

COUNCIL MEETING MINUTES
April 3, 2012

The Phillipsburg Town Council conducted its regular meeting on Tuesday, April 3, 2012 at 7:00 P.M. in the Council Chambers of the Municipal Building located at 675 Corliss Avenue.

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

MOMENT OF SILENCE

In memory of Elinor F. Viscomi

PLEDGE OF ALLEGIANCE

By the Assembly

ROLL CALL

PRESENT: Councilmembers:

Fey, Lynn, Stettner

President:

Piazza

ABSENT:

Tersigni (Arrived @ 7:10 PM)

TOWN OFFICIALS PRESENT

Mayor Wyant, Clerk/Administrator
Broubalow and Attorney Wenner

APPROVAL OF MINUTES

The following meeting minutes were
submitted for approval:

Regular Meeting – March 20, 2012

Motion

Councilman Fey moved for approval
of minutes. The motion was seconded
by Councilman Lynn, which carried

by a 4-0-1 vote, Councilman Tersigni absent.

APPROVAL OF MINUTE CONTENTS

The following Executive Minutes were submitted for content approval:

March 20, 2012

Motion

Councilman Fey moved for approval of minute contents. The motion was seconded by Councilman Lynn, which carried by a 4-0-1 vote, Councilman Tersigni absent.

APPROVAL OF BILLS

The following bills were submitted for payment approval:

SUMMARY

CURRENT FUND	83,688.26
STATE & FEDERAL GRANTS	3,418.87
PLANNING BOARD TRUST FUND	5,206.78
SECTION 8	184.10
CAPITAL FUND	8,061.76
SEWAGE UTILITY FUND	39,687.41
Pre-Paid Bill List as of April 3, 2012	
CURRENT FUND	9,656.56

STATE & FEDERAL GRANTS	58,873.57
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SEWER UTILITY FUND	17,983.36
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Bill List Additions

FORD MOTOR CREDIT COMPANY	1,578.03
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FORD MOTOR CREDIT COMPANY	1,502.33
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FINCH FUEL OIL COMPANY, INC.	10,170.92
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Motion

Councilman Fey moved for approval of bills. The motion was seconded by Councilman Stettner, which carried by a 4-0-1 vote, Councilman Tersigni absent.

OLD BUSINESS

No Old Business

MAYOR'S REPORT

Public Defender

Mayor submitted the nomination of John Caleca to serve as Public Defender.

Motion

Councilman Fey moved approval of appointment of John Caleca to serve as Public Defender. The motion was seconded by Councilman Stettner, which carried by a 4-0-1 vote, Councilman Tersigni absent.

Main Street Improvements, Phase 5

Mayor announced Town has been awarded \$234,000 from NJ Department of Transportation for Main Street Improvements, Phase 5. He

indicated these funds along with capital funds would allow the Town to complete entire business district.

Tibbett & Wood

Mayor announced that the structure has been completely demolished and debris has been cleared.

POLICE DEPARTMENT

Monthly Statistics

James Faulborn, Police Chief, presented the Activity and Mileage Reports for March.

Community Activities

Chief Faulborn addressed community cleanup for Heckman Annex and Skatepark.

Chief Faulborn reported on Sunday evening, Officer DeLuca met with residents between black bridge and Shappell Park. He reported Officer DeLuca would be addressing feral cat problems in area of Broad and Rose Streets.

Chief Faulborn announced appointment of Anthony Goodell as of April 1. He noted that Officer Goodell was a transfer from Pohatcong Township.

Mayor referred to current Animal Control Officer and indicated that he has been very aggressive therefore; he questioned possibility of including his statistics on the Chief's monthly activity report.

Chief Faulborn concurred that ACO is aggressive. He expressed that he works well with the Police Department and is always available. Further, he noted that he is close to putting in full time hours although; he is only part time.

Mayor stated he received daily reports.

Chief Faulborn noted that he also receives daily reports.

Mayor stated he and Councilman Tersigni participated in skatepark cleanup. He commended officers for their work.

Surveillance Camera System

Chief Faulborn stated system was addressed with Downtown Business Association last week. He noted they appeared to be receptive although; they realize Town is in early stages of their research.

Councilman Lynn questioned whether he anticipates participation.

Chief Faulborn replied yes.

Councilman Tersigni referred to cleanup. He stated it was great to see people coming out. He thanked Police Officers and Georjean Trinkle and noted there is a 100% improvement. He thanked all volunteers and noted this was a positive endeavor.

Mayor referred to Dog Park proposal for the Delaware River Park area, which was presented to him last week by Chief Faulborn and Officer DeLuca.

Mayor commended Officer DeLuca for coming forward with a suggestion for their park, which is an attempt to bring people back to this park.

Councilman Lynn questioned whether these are all early results for Community Policing Program.

Chief Faulborn replied yes.

Councilman Lynn noted program has already showed an impact.

Councilman Fey stated he personally knows Anthony Goodell and he will be an asset to the Town.

Councilman Fey referred to concerns regarding safety of the children since parents are parking along bottom of hill near Middle School. He indicated officers have been in area over past week to alert parents that they are not to park at this location.

Councilman Fey stated he is pleased to see action being taken in regards to this problem.

PUBLIC DISCUSSION ON AGENDA ITEMS

Thomas Bush, Columbus Avenue, addressed Resolution R:2012-65 and requested explanation.

President Piazza replied closing out amounts from the UEZ.

Mayor noted there is zero balance. He noted Town has been paid every dollar paid out by the UEZ.

Mr. Bush addressed \$143,000.

Mayor replied actual amount being cancelled.

Mr. Bush questioned where those funds would go.

Mayor replied general fund, which is part of regular budget and already calculated in budget.

Donald Dickey, Randall Street, addressed Resolution R:2012-66 and questioned location.

Clerk/Administrator advised this is a pocket license, which does not have location.

ORDINANCE (Second Reading)

O:2012-05

ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY TO ADD CHAPTER 426 OF THE CODE OF THE TOWN OF PHILLIPSBURG TO REGULATE DEALERS OF SECONDHAND GOODS WITHIN THE TOWN was introduced for second reading by Councilman Tersigni and there being no errors, corrections or objections, Councilman Tersigni moved that the ordinance be adopted according to law. The motion was seconded by Councilman Stettner.

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

NAYS: None

ORDINANCES (First Reading)

O:2012-06

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 first reading by Councilman Fey who moved that the ordinance be properly advertised. The motion was seconded by Councilman Stettner.

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

NAYS: None

O:2012-07

BOND ORDINANCE PROVIDING FOR VARIOUS 2012 CAPITAL IMPROVEMENTS, BY AND IN THE TOWN OF PHILLIPSBURG, IN THE COUNTY OF WARREN, STATE OF NEW JERSEY; APPROPRIATING \$599,766 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$565,125 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF was introduced for first reading by

Councilman Tersigni who moved that the ordinance be properly advertised. The motion was seconded by Councilman Fey.

Discussion

Councilman Lynn questioned whether this is part of this year's budget.

Mayor replied yes; capital.

Councilman Lynn questioned whether capital must be voted upon separately.

Mayor replied yes.

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

NAYS: None

O:2012-08

AN ORDINANCE APPROPRIATING \$1,800,000 FOR CAPITAL PURCHASE FROM SEWER UTILITY was introduced for first reading by Councilman Stettner who moved that the ordinance be properly advertised. The motion was seconded by Councilman Tersigni.

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

NAYS: None

NEW BUSINESS

RESOLUTIONS

R:2012-63

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 Fey.

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

NAYS: None

R:2012-64

A RESOLUTION CONSENTING TO THE PROPOSED AMENDMENT TO THE UPPER DELAWARE QUALITY MANAGEMENT PLAN was introduced by Councilman Tersigni who moved for its adoption. The motion was seconded by Councilman Fey.

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

NAYS: None

R:2012-65

A RESOLUTION AUTHORIZING CANCELLATION OF UEZ PROJECT BALANCES was introduced by Councilman Tersigni who moved for its adoption. The motion was seconded by Councilman Stettner.

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

NAYS: None

R:2012-66

A RESOLUTION APPROVING 2011-2012 LIQUOR LICENSE WITHIN THE TOWN OF PHILLIPSBURG was introduced by Councilman Tersigni who moved for its adoption. The motion was seconded by Councilman Fey.

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

NAYS: None

R:2012-67

A RESOLUTION PROVIDING FOR RENEWAL OF LIMOUSINE OPERATOR’S LICENSE FOR EXECUTIVE LIMOUSINE, INC. was introduced by Councilman Stettner who moved for its adoption. The motion was seconded by Councilman Fey.

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

NAYS: None

R:2012-68

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

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

NAYS: None

PUBLIC PETITIONS

Blaine Fehley, 237 Bowhay Alley, thanked Mayor for taking care of Tibbett & Wood building.

Mr. Fehley stated Ice House is an eyesore. In addition, he questioned status of building located at intersection of Filmore Street and Summit Avenue.

Councilman Fey questioned whether Filmore / Summit building is at a bus stop.

Mr. Fehley replied yes.

Mr. Fehley questioned status of Center Street property and the former Cornet Bar.

Mr. Fehley questioned owner of Ice House.

Mayor replied Carrie and Rod Perrucci.

Mr. Fehley stated entire area surrounding Ice House looks bad and should be addressed.

Mr. Fehley referred to last meeting when President Piazza presented a check to the Town.

President Piazza stated he made donation towards the purchase of video equipment.

Mr. Fehley questioned whether equipment would be repaired or replaced. He expressed his desire to donate but would need to first know whether equipment would be replaced or repaired.

Councilman Lynn stated it is unknown at this time whether equipment would be repaired or replaced.

Mr. Fehley stated all members should donate since they signed petition requesting meetings to be broadcast on channel.

President Piazza indicated his donation was without conditions.

Councilman Lynn stated at this time, it appears equipment would not be repaired therefore; they would possibly explore purchasing new.

OPEN TIME

Councilman Lynn announced April 28 is Arbor Day therefore; a tree will be planted by NJ Youth Corps in Walters Park at 9:30 am in memory of Mayor's grandson.

President Piazza addressed Bowl-A-Thon sponsored by Big Brothers and Big Sisters on April 28 at 10 am in Washington.

MOTIONS

Councilman Tersigni moved for approval of Raffle License No. RL:1137 issued to Church of St. Philip & St. James for on premise 50/50 raffle to be conducted May 6, 2012 NO FEE. The motion was seconded by Councilman Fey, which carried by a 5-0 vote.

Councilman Fey moved for approval of Raffle License No. RL:1138 issued to Steele Hill Youth Organization for off premise raffle to be conducted May 2, 2012 FEE: \$20.00. The motion was seconded by Councilman Tersigni, which carried by a 5-0 vote.

EXECUTIVE MEETING

R:2012-69

A RESOLUTION TO PROVIDE FOR AN EXECUTIVE MEETING OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG FOR THE PURPOSE OF CONSIDERING CONTRACTUAL MATTERS RELATIVE TO PHILLIPSBURG ASSOCIATES I, L.P. AND PHILLIPSBURG ASSOCIATES III, L.P. was introduced by Councilman Stettner who moved for its adoption. The motion was seconded by Councilman Tersigni.

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

NAYS: None

President Piazza recessed meeting at 7:45 p.m. for the purpose of conducting meeting.

Motion

Councilman Stettner moved at 8:09 p.m. that Council return to public session. The motion was seconded by Councilman Lynn, which carried by a 5-0 vote.

ADJOURNMENT

Councilman Stettner moved for adjournment at 8:09 P.M.

SUBMITTED BY:

MICHELE D. BROUBALOW
Clerk/Administrator

APPROVED:

RANDY S. PIAZZA, SR.
Council President