

July 11, 2019

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 July 11, 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 DiMaio, Hinrichs, Kunz, Sheldon and Tynan

Absent – Councilperson Engelau

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 (DiMaio) and seconded (Hinrichs) to approve the minutes of the regular meeting held on June 27, 2019.

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

Abstain – Tynan

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

#### Resolution

WHEREAS, OSCJO Enterprises, Inc. trading as Marley's Gotham Grill, located at 169-171 Main Street in Hackettstown, holds a Plenary Retail Consumption liquor license, number 210833-004-006; and

WHEREAS, OSCJO Enterprises, Inc. has filed an application for a place-to-place transfer (Expansion of Premises) of Plenary Retail Consumption License number 2108-33-004-006, for purpose of expanding the premises under the licensed wherein the sale, service, and storage of alcoholic beverages are authorized to include a 16' by 16' deck, as set forth in the application; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid and the license has been properly renewed for the current license term.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Common Council hereby approves, effective immediately, the expansion of the aforesaid Plenary Retail Consumption licensed premises located at 169-171 Main Street, Hackettstown, Warren County, New Jersey, to place under license the area delineated in the application form and the drawing of the licensed premises attached thereto.

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

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

July 11, 2019 (continued)

Resolution

NOW, THEREFORE, BE IT RESOLVED that Council of the Town of Hackettstown formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2020-Hackettstown Township-00351 to the New Jersey Department of Transportation on behalf of the Town of Hackettstown.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement behalf of the Town of Hackettstown and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

Motion was made (DiMaio) and seconded (Tynan) that ordinance #2019-08 entitled, ORDINANCE PROVIDING FOR IMPROVEMENTS OR PURPOSES IN AND BY THE TOWN OF HACKETTSTOWN, IN THE COUNTY OF WARREN, NEW JERSEY, AND APPROPRIATING \$27,000.00 THEREFOR, be introduced and passed on first reading and that a public hearing be held thereon and it be considered for final passage at 7:30 PM on August 8, 2019; the Town Clerk to publish the ordinance together with Notice of Hearing in the Daily Record, to post the ordinance and Notice of Hearing on the bulletin board in the lobby of the Municipal Building, and to make copies of the ordinance available to members of the general public who request such copies.

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

Motion was made (DiMaio) and seconded (Sheldon) to approve check register #2019-12 in the amount of \$2,065,997.91.

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

Motion was made (Sheldon) and seconded (Tynan) to close a portion of Madison Street, between Center Street and Warren Street, to hold a block party on August 10, 2019 with the road to be reopened at 10:00 PM.

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

Councilperson Engelau entered the meeting.

Motion was made (Sheldon) and seconded (DiMaio) to approve the special permit for social affair for Zcig Meister Brewing, LLC to hold an Annual Hop Fest on August 10, 2019 from 12:00 PM to 10:00 PM.

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

Motion was made (Hinrichs) and seconded (Sheldon) to approve the special event license application for the Hackettstown BID to hold and Oktoberfest September 27, 28 and 29, 2019, which includes the closure of Main Street from grand Avenue to Liberty Street, to waive the \$50.00 application fee and to charge Town costs in the amount of \$2,700.00.

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

Motion was made (Hinrichs) and seconded (Sheldon) to approve the special event license application for Czig Meister to hold a Hop Fest on August 10, 2019, and to charge no Town costs.

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

July 11, 2019 (continued)

Motion was made (Hinrichs) and seconded (Kunz) to approve the special event license application or NORWESCAP to hold a Leaf Lady Run on November 3, 2019, to waive the \$50.00 application fee and to charge no Town costs.

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

Motion was made (DiMaio) and seconded (Kunz) to approve a five-year employment contract for William Kuster, Town Clerk/Administrator effective July 11, 2019.

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

Motion was made (DiMaio) and seconded (Engelau) to approve the Police contract employment proposal and authorize the Mayor and Town Clerk to sign it.

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

Motion was made (DiMaio) and seconded (Sheldon) that the following areas be designated as “No Parking Town Away” zones from 2:00 am to 8:00 pm on September 15, 2019.

1. Main Street (Rt. 46) from Grand Avenue to East Plane St; both sides
2. Franklin Street from east Plane St to High St (Rt. 517); North Side
3. West Moore St from Washington St to Rt 46; both sides  
Also requesting road to be closed
4. East Moore St from Sharp St to Rt 46; both sides  
Also requesting road be closed
5. Church St from Washington St to Rt 46; both sides  
Also requesting road to be closed
6. West Plane St from Washington St to Rt 46; both sides

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

Motion was made (DiMaio) and seconded (Sheldon) that the following areas be designated at “Tow-Away” zones from 9:00 am to 8:00 pm on Saturday September 28, 2019. The rain date of Sunday September 29, 2019 from 9:00 am to 8:00 pm.

1. Valentine St between Route 46 to Madison St; also requesting that section be be closed.
2. Grand Ave between Route 46 to Washington St; also requesting that section to be closed.
3. Main St (Route 46) between Liberty St to Grand Ave; also requesting that section to be closed.
4. Franklin St between High St (County Route 517) to Liberty St.
5. Liberty St between High St (County Route 517) to Liberty St.
6. High St (County Route 517) between Route 46 (Main St) and Franklin St; also requesting the southbound lane of that section of High St closed.

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

Motion was made (DiMaio) 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 July 11, 2019 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.

July 11, 2019 (continued)

3. 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 – DiMaio, Engelau, Hinrichs, Kunz, Sheldon and Tynan

The meeting was closed at 7:16 PM and reopened at 7:45 PM. The Mayor stated that no formal action was taken by the Council during Executive Session.

Motion was made (Sheldon) and seconded (Tynan) to adjourn this meeting at 7:46 PM.

Roll Call Vote: Yes DiMaio, Engelau, Hinrichs, 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