

TOWNSHIP OF LOPATCONG
COUNCIL MEETING

6:00 pm

April 6, 2016

The Council Meeting of the Lopatcong Township Council was called to order by Mayor McKay. The meeting was held in the Municipal Building located at 232 S. Third St., Phillipsburg, New Jersey 08865.

Motion to go out of Executive Session by Councilwoman Schneider, seconded by Councilwoman McCabe. All in favor.

A moment of silence was offered followed by the Oath of Allegiance.

Mayor McKay stated "adequate notice of this meeting has been provided indicating the time and place of the meeting in accordance with Chapter 231 of the Public Laws of 1975 by advertising a Notice in The Star Gazette and The Express-Times and by posting a copy on the bulletin board in the Municipal Building."

Roll call: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay. Also present was CFO Saponaro, Attorney Campbell and Engineer Sterbenz.

Attorney Campbell – Executive Session was held from 6:00 to 7:35 pm. The topics of discussion were listed on your agenda. Agenda No 1,2, and 3 – Attorney/Client Privilege – Affordable Housing Matter, Attorney/Client privilege – Sewer Litigation and Attorney/Client Privilege – LAA. None of the other matters listed on your agenda were discussed in this Executive Session. There may be a need for an Executive Session at the end of the meeting.

R 16-61

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND THE STATE
OF NEW JERSEY AUTHORIZING AN EXECUTIVE SESSION

WHEREAS, there are presently pending matters to be considered in Executive Session concerning possible matters listed:

1. Attorney/Client Privilege – Affordable Housing Matter
2. Attorney/Client Privilege – Sewer Litigation
3. Attorney/Client Privilege – LAA
4. Personnel – Police Officers – new hires
5. Contract – LAA Contract
6. Personnel – Construction Office/Zoning Office – Keyboarding Clerk
7. Litigation - Imhof

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Lopatcong, County of Warren and the State of New Jersey that the Council is authorized to hold an Executive Session.

BE IT FURTHER RESOLVED that the Council of the Township of Lopatcong will make said matters public within approximately 30 days of said meeting or until such a time as confidentiality of the matters is no longer required.

CERTIFICATION

I, Margaret B. Dilts, Municipal Clerk of the Township of Lopatcong, County of Warren and State of New Jersey do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by Council at the Reorganization Meeting held on Wednesday, April 6, 2016.

Margaret B. Dilts, CMC

Swear In: Lieutenant Jason Garcia – Acting Chief of Police

Sergeant Scott Bisci – Acting Lieutenant

Mayor McKay recognized Stan Prater from Jersey Central Power and Light Co. He remarked he is the area representative for Lopatcong. Mentioned there were a couple projects in Town. Engineer Sterbenz remarked that Mr. Prater recently helped the Township and the Town of Phillipsburg with respect to the utility pole relocation on Belvidere Road and thanked him for going to bat for the two towns in eliminating the costs for this project. He thanked him.

Public Comment – Agenda Items. Motion by Councilwoman Schneider, seconded by Councilman Belcaro. All in favor.

Council President Pryor – Asked to recognize Mr. Chando from the High School. Mr. Chando, on behalf of the Phillipsburg School District, requested Township Council to endeavor with them to name the road that leads to the new high school. The Board of Education took input from people and the name that sticks the best is “Liner Lane”. Would like the Township Council to approve the request. The school District would not be able to deal with this until the SDA turns the property over to district sometime in August. Right now it is titled 827 Belvidere Road because that was on the original maps but once the district receives the TCO and it becomes the ownership of the district, the road would be renamed. Asked Council for their consideration. Councilman Belcaro asked if it should be 1 Liner Lane. Mr. Chando said they added the 1 as a numerical in front of the street name. Councilman Belcaro confirmed that this would be their address for the high school. Once the title is transferred the Post Office will be involved and identifies it and then the communications agency in the County will be informed.

Councilwoman McCabe – Congratulated Jason Garcia and Scott Bisci and stated the Township is very fortunate to have them on board and remaining in the Police Department as Acting Chief and Lieutenant. Felt Township lucky to have their talent and experience and looks forward to a long term relationship.

Mayor McKay asked to close public comment. Motion by Councilwoman Schneider, seconded by Councilwoman McCabe. All in favor.

Old Business:

Video Position: 14:16

Minutes – Approve Executive and Regular Session Minutes of March 2, 2016. Motion by Councilman Belcaro, seconded by Councilwoman McCabe. Roll call vote:

AYES: Councilman Belcaro, Councilwoman McCabe, Council President Pryor, Mayor McKay.

NAYS: Councilwoman Schneider

Ordinance No. 2016-03 – Second reading and public hearing to Amend, Revise and Supplement Chapter 227 “Vehicles and Traffic”, including Section 23 “Through Streets” relative to South Sixth Street. Councilwoman Schneider made a motion to open public hearing, seconded by Councilwoman McCabe. All in favor. No public comment. Engineer Sterbenz said this ordinance is to designate Sixth Street in Morris Park as a through street. This will provide a stop sign at the intersection. Close public hearing by Councilwoman Schneider, seconded by Council President Pryor. All in favor.

Ordinance No. 2016-03

SECOND NOTICE OF AN ORDINANCE

NOTICE is hereby given that a regular meeting of the Township Council of the Township of Lopatcong, County of Warren and State of New Jersey, held on Wednesday, April 6, 2016 at the Municipal Building, 232 South Third Street, Phillipsburg, New Jersey, the following Ordinance was presented and passed on the final reading. The Ordinance was then ordered to be published according to law by title only.

ORDINANCE OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY TO AMEND, REVISE AND SUPPLEMENT CHAPTER 227 "VEHICLES AND TRAFFIC", INCLUDING SECTION 23 "THROUGH STREETS" RELATIVE TO SOUTH SIXTH STREET

Said Ordinance may be read and inspected at any time at the Office of the Municipal Clerk, Lopatcong Township Municipal Building, 232 S. Third Street, Phillipsburg, New Jersey Monday through Friday

9:00 am to 4:30 pm.

Margaret B. Dilts, CMC

Motion to adopt by Councilman Belcaro, seconded by Councilwoman McCabe. Roll Call vote:
AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council president Pryor, Mayor McKay.
NAYS: None

Ordinance No. 201-04 – Second reading and public hearing to provide funding for Sanitary Sewer Collection to North Prospect Street for the Township of Lopatcong and appropriating \$50,000 for such purpose. Motion to hold public hearing by Councilwoman Schneider, seconded by Council President Pryor. All in favor. No public comment. Motion to close public comment by Councilwoman Schneider, seconded by Councilwoman McCabe. All in favor.

Ordinance No. 2016-04

SECOND NOTICE OF AN ORDINANCE

NOTICE is hereby given that a regular meeting of the Township Council of the Township of Lopatcong, County of Warren and State of New Jersey, held on Wednesday, April 6, 2016 at the Municipal Building, 232 South Third Street, Phillipsburg, New Jersey, the following Ordinance was presented and passed on the final reading. The Ordinance was then ordered to be published according to law by title only.

AN ORDINANCE PROVIDING FUNDING FOR SANITARY SEWER COLLECTION LINE REALIGNMENT ADJACENT TO NORTH PROSPECT STREET FOR THE TOWNSHIP OF LOPATCONG AND APPROPRIATING \$50,000 FOR SUCH PURPOSE.

Said Ordinance may be read and inspected at any time at the Office of the Municipal Clerk, Lopatcong Township Municipal Building, 232 S. Third Street, Phillipsburg, New Jersey Monday through Friday 9:00 am to 4:30 pm.

Margaret B. Dilts, CMC

Roll call vote:
AYES: Councilman Belcaro, Councilwoman Schneider, Councilwoman McCabe, Council President Pryor, Mayor McKay.
NAYS: None.

Ordinance No. 2016-05 – Second reading and public hearing providing an Appropriation of \$300,000 for the South Second Street Improvement Project in and by the Township of Lopatcong and Authorizing the Issuance of \$203,220 in Bond or Notes of the Township for Financing Part of this Appropriation. Motion to hold a public hearing by Councilwoman Schneider, seconded by Councilwoman McCabe. No public comment. Motion to close public hearing by Councilwoman Schneider, seconded by Councilwoman McCabe.

ORDINANCE NO. 2016-05

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$300,000 FOR THE SOUTH SECOND STREET IMPROVEMENT PROJECT IN AND BY THE TOWNSHIP OF LOPATCONG, IN THE COUNTY OF WARREN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$203,220 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION.

BE IT ORDAINED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LOPATCONG, IN THE COUNTY OF WARREN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvement described in Section 3 of this Bond Ordinance (the “Improvement”) is hereby authorized to be undertaken by the Township of Lopatcong, in the County of Warren, New Jersey (the

“Township”) as a general improvement. For the said Improvement there is hereby appropriated the amount of \$300,000, consisting of a grant from the New Jersey Department of Transportation in the amount of \$100,000, such sum being in addition to the sum of (a) \$91,579.88 from the cancellation of Ordinance #14-06 in the amount of \$207.00, Ordinance #14-07 in the amount of \$20,242.52, Ordinance #14-08 in the amount of \$93.80, Ordinance #14-11 in the amount of \$5,409.56 and Ordinance #14-12 in the amount of \$65,627.00 and (b) \$5,200.12 as the down payment (the “Down Payment”) required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments or capital improvement purposes. No down payment is required by the Local Bond Law in connection with the portion of the Improvement described in Section 3(a)(1) in the amount of \$100,000 as the purpose authorized herein involves a portion of the Improvement funded by a State grant in the amount of \$100,000 from the Department of Transportation as permitted under N.J.S.A. 40A:2-11c.

SECTION 2:

In order to finance the additional cost of the Improvement not covered by application of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$203,220 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said Improvement or purposes, negotiable bond anticipation notes of the Township are hereby authorized to be issued in the principal amount not exceeding \$203,220 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

- (a) The Improvements hereby authorized and the purposes for the financing of which said obligations are to be issued is for the improvement of South Second Street between Edward Street and the jug handle near Route 22 in the Township, including all work and materials necessary therefor and incidental thereto.
- (b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvement is \$203,220.
- (c) The estimated cost of the Improvement is \$300,000 which amount represents the initial appropriation made by the Township.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the municipal finance officer of the Township (the “Chief Financial Officer”); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Council of the Township at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Township is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Township Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvement described in Section 3 of this Bond Ordinance is not a current expense, and is a capital improvement or property that the Township may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvement, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the Bonds authorized by this Bond Ordinance, is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this Bond Ordinance by \$203,220 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$70,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Township authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this Bond Ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect to the Improvement prior to the date that Township incurs debt obligations under this Bond Ordinance. The Township reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Township under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the cost of the Improvement is \$203,220.

SECTION 10:

This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

BOND ORDINANCE STATEMENTS AND SUMMARIES

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Lopatcong, in the County of Warren, State of New Jersey on April 6, 2016 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: Bond Ordinance Providing An Appropriation Of \$300,000 For The South Second Street Improvement Project In And By The Township Of Lopatcong, In The County Of Warren, New Jersey And Authorizing The Issuance Of \$203,220 Bonds Or Notes Of The Township For Financing Part Of The Appropriation.

Purpose(s): For the improvement of South Second Street between Edward Street and the jug handle near Route 22 in the Township.

Appropriation: \$300,000

Bonds/Notes Authorized: \$203,220

Grants (if any) Appropriated: \$100,000 grant from the New Jersey Department of Transportation.

Section 20 Costs: \$70,000

Useful Life: 20 Years

M. Beth Dilts, CMC

Roll call vote:

AYES: Councilman Belcaro, Councilwoman Schneider, Councilwoman McCabe, Council President Pryor, Mayor McKay.

NAYS: None

Ordinance No. 2016-06 - Second reading and public hearing to Amend Chapter 183, Section 183-8 of the Township Ordinances entitled "Base and Use Charges" to Provide a Ten Percent Reduction in Residential Sewer User Fees to Qualified Senior Citizens and Disabled Persons. Motion to open public hearing by Councilwoman Schneider, seconded by Councilwoman McCabe. No questions from the public. Motion to close public hearing by Councilwoman Schneider, seconded by Councilwoman McCabe. All in favor.

Ordinance No. 2016-06

SECOND NOTICE OF AN ORDINANCE

NOTICE is hereby given that a regular meeting of the Township Council of the Township of Lopatcong, County of Warren and State of New Jersey, held on Wednesday, April 6, 2016 at the Municipal Building, 232 South Third Street, Phillipsburg, New Jersey, the following Ordinance was presented and passed on the final reading. The Ordinance was then ordered to be published according to law by title only.

AN ORDINANCE AMENDING CHAPTER 183, SECTION 183-8 OF THE LOPATCONG TOWNSHIP ORDINANCES ENTITLED "BASE AND USE CHARGES" TO PROVIDE A TEN PERCENT REDUCTION IN RESIDENTIAL SEWER USER FEES TO QUALIFIED SENIOR CITIZENS AND DISABLED PERSONS

Said Ordinance may be read and inspected at any time at the Office of the Municipal Clerk, Lopatcong Township Municipal Building, 232 S. Third Street, Phillipsburg, New Jersey Monday through Friday 9:00 am to 4:30 pm.

Margaret B. Dilts, CMC

Motion to adopt by Councilwoman Schneider, seconded by Councilman Belcaro. Roll call vote:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Ordinance No. 2016-08 – Second reading and public hearing for Refunding Bond Ordinance providing for the Refunding of Certain General Obligation Bonds of the Township of Lopatcong, New Jersey Appropriating \$5,100,000 Therefor and Authorizing the Issuance of \$5,100,000 Bonds or Notes of the Township for Financing the Cost thereof. Motion to hold public hearing by Councilwoman Schneider, seconded by Councilwoman McCabe. Mayor McKay explained this is a refinance of the last ten years of a twenty year series of General Obligation Bonds that the Township issued about eight years ago. Because of the declining interest rate market the Township can now capture a low interest rate for the remaining five years. No comments from the public. Motion to close public hearing by Councilwoman Schneider, seconded by Councilwoman McCabe.

Ord. 2016-08

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF CERTAIN GENERAL OBLIGATION BONDS OF THE TOWNSHIP OF LOPATCONG, NEW JERSEY, APPROPRIATING \$5,100,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,100,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF LOPATCONG, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The Township of Lopatcong, New Jersey (the "Township") is hereby authorized to pay an aggregate amount not exceeding \$5,100,000 for the redemption, including redemption premium, of \$4,642,000 principal amount of the Township's General Obligation Bonds, issued in the original aggregate principal amount of \$7,787,000, dated September 18, 2007, which bonds are subject to redemption (on or after September 1, 2017) prior to their stated dates of maturity, and which mature in each of the years 2018 to 2027 in an aggregate amount of \$4,642,000 inclusive (the "Refunded Bonds"), and in accordance with the provisions of the resolution of the Township Committee of the Township, duly adopted September 5, 2007, and a copy of which is on file in the office of the Clerk of the Township.

Section 2. An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of refunding bonds authorized herein.

Section 3. In order to finance the cost of the project described in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the principal amount not exceeding \$5,100,000 pursuant to the Local Bond Law.

Section 4. In anticipation of the issuance of the refunding bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law. All refunding bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations.

All notes issued hereunder may be renewed from time to time, but all such notes including renewals shall mature and be paid no later than the tenth anniversary of the date of the original notes; provided, however, that no notes shall be renewed beyond the first or any succeeding anniversary date of the original notes unless an amount of such notes, at least equal to the first legally payable installment of the bonds in anticipation of which the notes are issued, determined in accordance with the maturity schedule for the bonds approved by the Local Finance Board, is paid and retired on or before such anniversary date; and provided, further, that the period during which the bond anticipation notes and any renewals thereof and any permanent bonds are outstanding, shall not exceed the period set for the maturity of the bonds by the Local Finance Board.

The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the

date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the debt provided in this refunding bond ordinance by an amount not to exceed \$5,100,000 with a maximum deduction from the debt due to the refunding of the Refunded Bonds (i.e. \$4,642,000). The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law. Upon issuance of the Bonds and determination of the final amount thereof, if less than the \$5,100,000 authorized hereby, an amended Supplemental Debt Statement shall be made and filed, along with any other required filings, and this Committee shall, by resolution, approve the cancellation of such amount authorized hereby, which has not been issued.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director of the Division of Local Government Services and signed by the Chief Financial Officer of the Township as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein.

Section 7. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 8. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted or the requirements set forth in N.J.A.C. 5:30-2.5 have been satisfied.

**TOWNSHIP OF LOPATCONG
WARREN COUNTY, NEW JERSEY**

PUBLIC NOTICE

BOND ORDINANCE STATEMENTS AND SUMMARIES

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Lopatcong, in the County of Warren, State of New Jersey on April 6, 2016 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: Refunding Bond Ordinance Providing For The Refunding Of Certain General Obligation Bonds Of The Township Of Lopatcong, New Jersey, Appropriating \$5,100,000 Therefor And Authorizing The Issuance Of \$5,100,000 Bonds Or Notes Of The Township For Financing The Cost Thereof.

Purpose(s): Refund a portion of the Township's outstanding \$7,787,000 General Obligation Bonds, Series 2007.

Appropriation: \$5,100,000

Bonds/Notes Authorized: \$5,100,000

Grants (if any) Appropriated: None

Section 20 Costs: \$100,000

Useful Life: N/A

M. Beth Dilts, Clerk

Motion to adopt this Ordinance by Councilwoman Schneider, seconded by Councilwoman McCabe.

Roll call vote:

AYES: Councilman Belcaro, Councilwoman Schneider, Councilwoman McCabe, Council President Pryor, Mayor McKay.

NAYS: None

Resolution 16-62 - Providing for the Form, Maturities and Other Details of the Refunding Bonds. Clerk Dilts explained Bond Counsel sent this Resolution for adoption that coordinates with the Ordinance.

R 16-62

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY PROVIDING FOR THE FORM, MATURITIES AND OTHER DETAILS OF THE REFUNDING BONDS OF THE TOWNSHIP OF LOPATCONG.

April 6, 2016

WHEREAS, the Township Committee of the Township of Lopatcong, in the County of Warren, New Jersey (the "Township"), has heretofore issued its General Obligation Bonds, in the aggregate amount of \$7,787,000, dated September 18, 2007, which bonds are subject to redemption (on or after September 1, 2017) prior to their stated dates of maturity, and which mature on September 1, in each of the years 2018 through 2027, inclusive, in an aggregate amount of \$4,642,000 (the "Refunded Bonds"); and

WHEREAS, the Township desires to redeem the Refunded Bonds on September 1, 2017 at a redemption price of 100% of the principal amount of the Refunded Bonds and has adopted a bond ordinance entitled "Refunding Bond Ordinance Providing for the Refunding of Certain General Obligation Bonds of the Township of Lopatcong, New Jersey, Appropriating \$5,100,000 Therefor and Authorizing the Issuance of \$5,100,000 Bonds or Notes of the Township for Financing the Cost Thereof," which authorized refunding bonds to be issued to refund the Refunded Bonds;

BE IT RESOLVED BY TOWNSHIP COMMITTEE OF THE TOWNSHIP OF LOPATCONG IN THE COUNTY OF WARREN, NEW JERSEY that:

Section 1. There shall be issued bonds of the Township in an amount not to exceed \$5,100,000 pursuant to the following bond ordinance (#16-08):

“REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF CERTAIN GENERAL OBLIGATION BONDS OF THE TOWNSHIP OF LOPATCONG, NEW JERSEY, APPROPRIATING \$5,100,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,100,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF.”

Section 2. The bonds referred to in Section 1 hereof are sometimes hereinafter collectively referred to as the "Bonds." The Bonds will be issued in one series as "General Obligation Refunding Bonds, Series 2016." The Bonds of said issue (i) shall be dated the date of delivery of the Bonds, (ii) shall mature in the years 2017 through 2027, or such other years as may be determined by the Chief Financial Officer, (iii) shall bear interest at the interest rates per annum as determined by the Chief Financial Officer, (iv) shall be sold at such price or prices as determined by the Chief Financial Officer, and (v) may be subject to redemption prior to their stated maturities as determined by the Chief Financial Officer, as shall be set forth in the proposal for the purchase of the Bonds acceptance of which is authorized pursuant to Section 10 hereof. The Bonds shall be numbered one consecutively upward, and will be issued in fully registered form. When issued, the Bonds will be registered in the name of and held by Cede & Co., as the owner thereof and nominee for The Depository Trust Company, New York, New York ("DTC"), an automated depository for securities and clearinghouse for securities transactions. Upon issuance, the Bonds will be delivered to DTC in single denominations for each maturity of the Bonds. Individual purchases of beneficial interests in the Bonds will be made in book-entry form (without certificates) in the denomination of \$1,000 or any integral multiple thereof.

Section 3. The Bonds shall bear interest from their date based on their outstanding principal amount at the rate to be set forth in Section 2 hereof, shall be payable as to principal in lawful money of the United States of America at the administration office of the Township in Lopatcong, New Jersey, payable semi-annually on the first day of March and September in each year until maturity, commencing on September 1, 2016, or such other commencement date as may be determined by the Chief Financial Officer, by check or draft mailed on such interest payment date to the owners thereof registered as such as of each next preceding August 15 and February 15. Interest on the Bonds shall be calculated on the basis of a 360-day year of twelve 30-day calendar months.

The Bonds shall be subject to the parameters set forth as follows: (i) the aggregate principal amount of the Bonds does not exceed \$5,100,000, (ii) the present value savings of the refunding is at least three percent (3.00%), (iii) the new debt service shall be structured such that no annual debt service payment is more than it was under the original debt service schedule, (iv) the final maturity of the Bonds does not extend past the maturity date of the Refunded Bonds, and (v) the debt savings are substantially level across the life of the refunding.

Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations to be executed by the Township and DTC. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the bonds is the responsibility of the DTC participants.

Section 4. The Bonds shall be signed by the Mayor and the Township Chief Financial Officer, by their manual or facsimile signatures, and the corporate seal of the Township shall be affixed thereto, or imprinted or reproduced thereon and shall be attested by the manual or facsimile signature of the Clerk or Deputy Clerk of the Township.

Section 5. The Bonds and the registration provisions endorsed thereon shall be in substantially the following form:

(FORM OF BOND)

No. 2016

UNITED STATES OF AMERICA
STATE OF NEW JERSEY

TOWNSHIP OF LOPATCONG,
IN THE COUNTY OF WARREN

GENERAL OBLIGATION REFUNDING BOND, SERIES 2016

Date of Bond: April __, 2016

Principal Amount: \$

Date of Maturity: March 1, 20__

CUSIP: _____

The TOWNSHIP OF LOPATCONG, a municipal corporation of the State of New Jersey, (the "Township") hereby acknowledges itself indebted and for value received promises to pay to Cede & Co. or registered assigns, the sum specified above as the Principal Amount on the date specified above as the Date of Maturity, upon presentation and surrender of this Bond, and to pay to the registered owner hereof interest on such sum, from the Date of Bond specified above until the Date of Maturity specified above, at the rate of _____ per centum (___%) per annum payable on September 1, 2016 and thereafter semi-annually on the first day of March and September in each year. Principal of this Bond will be paid in lawful money of the United States of America, at the administration office of the Township in Lopatcong, New Jersey. Interest on this Bond will be payable in lawful money of the United States of America by check or draft mailed on such interest payment date to the registered owner hereof as shown on the books of the Township kept for such purpose by the Chief Financial Officer of the Township (the "Bond Registrar") as of the fifteenth day of the month preceding the month in which the payment of interest is to be made.

All of the Bonds, of which this Bond is one, shall be initially issued as one fully registered bond for each maturity in the name of Cede & Co., as registered owner and nominee for The Depository Trust Company ("DTC"). Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations executed by the Township and DTC relating to the Bonds. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the Bonds is the responsibility of the DTC participants.

The Bonds maturing on or prior to March 1, 2026 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after March 1, 2027 shall be subject to redemption prior to their respective maturity dates, on or after March 1, 2026 at the option of the Township, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the "Redemption Price"), plus in each case accrued interest thereon to the date fixed for redemption.

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Township, at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, and will be done in accordance with DTC procedures. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the Township determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by the Township by lot. If Notice of Redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

This Bond is transferable only upon the books of the Bond Registrar, by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Township duly executed by the registered owner or such duly authorized attorney, and thereupon the Township shall issue in the name of the transferee a new bond or bonds of the same aggregate principal amount, series, designation, maturity and interest

rate as the surrendered bond. The Township and any paying agent of the Township may treat and consider the person in whose name this Bond is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This Bond is one of an authorized issue of bonds of the Township and is issued pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey, a resolution of the governing body of the Township adopted April 6, 2016 and by virtue of a certain bond ordinance referred to therein.

The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of and interest on this Bond according to its terms. This Bond shall not be or be deemed to be a debt or liability of the State of New Jersey or a pledge of the faith and credit of the State of New Jersey.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond exist, have happened and have been performed, and that the issue of bonds of which this is one does not exceed any limitation imposed thereon by said Constitution or statutes.

In the event the Township determines that the beneficial owners of the Bonds (the actual purchasers of the Bonds) shall be able to obtain certificated bonds, the Township shall notify DTC of the availability of bond certificates. In such event, the Township will appoint a paying agent and the Township will issue, transfer and exchange bond certificates in appropriate amounts as required by DTC and others. DTC may determine to discontinue providing its services with respect to the bonds at any time by giving a reasonable amount of notice in writing to the Township. In the event of such determination, if the Township fails to identify another qualified securities depository as successor to DTC, the Township will appoint a paying agent and the Township will issue and deliver replacement bonds in the form of fully registered certificates. Whenever DTC requests the Township to do so, the Township will cooperate with DTC in taking appropriate action (a) to make available one or more separate certificates evidencing the bonds to any DTC participant (participants of DTC) having bonds credited to its DTC account or (b) to arrange for another securities depository to maintain custody of certificates evidencing the bonds.

IN WITNESS WHEREOF, THE TOWNSHIP OF LOPATCONG has caused this Bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Township Chief Financial Officer, and its corporate seal (or facsimile thereof) to be affixed, imprinted or reproduced hereon, and this Bond and said seal to be attested by the manual or facsimile signature of the Township Clerk, and this Bond to be dated the ___th day of May, 2016.

ATTEST:

TOWNSHIP OF LOPATCONG

M. Beth Dilts
Township Clerk

Thomas McKay
Mayor

Janice Saponaro
Chief Financial Officer

The following abbreviations, when used in the inscription on this bond, shall be construed as though they were written out in full according to applicable laws or regulations (additional abbreviations may also be used though not in the following list):

TEN COM as tenants in common
TEN ENT as tenants by the
entireties
JT TEN as joint tenants with
right of survivorship
and not as tenants
in common

UNIF GIFT MIN ACT
____Custodian____
(Cust) (Minor)
under Uniform Gifts
to Minors Act
(State)

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE
(FOR COMPUTER RECORD ONLY)

(Please Print or Typewrite Name and Address of Transferee)

the within bond, and all rights thereunder, and hereby irrevocably constitutes and appoints

Attorney, to transfer the within bond on the books kept for the registration thereof, with full power of substitution in the premises.

Dated:

NOTICE: The signature to this assignment must correspond with the name as it appears upon the first page of the within bond in every particular, without alteration or enlargement or any change whatever.

CERTIFICATE AS TO LEGAL OPINION

The undersigned Clerk of the Township of Lopatcong, New Jersey hereby certifies that a true and correct copy of the original legal opinion of the law firm of Gibbons P.C., Newark, New Jersey as to the validity of the issue of Bonds of which the within bond is one is available for inspection at the Office of the Clerk of the Township of Lopatcong, New Jersey and a copy thereof may be obtained by the registered or beneficial owner hereof upon request.

Township Clerk

Section 6. The Township Chief Financial Officer is hereby authorized and directed (a) to cause a copy of the written opinion with respect to the Bonds which is to be rendered by the firm of Gibbons P.C. (complete except for omission of its date) to be printed or referred to on the Bonds, and at the time of the original delivery of payment for the Bonds and when such written opinion is rendered, to cause the Township Clerk to certify to the truth and correctness of such copy of opinion by executing on each of said Bonds, by manual or facsimile signature, a certificate subjoined to each such copy, and to file a signed duplicate of such written opinion in such Clerk's office and at each place at which the Bonds are payable, (b) to cause the applicable CUSIP number (if any) assigned for each of said Bonds by the CUSIP Service Bureau of Standard & Poor's Corporation of New York, New York, to be printed on each of the Bonds, and (c) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds.

Section 7. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to DTC on behalf of the purchaser and the payment of the purchase price thereof in accordance with the Bond Purchase Agreement (as hereinafter defined), the Township Chief Financial Officer is hereby authorized and directed as of said date of issue, to execute and deliver to said purchaser (a) an arbitrage certification with respect to the Bonds under and for the purpose of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and (b) an accompanying opinion of Gibbons P.C. as of said date of issue with respect to said arbitrage certification for the purposes of said Section 148.

Section 8. The proceeds of the Bonds shall be applied in the amounts and for the purpose provided in Section 1 hereof, and to pay and fund any bond anticipation notes theretofore issued for such purpose and then outstanding.

Section 9. The Mayor and Township Chief Financial Officer are hereby authorized and directed to approve the Preliminary Official Statement of the Township issued in connection with the Bonds, the Official Statement of the Township issued in connection with the Bonds, the DTC Letter of Representation, the Escrow Deposit Agreement and the Continuing Disclosure Certificate and their use in connection with the sale of the Bonds and are further authorized, as is the Township Clerk, to execute all documents, including, but not limited to, the Preliminary Official Statement, the Official Statement, the DTC Letter of Representation, the Escrow Deposit Agreement and Continuing Disclosure Certificate necessary for the sale and delivery of said Bonds.

Section 10. The Bonds are hereby authorized to be sold to Roosevelt & Cross, Incorporated (the "Underwriter") pursuant to the terms of a Bond Purchase Agreement between the Township and the Underwriter (the "Bond Purchase Agreement"). The Mayor and the Township Chief Financial Officer are hereby authorized to award the Bonds and directed to execute, and the Clerk to attest to the Bond Purchase Agreement.

Section 11. The Township Chief Financial Officer is hereby authorized to purchase securities in an amount necessary to effectuate the refunding of the outstanding amount of the Refunded Bonds and to execute all documents necessary in connection therewith.

Section 12. Roosevelt & Cross, Incorporated is hereby appointed as the underwriter for the Bonds.

Section 13. Gibbons, PC is hereby appointed as the financial advisor for the Bonds.

Section 14. This resolution shall take effect immediately.

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS:

ABSTAIN:

ABSENT:

Motion to approve by Council President Pryor, seconded by Councilwoman McCabe. Roll call vote: AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.
NAYS: None

Ordinance No. 2016-09 – Second reading and public hearing to Establish a CAP Bank. Motion to hold a public hearing by Councilwoman Schneider, seconded by Council President Pryor. All in favor. No public comment. Close public hearing by Councilwoman Schneider, seconded by Councilman Belcaro. All in favor.

Ordinance No. 2016-09

SECOND NOTICE OF AN ORDINANCE

NOTICE is hereby given that a regular meeting of the Township Council of the Township of Lopatcong, County of Warren and State of New Jersey, held on Wednesday, April 6, 2016 at the Municipal Building, 232 South Third Street, Phillipsburg, New Jersey, the following Ordinance was presented and passed on the final reading. The Ordinance was then ordered to be published according to law by title only.

**CALENDAR YEAR 2016
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

Said Ordinance may be read and inspected at any time at the Office of the Municipal Clerk, Lopatcong Township Municipal Building, 232 S. Third Street, Phillipsburg, New Jersey Monday through Friday 9:00 am to 4:30 pm.

Margaret B. Dilts, CMC

Motion to adopt by Councilwoman Schneider, seconded by Council President Pryor. Roll call vote: AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.
NAYS: None

Resolution No. 16-63 - Authorizing Township Engineer and Mayor to execute a Treatment Works Approval Application for STAG GI New Jersey, LLC Sanitary Sewer Extension Project.

R 16-63

A RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF
NEW JERSEY, AUTHORIZING THE TOWNSHIP ENGINEER TO EXECUTE A TREATMENT
WORKS APPROVAL APPLICATION FOR THE STAG GI NEW JERSEY, LLC SANITARY SEWER
EXTENSION PROJECT

WHEREAS, STAG GI NEW JERSEY, LLC (“Applicant”) requires the endorsement of the Township for Treatment Works Approval (“TWA”) for its Sanitary Sewer Extension Project; and

WHEREAS, the project as proposed, conforms to the requirements of all municipal Ordinances;
and

WHEREAS, the NJDEP Treatment Works Approval Application (TWA) consent form requires a

Resolution of the Mayor and Council of the Township of Lopatcong authorizing the Mayor and Township Engineer to sign said application.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of Lopatcong authorize the Mayor Thomas McKay and Paul M. Sterbenz, P.E., Township Engineer to sign the application as required.

CERTIFICATION

I, Beth Dilts, Municipal Clerk for the Township of Lopatcong, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Township Council at their April 6, 2016 meeting.

Margaret B. Dilts, CMC

Motion to adopt by Councilwoman Schneider, seconded by Councilwoman McCabe. Roll call vote:
AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.
NAYS: None

Resolution No. 16-51 – Authorizing Special Litigation Counsel Inglesino, Webster, Wyciskala and Taylor to retain Sewer Expert Rate and Valuation Expert with Respect to Pending Litigation. The Resolution shall not exceed \$10,000.

R 16-51

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY, AUTHORIZING SPECIAL LITIGATION COUNSEL INGLESINO, WEBSTER, WYCISKALA & TAYLOR, LLC, TO RETAIN A SEWER RATE AND VALUATION EXPERT WITH RESPECT TO PENDING LITIGATION

WHEREAS, pursuant to Resolution 13-77, the Mayor and Council of the Township of Lopatcong (hereinafter referred to as “Governing Body”) previously engaged the law firm of Inglesino, Webster, Wyciskala & Taylor, LLC (“IWWT”), for professional services in connection with a matter concerning the Town of Phillipsburg (the “Pending Litigation”); and

WHEREAS, in connection with the Pending Litigation, IWWT has requested that the Governing Body authorize it to retain a sewer rate and valuation expert for a not-to-exceed amount of \$10,000.00; and

WHEREAS, the Governing Body does hereby authorize IWWT to retain a sewer rate and valuation expert on behalf of the Township of Lopatcong in connection with the Pending Litigation; and

WHEREAS, as per N.J.S.A. 40A:4-57, the Chief Financial Officer does hereby certify that sufficient funds are available.

CERTIFICATION

I, Margaret B. Dilts, Municipal Clerk of the Township of Lopatcong, County of Warren and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Council at a meeting held on Wednesday, April 6, 2016.

Margaret B. Dilts, CMC

Motion by Councilwoman Schneider, seconded by Council President Pryor. Roll call vote:
AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.
NAYS: None

Ordinance No. 2016-12 – Establish Committee, Liaisons to Departments and Municipal Engineer. Mayor McKay – I believe this has to be tabled because of ongoing litigation.

Council President Pryor – No it doesn't.

Mayor McKay – I think it does.

Council President Pryor – Look for an opinion.

Attorney Campbell – I don't believe it does.

Council president Pryor – I'm going to make the motion to have the first reading of this ordinance.

Councilman Belcaro – Second.

Mayor McKay – Discussion. In my opinion this is not what people submitted into be resolution s or to be ordinances and this is something that was tied together by Katrina in an attempt to that all three would have to be passed on none or none would be passed and I feel that that is not the right way to handle things.

Council President Pryor – No.

Mayor McKay – Well then let's do them one at a time.

Attorney Campbell – (Inaudible).

Mayor McKay – Let's do them one at a time.

Council President Pryor – No we're not. That's not the motion.

Mayor McKay – What, well

Attorney Campbell – (Inaudible).

Council President Pryor – Can I speak to it?

Mayor McKay – You are doing this so you get all three; so you get what you want

Council President Pryor – We already approved the Council resolutions; we did that by resolution and we're and we're incorporating that into an ordinance. So that's in effect for this year already. This would make it part of the code. This was originally submitted as three separate ordinances. At Katrina's suggestion we did incorporate it into the code in one ordinance. The second thing, we have a lot of disputes about what the Finance Committee should be doing. This codifies it. The purpose has been discussed with the CFO and what one of the other things that it does. We had a section that said it shall not include and we listed certain responsibilities

Mayor McKay - I didn't even get a document.

Attorney Campbell – (Inaudible).

Mayor McKay - It's the same document; he just said it's not. So, I think we should table this because we don't even know what we are trying to pass.

Councilwoman McCabe – It's in your agenda packet.

Clerk Dilts – It's in your packet.

Mayor McKay - In my packet, in my old packet?

Clerk Dilts – There is a version that you submitted and a version

Mayor McKay – From last month.

Clerk Dilts – Yeah.

Mayor McKay – I don't have my last month's packet.

Clerk Dilts – It's in your packet

Mayor McKay – When this, I didn't look, I just got it now. I can't, I can't do it that way.

Councilwoman McCabe – You had it last month, it is the same ordinance.

Mayor McKay – You're going to do this anyway, just do the vote.

Council President Pryor – We'll do it as written. I move this ordinance.

Mayor McKay – You tied in Township Engineer in a very odd way and I've sent Katrina my thoughts on that and she did not incorporate it into any of this. So, let's just have the record that that was done.

Council President Pryor – This is in accordance with law Katrina, correct?

Attorney Campbell – Yes.

Council President Pryor – You can adopt by ordinance.

Attorney Campbell – No can, the statute says you shall adopt by ordinance any position municipal position.

Mayor McKay – It states that you have to have one.

Attorney Campbell- By ordinance.

Mayor McKay – Yeah you have to have it but it doesn't say you are supposed to appoint; you have to revert back to the other statutes to see how you are supposed to appoint them.

Attorney Campbell – Well, there is case law that says otherwise.

ORDINANCE NO. 2016-12

ORDINANCE OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY TO AMEND, REVISE AND SUPPLEMENT THE CODE OF THE TOWNSHIP OF LOPATCONG TO ADD CHAPTER 3, “ADMINISTRATION,” ARTICLE I, “COUNCIL LIAISONS,” ARTICLE II “FINANCE COMMITTEE,” AND ARTICLE III “MUNICIPAL ENGINEER”

WHEREAS, the Council of the Township of Lopatcong, County of Warren, State of New Jersey, wishes to create a Chapter entitled “Administration” to memorialize to Council Liaisons, Finance Committee and Municipal Engineer position.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Township of Lopatcong, County of Warren, State of New Jersey that the Code of the Township of Lopatcong, Chapter 3, “Administration,” shall be amended as follows:

Section 1:

Chapter 3 Administration

Article I Council Liaisons.

§3-1 Council Liaisons, Position Created

The Council creates the position of Council Liaison to provide oversight, serve as a communications link and otherwise act as a resource for various municipal departments and volunteer boards. The liaisons have no supervisory responsibility or authorities.

§3-2 Departments and Boards

Council Liaisons are specifically created for the following departments and/or volunteer boards:

- Administrative Liaison

- Recreation Committee
- Board of Education
- Sewer Utility
- Lopatcong Athletic Association
- Buildings and Grounds
- Environmental Commission
- Economic Development Advisory Committee
- Recycling
- Department of Public Works
- Shade Tree Commission
- Rent Leveling Board

Council Liaisons may be added or deleted from time to time upon a majority vote of Council.

§3-3 Positions Filled

All Council Liaisons positions shall be filled by majority vote of Council after Council members have expressed their interest in various positions.

Article II Finance Committee

§3-4 Finance Committee, Creation

Pursuant to Charter, codified at N.J.S.A.40:69A-123, the Mayor shall appoint a finance committee of council which may consist of one or more council members. A Council Finance Committee was initially formed in 2014, but, is hereby formally established with appointment authority and purposes stated.

§3-5 Appointments

The Finance Committee shall be appointed by the Mayor annually at the reorganization meeting in January.

§3-6 Purpose

The Finance Committee, in cooperation with the CFO, shall:

1. Review, analyze and make recommendations on the budget prior to its submission by the Mayor to the entire council for adoption.
2. Assist in the development of 5-year revenue and expenditure forecasts, which may be associated with the scheduling large capital projects and purchases and identifying significant changes in the operating budget of the township.
3. Assist and advise the Township Council and Administration in establishing sewer utility rates and user fees.
4. Meet monthly with the CFO to review the township's general financial condition including revenues, expenditures, debt and reserves.
5. Meet annually with representatives of one or more of the major rating houses to keep the rating firms informed about the municipality, review factors that were considered in assigning the Township's most recent bond rating and identify measures that would improve the rating.
6. Meet with auditor to review annual audit report. Monitor compliance with audit recommendations.
7. Review, analyze and report on other financial issues as may be referred to the Finance Committee by majority vote of Council.

§3-7 Limits on Responsibilities and Authority of the Finance Committee

Nothing herein shall grant any member of the finance committee supervisory authority over the Municipal CFO, who shall retain statutory and regulatory authority for the following:

1. Posting and maintenance of all books of original entry of all funds.

2. Compliance with N.J.S.A. 40A:2-1 et seq. (Local Bond Law), N.J.S.A. 40A:4-1 et seq. (Local Budget Law), N.J.S.A. 40A:5-1 et seq. (Fiscal Affairs Law), N.J.S.A. 40A:11-1 et seq. (Local Bond Law), and N.J.A.C. 5:30 (Community Affairs).
3. Preparation of monthly reports of the CFO, Tax Collector and investments.
4. Compliance with all directives issued by the Department of Community Affairs, Division of Local Government Services.
5. Compliance with Single Audit Requirements.
6. Development of an Internal Control System to safeguard municipal assets.
7. Supervision of petty cash and change funds.
8. Preparation and signing of Annual Financial Statement, Annual Debt Statement, and Supplemental debt Statement.
9. Coordination of Bank Reconciliations.
10. Custody of all public funds.
11. End of Year fiscal report of all revenues and expenditures.
12. Supervision over the maintenance of separate accounts for all municipal budget appropriations.

Article III Municipal Engineer

§3-7 Municipal Engineer

Pursuant to the provisions of N.J.S.A. 40A:9-140, there is hereby established in and for the Township of Lopatcong the position of Municipal Engineer. The appointment of the Municipal Engineer shall be by the Mayor with the advice and consent of Council and shall for a term of three (3) years. Compensation shall be authorized by the Township Council.

Section 2:

Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

Section 3:

Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 4:

Effective Date. This Ordinance shall take effect upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Council of the Township of Lopatcong held on April 6, 2016, and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Council to be held on May 4, 2016 at 7 p.m. or as soon thereafter as the Township Council may hear this Ordinance at the Municipal Building, 232 S. Third Street, Phillipsburg, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Margaret B. Dilts, CMC

Personnel Policy and Procedure Manuals – Update. Clerk Dilts informed Council that the insurance company does not send someone to assist with updating manuals; they provide a website with additional policies as well as an outline of an updated policy. Caroline Conboy, Statewide Insurance Administrator, suggested the Township Attorney work on the updates because they would make sure these updates would coincide with the CBA contracts. There are four manuals – Volunteer, Municipal Pool, Recreation and Employee Manuals. Councilman Belcaro made a motion to have the labor attorney update the personnel policies, seconded by Councilwoman McCabe. Roll call vote: AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President

Pryor, Mayor McKay.
NAYS: None

Resolution No. 16-64 – Approve motion for sanctions concerning Litigation McKay v. Pryor, et al.

Mayor McKay – This should be in Executive Session.

Councilwoman Schneider – Agreed it was pending litigation and should not be in open session.

Council President Pryor – The Mayor introduced his resolution in open session, his litigation in open session. It wasn't discussed in closed session. It wasn't even on the agenda that night. He is seeking in his litigation the Township to pay his fees; so what can I say.

R 16-64

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY SEEKING RECOVERY OF ATTORNEYS FEES FROM MAYOR PURSUANT TO LITIGATION MCKAY V. PRYOR, ET AL

WHEREAS, the mayor has sued Council members Pryor, Belcaro and McCabe claiming interference with his powers as mayor; and

WHEREAS, pursuant to Township ordinance, the foregoing lawsuit is being defended at taxpayer expense by the law firm of Bell, Shivas and Fasolo; and

WHEREAS, the mayor continues to pursue this lawsuit despite the court's refusal to grant interim relief which included a detailed written decision in favor of the defendants.

NOW, THEREFORE, BE IT RESOLVED that the Council authorizes Bell, Shiva's and Fasil to seek recovery from the mayor of the attorney's fees being paid by the Township in accordance with the procedures specified by law.

CERTIFICATION

I, Margaret B. Dilts, Municipal Clerk of the Township of Lopatcong, County of Warren and State of New Jersey do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by Council at the Reorganization Meeting held on Wednesday, April 6, 2016.

Margaret B. Dilts, CMC

Motion by Council President Pryor, seconded by Councilman Belcaro. Roll call vote:

AYES: Councilman Belcaro, Councilwoman McCabe, Council President Pryor

NAYS: Councilwoman Schneider

ABSTAIN: Mayor McKay

Ordinance No. 2016-11 – First reading to purchase a portion of Block 2, Lot 44.03 from Marble Hill Realty LLC for Belvidere Intersection Road Widening.

Attorney Campbell – Suggested a special meeting for the second reading of this Ordinance. The meeting will be held 30 minutes before the Planning Board meeting of April 27th.

ORDINANCE NO. 2016-11

AN ORDINANCE OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY AUTHORIZING PURCHASE OF A PORTION OF BLOCK 2, LOT 44.03 FOR THE WIDENING OF BELVIDERE ROAD AND TRANSFER TO WARREN COUNTY UPON COMPLETION OF CONSTRUCTION.

WHEREAS, the Township of Lopatcong, the Town of Phillipsburg and the Phillipsburg School District are working together to re-design the intersection of Belvidere Road and Roseberry Street in order to install a traffic signal and turning lanes for the new Phillipsburg High School; and

WHEREAS, the design of the new intersection requires the widening of Belvidere Road; and

WHEREAS, the Township of Lopatcong must acquire 1,686 sq. feet of land from the owner of Block 2, Lot 44.03 (Marble Hill Realty, LLC) in order to widen Belvidere Road; and

WHEREAS, the Township must also acquire a temporary construction easement from the owners of Block 2, Lot 44.03, Block 2, 44.04, Block 2, Lot 44.05 and Block 27, Lot 3; and

WHEREAS, the Township of Lopatcong obtained appraisals for the purchase of land and easements; and

WHEREAS, the Township of Lopatcong has negotiated the purchase of the land, as well as, the temporary construction easements with the owner(s) of each property.

WHEREAS, upon completion of the construction of the intersection, the newly acquired land from Block 2, Lot 44.03 will be located under Belvidere Road, a county road; and

WHEREAS, the Township will transfer this land to the County of Warren upon completion of the construction project.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Township of Lopatcong, County of Warren, State of New Jersey, that:

Section 1

1. The Township shall purchase the following:
 - a. A 1,686 sq. ft. portion of Block 2, Lot 44.03 (fee simple) and a 693 sq. ft temporary construction easements from Marble Hill Realty, LLC for \$5,000.
 - b. A 1,647 sq. ft. temporary construction easement over Block 2, Lot 44.04 from Thomas and Joanne Riddle for \$200.
 - c. A 1,141 sq. ft. temporary construction easement over Block 2, Lot 44.05 from Joanne Riddle for \$135.
 - d. A 257 sq. ft. temporary construction easement over Block 27, Lot 3 from Robert Wyker for \$1,040.
2. The Mayor and Township Clerk are authorized to execute any and all documents necessary for these purchases and to transfer title of Block 2, Lot 44.03 to the County of Warren upon completion of the construction of the intersection.

Section 2.

Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder off this Ordinance shall not be affected thereby.

Section 3:

Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 4:

Effective Date. This Ordinance shall take effect upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Township Committee of the Township of Oxford held on April 6, 2016, at 7:00 PM and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on April 27, 2016, at 7:00 PM, or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 232 South Third Street, Phillipsburg, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Beth Dilts, CMC

Motion by Councilwoman Schneider, seconded by Councilwoman McCabe. Roll call vote:
AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider,

Mayor's Wellness Campaign – Mayor McKay asked to appoint Carol Carroll, Bobby Carroll, Kathy Degan.

Council President Pryor – Has not seen any volunteer forms. This requires advice and consent and has nothing against Kathy Degan but she is involved in a very acrimonious lawsuit against the Clerk and Township and he thinks this would be a very difficult situation. I am not going to approve that appointment.

Councilwoman Schneider – Do we have volunteer forms in from them Beth?

Clerk Dilts –No.

Mayor McKay – I thought they were in.

Councilwoman Schneider – Do we want to table this again until we get the volunteer forms?

Mayor McKay – No, I think we should approve the other ones subject to them putting in the volunteer form.

Council President Pryor – Well, the whole point is letting the Council see them.

Councilman Belcaro – Let's get the forms in.

Mayor McKay – You don't want the Mayor's Wellness Committee, I know. You don't.

Council President Pryor – We, we formed one.

Mayor McKay – Yeah, okay. It's a good thing to take advantage of you now, get yourself in shape, you know what I mean. We can all use it. We'll put Mayor's Wellness on that agenda too.

Council President Pryor – No, I don't want to put it on that agenda; it's a one purpose agenda.

Mayor McKay – It's a two purpose agenda.

Council President Pryor – Well no. I don't approve that.

Councilwoman McCabe – No, that should go on the next town council meeting.

Mayor McKay – This is Mayor's wellness, okay. You don't know how it sounds to people that don't know.

Council President Pryor – You know what, I don't know how many times I heard from you that Beth didn't have a list of the current volunteers and

Mayor McKay – There is a book.

Council President Pryor – The volunteer forms are in the same statute; what did you do, read half the statute?

Mayor McKay – What? What statute?

Attorney Campbell – Citizen Service Act Statute.

Council President Pryor – The one you keep quoting.

Mayor McKay – Oh, yeah.

Council President Pryor – Yeah, it comes right after it. I guess you read half the statute.

Mayor McKay – I believe the way you are supposed to do that is you are supposed to date them when they come in and you're supposed

Councilwoman McCabe – There supposed to come in in the first place.

Mayor McKay – What? Yeah, they're supposed to come in but we have a whole file full.

Councilwoman McCabe – Not for the three names you gave.

Mayor McKay – I haven't seen the file for a long time, so.

Clerk Dilts – Actually you all have a file on the volunteers form. Whenever I get something new in I always scan it in and send it to you, so that you are all current.

Mayor McKay – You said, but okay that's not the official file and since we are talking about the file, I would like that in the future everyone when they submit one of these things, that it is stamped in. Now, in the future, there is a lot of people vying for some volunteer position, we know who the first one in was. I mean that would be the appropriate way to do it and keep it by date but.

Clerk Dilts – I thought it was by their resume and their qualifications.

Mayor McKay – That's part of it but you might have two people that are so similar and one just did it and one's been waiting for four years. Just a suggestion.

Councilwoman McCabe – I don't think we have that issue here.

Mayor McKay – We don't have the issue of qualified people, that's a terrible thing to say.

Councilwoman McCabe – The four year wait Mr. Mayor. Ridiculous.

Mayor McKay – All right New Business. Oh no, there's another one on the agenda three or four here. Ordinance 16-07.

Ordinance No. 2016-07 – First reading to establish a Lopatcong Communications Advisory Committee. This was at the last meeting we talked about it but we didn't do it so this time I reintroduced it. It's my belief that the communications within the Township should not be under the purview of an elected official, or a volunteer but rather under an employee so that you can control how it is managed.

Attorney Campbell – Did you check with the insurance company like we talked about last meeting?

Mayor McKay – Not after the meeting. The insurance company, yeah, actually, I did at one point that's what you told me.

Attorney Campbell- Last meeting you said you hadn't spoken to her.

Mayor McKay – I have spoken to her, I remember now. I did speak to her briefly about it and she said that she felt that it was better not to have an elected official or volunteer.

Attorney Campbell – Did you advise her of this ordinance and ask her if this was okay?

Mayor McKay – No, I didn't do that.

Attorney Campbell- I recommend you do that.

Mayor McKay – I just delays it another meeting.

Attorney Campbell- I have some concerns about letting people who are not

Mayor McKay – Employed that are employees

Attorney Campbell – employed or contracted or (inaudible) by the town.

Mayor McKay – Employee has to be an employee.

Attorney Campbell- Your committee doesn't read that way

Mayor McKay – The members of the committee.

Attorney Campbell – and I have some concerns about who’s in charge of the information that leaves the Township.

Mayor McKay – Well, I asked for recommendations but nobody gave them.

Attorney Campbell – I asked you to, I recommended that you ask your insurance company about it.

Mayor McKay – (inaudible) send her the entire thing – it was just the concept.

Councilwoman McCabe – I have a problem with relinquishing control of the communication coming out of this building to a resident who is not either an elected official or someone who’s already in this

Mayor McKay – I said it should be an employee.

Councilwoman McCabe – You know what, it’s been working fine the way it is. I’m not sure why you are changing it up.

Mayor McKay – Not everyone thinks that. I just want it to be fair and if it’s you know, an employee who can be disciplined if they mess up and that’s fair and I think we have to grow this thing because the mediums of communication are so diverse and changing so rapidly and you have to keep track of it and we’re not.

Councilwoman McCabe – We are keeping track of it. Everything goes through the Clerk

Clerk Dilts – or the attorney

Councilwoman McCabe – right or the Council so we do have a procedure in place already.

Mayor McKay – Yeah, but we are not experts.

Councilwoman Schneider – When does it go through council what is advertised on the website?

Councilwoman McCabe – What do you mean we are not the experts; we’re the ones disseminating the information.

Councilwoman Schneider – We don’t have any say of what goes on the website.

Attorney Campbell – If it is rejected by the Clerk, someone could come to Council and ask for.

Councilwoman Schneider – But I don’t even know what people are asking for that gets rejected. Nothing has ever come across my desk to say we want to put this on the website, what do you think of it? Never.

Attorney Campbell – The policy is not to come to you.

Councilwoman Schneider – But how does it get on there if nobody ever sends it.

Councilwoman McCabe – It goes through the Clerk, it doesn’t come through the Council.

Councilwoman Schneider – See, so how does it get on the website.

Clerk Dilts – Said it isn’t weekly or monthly – it is every once in a while somebody from another agency will say can I post it on the website.

Councilwoman Schneider – Well, from other agencies but there’s things all over the website. Every time I go on the website there’s new stuff. I wasn’t made aware of it. You know, there’s things all the time on that website that are up that I didn’t know went up. So, that’s, and I said this last year and the year before that that there’s no Council involvement in it. It is what certain members want on there and that’s what goes on there and I’ve said time and time again about Council Corner was the same thing. We put this Council Corner up, it’s meant for political and blog purposes only. It is not information for the Township and it is not factual information that the Township needs but that thing stays up time and time again.

Clerk Dilts- You can vote to take it down. You all have to vote.

Councilwoman Schneider – Well, we should vote to take it down.

Mayor McKay – All right make a motion now.

Councilwoman Schneider – That would be funny. I make a motion to take down Council Corner and anything else that is not innocuous information on our official Township website.

Mayor McKay – Second. Any conversation, discussion? Roll call:

AYES: Councilwoman Schneider, Mayor McKay

NAYS: Councilman Belcaro, Councilwoman McCabe, Council President Pryor, Mayor McKay

Councilwoman Schneider – It's so funny. Hysterical, hysterical.

Mayor McKay – That just shows it.

Councilwoman Schneider – Yep, exactly.

Councilman Belcaro – Listen, you know, the problem is not everybody's going to like it and that's just the way it is in life. You can't make everybody happy.

Councilwoman Schneider – It's a blog, it is not any information that this Township

Councilwoman McCabe – It is not a blog.

Councilwoman Schneider – It is a blog. It's your personal blog that you use every time there's anything political going on and you pretend you use the pretense of it being Township business.

Councilwoman McCabe – We already voted, we already discussed it.

Councilman Belcaro – Let's move on.

Councilwoman Schneider – Right, of course, of course another reason to get your way.

Mayor McKay – 16-10 under New Business.

Council President Pryor – We didn't vote on 16-07.

Mayor McKay – Not, yeah.

Councilwoman McCabe – We said no.

Council President Pryor – The advisory committee? We voted on the other issue.

Councilwoman McCabe – We vote on the other thing yeah, yeah, yeah, you're right.

Mayor McKay – We approved the advisory committee.

Council President Pryor – No we didn't.

Mayor McKay – You don't want to, all right

Clerk Dilts – You got off on another subject.

Councilwoman Schneider – So, let's send it to the insurance company and let's get their feedback.

Mayor McKay – We'll table it. Table it and send to insurance.

Councilwoman McCabe – You already said you sent it to the insurance company.

Mayor McKay – I spoke to the insurance company about the concept.

Councilwoman Schneider – We'll get it in writing.

New Business:

Video Position: 51:19

Ordinance No. 2016-10 – First reading to Mandate Direct Deposit for Municipal Employees.

Mayor McKay – I suspect this is being done for economy reasons because we don't want to be writing checks all the time. Yeah it's a good idea. I don't know why we weren't doing this to begin with.
Motion to approve by Councilwoman Schneider, seconded by Councilman Belcaro. Roll call

Councilwoman McCabe – Do we have discussion. It is to mandate to force the employees to do direct deposit; is that what this is?

Attorney Campbell – Previously you couldn't force them to do direct deposit and there were certain employees that did not want direct deposit and it's financially beneficial to the Township to have direct deposit, the CFO requested it. Now, there is new law that allows you to mandate that everyone be the same. They can't opt out before they could opt out. So, that's what this is.

Councilwoman McCabe – So, we're forcing people that don't want to

Attorney Campbell – All their salaried payroll checks already come out of this. I think this is overtime and things like that.

Clerk Dilts – For those who request separate checks or whatever you can always set up a second account.

Councilwoman Schneider – For whatever reason that might be.

Mayor McKay – I don't want to get into that. Let's

Councilwoman McCabe – I don't know if I feel comfortable forcing someone to do this if they don't want to do it. I know we can do an ordinance but

Mayor McKay - How many, you know, again, we never have metrics but what is the number of people who have it that way. Is this a material matter, should this even be before us?

Clerk Dilts – It depends, if we are in pool season, there is a lot of them who don't have it.

Attorney Campbell – They're exempt. The pool and the rec are exempt from this.

Councilwoman Schneider – But it does say in here that you can ask the governing body for an exemption of this. So, if there are people that strongly oppose it, they can, we can grant them that.

Council President Pryor – The whole world has gone this way a long time ago. It is a savings. I've been through it twice. There's always people who oppose it in the beginning but they get used to it very quickly. There's exceptions in here. I really don't have a problem with it.

Mayor McKay – Roll call.

AYES: Councilwoman Schneider, Council President Pryor, Mayor McKay

NAYS: Councilman Belcaro, Councilwoman McCabe

ORDINANCE 2016-10

AN ORDINANCE OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY, TO MANDATE DIRECT DEPOSIT FOR MUNICIPAL EMPLOYEES BY THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY, PURSUANT TO N.J.S.A. 52:14-15f

WHEREAS, P.L. 2013 c. 28, authorizes local governments to mandate direct deposit for certain governmental employees effective after July 1, 2014; and

WHEREAS, P.L. 2013 c. 28 permits governing bodies to grant exemptions on such terms and conditions as they deem necessary.

NOW, THEREFORE, BE IT ORDAINED, by the Township of Lopatcong, County of Warren, State of New Jersey, as follows:

Section 1. All full time employees and elected public officials who receive compensation from the Township of Lopatcong are mandated to have direct deposit of their compensation as of June 1, 2016 in accordance with Chapter 28 P.L. 2013, as defined under N.J.S.A. 52:14-15f(b).

Section 2. Seasonal and temporary employees who are employed by the Township of Lopatcong are exempt from the direct deposit mandate.

Section 3. Municipal employees may request, in writing, an exemption from the direct deposit mandate to the Township of Lopatcong Administrator. Such requests will be presented to the Township Committee at the next regularly scheduled meeting of the Township Committee after the request is received by the Administrator. The Township Committee may grant such an exemption by Resolution and for good cause.

Section 4. If any Section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the Section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 5. All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 6. This Ordinance shall take effect after final passage, adoption and publication according to law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Council of the Township of Lopatcong held on April 6, 2016, and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Council to be held on May 4, 2016 at 7 p.m. or as soon thereafter as the Township Council may hear this Ordinance at the Municipal Building, 232 S. Third Street, Phillipsburg, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Margaret B. Dilts, CMC

Mayor McKay – Roll call.

AYES: Councilwoman Schneider, Council President Pryor, Mayor McKay

NAYS: Councilman Belcaro, Councilwoman McCabe

Resolution No.16-65 - Authorize redemption of Tax Sale Certificate No. 2015-027 and Premium in the amount of \$8,482.46.

R 16-65

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE LIENHOLDER ON BLOCK 121, LOT 1

WHEREAS, at the Lopatcong Township Municipal Tax Sale held on September 23, 2015, a lien was sold on Block 121, Lot 1 also known as 15 Saw Mill Road in Lopatcong Township for 2014 delinquent sewer; and

WHEREAS, this lien, known as Tax Sale Certificate No. 2015-027 was sold to US Bank Cust for B V001 Trust for Premium of \$4,000; and

WHEREAS, Lereta on behalf of their lender Seterus, lender for property owners, has satisfied the redemption amount on Certificate No. 2015-027 in the amount of \$4,482.46.

NOW, THEREFORE, BE IT RESOLVED on this 6th day of April 2016 that the Chief Financial Officer be authorized to issue a check in the amount of \$8,482.46 for the redemption of Tax Sale Certificate No. 2015-027 and Premium to:

US BANK CUST FOR B V001 TRUST
50 S. 16th St., Suite 1950
Philadelphia, PA 19102

CERTIFICATION

I, Margaret B. Dilts, Municipal Clerk of the Township of Lopatcong, County of Warren and State of New Jersey do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by Council at the Reorganization Meeting held on Wednesday, April 6, 2016.

Margaret B. Dilts, CMC

Motion by Councilwoman McCabe, seconded by Councilman Belcaro. Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Resolution No. 16-66 - Authorizing Redemption of Tax Sale Certificate No. 2015-004 and Premium in the amount of \$1,268.94.

R 16-66

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF
NEW JERSEY AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE
LIENHOLDER ON BLOCK 2, LOT 41

WHEREAS, at the Lopatcong Township Municipal Tax Sale held on September 23, 2015 a lien was sold on Block 2, Lot 41 also known as 999 Belvidere Road for 2014 delinquent DPW callout; and

WHEREAS, this lien known as Tax Sale Certificate No. 2015-004 was sold to US Bank Cust for Pro Cap 4 and Crdtrs for a Premium of \$800.00; and

WHEREAS, Kavounas Real Estate, Inc., property managers on behalf of Coldwell Banker Heritage for property owners has satisfied the redemption amount on Certificate No. 2015-004 in the amount of \$468.92.

NOW, THEREFORE, BE IT RESOLVED on this 6th day of April 2016 that the Chief Financial Officer be authorized to issue a check in the amount of \$1,268.94 for the redemption of Tax Sale Certificate No. 2015-004 and Premium to:

US BANK CUST FOR PRO CAP 4 AND CRDTRS
50 S. 16th St., Suite 2050
Philadelphia, PA 19102

CERTIFICATION

I, Margaret B. Dilts, Municipal Clerk of the Township of Lopatcong, County of Warren and State of New Jersey do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by Council at the Reorganization Meeting held on Wednesday, April 6, 2016.

Margaret B. Dilts, CMC

Motion by Councilwoman Schneider, seconded by Councilwoman McCabe. Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Delaware Park Engine Co. No. 1 – Approve membership application for John Hopkins to Delaware Park Chemical Engine Co., No's as recommended by Fire Chief. Motion by Councilwoman Schneider, seconded by Council President Pryor. Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

FEMA MOU – Execute MOU with regard to REMA -4264-DR-NJ for Storm Jonas during incident period of January 22, through 24, 2016. Motion by Councilwoman Schneider, seconded by Council President Pryor. Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

2016 Pool Membership Application –

Councilwoman Schneider – Clarified the fees on the application that are being approved. Asked if there were any numbers on the pool from last year. We don't have anything. Janice doesn't have anything.

Clerk Dilts – I have my own analysis that we brought in revenues and they've increased from last year upwards of \$146,000.00.

Councilwoman Schneider – But it shows are pool memberships dropped in revenue?

Clerk Dilts – Our pool memberships actually increased last year.

Councilwoman Schneider – Okay, so \$145,000 you are saying

Clerk Dilts - \$146/148 add in you know solar money

Councilwoman Schneider – Did we also add in the fees to upkeep those to the pool? Do the expenses go to the pool as well?

Clerk Dilts – Yes.

Councilwoman Schneider – They do, okay. So, would Janice be able to verify this information?

Clerk Dilts – She could do a budget trial balance something like that that would show you the revenue and expenses then you also have the revenues confirmed in the audit. Not sure how the expenses go. I know the revenue comes in the audit.

Mayor McKay – Wouldn't it make sense to put the pool in its own trust?

Clerk Dilts – I think it was talked about last year and I thought Janice had an idea about doing the same thing but you know do to the turnover in that office maybe do something like this next year.

Council President Pryor – I think that's not a bad idea. I think we just missed this season for the reasons Beth said.

Councilwoman McCabe made a motion to approve, seconded by Mayor McKay. Roll call vote:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Eurofins QC Laboratories – Test pool water at \$32 per test for the pool season. Motion by Councilwoman Schneider, seconded by Councilwoman McCabe.

Councilwoman Schneider – Is it the same as last year?

Clerk Dilts – Yes.

Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Planning Board Appointments – Review certain Planning Board appointments.

Council President Pryor – That’s a simple one. You are allowed one member of the Environmental Commission on the Planning Board.

Mayor McKay – If I could drop it here. Mark resigned in January.

Council President Pryor – I think the other thing though that has to happen is the environmental appointment has to line up with the Planning Board appointment.

Clerk Dilts – With regard to the term.

Attorney Campbell – Mr. Fox’s term on the Planning Board has to conform with the term on the Environmental Commission. So I believe now his term is through 19 on the Planning Board and 17 on the Environmental Commission. I’ll have to check that but you need to readjust his term to be whatever the Environmental Commission is.

Resolution No. 16-67 - Appointing Jason Garcia Acting Chief of Police.

R 16 -67

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY AUTHORIING APPOINTMENT OF JASON GARCIA AS ACTING CHIEF OF POLICE IN THE POLICE DEPARTMENT PENDING CIVIL SERVICE COMMISSION PROMOTION APPROVAL

WHEREAS, the Mayor and Council of the Township of Lopatcong, County of Warren and State of New Jersey hereby authorize the appointment of Jason Garcia as Acting Chief of Police in the Police Department pending Civil Service Commission promotion approval; and

WHEREAS, will be compensated under the terms of the Chief of Police, Scott Marinelli’s Contract; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Lopatcong, County of Warren and State of New Jersey that Jason Garcia is hereby appointed Acting Chief of Police Officer in the Police Department pursuant pending promotion and shall be paid pursuant to the Collective Bargaining Agreement.

CERTIFICATION

I, Margaret B. Dilts, Municipal Clerk of the Township of Lopatcong, County of Warren and State of New Jersey do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by Council at a meeting held on Wednesday, April 6, 2016.

Margaret B. Dilts, CMC

Motion by Councilman Belcaro, seconded by Council President Pryor. Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Resolution No. 16-68 – Appointing Scott Bisci Acting Lieutenant.

R 16-68

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY AUTHORIING APPOINTMENT OF SCOTT BISCI AS ACTING LIEUTENANT IN THE POLICE DEPARTMENT PURSUANT TO CERTIFIED LIST FROM CIVIL SERVICE COMMISSION

WHEREAS, the Mayor and Council of the Township of Lopatcong, County of Warren and State of New Jersey hereby authorize the appointment of Scott Bisci as Acting Lieutenant in the Police Department pursuant to Certified List of Eligibles from the Civil Service Commission; and

WHEREAS, Scott Bisci will be paid a salary according to the Collective Bargaining Agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Lopatcong, County of Warren and State of New Jersey that Scott Bisci is hereby appointed Police Officer in the Police Department pursuant to a Certified List of Eligibles from the Civil Service Commission and shall be paid pursuant to the Collective Bargaining Agreement.

CERTIFICATION

I, Margaret B. Dilts, Municipal Clerk of the Township of Lopatcong, County of Warren and State of New Jersey do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by Council at a meeting held on Wednesday, April 6, 2016.

Margaret B. Dilts, CMC

PHS Liner Lane – Approve Phillipsburg High School as 1 Liner Lane. Motion by Councilwoman Schneider, seconded by Councilman Belcaro. Discussion.

Engineer Sterbenz – Said the road should be called Liner Lane only. The 1 is the street address.

Councilwoman Schneider – So the agenda should read Liner Lane not 1 Liner Lane.

Mayor McKay – Paul do you think it would matter if you spell out ONE with that still be a problem? As opposed to a numeral?

Engineer Sterbenz - I don't think you should have an address in there.

Clerk Dilts – Paul the point was the address, the new address isn't even going to kick in until the property is turned over from the SDA so it will remain as what?

Councilman Belcaro – 837 Belvidere Road.

Engineer Sterbenz – I think the main point is the school district wants to see a road name established.

Mayor McKay – Right and they'll deal with the number later right? All right fine.

Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Forestry Plan – Approve the extension from the DEP for grant for the Forestry Plan preparation. Motion by Councilwoman Schneider, seconded by Councilwoman McCabe. Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Mayor McKay – We had an additional item that came out of Exec. Session to allocate \$1500.00 to have independent person help us with COAH.

Attorney Campbell – It's a joint defense fund with Harmony, Hunterdon and Warren – 56 municipalities. This is an escrow. Motion by Councilwoman Schneider, seconded by Councilman Belcaro. Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

LAA – Authorize Attorney to send letter as discussed in Executive Session. Motion by Councilwoman McCabe, seconded by Councilman Belcaro. Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Council Reports:

Video Position: 1:08:39

Councilman Belcaro – Rt. 57 – Dan Madden is working with a contractor to provide a remote meter signal that Phillipsburg is requesting. The cost was approximately \$10,000 and it is actually going to come under \$5,000. This will fall under the USDA loan excess funds. This should be starting within the next month. Stonehenge has a leak coming up through the ground in front of 98 Stonehenge and Chapman will be performing to find where it is coming from. The project limit is \$10,000. North Prospect Sewer pipe was put out to bid and will be discussed the Engineer Sterbenz. Also there are a few other projects; one caused by settlement affecting sewer lines from the house to the street, a sinkhole on Byron Drive caused by a sewer line break. He suggested funds be budgeted for emergencies such as this.

Council President Pryor – The Rules and Reg's were written about 15 years ago. The Township assumes responsibility to the property line. Now in many towns it's to two feet beyond the curb but we have a number of developments here where we have utilities under the sidewalk; gas and so on? A lot of people are in that right-of-way besides the homeowners so that was the basis for the right-of-way. It can be cut back; it was discussed in the past. The Council in the past decided to keep it, the right-of-way particularly in the Brakeley Park area, Delaware Crossing; all those utilities are under the sidewalk. So we ran from right-of-way to right-of-way.

Mayor McKay – I'd like to assign Mr. Belcaro and Mr. Pryor to form a committee and come up with what this should be. Speak to the right people; run it by the attorneys, run it by Paul and talk to Brian and come up with a position to do this next meeting.

Council President Pryor – I've been away for most of the month but have had discussion with Mayor Kern about court sharing. We are losing Harmony and they are looking for another partner. What was not realized was the municipal judge was appointed to a three-year term in December of 2015. Not sure what that does to the whole discussion. He notified Jim of this.

Councilwoman McCabe – As far as LAA going – LAA is still under the Township umbrella. They are working on becoming the 501C3; a separate entity. In the meantime, the Township has their money in a trust account so they are experiencing an issue where they are keeping their wrestling association under LAA. Their prior director has split off. There was a discussion to work on procedures to approving vouchers with the LAA submitting to the Township. There will be key players to make sure they are involved in the approvals and this way there won't be any delays in paying off their vouchers and invoices.

Under Bldgs. and Grounds there are issues at the pool. There is a need to replace pipes and valves. She Asked Brian to provide specifics. Brian Weeks provided quotes for the replacement. This was discussed last year also. Spillway wall is rotted out too. Received two quotes; one at \$15,996.00 but not happy with the work suggested and the other one Rapid Pump is \$39,780.00. He asked Engineer Sterbenz to look at the quotes and review. This is a capital expense. Council discussed this. Motion by Councilwoman McCabe to authorize pending payment and Paul's review and certification of funds from the CFO, seconded by Councilman Belcaro. Roll call vote:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor and Mayor McKay.

NAYS: None

Veteran's Rally Point – The event planning is in progress. Bill Nixon is working very hard; volunteers this weekend to work and donation are still being accepted for the pavers also.

Councilwoman Schneider – No report.

Engineer Sterbenz – Reported the preconstruction meeting for the PHS roadway improvements is scheduled for Monday, April 11 at 10:00 am in the Mun. Bldg. Ordinance for South Second Street Improvement Project needs approval to move ahead with design work. Previously, authorization was provided for the survey work. That is completed at this point. Motion by Councilman Belcaro, seconded by Councilwoman Schneider to move ahead. Roll call vote:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Quotes were received for the North Prospect Street Project and they are not where they need to be. He will revise the plans and seek subsequent quotes and will follow up in May.

Payments of Bills: One correction – under the trust fund there is a duplicate for Jim Palitto for \$200 so that will be taken out. Council President Pryor recused himself from Johnson Mirmiran and Thompson under the sewer account. Clerk Dilts read the totals from the different accounts. Current Fund - \$1,240,316.24, Dog Fund - \$80.40, Capital Fund - \$293.62, Developer's Escrow - \$10,582.50, Trust Fund - \$18,181.28 less \$200.00, COAH - \$853.32, Operating Fund - \$80,241.21 Total \$1,288,548.57. Clerk Dilts added this ordinance regarding the payment of bills is antiquated and should be brought forward to the 21st century and suggested a first reading of the ordinance will be brought forward next month to update the ordinance. Councilwoman McCabe made a motion to approve, seconded by Council President Pryor. Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Councilwoman Schneider, Council President Pryor, Mayor McKay.

NAYS: None

Department Reports – Motion by Councilwoman Schneider, seconded by Councilwoman McCabe. All in favor.

Audience Participation:

Video Position: 1:42:42

Douglas Steinhardt – Mr. Mayor Doug Steinhardt – 4 Jacob Way – Wanted to acknowledge the Mayor's sentiment as it related to him in the naming of Liner Way since quite sure that Mayor and he both would agree that there was nothing notable during his 15 year tenure that would make him worthy of that recognition. He thought it appropriate that he compliment Mayor McKay since Council has voted to review the Personnel Manual and was hoping that consideration be entertained for a provision dealing with the conduct of the Mayor's Office and delineate sexually harassing Township employees and volunteers is beneath it – perhaps that would be Tom McKay's rule.

Kathryn Devos – 2 Sundance Way – Reiterated that the mayor at the Chamber diner was proud of the Veterans Memorial and noted that it was updated to honor area veterans. Ms. Devos read an article in the Express Times regarding Steel Stacks in Bethlehem that is building a wall to honor all area veterans with their pictures and type of information we can give them. She sent in the Mayor's picture but needs branch, date of service and rank. She request Mayor McKay elaborate. Mayor McKay said he would provide a copy of his honorable discharge and he would put this together.

Eric Johnson – 361 Stonehenge Drive – Follow up to past conversations regarding High School property and the temporary fence around our park, sidewalks, busing, etc. Councilwoman Schneider asked to work on a committee with Eric. Mayor McKay would like the committee to look into grants that might assist the Township with projects of concern.

Douglas Mace – 98 Lynnfield Terrace – Thanked the Road Dept. for a good job during the snow storm over the winter. He wanted to voice his opinion regarding the taking of money from the sewer utility to place in the General Fund to support the budget. It could be upwards of \$750,000. Little has been done to the sewer system over the last 50 years. It has got to end he said. Council President Pryor said Council was going to refine the Sewer Budget and said he would like to see a reduction in the rates.

Lori Ciesla – 12 Meadowview Drive – Wanted to know when the budget would be introduced. Noted there is savings regarding direct deposit. LAA and Recreation will provide refreshments for the event. Mr. Bill Nixon suggested Community Day be moved to the fall. The 50th anniversary of the pool is next year and she would like to recreate the same opening day as last year. She also thought a new spray be installed at the pool. As far as communication she has met with a company who would be interested in upgrading the website. She referred to the Social Media Policy and noted that postings go through the Clerk. Addressed Council President Pryor asking if the Mayor's legal fees spent by the Township are being looked into. She said Mr. Imhof at the last meeting said Belcaro, Ciesla and McCabe would not agree to a settlement by Consent Order because they felt such a settlement would open up to paying his legal expenses. Attorney Campbell noted in after his statement that Executive Session had been violated. This was not stated in public session she stated.

Olschewski – Highlands Way – The issue is not that it goes through Beth but Lori is the one posting on the website. He wants someone the Township can hold accountable and who is at the end of the day held liable for anything that is posted. Having a volunteer being subject to liability he thought is not good practice for the town. If Lori wants to take on liability she would not be protected by the town he believed. No. 13 on the agenda – why Tom are you recusing yourself from voting?

Lori Ciesla – Social Media Policy states that everything being posted has to be approved. She would never put anything in production without the proper approval.

Mayor McKay closed public comment and asked for a motion to approve going into Executive Session. Attorney Campbell stated Council will discuss Nos. 4 through 7 on the written agenda. Police Office new hire, LAA Contract, Construction/Zoning Office – Keyboarding Clerk and Imhof litigation. Acton may be taken when Regular Session resumes.

Councilman Belcaro made a motion, seconded by Councilwoman Schneider. All in favor.

R 16-69

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND THE STATE OF NEW JERSEY AUTHORIZING AN EXECUTIVE SESSION

WHEREAS, there are presently pending matters to be considered in Executive Session concerning possible matters listed:

Personnel – Police Officers – new hires
Contract – LAA Contract
Personnel – Construction Office/Zoning Office – Keyboarding Clerk
Litigation - Imhof

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Lopatcong, County of Warren and the State of New Jersey that the Council is authorized to hold an Executive Session.

BE IT FURTHER RESOLVED that the Council of the Township of Lopatcong will make said matters public within approximately 30 days of said meeting or until such a time as confidentiality of the matters is no longer required.

CERTIFICATION

I, Margaret B. Dilts, Municipal Clerk of the Township of Lopatcong, County of Warren and State of New Jersey do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by Council at the Reorganization Meeting held on Wednesday, April 6, 2016.

Margaret B. Dilts, CMC

Regular Session was resumed on motion by Councilwoman McCabe, seconded by Council President Pryor. All in favor.

Motion by Council President Pryor, seconded by Councilman Belcaro to authorize the Clerk to being process to hire police officers; two full-time Police Officers and two part-time Class II Officers. Roll call:

AYES: Councilman Belcaro, Councilwoman McCabe, Council President Pryor, Mayor McKay.

NAYS: None

Motion to adjourn by Councilman Belcaro, seconded by Councilwoman McCabe. All in favor.

Respectfully submitted,

Margaret B. Dilts, CMC
Clerk/Administrator

Thomas M. McKay
Mayor

