

**TOWN OF PHILLIPSBURG**  
**TOWN COUNCIL MEETING**  
**Tuesday, October 05, 2021 Meeting Minutes**  
**PHILLIPSBURG SENIOR CENTER**  
**310 Firth Street**  
**7:00 P.M**

1. **CALL TO ORDER** - 7:10 PM

2. **OPEN PUBLIC MEETING ACT STATEMENT:** by Cnclman Piazza

**THIS MEETING IS CALLED PURSUANT TO THE PROVISIONS OF THE OPEN PUBLIC MEETINGS LAW. THIS MEETING OF **October 05, 2021** 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** - by Cnclman Piazza

4. **ROLL CALL** - VP Fulper, Cnlwmn DeGerolamo, Cnclman Piazza, Cnclman Wyant

**Also present** - Attorney Wenner and Deputy Clerk Loudenberg

5. **Council Vacancy Selection**

The choice to fill the vacancy for a Councilmember is Mark Lutz. Mark was given the Oath of Office by Attorney Wenner by request. Mark’s wife Patty held the Bible while he took the Oath to serve as a Councilmember in the Town of Phillipsburg.

6. **APPROVAL OF MINUTES** - TC Meeting - August 17, 2021

**ROLL CALL** **Passed 4-0-1**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant			X			
Councilman Piazza		X	X			
Councilwoman DeGerolamo	X		X			
Councilman Mark Lutz					X	
Council Vice President Fulper			X			

VP Fulper abstained from PO#36147.

Sewer Meeting – August 17, 2021

**ROLL CALL**

**Passed 3-0-2**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant		X	X			
Councilman Piazza	X		X			
Councilwoman DeGerolamo			X			
Councilman Lutz					X	
Council Vice President Fulper					X	

**7. BILLS LIST -**

**ROLL CALL**

**Passed 4-0-1**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant		X	X			
Councilman Piazza	X		X			
Councilwoman DeGerolamo			X			
Councilman Lutz					X	
Council Vice President Fulper			X			

VP Fulper abstained from PO#36147.

**8. Road Opening Discussion**

**10 Wilson Street – Mr. Badwi Jacob**

**Motion to lift Moratorium – 10 Wilson Street**

**ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant			X			
Councilman Piazza			X			
Councilwoman DeGerolamo			X			
Councilman Lutz	X		X			
Council Vice President Fulper		X	X			

**Discussion**

Councilwoman DeGerolamo questioned if could be done without opening the road. Engineer, Tim O’Brien explained the road must be opened to accomplish the task. Letter from Pat Kays entered into record.

Councilman Wyant noted always bothered by opening road prior to Moratorium. Stated understands situation an emergency, but can never catch up with road paving.

**23 Glen Avenue – Xavier Martinez**

**Motion for waiver for Moratorium**

**ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant			X			
Councilman Piazza	X		X			
Councilwoman DeGerolamo			X			
Councilman Lutz		X	X			
Council Vice President Fulper			X			

**Discussion**

Engineer Tim O’Brien notified Elizabethtown Gas that property owner needed to seek relief through Town Council. Mr. Martinez approached Council after meeting on September 28, 2021. Continued the property was renovated in 2020 and Mr. Martinez purchased the property in March of 2021, adding it will be out of Moratorium in March of 2022.

Councilman Lutz stated the pavement must be infrared repaired within (3) months.

Engineer T. O’Brien concurred.

**9. ANNOUNCEMENTS**

Pork Roll Palooza – October 16, 2021 11:00 am – 5pm SHAPPELL PARK (No Rain Date)  
 Halloween Parade – October 24, 2021 – 3:00PM (No Rain date)

**10. OLD BUSINESS**

Habitability Hearing – 165 Hudson Street – Block 813, Lot 52

Attorney Wenner made statement to audience and requested anyone present to represent 165 Hudson Street. No one responded. The attached property, 163 Hudson Street is owned by Karen Kaye. Attorney Wenner asked if she wished to speak.

Motion to Open Hearing

Attorney Wenner noted testimony given – under Oath.

**Karen Kaye – 163 Hudson Street**

Stated she resides at 163 Hudson Street and is attached to 165 Hudson where there are many problems. Her concern is the deteriorating roof will collapse and affect her home. Initial complaint was open window on third floor, pigeons going in and out. Now pigeons gone, family of squirrels. Can hear scratching in ceiling. Made numerous calls about lawn to be maintained, attracting rodents. Sign posted, no one should be going in, but realtor showing property. Called Board of Health, they inspected and deemed unsafe.

Attorney Wenner stated property has been on Town’s radar. Adding, Inspections is in receipt of Ms. Kaye’s complaint back in May. Inspection’s Dept Head, Jack Daniels, email is attached; which he reads aloud. Noted that Exterior roof system is compromised which is where water and animal infiltration is causing damage. Also Porch flooring, adding there are 5 code violation notices issued on 05.06.2020; which remain unabated.

He continued there is a Bank involved, Andrew Sona is Property owner. Title search done – numerous tax sale certificates. TLOA is a Tax Sale Cert Company commenced/completed foreclosure. Stated there are no reps from TLOA, yet they were noticed. Council can take action and order roof be repaired within 35 days and if not done further action will be taken.

**Motion to take action – 165 Hudson Street**

**ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant	X		X			
Councilman Piazza			X			
Councilwoman DeGerolamo			X			
Councilman Lutz			X			
Council Vice President Fulper		X	X			

Attorney Wenner stated notice will be sent to Property Owner – and will be revisited at November 15 TC Mtg. Added Karen Kaye will receive copy of notice.

KK – noted attic window has been repaired, but roof is collapsing, very concerned.

VP Fulper stated Property Owner is being ordered to make repairs

KK asked if it comes to demolition, what happens to her portion as it is attached.

Attorney Wenner stated if not repaired, determination made if can come down safely. If not repaired can repair roof and place cost as lien against property.

VP Fulper informed Ms. Kaye if she had an Emergency to contact the Mayor’s Office.

**Habitability Hearing – 277 Hudson Street – Block 1209, Lot 2**

**Attorney Wenner** – asked if Property Owner or any family member of property owner was present, there was no response. Noted there was a lein holder, US Bank National Association. He continued as there was no representation, he asked if Jack Daniels, Inspections/Code official was in the audience. Not present. RW noted he would relay request to JD.

**Motion to request Jack Daniels be present at next meeting.**

**ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant	X		X			
Councilman Piazza			X			
Councilwoman DeGerolamo		X	X			
Councilman Lutz			X			
Council Vice President Fulper			X			

**11. MAYOR’S AND ADMINISTRATIVE OFFICERS**

- Recreation Advisory Committee – Ann Davis
- Distributed Department Update – September 2021
- Discussed Facilities: Demo begun on Walter’s Park Pool, Chambers St. Plygrnd., Hillcrest Triangle Park-trees removed, ADA compliant sidewalks
- Programs/Events
- Creep the Streets Decorating Contest
- Relay for Life – 25<sup>th</sup> Walk Anniversary at Walter’s Park
- Grants/Funding
- Policy
- Discussion

**12. PUBLIC DISCUSSION ON AGENDA ITEMS**

None - Closed

**13. ORDINANCES – SECOND READING**

O: 2021-22

**AN ORDINANCE ESTABLISHING 2020-2021 SALARIES FOR AFSCME AND NON-CONTRACTUAL EMPLOYEES**

VP Fulper motioned to open to Public Hearing as this is second reading.

**Motion to Open Hearing  
ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant	X		X			
Councilman Piazza		X	X			
Councilwoman DeGerolamo			X			
Councilman Lutz			X			
Council Vice President Fulper			X			

Public Discussion - None

**Motion – AFSCME Contract  
ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant	X		X			
Councilman Piazza			X			
Councilwoman DeGerolamo		X	X			
Councilman Lutz			X			
Council Vice President Fulper			X			

Discussion

HW – Long overdue

DD - Good

VP Fulper – concurred, well deserved and long overdue.

**14. ORDINANCES — FIRST READING**

**O2021 – 20 (1<sup>ST</sup> RDG. 08.17.2021)**

**Tabled on 08.17.2021 for clarification**

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER 100-6, COMPENSATION PLAN

**Motion to Untable  
ROLL CALL**

**Passed 4-0-1**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant			X			
Councilman Piazza			X			
Councilwoman DeGerolamo	X		X			
Councilman Lutz					X	
Council Vice President Fulper		X	X			

**Motion to Approve O2021-20  
ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant	X		X			
Councilman Piazza			X			
Councilwoman DeGerolamo		X	X			
Councilman Lutz			X			
Council Vice President Fulper			X			

**Discussion**

HW – stated wage still too far apart.

DD – noted, BA explained why necessary. To accommodate when someone called in to cover when Inspection Code Official is out, adding this is lower than the per diem rate that had been paid.

VP Fulper stated would also like to see Admin close the gap.

VP Fulper asked Council if anyone needed to pull Resolution from Consent Agenda.

HW – 221,223,240

DD – 230

RP- 223

ML- 223

RF- 224 Alt

**HW – R2021-221**

RESOLUTION AUTHORIZING AWARD OF A BID AND EXECUTION OF A CONTRACT WITH AA BERMS, LLC FOR PEDESTRIAN IMPROVEMENTS AT SOUTH MAIN STREET AND FOX STREET. Noted he does not agree with this at all. Don't want to set a precedence.

**VP Fulper** stated historically this was voted on and passed unanimously. Adding that since then the Bid had expired and the original contractor never got back to owner – never came to Council – now back on Agenda.

**Motion – to Award Pedestrian Crosswalk R2021-221**  
**ROLL CALL**

**Passed 4-1**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant				X		
Councilman Piazza		X	X			
Councilwoman DeGerolamo			X			
Councilman Lutz			X			
Council Vice President Fulper	X		X			

**R2021-223**

RESOLUTION AUTHORIZING AWARD OF A BID AND EXECUTION OF A CONTRACT WITH CARAVELLA DEMOLITION IN THE AMOUNT OF \$67,000.00 FOR THE ICE HOUSE DEMOLITION AND ABATEMENT

**ROLL CALL**

**Rejected 1-4**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant		X		X		
Councilman Piazza				X		
Councilwoman DeGerolamo				X		
Councilman Lutz	X			X		
Council Vice President Fulper			X			

**Discussion**

HW – Noted money could be well spent elsewhere. Does not think it is a hazard, adding 67k could be used toward Agway Bldg. to stabilize roof. Continued that is an asset we may lose.

**R2021-224**

RESOLUTION AUTHORIZING AWARD OF A BID AND EXECUTION OF A CONTRACT WITH SAMSON CONCRETE AND MASONRY LLC IN THE AMOUNT OF \$300,000.00 FOR THE ICE HOUSE SELECTIVE DEMOLITION, STABILIZATION OF STRUCTURE TO REMAIN, DESIGN FOR STRUCTURE STABILIZATION AND ABATEMENT

**Motion to Remove**

**R2021-240**

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY APPROVING THE PURCHASE OF VEHICLE TRACKING SYSTEMS FROM VERIZON CONNECT THROUGH SOURCEWELL COOP CONTRACT NUMBER 020221-NWF FOR THE TOWN OF PHILLIPSBURG

Councilwoman DeGerolamo – R2021-223-Ice House 67k to demo, had hoped possibility of restoring, but not at 300k. Agreed with HW – does not affect any neighbors



Attrny Wenner stated it is a tax lien sale, could not certify funds to safely keep and stabilize just a portion.

DD – Open for discussion/ideas – a lot of money, taxpayer burden.

RP – back and forth on this issue. Clarify, 67k to bulldoze correct? And the 300k price is for the intense manual labor required. Continued 67k without plan, just to knock down – Agway building better served. Added in discussion with and support from Warren County, Historical Society, the Mayor’s office to work on both properties as they compliment each other. Need different ideas.

Councilman Lutz – stated just discussed at a breakfast attended by Councilman Piazza, himself and others to save the Agway Bldg. by repairing roof right now. Noted County is with them 100% and 67k should go toward Agway.

VP Fulper – demo order from 2013/201 never carried out – degraded even then, nothing done since – his fear will remain an eyesore.

**R2021-230**

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH THE NELROD COMPANY FOR TECHNICAL ASSISTANCE IN THE PREPARATION OF A NEW HCV ADMINISTRATIVE PLAN

**ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant			X			
Councilman Piazza	X		X			
Councilwoman DeGerolamo			X			
Councilman Lutz			X			
Council Vice President Fulper		X	X			

**Discussion**

HW-None

DD – asked if wording changed to reflect Department of Community Development?

Deputy Clerk Loudenberry – stated, yes

**R2021-239**

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY AUTHORIZING MEMBERSHIP IN SOURCEWELL FKA NATIONAL JOINT POWERS ALLIANCE

**R2021-240**

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY APPROVING THE PURCHASE OF VEHICLE TRACKING SYSTEMS FROM VERIZON

CONNECT THROUGH SOURCEWELL COOP CONTRACT NUMBER 020221-NWF FOR THE TOWN OF PHILLIPSBURG

**Motion to Table R2021-239 & 240 Until next Mtg. 10.19.2021**

**ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant		X	X			
Councilman Piazza			X			
Councilwoman DeGerolamo			X			
Councilman Lutz			X			
Council Vice President Fulper	X		X			

**Discussion**

HW – Questioned why tracking devices needed for DPW vehicle when area of Town of Phillipsburg is 3.2 miles in total. Noted this does not include the Police department, 6k per year – feels not necessary.

DD – Stated request was by Insurance Carrier due to many MVA by DPW vehicles would cause rate increase.

RP – lack of Police fleet tracking, need clarification before voting.

ML – Need more clarification, how much savings on insurance in comparison to cost.

VP Fulper thought encompassed Police vehicles too – need answers.

**CONSENT AGENDA**

**ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant	X		X			
Councilman Piazza			X			
Councilwoman DeGerolamo		X	X			
Councilman Lutz			X			
Council Vice President Fulper			X			

**15. 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.*

**R2021-215**

RESOLUTION AWARDING BID FOR WARREN STREET PHASE 1 & 2 TO SOUTH STATE, INC.

**R2021-216**

A RESOLUTION IMPOSING LIEN FOR MUNICIPAL SERVICES

**R2021-217**

RESOLUTION AUTHORIZING AWARD OF A BID AND EXECUTION OF A CONTRACT WITH PADOVANI ROOFING AND CONSTRUCTION FOR THE REHABILITATION OF THE LOWER REAR ROOF OF FIRE STATION 94-4 LOCATED AT 220 SOUTH MAIN STREET, PHILLIPSBURG

**R2021-218**

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, APPROVING A CHANGE ORDER FOR THE EMERGENCY REPAIR TO REPLACE BLOWER MOTOR & VFO CONTROLLER

**R2021-220**

RESOLUTION TO CANCEL GRANT FUND RECEIVABLES AND RESERVES OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY

**R2021-222**

A RESOLUTION OF THE TOWN OF PHILLIPSBURG COUNTY OF WARREN STATE OF NEW JERSEY AUTHORIZING THE PURCHASE UNDER STATE CONTRACT

**R2021-226**

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, REGARDING SICK PAY FOR BARBARA SLATON

R2021-227

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

R: 2021-228

A RESOLUTION DESIGNATING HANDICAP PARKING SPACES WITHIN THE TOWN OF PHILLIPSBURG

**R2021-229**

A RESOLUTION IMPOSING LIEN FOR MUNICIPAL SERVICES

**R2021-232**

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

**R2021-233**

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

**R2021-234**

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

**R2021-235**

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE COUNTY OF WARREN FOR COMMUNICATION UPGRADES AT THE ARMORY

**R: 2021-236**

RESOLUTION TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY AUTHORIZING A CHANGE ORDER IN THE AMOUNT OF \$2,563.80 TO BEN SHAFFER RECREATION

**R2021-237**

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH REMINGTON & VERNICK ENGINEERS FOR ENGINEERING SERVICES FOR VARIOUS PARK IMPROVEMENT PROJECT

**R2021-238**

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY APPROVING THE PURCHASE OF CATCH BASINS FOR VALLEY VIEW AREA FOR THE TOWN OF PHILLIPSBURG DEPARTMENT OF PUBLIC WORKS

**R2021-241**

RESOLUTION OF THE GOVERNING BODY OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF A GRANT THROUGH THE DEPARTMENT OF COMMUNITY AFFAIRS, OFFICE OF RECREATION FOR RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES 2022

**R2021 - 242**

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, ACCEPTING TO PARTICIPATE IN THE MUNICIPAL ALLIANCE PROGRAM FOR THE PERIOD JULY 1, 2021 THROUGH JUNE 30, 2022

**R2021-243**

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING A CHANGE ORDER DECREASE TO MUNICIPAL MAINTENANCE COMPANY IN THE AMOUNT OF \$105.00 AND AUTHORIZING FINAL PAYMENT

**R2021-244**

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE APPOINTMENT OF SPECIAL CONFLICT COUNSEL MUNICIPAL PROSECUTOR

**R2021-245**

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN,  
STATE OF NEW JERSEY, AUTHORIZING THE APPOINTMENT OF SPECIAL CONFLICT COUNSEL  
MUNICIPAL ATTORNEY

**R2021-246**

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES  
WITH VAN CLEEF ENGINEERING ASSOCIATES FOR ENGINEERING SERVICES FOR THE  
GREEN STREET PARK SINK HOLE INVESTIGATION

**R: 2021-247**

A RESOLUTION PROVIDING FOR THE INSERTION OF SPECIAL ITEM OF REVENUE IN THE BUDGET  
OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S. 40A:4-87  
(CHAPTER 159, P.L. 1948) (SRO)

**CONSENT AGENDA**

**ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant		X	X			
Councilman Piazza			X			
Councilwoman DeGerolamo			X			
Councilman Lutz	X		X			
Council Vice President Fulper			X			

**16. NEW BUSINESS**

Councilman Wyant – letter from Ron Titus and his wife, who maintain the site of the PU Tower building. There is a controversy between Mr. Titus and RR Historians – someone opposed to Mr. Titus continuing the restoration of the PU Tower. Would like to put forward a Resolution authorizing him to continue his good work.

VP Fulper stated he is in support of such resolution, adding they do great work and keep area beautiful. Asked Attorney Wenner to draft Resolution for next meeting.

DD – HW covered  
RP-OK  
ML-OK

VP Fulper – Resident request received need for Traffic Study Chamber/Tyndall Sts. asked Engineer T. O’Brien to make note. Saddened to announce resignation of Vicki Branch from Recreation Advisory Committee. Thanked her for her service, noting many successful upgrades took place due to her input. Rather than advertise asked Council if willing to vote tonight.

Motioned to appoint Joan Pierce

**ROLL CALL**

**Passed 5-0**

Councilmembers	First	Second	Yea	Nay	Abstain	Absent
Councilman Wyant			X			
Councilman Piazza			X			
Councilwoman DeGerolamo			X			
Councilman Lutz		X	X			
Council Vice President Fulper	X		X			

VP Fulper noted Joan Pierce appointed and would fulfill Vicki Branch’s unexpired term.

**17. PUBLIC PETITIONS**

Bill Timmann – 230 South Main Street

Noted Riverside Parking Lot is being used by people going to Events in Easton. Using our space without charge.

Stockton Street Bridge – needs flashing sign

Ice House weeds – can DPW cut back and lien property, also Agway property.

Board members – RR Historians – explained Ron Titus’ mower got stuck and damaged the RR

Historians area by using backhoe to remove. RR Historians maintain their area and do a good job of it too. Glad to answer any questions regarding.

Dan Boyce 1526 Warrant St., Alpha

Noted sadly no Police at meeting to answer questions. Has situation with pick-up truck being towed – 2<sup>nd</sup> time it has happened. First time false Police report.

VP Fulper asked if contacted Administration?

DB- Noted, contacted Police – no reply – thinks maybe officer is off.

VPF – explained, Council is legislative only – does not oversee the PD, but can place on record. Suggestion DB call PD non-emergency number and convey complaint. Added can speak to BA Benjivenga to reach out to Mr. Boyce.

Joe Meyner – 392 South Main Street

Noted on October 12 there will be a Work Session. He will be addressing the Rent Control Ordinance and added Council is allowing him to speak for 15 minutes. Continued anyone who wanted his printed material should ask and he will provide.

Randy Piazza, Sr. 309 Mercer Street

Thanked Council for consideration of diverting the 67k from demolition of Ice House to the Agway building. Asked what the 67k would have accomplished at the Ice House? Would it have torn down entire structure? Asked if could revisit and remove cinder block only? Adding maybe other options could be considered.

Joan Pierce 111 Sitgreaves Street

Asked if 10 PM curfew could be rolled back to 9PM and enforced. Added lack of enforcement of curfew is all around Town.

VPF – Stated the State statute overrides all others – noting he is in support of the curfew and it's enforcement.

JP – Asked how many consecutive TC Meetings have to be missed to warrant removing person from Council?

Attorney Wenner stated there is no number of meetings that would allow removal. Adding this is not an appointed position but an Elected Position.

Public Petitions Closed

## **18. DISCUSSION**

## **19. COUNCIL OPEN TIME**

HW – stated he would like to see Ordinance prohibiting truck traffic from making right turn onto Howard Street down to Stockton and then making left at SPSJ making left at Church onto South Main Street. Making left turn at SMS especially during Funeral.

Cnclman Piazza asked for Traffic Study.

Engineer T. O'Brien noted it was included in study.

RP noted truck traffic up to Union Square – see it as a problem.

VPF – would support – can see where making right onto Stockton, causing truck to go over sidewalk creates problem.

Attorney Wenner asked Engineer T. O'Brien to comment.

T. O'Brien – Study with DOT already being worked on. Noted certain roads could be restricted, alleys, weights of truck and geometry issues would come in to play. Then Ordinance is created and Police enforce – fines – discretion of Police Department.

ML – Mercer/Stockton Streets – trucks are a big problem. Noting 2 or 3AM, hear trucks running, using Jake Brake – wakes everyone. Adding by 7-8am 10 trucks are idling outside McWane-Ductile. Stated common sense – should be signs on Rt.22 – trucks tonnage and IR coming off 22/78 should be a large sign. Noted truck drivers are going by GPS ending up on SMS instead of coming off Rt22 as they should. Agreed with HW about trucks going down to Howard, adding big concern as many people walking in early morning.

DD – Nothing tonight

RP – Nothing tonight

Councilman Lutz thanked the Republican Committee for nominating him to Town Council.

RP – Noted there are local connectivity problems with Internet. Stated there will be a virtual event at PHA in regard to this. Stated work is being done to try and get more access. Whether learning, working or shopping, hoping results will improve.

VPF – stated due to former Council President McVey’s efforts, the Phillipsburg Police Department will be hiring their first female officer. Adding she will be one of 4 new cadets. Hopefully being sworn in during the next Work Session.

**20. EXECUTIVE SESSION -**

R: 2021- 254

A RESOLUTION TO PROVIDE FOR AN EXECUTIVE MEETING OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG FOR THE PURPOSE OF CONSIDERING disposition of Town Property – Action may be taken.

**21. ADJOURNMENT - 8:44 PM**

Councilman Harry Wyant moved to adjourn. It was seconded by Councilwoman DeGerolamo.



Apprvd. 10.19.2021