

TOWNSHIP OF LOPATCONG
COUNCIL MEETING
6:30 pm

August 2, 2017

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.

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.”

A Prayer followed by Oath of Allegiance

Present: Councilman Belcaro, Councilman Wright, Council President Pryor, Mayor McKay. Also present were Attorney Campbell and Engineer Adam Wisniewski

Motion to come out of Executive Session by Councilman Belcaro seconded by Councilman Wright. All in favor.

Resolution No. 17-88 - was adopted to hold an Executive Session. Attorney Campbell stated Council was in Executive Session from 6:30 pm to 7:50 pm. Topics of discussion are as listed on the agenda.

Public Comment – Motion to open for public comment by Councilman Belcaro, seconded by Councilman Wright. All in favor. John Betz asked about the Special Litigation and what it is being authorized for. He also mentioned he was happy about the second reading on the heat ordinance. Motion to close public comment by Council President Pryor, seconded by Councilman Belcaro. All in favor.

Old Business:

Minutes – Approve Minutes of July 5, 2017 Executive Session – Two Parts and Regular Session. Motion to approve by Council President Pryor, seconded by Councilman Wright. Roll call vote:
AYES: Councilman Wright, Council President Pryor, Mayor McKay.
NAYS: None
ABSTAIN: Councilman Belcaro

Ordinance No. 17-05 – Second reading and public hearing to Amend, Revise, and Supplement Chapter 183 Heat, Rental Properties, regulating heat to rental properties. Motion to hold a public hearing by Council President Pryor, seconded by Councilman Wright. All in favor. No comments from the public. Motion to close public hearing by Council President Pryor, seconded by Councilman Wright.

Ordinance No. 2017-05

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, August 2, 2017 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 132, “HEAT, RENTAL PROPERTIES,” OF THE CODE OF THE TOWNSHIP OF LOPATCONG TO ADD AN ORDINANCE REGULATING HEAT PROVIDED TO RENTAL PROPERTIES.

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 this Ordinance by Council President Pryor, seconded by Councilman Wright. Roll call vote:

AYES: Councilman Belcaro, Councilman Wright, Council President Pryor, Mayor McKay.

NAYS: None

New Business:

Fire House No. 2 – Discuss 1950 Jeep Willy Brush Pickup Truck. Mr. Weiss, Sr. and Mr. Weiss, Jr. were present to speak about the truck. Although used by the fire company for over 30 years it does not want it any longer and wishes to sell it for approximately \$2500.00 which would be used for future projects in the building. Council President Pryor indicated the Township would be interested in the purchase and will send the DPW over to look at it. The Township would use it in the park.

Eagle Scout Project – Soccer Director Wim Roemersma presented a project for placement of a shed at the municipal park. The shed would be placed up by the soccer fields and used for equipment storage.

Resolution No. 17-92 – Authorize Special Litigation Counsel Inglesino, Webster, Wyciskala & Taylor, LLC to enter into a Mediation Retainer Agreement.

R 17- 92

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY, AUTHORIZING SPECIAL LITIGATION COUNSEL INGLESINO, WEBSTER, WYCISKALA & TAYLOR, LLC, TO ENTER INTO A MEDIATION RETAINER AGREEMENT

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 the Honorable William A. Dreier, P.J.A.D. (Ret.) of the law firm Norris McLaughlin & Marcus, P.A. to serve as a mediator for the Pending Litigation; and

WHEREAS, the mediation retainer agreement with the Honorable William A. Dreier, P.J.A.D. (Ret.) will be between the Town of Phillipsburg, the Township of Greenwich, and IWWT on behalf of the Township of Lopatcong (the “Parties”); and

WHEREAS, the Parties shall each bear an equal share of the mediation fees in the amount of \$2,167.00; and

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

NOW THEREFORE BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LOPATCONG that IWWT be and is hereby authorized to execute a mediation retainer agreement with the Honorable William A. Dreier, P.J.A.D. (Ret.) of the law firm Norris McLaughlin & Marcus, P.A. to serve as a mediator for the Pending Litigation.

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, August 2, 2017.

Margaret B. Dilts, CMC

Motion to adopt this Resolution by Council President Pryor, seconded by Councilman Wright. Roll call vote:

AYES: Councilman Belcaro, Councilman Wright, Council President Pryor, Mayor McKay.
NAYS: None

Resolution No. 17-96 - South Second Street Project – Authorize award of contract for South Second Street Project to Cifelli for the alternate bid in the amount of \$128,980.00

R 17-96

WHEREAS, the Township of Lopatcong received and opened bids on July 13, 2017 for the South Second Street Improvement Project; and

WHEREAS, the low bid for the project was submitted by Cifelli and Son General Contracting, Inc. (“Cifelli”) of Nutley, New Jersey; and

WHEREAS, the low bidder has been found to be qualified and the bid was found to be in compliance with the contract documents and technical specifications; and

NOW THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LOPATCONG, at its meeting of August 2, 2017, that a contract be awarded to Cifelli for the alternate bid in the amount of \$128,980.00; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the N.J.D.O.T.’s Bureau of Local Aid.

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, August 2, 2017.

Margaret B. Dilts, CMC

Motion to adopt this Resolution by Councilman Belcaro, seconded by Councilman Wright. Roll call vote:

AYES: Councilman Belcaro, Councilman Wright, Council President Pryor, Mayor McKay.
NAYS: None

Resolution No. 17-97 – Authorize award of contract for South Second Street to Tilcon New York, Inc., for milling and paving and other improvements in the amount of \$82,717.50.

R 17-97

WHEREAS, the Township of Lopatcong plans to improve South Second Street between Baltimore Street and Edward Street in 2017; and

WHEREAS, the Township has obtained a grant from the municipal aid portion of the Transportation Trust Fund to help fund the project; and

WHEREAS, the Township has appropriated monies to construct the improvements on South Second Street; and

WHEREAS, the Township Council previously awarded a contract to Cifelli and Son General Contracting, Inc. (Cifelli) to perform curb and sidewalk work on the project; and

WHEREAS, the Township awarded a contract to Cifelli that did not include milling and paving work; and

WHEREAS, other contractors need to be retained to perform this work; and

WHEREAS, the Township plans on utilizing Tilcon New York Inc. (“Tilcon”) through its membership in the Morris County Cooperative Pricing Council (“MCCPC”) to perform the required milling and paving work on South Second Street; and

WHEREAS, Tilcon is a qualified contractor that has been found to be in compliance with the contract documents and technical specifications; and

NOW THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LOPATCONG, that the Township shall utilize Tilcon for the South Second Street Improvement Project through the Township's membership in the MCCPC to perform milling and paving work in the amount of \$82,717.50 at the unit price of \$56.00 per ton for Hot Mix Asphalt 19M64 Base Course, \$61.00 per ton for Hot Mix Asphalt 9.5M64 Surface Course, \$2.65 per square yard for milling (2" depth), \$5.00 per square yard for milling (6" depth), \$565.00 per manhole reset and \$2,500.00 for asphalt price adjustment; and

BE IT FURTHER RESOLVED, that copies of this resolution shall be forwarded to the N.J.D.O.T.'s Division of Local Aid and Economic Development.

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, August 2, 2017.

Margaret B. Dilts

Motion to adopt this Resolution by Councilman Belcaro, seconded by Councilman Wright. Roll call vote:

AYES: Councilman Belcaro, Councilman Wright, Council President Pryor, Mayor McKay.

NAYS: None

Consent Agenda:

Resolution No. 17-89 – Accept Annual Audit for 2016 by signing Group Affidavit certifying review of, at a minimum, the Comments and Recommendations Sections.

R 17-89

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY CERTIFYING THE ANNUAL AUDIT FOR 2016

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2016 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6 and a copy has been received by each member of the Governing Body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of the certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, a failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27bB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Lopatcong, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of the Resolution and the required affidavit to said Board to show evidence of said compliance.

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, August 2, 2017.

Margaret B. Dilts, CMC

Resolution No. 17-90 – Accept Corrective Action Plan for 2015 Audit Report.

RESOLUTION 17-90

RESOLUTION FOR CORRECTIVE ACTION PLAN FOR 2016 AUDIT REPORT OF THE TOWNSHIP OF LOPATCONG, WARREN COUNTY, NEW JERSEY

WHEREAS, Local Finance Notice #92-15 issued July 8, 1992, requires that all municipalities prepare and submit a Corrective Action Plan as part of their annual audit process and in accordance with OMB Circulars and #92-15; and

WHEREAS, the resolution is submitted to the Division of Local Government Services, Department of Community Affairs and placed on file with the clerk sixty (60) days from the date the audit is received by the governing body; and

WHEREAS, the audit report was received on June 30, 2017; and

WHEREAS, this corrective action plan resolution has been prepared by the Chief Financial Officer and approved by the governing body of the municipality; and

WHEREAS, Bernard Re, the Chief Financial Officer, has prepared a corrective action plan for findings in the 2016 Audit Report of the Township of Lopatcong, Warren County, New Jersey; and

WHEREAS, the Chief Financial Officer has provided the Mayor and the Council of the Township of Lopatcong, Warren County, New Jersey with a copy of this corrective action plan; and

WHEREAS, the Mayor and the Council of the Township of Lopatcong, Warren County, New Jersey have reviewed the findings and the corrective actions of this plan.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Township of Lopatcong, Warren County, New Jersey approve the corrective action plan and that the Chief Financial Officer of the Township of Lopatcong, County of Warren, New Jersey is hereby directed to carry out the Corrective Action Plan for the 2016 Audit Report and the Municipal Clerk will forward a copy of this resolution to the Department of Community Affairs.

CERTIFICATION

I, Margaret B. Dilts, Clerk of the Township of Lopatcong, County of Warren, 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 on Wednesday, August 2, 2017.

Margaret B. Dilts, Township Clerk

Fire House No. 2 Membership Applications – Accept membership application to Fire House No. 2 for Jesse Steinmetz and Junior membership application for Christian Stalbohm as recommended by Fire Chief Pisciotto.

Resolution No. 17-93 – Authorize removal of 2017 Interest Charge and Recalculate Billing on 2017 Tax Rate on Block 58, Lot 24.05 due to Software Error.

R 17-93

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY AUTHORIZING THE REMOVAL OF A 2017 INTEREST CHARGE AND RECALCULATE BILLING BASED ON 2017 TAX RATE ON BLOCK 58, LOT 24.05 DUE TO SOFTWARE ERROR

WHEREAS, the Tax Collector for Lopatcong Township, Warren County, New Jersey has informed the Mayor and Council of a 2017 interest charge; and

WHEREAS, the property owners had successfully paid 2016 as billed by Tax Collectors Office and whereas 2017 preliminary numbers were paid as billed from the 2016 final bill yet were increased in error by the software program in 2017 and the Tax Collectors Office became aware of it with the Final Bill of 2017 on Block 58, Lot 24.05; and

WHEREAS, the software error resulted in resident underpaying and interest charged on Block 58, Lot 24.05.

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector of the Township of Lopatcong are hereby authorized to remove interest charges in error on Block 58, Lot 24.05 and Tax Collector is authorized to make the necessary corrections as listed above.

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 is a true and correct copy of a Resolution adopted by Council at a meeting held on August 2, 2017.

Margaret B. Dilts, CMC

Resolution No. 17-94 – Authorize Extension of Payment of Third Quarter Taxes payable until August 21, 2017 without penalty.

R 17-94

RESOLUTION OF THE TOWNSHIP OF LOPACONG, COUNTY OF WARREN AND STATE OF NEW JERSEY AUTHORIZING EXTENDING PAYMENT OF THIRD QUARTER TAXES

WHEREAS, the annual tax bills were not mailed by the statutory mailing date pursuant to N.J.S.A. 54:4-66; and

WHEREAS, the mailing of the annual tax bills occurred July 25, 2017; and

WHEREAS, pursuant to Statute, no interest may be charged for 25 days after mailing.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Lopatcong, County of Warren and State of New Jersey that the third installment of the 2017 tax bill shall be due and payable without penalty by August 21, 2017. Any payments received after that date will accrue interest back to August 1, 2017.

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 is a true and correct copy of a Resolution adopted by Council at a meeting held on August 2, 2017.

Margaret B. Dilts, CMC

Resolution No 17-95 – Authorize redemption of Tax Sale Certificate No. 2014-052 on Block 115.04, Lot 12 C0254 in the amount of \$1,317.94.

R 17-95

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF
NEW JERSEY AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE
LIENHOLDER ON BLOCK 115.04, LOT C0254

WHEREAS, at the Lopatcong Township Municipal Tax Sale held on June 25, 2014, a lien was sold on Block 115.04, Lot 12 C0254, also known as 254 Windmill Court for 2013 delinquent sewer; and

WHEREAS, this lien, known as Tax Sale Certificate No. 2014-052 was sold did to US Bank Cust for PC4 First Trust Bank at 12%; and

WHEREAS, SLS, lender for property owners, has satisfied the redemption amount on Certificate No. 2014-052 in the amount of \$1,317.94.

NOW, THEREFORE, BE IT RESOLVED on this 2nd day of August 2017, that the Chief Financial Officer be authorized to issue a check in the amount of \$1,317.94 for the redemption of Tax Sale Certificate No. 2014-052 to:

US Bank Cust for PC4 First Trust Bank
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 is a true and correct copy of a Resolution adopted by Council at a meeting held on August 2, 2017.

Margaret B. Dilts, CMC

Resolution No. 17-98 – Authorize redemption of Tax Sale Certificate No. 2016-039 on Block 116.14, Lot 14 C0046 in the amount of \$1,146.42.

R 17-98

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF
NEW JERSEY AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE
LIENHOLDER ON BLOCK 116.14, LOT 14 C0046

WHEREAS, at the Lopatcong Township Municipal Tax Sale held on October 12, 2016, a lien was sold on Block 116.14, Lot 14 C0046 also known as 46 Limerick Lane for 2015 delinquent sewer; and

WHEREAS, this lien known as Tax Sale Certificate No. 2016-039 was sold to Arthur Frustaci for a Premium of \$600.00; and

WHEREAS, CoreLogic on behalf of their lender National Star Mortgage, lender for property owners, has satisfied the redemption amount on Certificate No. 2016-039 in the amount of \$546.42.

NOW, THEREFORE, BE IT RESOLVED on this 2nd day of August 2017 that the Chief Financial Officer be authorized to issue a check in the amount of \$1,146.42 for the redemption of Tax Sale Certificate No. 2015-039 and Premium to:

Arthur Frustaci
712 Rugby Road
Phillipsburg NJ 08865

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 is a true and correct copy of a Resolution adopted by Council at a meeting held on August 2, 2017.

Margaret B. Dilts, CMC

Resolution No. 17-99 – Authorizing reduction in the Performance Bond for Sycamore Landing Development per report of Engineer Sterbenz dated July 20, 2017; Cash Portion 10% and Bond Portion 70%.

R 17-99

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF
NEW JERSEY AUTHORIZING REDUCTION OF PERFORMANCE BOND
(SYCAMORE LANDING)

WHEREAS, the developer of Sycamore Landing (the “Project”) has posted a Performance Bond in accordance with the zoning and planning ordinances of the Township, guaranteeing site improvements of the Project; and

WHEREAS, the developer has partially completed improvements and has requested a commensurate reduction in the Performance Bond; and

WHEREAS, the Township Engineer has made an inspection and rendered a report dated July 20, 2017, a copy of which is attached hereto and made a part hereof, recommending reduction of the Performance Bond from the previous amount of \$3,439,925.10 to \$1,031,977.53.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lopatcong, County of Warren and State of New Jersey that the aforementioned Performance Bond for Sycamore Landing be and hereby is reduced to \$1,031,977.53.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Township Council of the Township of Lopatcong, County of Warren and State of New Jersey that the reduction of the performance guarantee must be made subject to the following conditions:

1. The posting of a new performance bond in the amount of \$928,779.77 in a form satisfactory to the Township Attorney.
2. The payment of all outstanding fees or assessments.

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 is a true and correct copy of a Resolution adopted by Council at a meeting held on August 2, 2017.

Margaret B. Dilts, CMC

Council Report:

Councilman Wright – Reported that he met with Sheriff McDonald of the Warren County Sheriff’s Office on Monday and he asked how Lopatcong was doing with the Project Lifesaver. He informed the public that Sheriff McDonald sent a letter to Mayor McKay on May 18, 2017 noting that most people know someone with a mental condition and Project Lifesaver is a non-profit organization and they give out bracelets to residents in the Township that cost anywhere between \$600 to \$800. They have identified three or four residents in the Township who would benefit from a bracelet. They would like

the Township to participate by purchasing a bracelet. Councilman Wright said he would look into this more. He also reported that the Chief of Police noted the calls for the month and just glancing over the list he pointed out there were three missing persons reported. Chief Garcia confirmed an instance did occur with a good result and the person would benefit from a bracelet like this.

Council President Pryor – Reported a discussion was held with Superintendent Roncoroni from the Board of Ed to continue the discussion about joint services with using their IT Engineer. We use a consultant for some of our work and Lori has been a volunteer up until now but she would like to get on with her life the end of the year and focus on other things and there is potential but things that have to be worked out yet. This is a work in progress and will be finalized soon.

Council President Pryor noted that last meeting plans were passed out for the rain garden to be installed by Rutgers University. The next step in the process is a Memorandum of Understanding between Lopatcong and Rutgers which outlines responsibilities between both parties.

Councilman Belcaro – No report this month.

Chief of Police – Provided more in depth report for the month of July. National Night Out was a big success; police, rescue and fire all turned out to assist as well as local businesses and the community. Thank you to all for the support.

Approve Department Reports – Motion by Council President Pryor, seconded by Councilman Wright. Roll call vote:
AYES: Councilman Belcaro, Councilman Wright, Council President Pryor, Mayor McKay.
NAYS: None

Approve Payment of Bills: \$2,819,136.47 + \$49,852.91 – Motion to authorize by Council President Pryor, seconded by Councilman Belcaro. Roll call vote:
AYES: Councilman Belcaro, Councilman Wright, Council President Pryor, Mayor McKay.
NAYS: None

Audience Participation:

Motion by Council President Pryor, seconded by Councilman Belcaro. All in favor.

John Betz – Asked if the Consent Agenda was done. Also thanked the Council for adopting the Heat Ordinance.

Brian Weeks – The Budget covered the Fire House parking lot with a quote of \$7,000.00 and the Field House renovation at \$8500.00.

Jim Mengucci – Commented on the Park. It was done back in 2006 and thought it is great but felt it was time to get a committee together to put a permanent structure up there; storage is an issue. Maybe a concession stand around the ball fields. Would be willing to head up a committee.

Lori Ciesla – Commented on RFP's for park and recreation for equipment. Community Day is August 26th with a rain date of the 27th. LAA Director's asked to see the contract before the President signs off.

Remarked on the Strykers Road work being done and asked how much patching would be done.

Motion to close Public Comment by Councilman Belcaro, seconded by Councilman Wright. All in favor.

Motion to go into Executive Session to discuss Potential Litigation/Personnel by Council President Pryor, seconded by Councilman Wright. All in favor.

Attorney Campbell said Executive Session would be at least half an hour and no action is expected but possible action.

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

1. Potential Litigation – Tort Claim Notice

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, August 2, 2017.

Margaret B. Dilts, CMC

Motion to come back into Regular Session by Councilman Belcaro, seconded by Councilman Wright. All in favor.

Motion to authorize settlement discussed in Executive Session contingent upon the agreement of the insurance company, and they want it on the record that this settlement is being accepted based upon the recommendation of the Township Attorney, Township's Risk Manager and the Township insurance company by Councilman Belcaro, seconded by Councilman Wright.

AYES: Councilman Belcaro, Council President Pryor, Mayor McKay

NAYS: Councilman Wright

Motion to adjourn the meeting by Councilman Belcaro, seconded by Councilman Wright. All in favor.

Respectfully submitted,

Margaret B. Dilts
Clerk/Administrator

Thomas M. McKay
Mayor