

AGENDA

**TOWN OF PHILLIPSBURG
TOWN COUNCIL MEETING
TUESDAY, MAY 17, 2022
7:00 P.M.**

(Town Council Meeting to be held in person at PHA Community Bldg., 535 Fisher Ave., Phillipsburg, NJ 08865)

(subject to change pursuant to N.J.S.A. 10:4-8(d)-this agenda is tentative to the extent known at time of posting”

1. CALL TO ORDER

2. OPEN PUBLIC MEETING ACT STATEMENT:

THIS MEETING IS CALLED PURSUANT TO THE PROVISIONS OF THE OPEN PUBLIC MEETINGS LAW. THIS MEETING OF MAY 17, 2022 WAS INCLUDED IN A NOTICE SENT TO NEWSPAPERS OF RECORD AND POSTED ON THE BULLETIN BOARD IN THE MUNICIPAL BUILDING AND HAS REMAINED CONTINUOUSLY POSTED AS THE REQUIRED NOTICES UNDER THE STATUTE. IN ADDITION, A COPY OF THIS NOTICE HAS BEEN AVAILABLE TO THE PUBLIC AND IS ON FILE IN THE OFFICE OF THE MUNICIPAL CLERK

3. INVOCATION AND FLAG SALUTE

4. ROLL CALL

**5. APPROVAL OF MINUTES - Town Council Meeting 04.19.2022
Town Council Meeting 05.03.2022**

6. BILLS LIST -

ROLL CALL

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Kennedy						
Councilman Marino						
Councilman Piazza						
Council VP Clark						
Council President Wyant						

7. ANNOUNCEMENTS/PRESENTATIONS

8. OLD BUSINESS

O2022-06 – TBLD March 1, 2022 Awaiting Results of RT Environmental Report

O2022-06

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2019-07 FINALLY ADOPTED ON MAY 7, 2019, AS FURTHER AMENDED BY BOND ORDINANCE NUMBER 2021-05 FINALLY ADOPTED ON FEBRUARY 16, 2021, IN ORDER TO REVISE THE DESCRIPTION OF IMPROVEMENTS AUTHORIZED THEREIN

9. Mayor’s and Administrative Officers

10. PUBLIC DISCUSSION ON AGENDA ITEMS

11. ORDINANCES – SECOND READING - None

12. ORDINANCES – FIRST READING

O2022-20

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, NEW JERSEY ADOPTING THE DISTRICT 2 (UNION SQUARE), SUB-AREA 3 (MAIN STREET) AMENDMENT - RIVERFRONT REDEVELOPMENT PLAN

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Kennedy						
Councilman Piazza						
Councilman Marino						
Council Vice Clark						
Council President Wyant						

13. RESOLUTIONS - CONSENT AGENDA **Matters listed on the Consent Agenda Resolution are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item to be removed for consideration.*

ROLL CALL CONSENT AGENDA

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Kennedy						
Councilman Piazza						
Councilman Marino						
Council Vice Clark						
Council President Wyant						

R: 2022-114

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN,
STATE OF NEW JERSEY, AUTHORIZING REFUND OF TAX OVER PAYMENT

R2022-115

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG, COUNTY
OF WARREN, STATE OF NEW JERSEY, AUTHORIZING A REFUND IN THE AMOUNT
OF \$100.00 TO Billy Holiday

14. NEW BUSINESS

15. PUBLIC PETITIONS

16. COUNCIL OPEN TIME

17. MOTIONS

18. EXECUTIVE SESSION -

R: 2022-

A RESOLUTION TO PROVIDE FOR AN EXECUTIVE MEETING OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG FOR THE PURPOSE OF CONSIDERING....

19. ADJOURNMENT

**Bill List Summary
REGULAR BILL LIST AS OF May 13, 2022**

		<u>Check No</u>
1	Current Fund	306,956.62
2	State & Federal Grants	2,284.42
4	Capital Fund	23,960.82
7	Sewage Utility Fund	483,057.35
8	Sewage Capital Fund	21,624.69
12	Planning Board Trust Fund	4,298.50
12	Bridge Development	14,421.50
13	Dog Trust Fund	500.28
15	Public Defender Trust Fund	0.00
16	Section 8	571.10
17	General Trust Fund	0.00
17	Commerce Park Redevelopment	0.00
18	Bernards Township RCA	0.00
20	Agency Fund	0.00
21	Revolving Loan Fund	0.00
Total Regular Bill List as May 13, 2022		857,675.28


Pre-Paid Bill List as of May 13, 2022


1	Current Fund	0.00
2	State & Federal Grants	33,250.00
4	Capital Fund	0.00
7	Sewer Utility Fund	0.00
8	Sewer Utility Capital	0.00
12	Planning Board Trust Fund	0.00
16	Section 8	0.00
17	General Trust Fund	0.00
18	Bernards Township RCA	0.00
20	Agency Fund	1,745.90
21	Revolving Loan Fund	0.00
		34,995.90

Grand Total All Funds

892,671.18

Approved By:


Robert J. Merlo, CFO


Rob Bengivenga, Business Admin

List of Bills - CLAIMS CHECKING ACCOUNT
Meeting Date: 05/17/2022 For bills from 05/04/2022 to 05/16/2022

Check#	Vendor	Description	Payment	Check Total
85735	28 - NEWSBANK INC	PO 37572 T - 210 Online Databases	9,610.00	9,610.00
85736	52 - STAR DOLLAR CLEANERS INC	PO 37644 APRIL UNIFORM CLEANING	995.00	995.00
85737	81 - P H BARRON WELDING	PO 37491 Repairs for garbage truck #28	3,050.42	3,050.42
85738	118 - WEST GROUP PAYMENT CENTER	PO 37578 Nj Statutes 4/1/22 - 4/30/22	445.22	445.22
85739	129 - AMERICAS CLINTON 7510	PO 37468 Propane for Walters Park garage	345.78	345.78
85740	130 - CINTAS FAS LOCKBOX 636525	PO 37551 Medical supplies for cabinets	694.19	
		PO 37596 Medical supplies for cabinets	262.39	956.58
85741	139 - VAN CLEEF ENGINEERING ASSOC., LLC	PO 37652 Parkside Estates (Manor House) P&F Assoc	140.00	140.00
85742	139 - VAN CLEEF ENGINEERING ASSOC., LLC	PO 37653 Bridge Point I-78 Phase II	11,794.50	11,794.50
85743	139 - VAN CLEEF ENGINEERING ASSOC., LLC	PO 37654 680 Memorial Parkway Popeyes/Arbys	280.00	280.00
85744	139 - VAN CLEEF ENGINEERING ASSOC., LLC	PO 37655 75& 83 South Main Street (Elk's Building	3,474.50	3,474.50
85745	139 - VAN CLEEF ENGINEERING ASSOC., LLC	PO 37656 Scott's Miracle Grow PR Bridge I-78 Phas	2,109.50	2,109.50
85746	139 - VAN CLEEF ENGINEERING ASSOC., LLC	PO 37688 R2021-282 Area in need of redevelopment	5,818.50	5,818.50
85747	192 - EAST LAWN SUPPLY CO., INC	PO 37550 Plumbing parts	342.99	342.99
85748	195 - PLASTERER EQUIPMENT CO INC	PO 37648 Parts for sweeper	139.09	139.09
85749	215 - NAZARETH FORD INC	PO 37535 Parts for police cars	70.88	
		PO 37539 Parts for sanitation trucks	188.00	
		PO 37547 Parts for police cars	132.32	
		PO 37646 Manifold for Truck 16	231.10	622.30
85750	281 - ELECTRONIC MEASUREMENT LABS INC	PO 37617 Calibration of Gas Detector	140.79	140.79
85751	293 - POWER PLACE INC	PO 37534 Tires for john deere	669.84	
		PO 37546 Parts for John Deere	802.29	1,472.13
85752	373 - VASSO WASTE SYSTEMS, INC	PO 37533 Parts for sanitation truck #27	220.16	220.16
85753	413 - ALTEK BUSINESS SYS INC	PO 37639 monthly lease agreement	249.44	249.44
85754	495 - QUADIENT LEASING USA, INC	PO 37583 Postage Machine Lease Pymt. 5/22 - 8/22	999.00	999.00
85755	499 - NATURAL SYSTEMS UTILITIES	PO 37408 April Service Fee	200,775.68	200,775.68
85756	499 - NATURAL SYSTEMS UTILITIES	PO 37605 May Service Fee	200,775.68	200,775.68
85757	547 - LAWMEN SUPPLY CO	PO 37315 Body Armor Carrier for Matt Amey	135.78	135.78
85758	558 - THEODORE SERRANO	PO 37619 2022 Eyecare reimbursement	62.95	62.95
85759	606 - FEDEX CUSTOM CRITICAL	PO 37577 Kelly (2) Lori (1)	101.42	101.42
85760	677 - LAVERY, SELVAGGI & ABRONITIS PC	PO 37634 Monthly Meeting Retainer	1,000.00	
		PO 37659 Professional Services - March 2022	6,957.84	
		PO 37660 Professional Services Rendered - March 2	1,040.00	
		PO 37660 Professional Services Rendered - March 2	2,824.00	
		PO 37660 Professional Services Rendered - March 2	517.50	12,339.34
85761	679 - ENVISIONWARE INC	PO 37574 T - 305 Software	1,677.04	1,677.04
85762	687 - INDUSTRIAL COMMUNICATIONS INC	PO 37621 Replace Batteries in UPS System @ A-K To	475.00	
		PO 37640 Repair radio in 94-20	90.00	565.00
85763	733 - NJ ADVANCE MEDIA, LLC	PO 37576 Public Notice Bond Ordinance - 0:2022-01	1,566.50	
		PO 37579 Sewer Bond O:2022-13 - R:2022-79A Munic	212.75	
		PO 37579 Sewer Bond O:2022-13 - R:2022-79A Munic	1,872.81	
		PO 37588 NJ Advance O::2022-14	4,624.00	
		PO 37603 NJ advance O:2022-11 / O:2022-12 / R:202	622.45	
		PO 37686 NJ advance O:2022-15 --02022-19	2,430.45	
		PO 37689 Legal Notice R:2021-282 AINR	489.25	11,818.21
85764	823 - BIBLIOTHECA LLC	PO 37675 T - 211 Streaming Services and E-Books	1,149.00	1,149.00
85765	863 - SYNCHRONY BANK	PO 37608 May Blanket Purchase Order	129.12	129.12
85766	898 - IHR DISPOSAL LLC	PO 37589 Rebuild hopper, sweep arm & tailgate of	1,000.00	1,000.00
85767	913 - PHOENIX ADVISORS LLC	PO 37529 R:2022-88 CoF Professional Services 2022	10,202.13	
		PO 37529 R:2022-88 CoF Professional Services 2022	3,255.37	13,457.50
85768	941 - RUSSELL REID WST HAUL/DISP.SVC INC	PO 37543 Temporary restrooms - Ballfields	1,767.91	1,767.91
85769	983 - PROQUEST LP	PO 37573 T - 210 Online Databases	424.36	424.36
85770	998 - GRIFFITH-ALLIED TRUCKING LLC	PO 37610 May gasoline usage	14,761.41	
		PO 37610 May gasoline usage	400.00	15,161.41
85771	1052 - EQUINOX OPEN LIBRARY INITI	PO 37575 T - 30 Library Systems	5,500.00	5,500.00
85772	1060 - HORWITH TRUCKS INC	PO 37590 Parts for truck #26	147.78	
		PO 37615 Hoses for sanitation trucks	64.00	211.78
85773	1073 - FIRE & SAFETY SERVICES LTD	PO 37626 Repairs to 94-63	1,639.40	
		PO 37627 Repairs to 94-67	1,554.02	
		PO 37628 Repairs to 94-69	806.47	3,999.89
85774	1103 - VITAL COMMUNICATIONS INC	PO 37684 SERVICES	4,974.00	4,974.00
85775	1114 - THE SHERWIN WILLIAMS CO	PO 37493 Line stripping paint	164.59	
		PO 37708 Paint for Still Hill snackbar	121.80	286.39
85776	1146 - H & K GROUP, INC	PO 37584 Cold patch	104.96	104.96
85777	1152 - PRIMEPOINT, LLC	PO 37613 Payroll processing - February	2,189.50	2,189.50
85778	1165 - STEVEN M SIEGEL	PO 37680 2022 Prosecutor Contract	3,333.33	3,333.33
85779	1180 - SERVICE ELECTRIC CABLE TV AND COMMUNICAT	PO 37668 Pole Application fees - 177 S Main St	1,146.00	1,146.00
85780	1243 - ROBERT BENVIGENGA	PO 37658 Reimbursement for Mileage, Membership an	527.15	
		PO 37714 Alternator for sweeper	460.98	988.13

List of Bills - CLAIMS CHECKING ACCOUNT

Meeting Date: 05/17/2022 For bills from 05/04/2022 to 05/16/2022

Check#	Vendor	Description	Payment	Check Total
85781	1259 - PHILLIPSBURG MEMORIAL DAY	PO 37672 Annual Memorial Day Parade Donation	500.00	500.00
85782	1281 - SIGNS & SAFETY DEVICES SALES & SERVICE D	PO 37538 Signs	160.58	160.58
85783	1298 - SOLVIT.ROCKS, INC	PO 37476 Monthly IT Support & Office 365	2,659.25	2,659.25
85784	1311 - AMAZON CAPITAL SERVICES	PO 37710 Amazon Invoices for Various Departments	555.38	555.38
85785	1317 - THOMAS KOEPFLER	PO 37624 January Mileage Reimbursement	12.48	
		PO 37625 February 2022 Mileage Reimbursement	40.37	
		PO 37657 April 2022 Mileage Reimbursement	52.65	105.50
85786	1326 - RECYCLE AMERICA HOLDINGS INC	PO 37597 Recycling fees	3,138.04	3,138.04
85787	1340 - O'TOOLE SCRIVO LLC	PO 37669 Professional Services Rendered - April 2	2,385.00	2,385.00
85788	1372 - REEGS INC	PO 37592 Batteries for garage	679.70	679.70
85789	1375 - FMHUB LLC	PO 37673 Electronic MuniCard Posting and Distribu	379.00	
		PO 37673 Electronic MuniCard Posting and Distribu	121.00	500.00
85790	1376 - SOURCE MEDIA LLC	PO 37674 Legal Advertising Bond Sale	731.81	
		PO 37674 Legal Advertising Bond Sale	2,292.19	3,024.00
85791	1397 - NISIVOCCLIA LLP	PO 37671 Final billing on Professional fees relat	150.00	
		PO 37671 Final billing on Professional fees relat	350.00	500.00
85792	1492 - OPDYKE'S SERVICES	PO 37536 Belt for sanitation truck 29	101.58	
		PO 37552 Belts for PW vehicles	75.85	177.43
85793	1679 - CHRIN'S BROS INC	PO 37410 April Blanket Purchase Order	40,372.09	
		PO 37606 May Blanket Purchase Order	10,301.76	50,673.85
85794	1681 - BOROUGH OF ALPHA	PO 37465 March 2022 Postage fees	276.42	
		PO 37661 Postage reimbursement April 2022	343.45	619.87
85795	1797 - SERVICE TIRE TRUCK CENTER	PO 37598 Tires for public works equipment	232.28	
		PO 37599 Tires for public works equipment	242.46	
		PO 37600 Tires for sanitation trucks	2,945.71	
		PO 37601 Tires for fire trucks	6,228.32	
		PO 37602 Tires for police cars	1,070.37	10,719.14
85796	1849 - RYAN L EPPLE VMD	PO 37618 Vet Expenses	500.28	500.28
85797	1939 - STEVE DAVIS	PO 37580 2022 Eyecare Reimbursment	400.00	400.00
85798	1942 - STATEWIDE INSURANCE FUND	PO 37713 AL Assessment / WC Assessment - Installm	142,102.24	
		PO 37713 AL Assessment / WC Assessment - Installm	2,284.42	
		PO 37713 AL Assessment / WC Assessment - Installm	77,066.99	
		PO 37713 AL Assessment / WC Assessment - Installm	571.10	222,024.75
85799	1971 - FASTENAL CO	PO 37604 Shop wipes	82.12	82.12
85800	2140 - PAUL SMITH	PO 37645 2022 Eyecare Reimbursement	100.00	100.00
85801	2176 - S A COMUNALE CO INC	PO 37571 T - 505 Water & Fire Suppression	2,405.00	2,405.00
85802	2331 - REMINGTON & VERNICK ENGINEERS	PO 35545 R:2021-102 COF Engineering Svcs-Replac	350.00	350.00
85803	2331 - REMINGTON & VERNICK ENGINEERS	PO 36277 R:2021-237 COF Eng services related to v	4,779.75	4,779.75
85804	2331 - REMINGTON & VERNICK ENGINEERS	PO 36721 R:2021-307 COF Engineering Services for	17,166.51	17,166.51
85805	2331 - REMINGTON & VERNICK ENGINEERS	PO 37712 Professional Services April 2022	2,636.25	2,636.25
85806	2355 - LEXIS-NEXIS RISK DATA MGMT. C/O	PO 37637 MONTHLY CONTRACT FEE	113.02	
		PO 37666 Monthly Contract Fee	114.62	227.64
85807	6394 - ROBERT HOYD	PO 37593 2022 Eyecare Reimbursement	357.00	357.00
85808	6513 - MICHAEL BESS	PO 37586 2022 Eyecare Reimbursement	400.00	400.00
85809	6603 - DAVE PHILLIPS MUSIC & SOUND INC	PO 37338 Speakers for PA system	663.96	663.96
85810	6631 - SCOTT M. WILHELM, ESQ	PO 37649 Land Use Bills from Scott Wilhelm	1,005.00	1,005.00
85811	6631 - SCOTT M. WILHELM, ESQ	PO 37651 Jaor LLC 246 Morris St	404.00	404.00
85812	6827 - VALLEY BUSINESS SYSTEMS INC	PO 37595 Repairs	195.00	195.00
TOTAL				857,675.28

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-201-20-100-050	Business Administrator - O/E	4,403.34			
01-201-20-120-050	Municipal Clerk - O/E	11,609.51			
01-201-20-130-050	Financial Administration - O/E	2,189.50			
01-201-20-135-050	Financial Administration - Annual Audit	350.00			
01-201-20-145-050	Revenue Administration - O/E	195.00			
01-201-20-150-050	Tax Assessment Administration OE	4,974.00			
01-201-20-155-050	Legal Services	13,166.84			
01-201-21-180-050	Land Use Administration	1,005.00			
01-201-22-195-050	Inspections Department - O/E	105.50			
01-201-23-210-050	Liability Insurance	59,292.20			
01-201-23-215-050	Workers Compensation	81,896.27			
01-201-23-220-050	Employee Group Insurance	1,319.95			
01-201-25-240-050	Police Department - O/E	1,934.86			

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-201-25-265-050	Fire Department - O/E	4,378.68			
01-201-25-275-050	Municipal Prosecutor O/E	3,333.33			
01-201-26-290-050	Street & Roads - O/E	730.13			
01-201-26-301-050	PEOSHA	1,076.58			
01-201-26-310-050	Building & Grounds - O/E	1,257.87			
01-201-26-315-050	Vehicle Maintenance - O/E	18,835.25			
01-201-28-370-050	Recreation Service & Program - O/E	2,038.69			
01-201-30-420-050	Celebration of Public Events OE	500.00			
01-201-31-440-050	Switchboard Expenses - O/E	1,146.00			
01-201-31-446-050	Utility Expenses - Natural Gas	345.78			
01-201-31-460-050	Bulk Purchases - Gasoline	14,761.41			
01-201-32-465-050	Landfill/Solid Waste Disposal Costs	53,811.89			
01-201-33-490-050	Municipal Court - O/E	619.87			
01-201-47-390-050	Maintenance of Free Public Library	21,679.17			
01-260-05-100	Current Fund - Due to Claims			0.00	306,956.62
TOTALS FOR	CURRENT FUND	306,956.62	0.00	0.00	306,956.62
02-213-40-729-000	2019 - 2024 School Resource Officer			2,284.42	
02-260-05-100	St/Fed Grants - Due to Claims Fund			0.00	2,284.42
TOTALS FOR	STATE & FEDERAL GRANTS	0.00	0.00	2,284.42	2,284.42
04-215-55-934-000	2017 Improvements Authorized			4,779.75	
04-215-55-936-000	2018 Improvements Authorized			12,873.32	
04-215-55-940-000	2020 Improvement Authorizations			6,307.75	
04-260-05-100	Capital - Due to Claims Fund			0.00	23,960.82
TOTALS FOR	CAPITAL FUND	0.00	0.00	23,960.82	23,960.82
07-201-55-510-050	Sewer Utility OE	483,057.35			
07-260-05-100	Sewer Utility - Due to Claims Fund			0.00	483,057.35
TOTALS FOR	SEWER UTILITY	483,057.35	0.00	0.00	483,057.35
08-216-55-577-000	2021 Capital Improvements Authorized			4,458.18	
08-260-05-100	Sewer Capital - Due to Claims Fund			0.00	21,624.69
08-269-55-000-000	Reserve for Prelim Exp out of CIF of SCap			17,166.51	
TOTALS FOR	SEWER CAPITAL	0.00	0.00	21,624.69	21,624.69
12-260-05-100	Planning Board - Due to Claims Fund			0.00	18,720.00
12-286-56-851-000	Land Use Escrows			4,298.50	
12-288-56-102-000	Escrow - Bridge Development			14,421.50	
TOTALS FOR	Land Use Board Escrow	0.00	0.00	18,720.00	18,720.00
13-260-05-100	Dog Trust - Due To Claims Fund			0.00	500.28
13-288-56-000-851	Animal Control Expenditures			500.28	
TOTALS FOR	DOG TRUST FUND	0.00	0.00	500.28	500.28
16-260-05-100	Section 8 - Due to Claims Fund			0.00	571.10
16-289-56-081-000	Section 8 Spending Reserves			571.10	
TOTALS FOR	SECTION 8 PROGRAM	0.00	0.00	571.10	571.10

Total to be paid from Fund 01 CURRENT FUND 306,956.62
 Total to be paid from Fund 02 STATE & FEDERAL GRANTS 2,284.42
 Total to be paid from Fund 04 CAPITAL FUND 23,960.82
 Total to be paid from Fund 07 SEWER UTILITY 483,057.35

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
Total to be paid from Fund 08	SEWER CAPITAL	21,624.69			
Total to be paid from Fund 12	Land Use Board Escrow	18,720.00			
Total to be paid from Fund 13	DOG TRUST FUND	500.28			
Total to be paid from Fund 16	SECTION 8 PROGRAM	571.10			
		857,675.28			

Checks Previously Disbursed

85732	N J YOUTH CORP OF PHILLIPSBURG	PO# 37681	Reimbursement NJYC-2022-4/13/22-5/	33,250.00	5/09/2022
260281	AELAC	PO# 37682	Monthly Invoice	1,745.90	5/11/2022
				34,995.90	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 01 CURRENT FUND		306,956.62	306,956.62
Fund 02 STATE & FEDERAL GRANTS	33,250.00	2,284.42	35,534.42
Fund 04 CAPITAL FUND		23,960.82	23,960.82
Fund 07 SEWER UTILITY		483,057.35	483,057.35
Fund 08 SEWER CAPITAL		21,624.69	21,624.69
Fund 12 Land Use Board Escrow		18,720.00	18,720.00
Fund 13 DOG TRUST FUND		500.28	500.28
Fund 16 SECTION 8 PROGRAM		571.10	571.10
Fund 20 PAYROLL AGENCY FUND	1,745.90		1,745.90
BILLS LIST TOTALS	34,995.90	857,675.28	892,671.18

ORDINANCE 2022-20

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, NEW JERSEY ADOPTING THE DISTRICT 2 (UNION SQUARE), SUB-AREA 3 (MAIN STREET) AMENDMENT - RIVERFRONT REDEVELOPMENT PLAN

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (“Act”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment or areas in need of rehabilitation, as such terms are defined in the Act; and

WHEREAS, on November 7, 2018, the Town Council of the Town of Phillipsburg (“Town”) adopted the Amended Riverfront Redevelopment Plan (“RDP”) which amended the Riverfront Redevelopment Plan originally adopted in August 2005; and

WHEREAS, the RDP set forth certain specified objectives, including, but not limited to: (1) encouraging redevelopment in a manner that is compatible with the character of adjacent neighborhoods and land uses; (2) providing for an increase in the economic base by redeveloping underutilized and non-productive properties; and (3) create new residential neighborhoods and support facilities, which will provide an economic stimulus for existing businesses and create new opportunities for growth; and

WHEREAS, on January 4, 2022, the Town Council adopted Resolution No. R-2022-24, wherein the Council requested the Land Use Board (“LUB”) consider a proposed amendment to the RDP (“District 2, Sub-Area 3 Amendment”), for its review, report and recommendation in accordance with N.J.S.A. 40A:12A-7(e), in order to increase residential density in the Riverfront Redevelopment Area, and to consider other bulk standard amendments deemed appropriate, as relating to the real property identified on the Tax Map as Block 911, Lots 7 and 8, commonly known as 61, 75 and 83 South Main Street and/or 61, 75 and 83 Main Street, which was formerly the Elks Lodge and is now vacant; and

WHEREAS, on March 24, 2022, the LUB, at a duly noticed and constituted public meeting, reviewed the District 2, Sub-Area 3 Amendment and endorsed the same; and

WHEREAS, following such review the LUB has rendered its report and recommendations to the Town Council and recommended the adoption of the District 2, Sub-Area 3 Amendment pursuant to N.J.S.A. 40A:12A-7(e); and

WHEREAS, in accordance with the “Riverfront Redevelopment Area Consistency Report: 75 & 83 South Main Street: Block 911, Lots 7 & 8”, by Van Cleef Engineering Associates, Inc. dated March 14, 2022 (“Consistency Report”), the amendment is consistent with many goals and recommendations in the RDP: (1) is compatible redevelopment; (2) redevelops underutilized property, thus increasing the economic base; and (3) creating new residential neighborhoods, thus providing economic stimulus to the area; and

WHEREAS, the Consistency Report also finds that the proposed District 2, Sub-Area 3 Amendment is consistent with the Town's Housing Plan Element goals and objectives in that the subject property is an appropriate location for new market rate housing, and provides to a variety and mix of housing options for all ages and incomes in the Phillipsburg community; and

WHEREAS, the Town wishes to District 2, Sub-Area 3 Amendment as recommended by the LUB, attached hereto as Exhibit A, however, this Ordinance shall nonetheless be referred to the LUB for review anew pursuant to N.J.S.A.40A:12A-7(e).

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF PHILLIPSBURG, IN THE COUNTY OF WARREN, AS FOLLOWS:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The District 2, Sub-Area 3 Amendment to the Riverfront Redevelopment Plan is hereby adopted pursuant to the terms of the Redevelopment Act.
3. The zoning district map included in the zoning ordinance of the Town is hereby amended to reference and delineate the District 2, Sub-Area 3 Amendment. The District 2, Sub-Area 3 Amendment shall supersede the applicable development regulations of the Town's municipal code, as and where indicated.
4. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of the Ordinance.
5. A copy of the Ordinance and the District 2, Sub-Area 3 Amendment shall be available for public inspection at the office of the Town Clerk during regular business hours.
6. This Ordinance shall take effect in accordance with all applicable laws.

(Attestation)

Lorraine Loudenberg,
Acting Town Clerk

ATTEST:

TOWN OF PHILLIPSBURG

LORRAINE LOUDENBERRY, AMC
Acting Municipal Clerk

TODD M. TERSIGNI
Mayor

DATED:

CERTIFICATION

I, Lorraine Loudenberry, Acting Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of an Ordinance duly adopted by the Town Council at their May 17, 2022 meeting.

LORRAINE LOUDENBERRY,
Acting Municipal Clerk

R: 2022-114

**RESOLUTION OF THE TOWN OF PHILLIPSBURG,
COUNTY OF WARREN, STATE OF NEW JERSEY,
AUTHORIZING REFUND OF TAX OVER PAYMENT**

WHEREAS, the Tax Office of the Town of Phillipsburg has certified that the following is a refund overpayment and,

WHEREAS, said overpayment due to Tax Overpayment

ACCT	YEAR	BLOCK	LOT	NAME	AMOUNT
43653	2022	2420	4	Miguel Cruz	1,194.41
44103	2022	2422	19	Wright,Jack M Jr./Jill A.	1,160.80
21674	2022	1224	07	Corelogic/Dale A Monn	1,362.42

NOW, THEREFORE, BE IT RESOLVED that the Council of the Town of Phillipsburg, County of Warren, that the following list received tax payments.

CERTIFICATION

I, Lorraine Loudenberg, Acting Municipal Clerk of the Town of Phillipsburg, County of Warren and State of New Jersey do hereby certify the foregoing to be true and correct copy of a Resolution adopted by Council at a meeting held on May 17, 2022.

Lorraine Loudenberg, Acting Municipal Clerk

R2022-115

**RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG,
COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING A REFUND IN
THE AMOUNT OF \$100.00 TO Billy Holiday**

WHEREAS, Billy Holiday previously paid to the Town \$100.00 for rental of the Walter's Park Pavillion;

WHEREAS, the Town charged \$50.00 for a Cleaning Deposit and \$50.00 for the rental of the Pavillion;

WHEREAS, the Town Council desires to reimburse the Cleaning Deposit of \$50.00 and the \$50.00 for the Pavillion, due to the need to Cancel their Reservation. Monies to be paid in the amount of \$100.00.

NOW, THEREFORE, BE IT RESOLVED by Town Council of Phillipsburg, County of Warren, State of New Jersey, refund in the amount of \$100.00 is hereby authorized and directed to be paid to Billy Holiday for the reasons set forth above.

CERTIFICATION

I, Lorraine Loudenberg, Acting Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Town Council at their May 17, 2022 meeting.

Lorraine Loudenberg, Acting Municipal Clerk