

BOROUGH OF NETCONG

MINUTES OF THE MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF NETCONG HELD AUGUST 1, 2019 AT THE NETCONG MUNICIPAL BUILDING, 23 MAPLE AVENUE, NETCONG, NEW JERSEY COMMENCING AT 7:30 P.M.

Councilman Koster, Council President, called the meeting to order at 7:30 P.M.

PLEDGE OF ALLEGIANCE

STATEMENT OF OPEN PUBLIC MEETINGS ACT

The Borough Clerk read the following statement:

Adequate notice of this meeting as defined by the Open Public Meetings Act has been provided by:

1. Posting a notice of said meeting in the space provided for such announcements at the Borough Hall on January 4, 2019.
2. Publishing a notice in the Daily Record, the official newspaper of the Borough of Netcong on January 9, 2019 and mailing a copy to The Star Ledger on January 4, 2019.

ROLL CALL

Those in attendance this evening were Councilman Albensi, Councilman Hathaway, Councilman Koster, Councilman Laureys, Councilman Still and Councilman Sylvester. Also present were Mr. Blakeslee, Borough Administrator and Mrs. Eckert, Borough Clerk.

PUBLIC PORTION OF MEETING

Mrs. Diana Palumbo, 33 Dell Ave, thanked the Council for being here to listen to her concerns and is appreciative of all they do. She has no animosity or ill will with the 2 feasts that take place in our town. There was a crisis with the fireworks this year. She has had issues in previous years with one of her rental properties. This year one of the mortars did not go off properly and landed in her rental property yard. Fortunately, no one was harmed. She called the fireworks company to ask why this happened. She is requesting the feasts find a different place to set off the fireworks for more safety. She suggested the little league football field. She is an advocate for her tenants. Councilman Laureys agreed that the football field might be a good option. However, it is in another town. Councilman Koster explained there are state requirements for distance to shoot fireworks. Councilman Sylvester provided the details of these requirements. He noted that Mrs. Palumbo's property is technically out of the area of danger. There was discussion among the Council on some options and places that were used in the past. Councilman Sylvester explained they had considered barges on the lake but it was costly. Councilman Sylvester explained the societies realize they need to change the place where the display will take place. He continued to explain the restrictions that are

already in place. Mrs. Palumbo is confident the Council will come up with something safer. There was further discussion on this topic. She thanked everyone for their time and hoped that they will make it a priority.

Ms. Lisa Corliss, 90 Stoll St. has some concerns about the fireworks as well. She has an Italian heritage and has no ill will with the feasts. She explained she had a car accident several years ago and has a brain injury which causes her headaches. She lives close to the fireworks site. She used an app to test the decibel level in her home which was above the acceptable level. She cannot afford to leave her home for the day to avoid the noise of the blast site. She provided details of her scientific findings and how this situation affects the neighbors. She is requesting they be more mindful of those in the area. Can they use smaller shells or ones that are not as loud? She has brought several possible solutions to places they could set off the fireworks. One place would be the St. Michael's area. The homes in that area are farther away than the Stoll St area. She would hope that they would find a way to lower the decibel levels. Councilman Laureys made several comments about brain injury. He can understand because he has experienced the same issue. He thanked her for coming in with the detailed information. Ms. Corliss thanked the Council for their time.

Mr. Caleb Clegg, 95 Allen St., proposed an Eagle Scout project. He explained his idea which involves bat houses in the local parks. These houses would increase the bat population and keep bats out of older homes. Councilman Hathaway felt this is a great idea. He gave Caleb an idea for fund raising. Caleb brought a sketch of his ideas. The Council viewed the sketch. The Council is in agreement with this project. Councilman Koster suggested he speak with Mike Canfield, DPW Superintendent. He thanked the Council for their time.

A Motion to close the meeting to the public was made by Councilman Hathaway and seconded by Councilman Sylvester.

Roll Call: 6 Yes

AGENDA ITEMS FOR DISCUSSION

The following items are for discussion purposes only. Any action on these items will take place at the meeting of August 8, 2019.

1. Minutes – July 11, 2019

The approval of the minutes was carried to the August 8th meeting.

2. Ordinance Adoptions - Ordinance 2019-14 - An Ordinance to Amend Chapter 268 – “Vehicles and Traffic” of the Revised General Ordinances of the Borough of Netcong Providing for a Penalty for Violation of Heavy Vehicle Exclusions and Identifying Additional Roadways Subject to a Heavy Vehicle Exclusion

Councilman Hathaway requested discussion on this subject because of several emails that were circulating. Mr. Blakeslee explained the concerns. There was brief discussion on this subject. Councilman Sylvester suggested it be generalized and not by names of individual streets. Councilman Koster suggested this be presented to Mr. Bucco. There was discussion about the details of this ordinance; Councilman Still suggested we have our attorney here

at the agenda meeting when there is a discrepancy like this. It is agreed among the Council this should not go to "public hearing" next week. It will be a "discussion item" instead.

Carried as a "discussion item" to the August 8th Meeting.

3. Correspondence – Letter – Heymann/Fletcher – Polo's Bar and Grill

Mr. Blakeslee provided an explanation regarding the letter and spoke with the Police Chief about it. Councilman Hathaway said it was done as planned. Councilman Still asked if the recording was listened to for double checking what was said. Councilman Hathaway said this was voted on and changed several times to accommodate. There was discussion among the Council on this issue and about the Roxbury/Netcong line. Councilman Hathaway feels our attorney should contact their attorney. It is the Council's feeling this issue is resolved and does not need to be revisited. Mr. Blakeslee read the details within the ordinance. He described the work that went into marking off and putting signage.

This correspondence was moved to the next Agenda meeting for discussion with Mr. Bucco.

4. Correspondence – Resignation Letter from John W. Goula – Special Police Officer

Councilman Hathaway noted that Mr. Goula found a full-time job. The Council accepted his resignation.

5. Old Business - Bond Anticipation Note – Determination and Award Certificate:

DETERMINATION AND AWARD CERTIFICATE
(\$1,901,967 BOND ANTICIPATION NOTE)
BOROUGH OF NETCONG, COUNTY OF MORRIS, NEW JERSEY

I, JASON GABLOFF, Chief Financial Officer of the Borough of Netcong, in the County of Morris, New Jersey (herein called the "Issuer"), HEREBY CERTIFY as follows:

1. By virtue of the authority conferred upon me by sixteen bond ordinances adopted by the Borough Council of the Issuer on May 10, 2012 (Ord. No. 2012-11, as amended by Ord. No. 2013-1 adopted on February 14, 2013), June 14, 2012 (Ord. No. 2012-13), August 9, 2012 (Ord. No. 2012-14), June 13, 2013 (Ord. No. 2013-8), October 10, 2013 (two ordinances: Ord. Nos. 2013-12 and 2013-13), March 12, 2015 (Ord. No. 2015-2), June 11, 2015 (Ord. No. 2015-6), September 10, 2015 (Ord. No. 2015-11), November 12, 2015 (Ord. No. 2015-12), April 14, 2016 (Ord. No. 2016-6), July 14, 2016 (Ord. No. 2016-9), May 11, 2017 (Ord. No. 2017-4), September 14, 2017 (Ord. No. 2017-8) and May 10, 2018 (two ordinances: Ord. Nos. 2018-7 and 2018-8), I have determined to issue a \$1,901,967 Bond Anticipation Note (the "Note"), of the Issuer in accordance with the following description:

TOTAL PRINCIPAL AMOUNT: \$1,901,967

DATED: July 12, 2019
MATURITY: July 10, 2020 (non-callable)
NUMBER 19-IR
DENOMINATION \$1,901,967
CU SIP 641083DN7
DATED DATE/SETTLE DATE: July 12, 2019
INTEREST RATE PER ANNUM (payable at maturity): 2.25%
REGISTERED OWNER: CEDE & CO.

PLACE OF PAYMENT: Chief Financial Officer
Borough Hall
23 Maple Avenue
Netcong, New Jersey

2. Pursuant to said authority, I have awarded and will sell the Note to Oppenheimer & Co., Inc., at the price of \$1,909,132 plus an amount equal to the interest on the Note accrued to the date of payment of the purchase price thereof. I will be the Note Registrar/Paying Agent for the Note.

3. No obligations of the Issuer other than the Note have been issued pursuant to the bond ordinances referenced above and are now outstanding.

IN WITNESS WHEREOF, I have hereunto set my hand this 12th day of July, 2019.

JASON GABLOFF
Chief Financial Officer
Borough of Netcong
County of Morris
State of New Jersey

6. Old Business – Long St. (Arbolino) Water Issue

Mr. Blakeslee updated the Council on this issue. He included details of the progress. There were issues with the wording of the temporary easement. He received the final form today. He noted the properties that will be covered in this easement. There was discussion on the properties involved. Mr. Blakeslee called Mr. Arbolino today to let him know the formal agreement has been completed. He will need to review it and then it will be signed. Mr. Canfield provided details of the possible solutions that the DPW will be capable of performing. Councilman Hathaway detailed what he saw when he examined the area. He is concerned the pipe is not in good shape and we don't want to be responsible for having to replace it. Mr. Blakeslee explained the agreement states we are not responsible for repair or replacement of pipe. Councilman Koster had several comments about the runoff there which does not actually come from that property. It comes from the railroad and borough property. Councilman Hathaway said this area was an issue when we had other drainage problems from the circle project. He feels the property owner could sue the DOT or NJ Transit for this since it was part of the issues with the circle project. Lengthy discussion ensued among the Council

on this subject. Councilman Koster's opinion is not taking action will help no one. There was agreement on where to start once the documents are signed.

7. New Business

No new business was presented.

8. Resolution 2019 - 75 – Approval to Submit Grant Application for Maple Ave. Decorative Sidewalk and Street Light Repair

A motion was made by Councilman Hathaway to approve this resolution and was seconded by Councilman Still.

Roll Call: 6 Yes

9. Resolution 2019 – 76 – Approval to Submit Grant Application for Hillside Ave. and Highland Av. Improvements

A motion was made by Councilman Hathaway to approve this resolution and was seconded by Councilman Still.

Roll Call: 6 Yes

10. Resolution 2019 - 77 - Approval to Submit Grant Application for Helen Way Improvements

A motion was made by Councilman Hathaway to approve this resolution and was seconded by Councilman Still.

Roll Call: 6 Yes

11. Resolution 2019 - 78 – Authorizing a Public Display of Fireworks by the Assumption Society at Arbolino Park

A motion was made by Councilman Hathaway to approve this resolution and was seconded by Councilman Still.

Roll Call: 6 Yes

12. Resolution 2019 - 79 – Authorizing a Morris County Trail Construction Grant Application

A motion to approve this resolution was made by Councilman Hathaway and seconded by Councilman Still.

Roll Call: 5 Yes No: Councilman Laureys

13. Resolution 2019-80 – Authorizing the Award of a Contract to All Seasons Property Maintenance, LLC for Assistance with Snow Plowing and Sanding Services

A motion was made by Councilman Hathaway to approve this resolution and was seconded by Councilman Still.

Roll Call: 6 Yes

14. Resolution 2019 - 81 – Authorizing the Sale of Municipal Surplus Property

A motion was made by Councilman Hathaway to approve this resolution and was seconded by Councilman Still.

Roll Call: 6 Yes

15. Resolution 2019 - 82 – Authorizing the Award of a Lease/Purchase Financing Agreement with First Hope Bank for a Five-Year Lease with the Option to Purchase Three New Police Vehicles at the Rate of 2.39%.

A motion was made by Councilman Hathaway to approve this resolution and was seconded by Councilman Still.

Roll Call: 6 Yes

16. Resolution 2019 – 83 – Shared Service Agreement – Roxbury Township Water-Sewer Liens (This resolution is pending a response).

17. Introduction – Ordinance

No ordinances were introduced at this meeting.

PRIVILEGE OF THE FLOOR TO THE COUNCIL

Councilman Hathaway – stated he would like a resolution for next week in support of an email he sent to the Governor about Lake issues. All Councilmen are in favor of doing a resolution at next week's meeting.

He also mentioned there is now algae bloom in Lk. Musconetcong. Councilman Albensi asked if this will stop the harvesting operation. Councilman Hathaway gave detailed information on this issue. The lake board is quickly running out of funds to process these weeds. Councilman Albensi asked how much this cost is. Councilman Hathaway stated approximately \$10,000.00. Councilman Albensi asked if our Senator and Assemblyman are working on this. Councilman Hathaway replied that they are including several other representatives. Councilman Hathaway gave more details on the problems that exist.

Crown Point will have a ground breaking ceremony the week of August 26th.

Coming soon Norman Lippman has offered to donate a digital sign 12x20 foot which could be used as a welcome to Netcong sign at the old circle. The NCP has the money to have the sign installed. It can be used for event announcements. Councilman Albensi asked what type it is. The Council is in favor of adding the sign.

Councilman Still reminded the administrator that we are going out for RFP engineering services and also insurance services.

MAYORS COMMENTS

The Mayor was not present at this meeting.

PROCLAMATION

No Proclamations were presented at this meeting.

PUBLIC PORTION OF MEETING

A Motion to Close the Meeting to the Public was made by Councilman Sylvester and seconded by Councilman Hathaway.

Roll Call: 6 yes

CLOSED SESSION

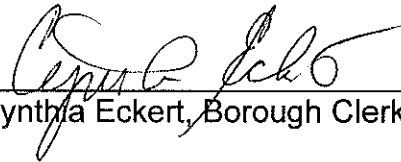
There was no closed session during this meeting

ADJOURNMENT

A Motion to Adjourn the Meeting was made by Councilman Still and seconded by Councilman Hathaway at 8:34 PM.

Roll Call: 6 Yes

Respectfully Submitted,


Cynthia Eckert, Borough Clerk