term expiring December 31, 2017, Raymond Eroh, Jr. to the position of Deputy Fire Chief with a one year term expiring December 31, 2017, Bruce J. Tynan to the position of 1st Assistant Fire Chief with a one year term expiring December 31, 2017 and Richard Bardyszewski to the position of 2nd Assistant Fire Chief with a one year term expiring December 31, 2017.

Motion was made (Sheldon) and seconded (Tynan) to confirm Mayor DiGiovanni's appointment of Thomas Gibbs to the position of Fire Chief with a one year term expiring December 31, 2017, Raymond Eroh, Jr. to the position of Deputy Fire Chief with a one year term expiring December 31, 2017, Bruce J. Tynan to the position of 1st Assistant Fire Chief with a one year term expiring December 31, 2017 and Richard Bardyszewski to the position of 2nd Assistant Fire Chief with a one year term expiring December 31, 2017.

Roll Call Vote: Yes – DiMaio, Engelau, Kunz and Sheldon

Abstain – Tynan

Mayor DiGiovanni administered the Oath of Office and Oath of Allegiance to the Fire Department Officers.

Mayor DiGiovanni appointed William Schroeder to the position of Town Auditor with a one year term expiring December 31, 2017.

Motion was made (Engelau) and seconded (DiMaio) to confirm Mayor DiGiovanni's appointment of William Schroeder to the position of Town Auditor with a one year term expiring December 31, 2017.

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

Mayor DiGiovanni appointed John Madden, P.P. to the position of Town Planner with a one year term expiring December 31, 2017.

Motion was made (Sheldon) and seconded (Tynan) to confirm Mayor DiGiovanni's appointment of John Madden, P.P. to the position of Town Planner with a one year term expiring December 31, 2017.

January 1, 2017 (continued)

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

Mayor DiGiovanni appointed James Sloan to the position of Town Prosecutor with a one year term expiring December 31, 2017.

Motion was made (Sheldon) and seconded (DiMaio) to confirm Mayor DiGiovanni's appointment of James Sloan to the position of Town Prosecutor with a one year term expiring December 31, 2017.

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

Mayor DiGiovanni appointed John Draikiwicz to the position of Bond Council with a one year term expiring December 31, 2017.

Motion was made (Sheldon) and seconded (Engelau) to confirm Mayor DiGiovanni's appointment of John Draikiwicz to the position of Bond Council with a one year term expiring December 31, 2017.

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

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

Resolution

WHEREAS, the Mayor and Common Council of the Town of Hackettstown require the services of a Auditor, Town Planner, Town Prosecutor, Two Dep. Town Prosecutors and Bond Counsel, and;

WHEREAS, funds will be made available in the 2017 municipal budget to pay for the aforesaid services; and

WHEREAS, NJSA 40A:11-1 et seq., establishes certain procedures for agreements for professional services;

NOW THEREFORE BE IT RESOLVED THAT:

1. The appointments of the following for the terms indicated is hereby approved.

Town Auditor	1 year term
Town Planner	1 year term
Town Prosecutor	1 year term
Dep. Town Prosecutors (2)	1 year term
Bond Counsel	1 year term
2. The services of the above appointees were engaged without competitive bidding as "professional services" as defined in the Local Public Contracts law because such services are performed by persons authorized by law to practice a recognized profession, regulated by law, and it is not possible to obtain competitive bids.
3. Services of the above appointees were engaged using the fair and open process of the Pay to Play law.

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

Mayor DiGiovanni appointed Paola J. Reilly to the position of Deputy Town Clerk/Administrator with at one year term expiring December 31, 2017.

Motion was made (DiMaio) and seconded (Tynan) to confirm Mayor DiGiovanni's appointment of Paola J. Reilly to the position of Town Clerk/Administrator with a one year term expiring December 31, 2017.

January 1, 2017 (continued)

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

Mayor DiGiovanni appointed Scott Armstrong to the position of Certified Public Works Manager with a one year term expiring December 31, 2017.

Motion was made (Sheldon) and seconded (Kunz) to confirm Mayor DiGiovanni's appointment of Scott Armstrong to the position of Certified Public Works Manager with a one year term expiring December 31, 2017.

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

Motion was made (DiMaio) and seconded (Tynan) to appoint Councilperson Jerry DiMaio to the position of Acting Mayor for 2017.

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

Abstain – DiMaio

Motion was made (DiMaio) and seconded (Tynan) to appoint Councilperson Matt Engelau to the position of Alternate Acting Mayor for 2017.

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

Abstain – Engelau

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

Resolution

BE IT RESOLVED that funds of the following account of the Town of Hackettstown be deposited in Bank of America, Hackettstown, NJ through December 31, 2017

Developers Escrow Account

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

Mayor DiGiovanni stepped down from that dais at this time due to a conflict of interest.

Acting Mayor Jerry DiMaio conducted the meeting.

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

Resolution

BE IT RESOLVED that the following banks be designated as official depositories for Town funds for 2017: Fulton, Wells Fargo, M & T Bank, Valley National Bank of America, JP Morgan Chase, First Hope Bank, TD Bank and PNC Bank.

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

Mayor DiGiovanni returned to the dais.

Mayor DiGiovanni appointed Joseph Bristow to the position of Public Library Trustee with a term expiring December 31, 2021, Dan Hirschberg to the position of Public Library Trustee with a term expiring December 31, 2019, Kathy Mayberry to the position of Public Library Trustee (Mayor's Alternate) with a term expiring December 31, 2017, Jeff Saunders to the position of Historic Preservation Class A Member with a term expiring December 31, 2020 and Terri Allen to the position of Historic Preservation Class D, 1st Alternate with a term expiring December 31, 2018.

January 1, 2017 (continued)

Mayor DiGiovanni appointed Mary Painter to the position of Board of Health Member with a term expiring December 31, 2021.

Motion was made (Sheldon) and seconded (Kunz) to confirm Mayor DiGiovanni’s appointment of Mary Painter to the position of Board of Health Member with a term expiring December 31, 2021.

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

Motion was made (DiMaio) and seconded (Sheldon) to appoint Donald Farino, Esquire to the position of Public Defender and Gregory Gianforcaro, Esquire to the position of Deputy Public Defender.

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

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

Resolution

WHEREAS, 40A:4-19 Local Budget Act provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 2017 budget) temporary appropriations be made for the purposes and amounts required in the manner and time therein provided.

WHEREAS, the date of this resolution is within the first thirty days of 2017, and

WHEREAS, the total appropriations in the 2016 budget, less appropriations made for capital improvement fund, debt service and relief for the poor (public assistance) are as follows:

GENERAL	\$9,160,867.62
---------	----------------

WHEREAS, 26.25 percent of the total appropriations in the 2016 budget less appropriations for capital improvement fund, debt service and relief of the poor (public assistance) in the said 2016 budget is as follows:

GENERAL	\$2,404,727.75
---------	----------------

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the Town of Hackettstown, County of Warren that the temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for her records.

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

Motion was made (Sheldon) and seconded (DiMaio) to adopt the Roberts Rules of Order for 2017.

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

The benediction was given by the Reverend Dr. Frank L. Fowler, III.

Motion was made (Sheldon) and seconded (DiMaio) to adjourn this meeting at 1:25 PM.

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

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

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.

Maria DiGiovanni, Mayor

William Kuster, Jr., Town Clerk