

October 26, 2017

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 October 26, 2017. 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 Sheldon and Tynan

Mayor DiGiovanni 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 (Engelau) to approve the minutes of the regular meeting held on October 12, 2017 as submitted.

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

Abstain – Lambo

Motion was made (Sheldon) and seconded (Tynan) to approve the minutes of the executive session held on October 12, 2017 as submitted.

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

Abstain – Lambo

A presentation was given by Zufall Health Center.

Mayor DiGiovanni opened the public hearing on ordinance #2017-11 entitled, AN ORDINANCE OF THE TOWN OF HACKETTSTOWN, COUNTY OF WARREN AND STATE OF NEW JERSEY, REPEALING SECTIONS 606 AND 607 OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWN OF HACKETTSTOWN AND ENACTING SECTIONS 606, 607 AND 608 OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWN OF HACKETTSTOWN TO ADDRESS THE REQUIREMENTS OF THE FAIR SHARE HOUSING ACT AND THE UNIFORM HOUSING AFFORDABILITY CONTROLS REGARDING COMPLIANCE WITH THE TOWN'S AFFORDABLE HOUSING OBLIGATIONS, which was introduced and passed on first reading on September 28, 2017, 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 general public, Mayor DiGiovanni closed the public hearing and discussion returned to Council.

Motion was made (Sheldon) and seconded (Lambo) that ordinance #2017-11 entitled, AN ORDINANCE OF THE TOWN OF Hackettstown, COUNTY OF WARREN AND STATE OF NEW JERSEY, REPEALING SECTIONS 606 AND 607 OF THE LAND DEVELOPMENT

October 26, 2017 (continued)

ORDINANCE OF THE TOWN OF HACKETTSTOWN AND ENACTING SECTIONS 606, 607 AND 608 OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWN OF HACKETTSTOWN TO ADDRESS THE REQUIREMENTS OF THE FAIR SHARE HOUSING ACT AND THE UNIFORM HOUSING AFFORDABILITY CONTROLS REGARDING COMPLIANCE WITH THE TOWN'S AFFORDABLE HOUSING OBLIGATIONS, be adopted on second and final reading and that Notice of Final Adoption be published.

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

Discussion was held regarding the 2018 proposed Business Improvement District budget.

Motion was made (Engelau) and seconded (Tynan) to approve check register #2017-19 in the amount of \$446,516.62.

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

Motion was made (Sheldon) and seconded (Engelau) to approve the 2018 Nutrition Program lease of the Hackettstown Senior Citizen Center.

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

Motion was made (Sheldon) and seconded (Lambo) to approve the medical leave of absence for Linda Baylor from October 25, 2017 through November 30, 2017.

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

Motion was made (Engelau) and seconded (Tynan) 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 October 26, 2017 for the reason that the following subject matter will be discussed:

Grand Hack Square Litigation
Mobilitie Agreement Status

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. Matters to be discussed will be revealed to the public after Council determines actions to be taken, if any, and other litigation has been resolved and employees involved contacted.

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

The meeting was closed the meeting at 7:50 PM and reopened at 8:10 PM. The Mayor stated that no formal action was taken by the Council during Executive Session.

Motion was made (Sheldon) and seconded (Tynan) to authorize the Town Attorney to continue negotiations with Mobilitie and to accept their offer of \$3,500.00 toward professional services.

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

Motion was made (Sheldon) and seconded (Kunz) to adjourn this meeting at 8:12 PM.

This is to certify that the
ordinances and resolutions

This is to certify that all
proper notices, postings and

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contained herein have been
approved by me in accordance
with law.

Maria DiGiovanni, Mayor

filings required by the Open
Public Meetings Act (Chapter
231, P.L. 1975) were provided
for this meeting.

William Kuster, Jr., Town Clerk