

TOWN OF PHILLIPSBURG
Council Meeting Minutes
November 04, 2013

The Phillipsburg Town Council conducted its regular meeting on Tuesday, November 04, 2013 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 Tersigni.

INVOCATION by Councilman Tersigni

PLEDGE by the Assembly

ROLL CALL

PRESENT: Councilmembers: Tersigni, Lynn, Fey,
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-10-15-13

Motion

Councilman Lynn moved for approval of minutes. The motion
was seconded by Councilman Tersigni.

VOTE: YEAS: Fey, Lynn, Tersigni, Stettner

NAYS: None

ABSTAIN: Piazza

APPROVAL OF MINUTES

Approval of work session
Minutes submitted for approval:

Work Session Mtg. 10-08-13

Motion

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

VOTE: YEAS: Lynn, Tersigni, Stettner, Piazza

NAYS: None

ABSTAIN: Fey

APPROVAL OF BILLS:

SUMMARY

CURRENT FUND	\$175,641.13
STATE & FEDERAL GRANTS	18,370.91
CAPITAL FUND	12,929.10
SEWAGE UTILITY FUND	0
SECTION 8	194.20
GENERAL TRUST FUND	2,370.00
REVOLVING LOAN FUND	0
Grand Total REGULAR BILLS LIST	\$394,974.15

SECTION 8 PROGRAMS \$ 0

PRE-PAID BILL LIST November 04, 2013

CURRENT FUND	\$790,614.00
SEWER UTILITY FUND	2,391.54
TOTAL PRE PAID BILL LIST 10-15-2013	\$793,005.54

GRAND TOTAL OF ALL FUND

\$1,177,979.69

Motion

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

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

NAYS: None

PROCLAMATIONS: Were given to Frank Stettner and Steve Weisel for 25 years of service as a coach for the Steele Hill Youth Club. Council President Fey stated that Councilman Stettner and himself wanted to take part of this as they all go back a long time. They all went to grade school together, middle school and played intermediate sports together and 40 years later they are all still friends. Coach Stettner and Coach Weisel coached my children as I did their children. We have a lot of history together and I want to thank them and the organization for their time, dedication and service along with the friendship of many years.

Councilman Stettner read the proclamation as they were presented with a copy of it by the Mayor and Council President Fey. Some photos were taken.

EXECUTIVE MEETING

R: 2013-176A

A RESOLUTION TO PROVIDE FOR AN EXECUTIVE MEETING OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG FOR THE PURPOSE OF CONSIDERING contractual matters with the Phillipsburg School District – no action to be taken.

Councilman Piazza moved for motion. The Motion was seconded by Councilman Stettner.

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

NAYS: None

Councilman Lynn made a motion to adjourn. Councilman Stettner seconded the motion.

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

NAYS: None

Councilman Piazza made a motion to reconvene. Councilman Lynn seconded the motion.

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

NAYS: None

PUBLIC HEARING - Change of use and or purpose of the Delaware River Park. Officer Deluca spoke to the audience regarding the Dog Park. He stated that the community policing and the development of the dog park. Officer Deluca stated that it is a beautiful area and we need to get people down to use that space. The area near the tennis courts, we were given a \$10,000.00 grant from Petco for fencing for large dogs. We will fix up the area in the tennis courts for the small dogs. Once we get authorization from Green Acres.

Stan Schrek Town Engineer stated that the farther end of the park will be fenced for large dogs and the tennis courts for the small ones.

Mayor Wyant wanted Stan Schrek to explain why we are having the public hearing.

Stan Schrek stated that since Delaware Park is a public park and Green Acres funds were used for this park no new construction, or any changes to the park can be done, since it is a public use park you are required to have a hearing.

Mr. Joe Meyner what will happen to the walking path

Stan Schrek stated nothing will happen to the path

Mr. Meyner so the large dogs will be at the top of the hill? The park will be open to all public.

Louis Cartabona questioned will there be a permit, a fee?

Officer Deluca stated that yes the Town will have one rate and the outlying areas another rate; they also must have their proof of rabies and registered.

Mayor Wyant stated that Officer Deluca has done a fine job and that he will see it through he started this project and he will make sure it's maintained. Thank you Officer Deluca.

Mr. Meyner walks everyday he likes the park but has some complaints; he said that PAL parks anywhere they want, the bathrooms are locked and too far away from the picnic area.

Officer Deluca will look into the parking issue and speak to the Captain.

Mr. Meyner stated that the he is pleased with the amount of Ordinances the town has and right now the dogs have wonderful run space the tennis courts are in good use, the picnic area is nice and perfect for young dogs. You're going to have poop issues.

Officer Deluca as the park develops they will make plan for the poop issues. Currently dogs are not allowed to run in the park area off a leash it is dangerous they need to be on a leash in the general park area and they will be allowed off the leash in the dog area.

Mr. Meyner stated that you will need a bench in the tennis court area, the picnic area need to be closer to the bathrooms and the bathrooms are always locked.

Louis Cartabona stated that he supports this park and looking forward to this it is a great thing for the community.

Councilman Piazza thinks it is a great idea.

Thanks Officer Deluca

OLD BUSINESS NONE

MAYORS REPORT NONE

PUBLIC DISCUSSION ON AGENDA

Joe Imhoff, 240 Aurora Street, Lopatcong Township, questioned why council went into executive session and what the purpose of that meeting was.

Attorney Wenner stated that it was to go into executive session to talk about a shared service agreement with the Philipsburg School District.

Joe Imhoff questioned so it had nothing to do with Little Liners?

Attorney Wenner stated no.

ENGINEER REPORT Dave Maski is here to give a brief overview of the IR Redevelopment plan. All the revisions have been reformatted; the redundancies have been removed and “Preferred” also, the two key elements. The areas remain the same and the outcome is the same. In 2005 the visitors center was removed R-7 – R-7A combined, the open space was revised a minimum of 10 acres was set aside with a green space place. There is a 30 foot buffer performance base and case by case with a 100 foot setback with no intervening streets.

The Riverfront plans as well, Union Square distance three sub areas. District 1 North end to Broad Street 2005 plan water front acres along the rail lines. District 3 the RR to the WWTP residential to lite industry, recreational heritage, trails. District 2 Riverside residential Howard Street height requirement was 50 feet but there is a 40 feet. District 4 along the tracks to South Main Street. Hope was that NJ transit rail service but that’s not likely at this point. We have to enhance usage residential and commercial. Also have the heritage trail and we are going to apply the trail system.

Councilmen Piazza questioned the sub committees on the planning board we must prioritize.

NEW BUSINESS

NONE

ORDINANCE

O: 2013-18 (Second and Final Reading)

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG,
COUNTY OF WARREN, STATE OF NEW JERSEY
ADOPTING REVISIONS TO THE PHILLIPSBURG
COMMERCE PARK REDEVELOPMENT PLAN was introduced for
a second reading by Councilman Lynn and there being no errors
corrections or objections, Councilman Lynn moved that the ordinance

be adopted according to law. The motion was seconded by Councilman Piazza.

Public Comment: Louis Cartabona questioned on the map the purple area. Dave Maski stated that it was Lopatcong Township. Mr. Cartabona asked to see the open space area.

Mr. Meyner questioned the pollution of the land. Mr. Maski stated it was clean now and capped no residential will be there.

Close public comments

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

NAYS: None

O: 2013-19 (Second and Final Reading)

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY ADOPTING REVISIONS TO THE PHILLIPSBURG RIVERFRONT REDEVELOPMENT PLAN 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 Tersigni.

Public Comments: Louis Cartabona questioned the map area along the river the green and brown area. Mr. Maski said that is how the tax map was drawn. Mr. Meyner asked if it was zoned for non- development national walk way. Mr. Maski yes your correct it was included the heritage trail along the riverbank and Morris canal trails. Mr. Meyner questioned am I wrong it was never zoned? Councilman Stettner stated for walking path Council agreement but not zoned.

Mayor Wyant said yes plans on moving forward with that. Mr. Meyner stated that was a shame. Stan Schrek said it is new public domain. Mr. Maski said it is permitted use.

Close Public Comments:

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

NAYS: None

O: 2013 – 20 (Second and Final Reading)

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO THE TOWN SEWAGE TREATMENT PLANT, BY THE SEWER UTILITY OF THE TOWN OF PHILLIPSBURG, IN THE COUNTY OF WARREN, STATE OF NEW JERSEY; APPROPRIATING \$7,907,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$7,907,500 BONDS OR NOTES OF THE TOWN TO FINANCE THE COST THEREOF PLAN was introduced for a second reading by Councilman Lynn and there being no errors corrections or objections, Councilman Lynn moved that the ordinance be adopted according to law. The motion was seconded by Councilman Piazza.

Discussion 1.4 – 1.5 % rate, Councilman Lynn stated this is an important project, making improvements to the Sewer Plant the Town will benefit.

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

NAYS: None

RESOLUTIONS

R: 2013-177

A RESOLUTION AUTHORIZING THE TOWN OF PHILLIPSBURG TO ENTER INTO A COOPERATIVE PRICING AGREEMENT was introduced by Councilman Stettner who moved for its adoption. The motion was seconded by Councilman Tersigni.

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

NAYS: None

R: 2013-178

A RESOLUTION IMPOSING LIEN FOR MUNICIPAL SERVICES was introduced by Councilman Piazza who moved for its adoption. The motion was seconded by Councilman Lynn.

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

NAYS: None

R: 2013-179

A RESOLUTION DESIGNATING HANDICAP PARKING SPACES WITHIN THE TOWN OF PHILLIPSBURG was introduced by Councilman Tersigni who moved for its adoption. The motion was seconded by Councilman Lynn.

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

NAYS: None

R: 2013-180

RESOLUTION OF THE TOWN OF PHILLIPSBURG,
CONFIRMING AND ACCEPTING BIDS RECEIVED FOR THE
PURCHASE OF PROPERTY NO LONGER NEEDED FOR
PUBLIC USE was introduced by Councilman Tersigni who moved
for its adoption. The motion was seconded by Councilman Lynn.

VOTE: YEAS: Lynn, Tersigni, Stettner, Piazza

 NAYS: None

 ABSTAIN: Fey

R: 2013-181

RESOLUTION AUTHORIZING EXECUTION
OF A COLLECTIVE BARGAINING AGREEMENT BY AND
BETWEEN THE TOWN OF PHILLIPSBURG AND AFSCME
COUNCIL NO 73 was introduced by Councilman Tersigni who
moved for its adoption. The motion was seconded by Councilman
Lynn.

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

 NAYS: None

R: 2013 – 182

A RESOLUTION AUTHORIZING THE SUBMISSION OF MUNICIPAL ALLIANCE GRANT APPLICATION was introduced by Councilman Piazza who moved for its adoption. The motion was seconded by Councilman Stettner.

VOTE: YEAS: Lynn, Fey, Stettner, Piazza

NAYS: None

ABSTAIN: Tersigni

R: 2013 -183

A RESOLUTION AUTHORIZING THE SUBMISSION OF MUNICIPAL ALLIANCE GRANT APPLICATION was introduced by Councilman Stettner who moved for its adoption. The motion was seconded by Councilman Lynn.

VOTE: YEAS: Lynn, Fey, Stettner, Piazza

NAYS: None

ABSTAIN: Tersigni

R: 2013-184

A RESOLUTION TO PROVIDE FOR INTERFUND TRANSFERS
was introduced by Councilman Tersigni who moved for its adoption.
The motion was seconded by Councilman Stettner.

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

 NAYS: None

R: 2013-185

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY
OF WARREN, STATE OF NEW JERSEY, REGARDING THE
SALE OF PROPERTY NO LONGER NEEDED FOR PUBLIC USE
was introduced by Councilman Tersigni who moved for its adoption.
The motion was seconded by Councilman Lynn.

Discussion: Councilman Lynn stated he hopes that Clayville gets as
much use out of it as we did.

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

 NAYS: None

R: 2013-186

RESOLUTION OF THE TOWN OF PHILLIPSBURG, REJECTING ALL BIDS FOR THE WASTE WATER TREATMENT PLANT RAW INFLUENT PUMP was introduced by Councilman Stettner who moved for its adoption. The motion was seconded by Councilman Lynn.

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

NAYS: None

PUBLIC PETITIONS

(Public comments)

Joe Imhoff, Lopatcong Township, can you tell us more about the shared services agreement you were speaking about. It has nothing to do with the Little Liners correct.

Council President Fey stated no we can't speak more about that it is contractual, and nothing to do with Little Liners.

Bruce D. Smith, Logan Street, came and started to give a campaign speech.

Attorney Wenner told Mr. Smith he couldn't speak to the public now but he could address Council regarding any specific matter. Mr. Smith sat down.

Blaine Fehley, 237 Bowhay Ave., asked the Council what is in the storage unit that burned in Town.

Mayor Wyant and Attorney Wenner stated the Town has not storage unit.

Mr. Fehley directed a question to Attorney Wenner regarding the Town of Phillipsburg's Face Book page and if it was unethical for Councilman Tersigni to promote himself with his photos of donations.

Mr. Louis Cartabona, Alpha, asked what year and make of the Fire truck that we sold.

Council President Fey stated 1986

Mr. Cartabona asked if we had another

Mayor Wyant stated that it didn't meet the standards for New Jersey. Your welcome to come look at it.

OPEN TIME

Councilman Piazza – please vote tomorrow

Councilmen Stettner Thanks for honoring the club members

Councilman Tersigni spoke about the Phillipsburg High School band and a recent competition on November 02, 2013, where they band placed Fourth in a Division 5 at MetLife Stadium in Washington DC. Congratulations on that accomplishment.

Mayor Wyant Thanks Councilmen Tersigni for bringing that up we have a wonderful football team and the band is also wonderful.

MOTIONS None

EXECUTIVE MEETING

NONE

ADJOURNMENT

Councilman Tersigni moved to adjourn the meeting. The motion was seconded by Councilman Lynn.

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

NAYS: None