

TOWN OF PHILLIPSBURG
Council Meeting Minutes
April 01, 2014

The Phillipsburg Town Council conducted its regular meeting on Tuesday, April 01, 2014 at 7:00 pm in the Council Chambers of the Municipal Building located at 675 Corliss Avenue.

The required Open Public Meeting Act Statement was read by Councilman Lynn.

INVOCATION by Councilman Lynn

PLEDGE by the Assembly

ROLL CALL

PRESENT: Council President Tersigni
Council Members: Fey, Lynn, Stettner, Piazza

TOWN OFFICIALS PRESENT: Mayor Wyant, Acting Clerk
Kleiner, Attorney Wenner

APPROVAL OF MINUTES Approval of meeting minutes
Were submitted for approval:

Regular Meeting-04-01-14
Executive Meeting 04-01-14

No discussion

Motion

Councilman Stettner moved for approval of minutes. The motion was seconded by Councilman Fey.

VOTE: YEAS: Fey, Lynn, Tersigni, Piazza, Stettner

NAYS: None

APPROVAL OF BILLS:

SUMMARY

CURRENT FUND	\$ 359,772.41
STATE & FEDERAL GRANTS	277.50
CAPITAL FUND	39,297.26
SEWAGE UTILITY FUND	76,944.23
PLANNING BOARD TRUS FUND	3,124.00
SECTION 8	1,544.34
Total regular bills list April 01, 2014	\$483,172.24
Section 8 Rent Payments	\$ 0

PRE- PAID BILL LIST AS OF April 01, 2014

CURRENT FUND	\$ 3,155.00
STATE & FEDERAL GRANTS	40,240.00

AGENCY FUND PENSION PAYMENTS 1,044,556.00

TOTAL PRE PAID BILL LIST 1,087,951.00

GRAND TOTAL OF ALL FUNDS \$ 1,571,123.24

Motion

Councilman Piazza moved for approval of bills. The motion was seconded by Councilman Lynn.

VOTE: YEAS: Stettner, Tersigni, Fey, Lynn, Piazza

NAYS: None

PRESENTATION BY COUNCIL PRESIDENT:

Council President Tersigni presents Coach Dave Post with a Proclamation, He also presented Brandon Paetzell and Jake Kocsis with Sports Achievement Awards.

OLD BUSINESS None

MAYOR'S REPORT

Mayor stated that Nick Piperata was looking at the building at 111 Bronico Way, which is a better fit for his business.

Nick Piperata introduced Dr. Audry Croft his legal counsel. Nick Piperata stated that he handed out a sheet with the phases and drawings. I will have to have NJ inspect for future production and it is a small process with Council's approval.

The Mayor stated that Nick Piperata needs to be assigned as the redeveloper and I reached out to the DPW Superintendent to see if he could call Aqua Water to see the water purification system that is currently in that building. If we need to we can go out for bid to have it used for scrap.

Councilmen Fey stated that he was glad for the time that Mr. Piperata spent with him to get more familiar with the project, it is a perfect fit. It is more contained for you, I am glad you took steps looking forward to you getting into this building.

Councilmen Stettner I was concerned on segmenting the previous building

Nick Piperata stated it is more cost efficient the other seemed too big

Council President Tersigni reminded Mr. Piperata that we will be very friendly

Dr. Croft stated it is very rigorous with the paper requirements and we can't move forward

Mayor Wyant mentioned that Mr. Piperata has given a \$1000.00 escrow so if you so desire to put that on at the end of the resolutions and move forward with the lease agreement.

Mr. Piperata said Thank you all so very much for ALL your support.

Councilman Piazza said last time you covered everything and I was quite satisfied.

Mr. Piperata thanked Council.

ENGINEERS REPORT

Stan Schrek stated that the completion of Sitgreaves St. We had some minor cracks and repairs we will be going out to bid in the next 30 days.

Mayor Wyant asked Stan if the orange fence and post sitting down there can be taken away now.

Stan stated yes DPW can remove it.

Mayor Wyant stated he will have DPW take it away

Mayor Wyant said that investment tax, paving of 24,000 square feet as well as some cameras from the black bridge to South Main to Stockton Street, and Stockton to Mercer to expand the project - preliminary cost estimates, for Stockton Street with new sidewalks, and streetscapes, presented to NORWESCAP. Raising the old church next to Noto-Wynkoops, Sewer line repair 64 Sitgreaves St., Duplex on property, foreclose on property and run a secondary sewer line into each dwelling, water was put in last year the new duplex.

Stan Schrek we had the first meeting of the trail meeting

Mayor Wyant asked about the Washington Street curbs and sidewalks

Stan Schrek stated that we are working on drainage with a DOT grant

Councilmen Fey stated it was a rough winter and was there any damage to the streetscapes

Stan Schrek stated there were some concrete cracks

Thanks Stan

Mayor asked for a short executive session at the end of the meeting contractual matters

PUBLIC DISCUSSION ON AGENDA ITEMS None

NEW BUSINESS: None

ORDINANCES

O: 2014-09 (Second and Final Reading)

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY TO AMEND CHAPTER 360 ENTITLED “PLANNING BOARD” OF THE CODE OF THE TOWN OF PHILLIPSBURG AND TO REPEAL SECTIONS 360-13 THROUGH 360-16 OF THE CODE OF THE TOWN OF PHILLIPSBURG AND TO ENACT A NEW CHAPTER 360 DISSOLVING THE ZONING BOARD OF ADJUSTMENT AND MERGING ITS FUNCTIONS INTO THE PLANNING BOARD TO CREATE A LAND USE BOARD PURSUANT TO N.J.S.A. 40:55D-25(c)(1) was introduced for a second reading by Councilman Stettner and there being no errors corrections or objections, Councilman Stettner moved that the ordinance be adopted according to law. The motion was seconded by Councilman Piazza

Discussion: None – Mr. Meyner asked why? Attorney Wenner stated we are able to consolidate because we have less than 15,000 residents so we are combining the two boards to become a Land Use Board – and consolidating to one will save the tax payers money and shared services will bring us into the 21st century.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

O: 2014-10 (Second and Final Reading)

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14). was introduced for a second reading by Councilman Piazza and there being no errors corrections or objections, Councilman Piazza moved that the ordinance be adopted according to law. The motion was seconded by Councilman Lynn

Discussion: None

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

RESOLUTIONS

R: 2014-68

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING RESOLUTION 2014-01 IN ORDER TO REDUCE APPROPRIATIONS WITHIN THE TEMPORARY BUDGET was introduced by Councilman Fey who moved for its adoption. The motion was seconded by Councilman Lynn.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014-69

A RESOLUTION ENTITLED MUNICIPAL BUDGET NOTICE was introduced by Councilman Fey who moved for its adoption. The motion was seconded by Councilman Lynn.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

ORDINANCE

O: 2014-11 (First Reading)

BOND ORDINANCE PROVIDING FOR VARIOUS 2014 CAPITAL IMPROVEMENTS, BY AND IN THE TOWN OF PHILLIPSBURG, IN THE COUNTY OF WARREN, STATE OF NEW JERSEY; APPROPRIATING 1,171,100 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,112,545 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF was introduced for a first reading by Councilman Fey who moved that the ordinance be properly advertised. The motion was seconded by Councilman Piazza .

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

13. RESOLUTIONS

R: 2014-57

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE APPOINTMENT OF SPECIAL CONFLICT COUNSEL was introduced by Councilman Lynn who moved for its adoption. The motion was seconded by Councilman Fey.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014 - 58

A RESOLUTION APPROVING THE ISSUANCE OF A SPECIAL PERMIT FOR A SOCIAL AFFAIR TO SAINTS PHILIP & JAMES SCHOOL was introduced by Councilman Fey who moved for its adoption. The motion was seconded by Councilman Stettner.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014-59

A RESOLUTION TO PROVIDE FOR RENEWAL OF LIMOUSINE OPERATOR'S LICENSE FOR AKAB, INC SCHOOL was introduced by Councilman Stettner who moved for its adoption. The motion was seconded by Councilman Piazza.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014-60

A RESOLUTION TO PROVIDE FOR RENEWAL OF TAXI OPERATOR'S LICENSE FOR PHILLIP TAXI SERVICE SCHOOL was introduced by Councilman Fey who moved for its adoption. The motion was seconded by Councilman Piazza.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014-61

A RESOLUTION TO PROVIDE FOR RENEWAL OF LIMOUSINE OPERATOR'S LICENSE FOR PHILLIP LIMO SERVICE SCHOOL was introduced by Councilman Stettner who moved for its adoption. The motion was seconded by Councilman Fey.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014-62

A RESOLUTION TO PROVIDE FOR RENEWAL OF LIMOUSINE OPERATOR'S LICENSE FOR VITAL SPIRIT LLC SCHOOL was introduced by Councilman Piazza who moved for its adoption. The motion was seconded by Councilman Fey.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014-63

A RESOLUTION TO PROVIDE FOR RENEWAL OF TAXI OPERATOR'S LICENSE FOR VITAL SPIRIT LLC SCHOOL was introduced by Councilman Fey who moved for its adoption. The motion was seconded by Councilman Lynn.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014-64

A RESOLUTION APPROVING JUNK DEALER'S LICENSE FOR YEAR 2014 SCHOOL was introduced by Councilman Piazza who moved for its adoption. The motion was seconded by Councilman Fey.

Discussion to table this at this time, a motion was made by Councilman Piazza moved to table this resolution. The motion was seconded by Councilman Stettner.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014-65

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING REFUND OF TAX OVER PAYMENT SCHOOL was introduced by Councilman Fey who moved for its adoption. The motion was seconded by Councilman Stettner.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014-66

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING REFUND FOR SEWER OVER PAYMENT SCHOOL was introduced by Councilman Lynn who moved for its adoption. The motion was seconded by Councilman Fey.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014 – 67

RESOLUTION OF RESPECT Michele D. Broubalow SCHOOL was introduced by Councilman Stettner who moved for its adoption. The motion was seconded by Councilman Fey.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

R: 2014-70

A RESOLUTION APPOINTING REDEVELOPER AND AUTHORIZING THE EXECUTION OF A REDEVELOPERS and LEASE AGREEMENT PURSUANT TO N.J.S.A. 40A:12A-8. SCHOOL was introduced by Councilman Piazza who moved for its adoption. The motion was seconded by Councilman Lynn.

VOTE: YEAS: Fey, Lynn, Piazza, Stettner, Tersigni

NAYS: None

PUBLIC PETITIONS

Mr. Meyner spoke about the children and a quote that Sarah Peters wrote in the paper regarding a source study. I will stop standing in they way If I see the Rutgers Library study. 146 students – 235 students on February 04, I spoke to Mr. DeBoers, 1000 new residents till they die – 1/6th of 1000 in school through 12 th grade is 167 students

Mayor Wyant stated that he had a copy of the pertinent pages from the study.

Mr. Timmann 230 South Main St., posting the Town meetings on the TV channels 2 – 100 empty channels, how long is the contract with Service Electric
Councilman Piazza stated not on access committee
Councilman Lynn it is a 15 year contract moving down its free they provide the equipment, I will ask but I am not sure and we have 13 more years.
We hope to do the test pages next Tuesday and get it running

Council President Tersigni said that in the 45 day period we have had two glitches its ready to go the test page will be up next Tuesday.
We are appointing people to the Access Committee.

Attorney Wenner stated that we are getting more taxes now, the Town will be getting more.

Mr. Timmann stated there will be no burden to the Tax payer
Attorney Wenner stated that more students the impact not as significant there is a lot of give and take how this works

Mr. Timmann asked what the kick back was to Perrucci
Attorney Wenner stated it is pledge from the developer to the Bond Counsel; I will reach out to Craig Brotons and have him contact you.

Blaine Fehley, Bowhay Ave., I'm surprised it's not being televised, what's with the ice house property

OPENTIME

Councilman Stettner take 95 % put to school if we needed we can put into the tax base.

I would like to ask when the striping if you would look at Center Street you can't see the lines and I have seen a few close calls there

Councilman Fey stated the FYC banquet and 60 years celebration is on April 10th from 5:30 PM to 8:00 PM not a long night

Council President Tersigni said that Councilman Lynn asked to appoint Mr. Robert Fulper and Mr. Brian Otto to the Public Access Committee.

MOTIONS

R: 2014 - 71

A RESOLUTION TO PROVIDE FOR AN EXECUTIVE MEETING OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG FOR THE PURPOSE OF contractual matters Alpha/Phillipsburg shared services & IR property no action to be taken.

ADJOURNMENT

Councilman Lynn moved to adjourn the meeting. The motion was seconded by Councilman Fey. Motion was carried with a 5 – 0 vote.