

February 8, 2018

The Mayor and Common Council convened in open session in the Municipal Building at 215 Stiger Street, Hackettstown, New Jersey at 7:00 PM on February 8, 2018. 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, DiMaio, Engelau, Kunz, Lambo, and Sheldon

Absent – Councilperson Tynan

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

No one wished to speak at this time.

Robert Russell, Esquire spoke as a representative of Sergio Rojas/Metro Taxi Service. Mr. Russell requested an adjournment to the hearing as his client is home sick.

Motion was made (Kunz) and seconded (Engelau) to suspend Metro Taxi's owner's license and Sergio Rojas's taxi drivers license and to hold the Metro Taxi/Sergio Rojas hearing for the February 22, 2018 Council meeting.

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

No – Sheldon

Motion was made (Sheldon) and seconded (Lambo) to approve the minutes of the regular meeting held on January 11, 2018 as submitted.

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

Motion was made (Sheldon) and seconded (Engelau) to approve the minutes of the regular meeting held on January 25, 2018 as submitted.

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

Motion was made (Sheldon) and seconded (Engelau) to approve the minutes of the executive session held on January 25, 2018 as submitted.

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

Mayor DiGiovanni opened the public hearing on ordinance 2018-02 entitled, AN ORDINANCE TO APPROVE AND ADOPT THE 2018 BUDGET FOR THE Hackettstown BUSINESS IMPROVEMENT DISTRICT, INC., which was introduced and passed on first reading on January 11, 2018 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.

February 8, 2018 (continued)

There being no comments from the public, Mayor DiGiovanni closed the public hearing and discussion returned to Council.

Motion was made (Sheldon) and seconded (Engelau) that ordinance 2018-02 entitled, AN ORDINANCE TO APPROVE AND ADOPT THE 2018 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 – DiMaio, Engelau, Kunz, Lambo and Sheldon

Mayor DiGiovanni opened the public hearing on ordinance 2018-03 entitled, AN ORDINANCE OF THE TOWN OF Hackettstown GRANTING A UTILITY EASEMENT TO THE Hackettstown MUNICIPAL UTILITIES AUTHORITY FOR THE PURPOSE OF OPERATING REPAIRING, ALTERING, AND PERPETUALLY MAINTAINING A UTILITY LINE OR LINES ON PORTION OF LOT 22, LOT 71, which was introduced and passed on first reading on January 25, 2018 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 (Sheldon) and seconded (Lambo) that ordinance 2018-03 entitled, AN ORDINANCE OF THE TOWN OF Hackettstown GRANTING A UTILITY EASEMENT TO THE Hackettstown MUNICIPAL UTILITIES AUTHORITY FOR THE PURPOSE OF OPERATING REPAIRING, ALTERING, AND PERPETUALLY MAINTAINING A UTILITY

LINE OR LINES ON PORTION OF LOT 22, BLOCK 71, be adopted on second and final reading at that Notice of Final Adoption be published.

Roll Call Vote: Yes – Engelau, Lambo and Sheldon

Abstain – DiMaio and Kunz

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

Resolution

Resolution to authorize the Mayor and Town Clerk to execute a Developers Agreement with 2016 Mountain Hackettstown, LLC and a Redevelopment Agreement with 2016 Mountain Hackettstown, LLC, as Redeveloper and Liongate at Musconetcong River, LLC as Residential Developer.

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

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

Resolution

WHEREAS, NJSA 40A:4-5 as amended by P.L. 2017, c. 183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Record in Employment Decisions Under Title VII of the Civil Rights Act of 1964," as amended, 42 U.S.C. 2000e et seq. (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

February 8, 2018 (continued)

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Common Council of the Town of Hackettstown, hereby states that it has complied with NJSA 40A:4-5, as amended by PL 2017, c.183, by certifying that the locals unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

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

Motion was made (Sheldon) and seconded (Kunz) to introduce the 2018 Municipal Budget.

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

Motion was made (Engelau) and seconded (Sheldon) to approve check register #2018-02 in the amount of \$1,674,888.89.

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

Motion was made (Sheldon) and seconded (Engelau) to approve the application for social affair permit for Newton Medical Center Foundation to hold a Food and Wine Tasting on May 17, 2018.

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

Abstain – Kunz

Motion was made (Sheldon) and seconded (Lambo) to approve raffle license #1169 for the Knights of Columbus, Joyce Kilmer Council #2483 to hold an off premise raffle on June 7, 2018 and June 17, 2018.

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

Motion was made (Sheldon) and seconded (DiMaio) to approve the taxi cab drivers application for Samuel Poff through May 1, 2018.

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

Motion was made (DiMaio) and seconded (Sheldon) to approve the following areas be designated as NO Parking “Tow-Away” zones from 12:00 PM to 6:00 PM on Sunday, March 11, 2018.

- Rt. 46 between Grand Avenue and Rt. 182; both sides
- Willow Grove Street between Rt. 46 and Franklin Street; both sides
- Franklin Street between Willow Grove Street and Liberty Street; both sides
- Liberty street between Rt. 46 and Franklin Street; both sides
- Washington Street between Valentine Street and Grand Avenue; both sides
- Washington Street between Warren Street and Bells Lane; both sides-Washington St. northbound to be closed
- Bells Lane Washington Street and Rt. 182; both sides-Bells Lane westbound to be closed
- Rt. 182 between Rt. 46 and Bells Lane; both sides
- Valentine St. between Rt. 46 and Beatty St.; both sides
- Washington St. between West Moore St. and Grand Ave.; both sides

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

February 8, 2018 (continued)

Motion was made (Sheldon) and seconded (Lambo) to adjourn this meeting at 8:03 PM.

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

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