

TOWNSHIP OF LOPATCONG  
REGULAR MEETING  
6:30 pm

May 1, 2019

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

A Prayer was offered followed by the Oath of Allegiance.

Mayor Mengucci 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.”

Present – Councilman Belcaro, Councilman Palitto, Councilman Wright, Council President Pryor, Mayor Mengucci. Also present were Attorney Campbell and Engineer Sterbenz.

Motion to come out of Executive Session by Councilman Belcaro, seconded by Councilman Palitto. All in favor. Attorney Campbell reported the Executive Session agenda was just as listed with one additional matter entitled the Sally Port/Storage.

**Public Comment:**

John Betz – Inquired about Ordinance No. 19-08.

**Special Presentation:** Dr. Austin of Warren County Community College. Spoke about the college’s programs and success rate.

**Old Business:**

**Minutes** – Motion to approve minutes of Executive and Regular Sessions for April 3<sup>rd</sup> and 17<sup>th</sup>, 2019 by Councilman Wright, seconded by Councilman Pryor. Roll call vote:

AYES: Councilman Belcaro, Councilman Palitto, Councilman Wright, Council President Pryor, Mayor Mengucci.

NAYS: None

**Ordinance No. 2019-07** – Second reading and public hearing to establish Hourly Minimum Wage Rates for Pool and Recreation Program Employees. Motion to hold a public hearing by Councilman Belcaro, seconded by Councilman Palitto. No comments from the public. Motion to close the public hearing by Councilman Wright, seconded by Councilman Palitto. All in favor.

Ordinance No. 2019-07

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, May 1, 2019 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 FIXING THE SALARIES, RETAINERS AND WAGE RATES OF MUNICIPAL POOL EMPLOYEES AND RECREATION PROGRAM EMPLOYEES OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY

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

**Trees Raleigh Court** – A plan has been submitted to replant trees at Raleigh Court. Council President Pryor suggested eight trees - 15 gallon pots at \$500.00 per tree for no more than \$4400.00. Motion to authorize by Council President Pryor, seconded by Mayor Mengucci. Roll call vote:

AYES: Councilman Belcaro, Palitto, Wright, Council President Pryor, Mayor Mengucci.

NAYS: None

**New Business:**

**Resolution No. 19-174** – Award bid for the Baltimore Street Improvement Project.

R 19-174

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY AWARDING BID FOR BALTIMORE STREET IMPROVEMENT PROJECT

WHEREAS, the Township of Lopatcong received and opened bids on April 11, 2019 for the Baltimore Street Improvement Project; and

WHEREAS, the low bid for the project base bid was submitted by Top Line Construction Corporation (“Top Line”) of Somerville, 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.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Township of Lopatcong, County of Warren and State of New Jersey at its meeting of May 1, 2019, that a contract be awarded to Top Line for the base bid in the amount of \$342,053.00; 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 the Reorganization Meeting held on Wednesday, May 1, 2019.

Margaret B. Dilts, CMC

**Red School Lane** – Engineer Sterbenz presented stripping plans for this road after it is paved. Council seemed to favor Plan 1A but will decide at the June 5<sup>th</sup> meeting.

**Ordinance No. 19-08** – First reading to Appropriate \$877,000 for Various Capital Improvements and Authorize Issuance of \$833,150 in Bonds or Notes for Financing Part of the Appropriation.

**ORDINANCE NO 2019-08**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$877,000 FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF LOPATCONG, IN THE COUNTY OF WARREN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$833,150 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 \$877,000, such sum includes \$43,850 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.

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 \$833,150 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 \$833,150 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued are as follows:

Improvements	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Useful Life
Acquisition of vehicles and equipment for the Department of Public Works, including salt spreader with plow, truck with plow, generator and condenser, all as shown on and in accordance with the plans and specifications thereon on file in the office of the Clerk and hereby approved.	\$405,000	\$384,750	12.28 Years
Acquisition of audio visual equipment for patrol vehicles for the Police Department, all as shown on and in accordance with the plans and specifications thereon on file in the office of the Clerk and hereby approved.	20,000	19,000	5 Years
Improvements to the Municipal Building, including but not limited to enclosure of Sally Port and extend to second floor for storage room and improvements to fire alarm system, including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications thereon on file in the office of the Clerk and hereby approved.	375,000	356,250	15 Years
Acquisition of a building for the First Aid Squad, including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications thereon on file in the office of the Clerk and hereby approved.	62,000	58,900	20 Years

Improvements	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Useful Life
Acquisition of various equipment for the Fire Department, including but not limited to multiple gas meters, hydraulic rams, thermal imaging camera, rescue saw and portable radios, all as shown on and in accordance with the plans and specifications thereon on file in the office of the Clerk and hereby approved.	15,000	14,250	5 Years
<b>TOTAL ALL PURPOSES</b>	<b>\$877,000</b>	<b>\$833,150</b>	

(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 \$833,150.

(c) The estimated cost of the Improvement is \$877,000 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 13.69 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 \$833,150 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$200,000 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:

The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 10:

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 \$833,150.

SECTION 11:

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

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

**PUBLIC NOTICE**

**NOTICE OF PENDING BOND ORDINANCE**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Lopatcong, in the County of Warren, State of New Jersey, on May 1, 2019. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building, 232 South 3<sup>rd</sup> Street, in the Township of Lopatcong, on June 5, 2019 at 7:30 o'clock PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: Bond Ordinance Providing An Appropriation Of \$877,000 For Various Capital Improvements In And By The Township Of Lopatcong, In The County Of Warren, New Jersey And Authorizing The Issuance Of \$833,150 Bonds Or Notes Of The Township For Financing Part Of The Appropriation

Purpose(s): Acquisition of vehicles and equipment for the Department of Public Works, including salt spreader with plow, truck with plow, generator and condenser; Acquisition of audio visual equipment for patrol vehicles for the Police Department; Improvements to the Municipal Building, including but not limited to enclosure of Sally Port and extend to second floor for storage room and improvements to fire alarm system; Acquisition of a building for the First Aid Squad; and Acquisition of various equipment for the Fire Department, including but not limited to multiple gas meters, hydraulic rams, thermal imaging camera, rescue saw and portable radios.

Appropriation: \$877,000

Bonds/Notes Authorized: \$833,150

Grants (if any) Appropriated: N/A

Section 20 Costs: \$200,000

Useful Life: 13.69 Years

M. Beth Dilts, Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

**Ordinance No. 19-09** – First reading to appropriate \$600,000 for the Red School Lane Improvement Project and Authorizing Issuance of \$421,800 in Bonds or Notes for Financing Part of the Appropriation.

**ORDINANCE NO. 2019-09**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$600,000 FOR THE RED SCHOOL LANE IMPROVEMENT PROJECT IN AND BY THE TOWNSHIP OF LOPATCONG, IN THE COUNTY OF WARREN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$421,800 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 12:

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 \$600,000. Such sum includes the sum of (a) \$156,000 as a grant from the New Jersey Department of Transportation and (b) \$22,200 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.

SECTION 13:

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 \$421,800 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 \$421,800 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 14:

(a) The Improvements hereby authorized and the purposes for the financing of which said obligations are to be issued is for various road improvements, including but not limited to the Red School Lane road improvement project from Charles Road to Route 57, including traffic stripping, curbing, milling and paving, drainage improvements and construction of handicap ramps, including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file in the office of the Clerk.

(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 \$421,800.

(c) The estimated cost of the Improvement is \$600,000 which amount represents the initial appropriation made by the Township.

SECTION 15:

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 16:

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 17:

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 \$421,800 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$150,000 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 18:

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 19:

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:

The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 20:

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 \$421,800.

SECTION 21:

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

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

**PUBLIC NOTICE**

**NOTICE OF PENDING BOND ORDINANCE**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Lopatcong, in the County of Warren, State of New Jersey, on May 1, 2019. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building, 232 South 3<sup>rd</sup> Street, in the Township of Lopatcong, on June 5, 2019 at 7:30 o'clock PM. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: Bond Ordinance Providing An Appropriation Of \$600,000 For The Red School Lane Improvement Project In And By The Township Of Lopatcong, In The County Of Warren, New Jersey And Authorizing The Issuance Of \$421,800 Bonds Or Notes Of The Township For Financing Part Of The Appropriation.

Purpose(s): For various road improvements, including but not limited to the Red School Lane road improvement project from Charles Road to Route 57, including traffic stripping, curbing, milling and paving, drainage improvements and construction of handicap ramps.

Appropriation: \$600,000

Bonds/Notes Authorized: \$421,800

Grants (if any) Appropriated: \$156,000 as a grant from the New Jersey Department of Transportation

Section 20 Costs: \$150,000

Useful Life: 20 Years

M. Beth Dilts, Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

**Smith Street Sewer Line** – Requests for sewer lines to be installed along this road has been requested. Further discussion and additional documentation will be necessary to make a determination.

**Consent Agenda:**

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

AYES: Councilman Belcaro, Palitto, Wright, Council President Pryor, Mayor Mengucci.

NAYS: None

**Resolution No. 19-175** – Authorize Lincoln Financial Plan 92-PD-Lincoln-121316 to employees.

**RESOLUTION NO. 19-175**

**RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY TO AUTHORIZE LINCOLN FINANCIAL PLAN 92-PD-121316 TO EMPLOYEES**

**WHEREAS**, the Township of Lopatcong, (hereinafter referred to as the “Employer”) by resolution previously adopted a Deferred Compensation Plan (hereinafter referred to as the “Plan”) for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and

**WHEREAS**, the Economic Growth and Tax Relief Reconciliation Act of 2001, the 2005 final regulations issued under the Uniformed Services Employment and Reemployment Rights Act of 1994, the Pension Protection Act of 2006, final Treasury Regulation §1.457-4, the Heroes Earnings Assistance and Relief Tax Act of 2008, the Worker, Retiree and Employer Recovery Act of 2008 and the Small Business Act of 2010 amended sections of the Internal Revenue Code (the “Code”) and the rules and/or regulations issued thereunder affecting Section 457 Deferred Compensation Plans (cumulatively referred to as the “Acts and Regulations”);

**WHEREAS**, the Employer desires its Plan to conform with the changes in the Code and Treasury regulations brought about by the Acts and Regulations;

**WHEREAS**, the Employer desires to adopt a restated Plan that conforms with the changes in the Code and Treasury regulations resulting from the Acts and Regulations;

**WHEREAS**, such revised Plan shall supersede the previously adopted Plan;

**NOW, THEREFORE BE IT RESOLVED** that the Employer hereby adopts a revised Plan 92-PD-Lincoln-121316.

**BE IT FURTHER RESOLVED** that Lincoln Retirement Services, LLC (hereinafter referred to as “Lincoln” has agreed to continue to be the provider of the Deferred Compensation Program for employees and elected officials; and

**BE IT FURTHER RESOLVED** that Lincoln will continue to provide, for the benefit of the participants the Multi-Fund Variable Annuity contract; and or Alliance account; and

**BE IT FURTHER RESOLVED** that there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of Lincoln in the selection of a provider pursuant to N.J.A.C. 5:37 - 5.7.

**BE IT FURTHER RESOLVED** that the Township of Lopatcong Administrator Margaret B. Dilts is authorized to execute an Administrative Services Agreement with Lincoln (94-SA-Lincoln-110217 & 92-SA-Lincoln-121316) and such other agreements as are necessary to implement the Deferred Compensation Program. It is implicitly understood that there is to be no cost or contribution by the Employer to the program; and

**BE IT FURTHER RESOLVED** that the Township Administrator is authorized to serve as the “Administrator” of the plan, represent the Employer, and execute individual deferred compensation agreements with each said employee; and

**BE IT FURTHER RESOLVED** by the Employer that the Clerk forward a certified true copy of this resolution to the Township Administrator; and

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services at P.O. Box 803; Trenton, NJ 08625-0803.

Executed this 1st day of May 2019, by:

Margaret B. Dilts  
Township Administrator

#### 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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-176** – Award bid to Foggia Trinity Electric for the School Zone Improvement Project in the amount of \$75,442,000.00.

R 19-176

#### RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY TO AWARD BID TO FOGGIA TRINITY ELECTRIC, LLC FOR SCHOOL ZONE SIGNAGE IMPROVMENTS ON BELVIDERE ROAD AND STRYKERS ROAD

WHEREAS, the Township of Lopatcong received and opened bids on April 19, 2019 for the School Zone Signage Improvement Project on Belvidere Road and Strykers Road; and

WHEREAS, the low bid for the project was submitted by Foggia Trinity Electric, LLC, Scotch Plains, 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 May 1, 2019, that a contract be awarded to Foggia Trinity Electric, LLC for the base bid in the amount of \$75,442.00; and

#### 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, May 1, 2019.

Margaret B. Dilts, CMC

**Enmore Road/Oxford Road Improvement Project** – Authorize Change Order and final payment to Hale Built in the amount of \$158,932.94.

**Belview Road Deed of Dedication** – Approve Mayor Mengucci to sign Deed of Dedication for Belview Road Crossing.

**Resolution No. 19-177** – Set the wage rates for 2019 summer season for the Lopatcong Municipal Pool employees and Recreation Program employees.

R 19-177

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND  
STATE OF NEW JERSEY SETTING HOURLY RATES FOR POOL EMPLOYEES AND  
RECOLT EMPLOYEES

Managers	\$15.00/Hr.
Asst. Managers	\$12.00/Hr.
Supervisory Lifeguard/Swim Lesson Program	\$15.00/Hr.
Head Lifeguard	\$12.00/Hr.
Lifeguard – 1 <sup>st</sup> year	\$8.85/Hr.
Lifeguard – 2 <sup>nd</sup> year	\$9.90/Hr.
Lifeguard – 3 <sup>rd</sup> year	\$10.90/Hr.
Lifeguard – 4 <sup>th</sup> year	\$12.00/Hr.
Lifeguard – parties/special programs	\$3.00/Additional
Snack Bar Attendant	\$8.85/Hr.
Certified Pool Operator Stipend	\$2,000
Maintenance Worker	\$20.00/Hr.
Housekeeping/Cleaning	\$17.84/Hr.
Recreation Program Director	\$15.00/Hr.
Recreation Program Counselors	\$8.85/Hr.

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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-178** – Approve advancement for expenses as well as change funds for Gate Office and Snack Bar at the municipal pool.

R 19-178

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND  
STATE OF NEW JERSEY AUTHORIZING ADVANCEMENT FOR POOL GATE/SNACK  
BAR AND RECREATION PROGRAM EXPENSES

WHEREAS, the Mayor and Council of the Township of Lopatcong, County of Warren and State of New Jersey want to make available a small quantity of currency for Pool/Snack Bar and Recreation Program; and

WHEREAS, these funds are to be carried on the municipality’s balance sheet as an asset and checks are to be written on the general checking amount.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of Lopatcong, County of Warren and State of New Jersey do hereby approve this Change Fund in the amount of \$1,000.00 for Pool Snack Bar/Gate Office and Recreation Program.

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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-179** – Authorize redemption of Tax Sale Certificate No. 2016-035 in the amount of \$8,425.89 plus Premium of \$18,000.00 on Block 115.03, Lot 12, C0224.

R 19-179

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND  
STATE OF NEW JERSEY AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE  
NO. 2016-035 ON BLOCK 115.03, LOT 12, C0224

WHEREAS, at the Lopatcong Township Municipal Tax Sale held on October 21, 2016 a lien was sold on Block 115.03, Lot 12 C0224 also known as 224 Windmill Court for 2015 delinquent sewer; and

WHEREAS, this lien known as Tax Sale Certificate No. 2016-035 was sold to FWDSL & Associates, LP; and

WHEREAS, on April 5, 2019, the homeowner has satisfied the redemption amount on Certificate No. 2016-035 in the amount of \$8,425.89, Premium \$18,000.00.

NOW, THEREFORE, BE IT RESOLVED on this 1<sup>st</sup> day of May, 2019 that the Chief Financial Officer is authorized to issue a check in the amount of \$8,425.89, Premium \$18,000.00 for redemption of Tax Sale Certificate No. 2016-035 to:

FWDSL & Assoc., LP  
17 W. Cliff Street  
Somerville, NJ 08876

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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-180** – Authorize redemption of Tax Sale Certificate No. 2017-083 in the amount of \$1,655.01 on Block 116.14, Lot 18, C0052.

R 19-180

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND  
STATE OF NEW JERSEY AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE  
NO. 2017-083 ON BLOCK 116.14, LOT 18 C0052

WHEREAS, at the Lopatcong Township Municipal Tax Sale held on December 6, 2017, a lien was sold on Block 116.14, Lot 18 C0052 also known as 52 Limerick Lane for 2016 delinquent sewer; and

WHEREAS, this lien known as Tax Sale Certificate No. 2017-083 was sold to US Bank Cust BV002 Trst & Crdtrs; and

WHEREAS, on April 5, 2019 Lereta Tax Services, mortgage company for the homeowner has satisfied the redemption amount on Certificate No. 2017-083 in the amount of \$1,655.02.

NOW, THEREFORE, BE IT RESOLVED on this 1<sup>st</sup> day of May, 2019 that the Chief Financial Officer is authorized to issue a check in the amount of \$\$1,655.01 for the redemption of Tax Sale Certificate No. 2017-083 to:

US Bank Cust BV002 Trst & Crdtrs  
50 S. 16<sup>th</sup> St., Suite 2050  
Philadelphia, PA 19102-2513

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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-181** – Authorize redemption of Tax Sale Certificate No. 2015-010 in the amount of \$38,579.64 plus Premium of \$13,000.00 on Block 34, Lot 6.

R 19-181

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND  
STATE OF NEW JERSEY AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE  
NO. 2015-010 ON BLOCK 34, LOT 6

WHEREAS, at the Lopatcong Township Municipal Tax Sale held on September 23, 2015, a lien was sold on Block 34, Lot 6 also known as 811 Rugby Road for 2014 delinquent taxes; and

WHEREAS, this lien known as Tax Sale Certificate no. 2015-010 was sold to US Bank for BV001 Trust; and

WHEREAS, on April 24, 2019 PNC Bank, mortgage company for the homeowner, has satisfied the redemption amount on Certificate No. 2015-010 in the amount of \$38,579.64, Premium \$13,000.00.

NOW, THEREFORE, BE IT RESOLVED on this 1<sup>st</sup> day of May 2019 that the Chief Financial Officer is authorized to issue a check in the amount of \$38,579.64, Premium \$13,000.00 of the redemption of Tax Sale Certificate No. 2015-010 to:

US Bank Cust for BV001 Trust  
50 S. 16<sup>th</sup> 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 a meeting held on Wednesday, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-182** – Authorize redemption of Tax Sale Certificate No. 2017-011 in the amount of \$1848.13 on Block 24, Lot 2.

R 19-182

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND  
STATE OF NEW JERSEY AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE  
NO. 2017-011 ON BLOCK 24, LOT 2

WHEREAS, at the Lopatcong Township Municipal Tax Sale held on December 6, 2017, a lien was sold on Block 24, Lot 2 also known as 146 Aurora Street for 2016 delinquent sewer; and

WHEREAS, this lien known as Tax Sale Certificate No. 2017-011 was sold to US Bank for PC7 First Trust Bank; and

WHEREAS, on April 22, 2019, the homeowner has satisfied the redemption amount on Certificate No. 2017-011 in the amount of \$1,848.13.

NOW, THEREFORE, BE IT RESOLVED, on this 1<sup>st</sup> day of May 2019, that the Chief Financial Officer is authorized to issue a check in the amount of \$1,848.13 for the redemption of Tax Sale Certificate No. 2016-035 to:

US Bank Cust for PC7 First Trust Bank  
50 S. 16<sup>th</sup> Street, 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 a meeting held on Wednesday, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-183** – Authorize redemption of Tax Sale Certificate No. 2017-076 in the amount of \$679.92 on Block 115.11, Lot 6, C0446.

R 19-183

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND  
STATE OF NEW JERSEY AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE  
NO. 2017-076 ON BLOCK 115.11, LOT 6 C0446

WHEREAS, at the Lopatcong Township Tax Sale held on December 6, 2017, a lien was sold on Block 115.11, Lot 6 C0446 also known as 446 Lenape Lane for 2016 delinquent sewer; and

WHEREAS, this lien known as Tax Sale Certificate No. 2017-076 was sold to US Bank Cust BV002 Trst & Crdtrs; and

WHEREAS, on April 12, 2019, the homeowner has satisfied the redemption amount on Certificate No. 2017-076 in the amount of \$679.92.

NOW, THEREFORE, BE IT RESOLVED on this 1<sup>st</sup> day of May 2019, that the Chief Financial Officer is authorized to issue a check in the amount of \$679.92 for the redemption of Tax Sale Certificate No. 2017-076 to:

US Bank Cust BV002 Trst & Crdtrs  
50 S. 16<sup>th</sup> St., Suite 2050

Philadelphia, PA 19102-2513

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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-184** – Correct Tax Account.

R 19-184

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY TO CORRECT THE TAX ACCOUNT FOR BLOCK 115.11, LOT 6 C0446

WHEREAS, the Township of Lopatcong has been provided with receipts for sewer payments for Block 115.11, Lot 6 C0446 which were not applied to the taxpayer's account; and

WHEREAS, the Township wishes to apply these payments to the account and cancel any interest associated with the failure to timely post these payments.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Lopatcong hereby authorizes the Township Tax Office to apply the following payments to Block 115.11, Lot 6 C0446:

7/25/2016

\$45.04

BE IT FURTHER RESOLVED, that the Lopatcong Township Tax Office shall cancel any and all interest resulting from the failure to timely post these payments.

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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-185** – Correct Tax Account.

R 19-185

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY TO CORRECT THE TAX ACCOUNT FOR BLOCK 141, LOT 5

WHEREAS, the Township of Lopatcong has been aware that Tax Sale Certificate No. 2017-107 was improperly sold to a third-party lien holder; and

WHEREAS, the taxpayer has provided the Township with proof that he made several sewer payments to the Township before the tax sale that would remove this property from the tax sale; however, the Tax Collector did not remove this property from the sale or post the payment to the taxpayer's account; and

WHEREAS, the Township must redeem this lien on behalf of the taxpayer in order to correct this error.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Lopatcong hereby authorizes the payment of \$594.59 for the redemption of Tax Sale Certificate No. 2017-107 to the following:

US Bank Cust BV002 Trst & Crdtrs  
50 S. 16<sup>th</sup> Street, Suite 2050  
Philadelphia, PA 19102-2513

#### 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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-186** – Correct Sewer Account.

R 19-186

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY TO CORRECT THE TAX ACCOUNT FOR BLOCK 141, LOT 5

WHEREAS, the Township of Lopatcong has been provided with receipts for sewer payments for Block 141, Lot 5 which were not applied to the taxpayer's account; and

WHEREAS, the Township wishes to apply these payments to the account and cancel any interest associated with the failure to timely post these payments.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Lopatcong hereby authorizes the Township Tax Office to apply the following payments to Block 141, Lot 5:

12/20/2016	\$318.17
7/17/2017	\$325.52
1/25/2018	\$503.15

BE IT FURTHER RESOLVED, that the Lopatcong Township Tax Office shall cancel any and all interest resulting from the failure to timely post these payments.

#### 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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-187** – Correct Tax Account.

R 19-187

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY TO CORRECT THE TAX ACCOUNT FOR BLOCK 99, LOT 134 C0600

WHEREAS, the Township of Lopatcong has been provided with receipts for tax payments for Block 99, Lot 134 C0600 which were not applied to the taxpayer’s account; and

WHEREAS, the Township wishes to apply these payments to the account and cancel any interest associated with the failure to timely post these payments.

NOW, THEREFORE, BE IT RESOLVED that the Township of Council of the Township of Lopatcong hereby authorizes the Township Tax Office to apply the following payments to Block 99, Lot 134 C0600:

5/10/2017 \$149.32

BE IT FURTHER RESOLVED, that the Lopatcong Township Tax Office shall cancel any and all interest resulting from the failure to timely post these payments.

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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-188** – Correct Sewer Account.

R 19-188

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY TO CORRECT THE SEWER ACCOUNT FOR BLOCK 2, LOT 31.03

WHEREAS, the Township of Lopatcong has been provided with receipts for payments to the sewer account for Block 2, Lot 31.03 which were not applied to the taxpayer’s account; and

WHEREAS, the Township wishes to apply these payments to the account and cancel any interest associated with the failure to timely post these payments.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Lopatcong hereby authorizes the Township Tax Office to apply the following payments to the sewer account for Block 2, Lot 31.03:

12/20/2016 \$239.77  
1/13/2018 \$209.88

BE IT FURTHER RESOLVED, that the Lopatcong Township Tax Office shall cancel any and all interest resulting from the failure to timely post these payments.

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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-189 – Correct Tax Account.**

R 19-189

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY TO CORRECT THE TAX ACCOUNT FOR BLOCK 35, LOT 2.01

WHEREAS, the Township of Lopatcong has been made aware that Tax Sale Certificate No. 2017-016 was incorrectly marked in the Township tax system as redeemed; however, the lien was never redeemed; and

WHEREAS, the Township has no record of a redemption and the lienholder has confirmed that the lien was never redeemed; and

WHEREAS, the Tax Collector needs a mechanism to correct this clerical error and place the lien back on the Township's records.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Lopatcong hereby authorizes the Township Tax Collector to work with the Township tax software vendor to correct the clerical error which shows TSC 2017-016 as redeemed. The Township's records should list TSC 2017-016 as an open lien held by US Bank Cust BV002 Trst & Crdtrs.

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, May 1, 2019.

Margaret B. Dilts, CMC

**Resolution No. 19-190 – Correct Tax Account.**

R 19-190

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY TO CORRECT THE TAX ACCOUNT FOR BLOCK 99, LOT 87, C0006

WHEREAS, the Township of Lopatcong has been made aware that Tax Sale Certificate No. 2017-045 was improperly sold to a third party lien holder; and

WHEREAS, the taxpayer has provided the Township with proof that she made several tax payments to the Township before the tax sale that would remove this property from the tax sale; however, the Tax Collector did not remove this property from the sale or post the payment to the taxpayer's account; and

WHEREAS, the Township must redeem this lien on behalf of the taxpayer in order to correct this error.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Lopatcong hereby authorizes the payment of \$9,450.13 for the redemption of tax sale certificate No. 2017-045 to the following:

US Bank Cust BV002 Trst & Crdtrs  
50 S. 16<sup>th</sup> Street, Suite 2050  
Philadelphia, PA 19102-2513

#### 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, May 1, 2019.

Margaret B. Dilts, CMC

#### **Council Reports:**

Councilman Palitto – Looking to schedule an EDAC Meeting. Looking for members. Also, will be holding a town wide yard sale for the Fire Dept.

Councilman Belcaro – Noted that the sewer meter at Roseberry Street should be finished this week. Council President Pryor said that the Township has been billed by estimates for the meter and would like to see the basis for the estimates. He would like Dan Madden our Sewer Engineer to look into that.

Councilman Wright – Sally Port – would like to see that get started. The budget has included this project. Asked for Engineer Sterbenz to begin the process. Motion to authorize Engineer Sterbenz at a cost of \$85,000 for soup to nuts for the design and inspection work. There is surveying, geotechnical, architecture, etc. Council President Pryor noted that the Sally Port is the catalyst for the project but we are also going to get more storage. Mayor Mengucci noted that I think it is time to get our records out of the pumping station. The motion was seconded by Council President Pryor. Roll call vote:

AYES: Councilman Belcaro, Councilman Palitto, Councilman Wright, Council President Pryor, Mayor Mengucci.

NAYS: None

Council President Pryor – No report.

Mayor Mengucci – Thanked the volunteers on all the boards and mostly for the Easter Egg Hunt and thanked the fire company for bringing the Easter Bunny to the park.

**Engineer Sterbenz** – Nine out of the eleven roads that were part of the 2018 ordinance have been addressed right now. The tenth road is Baltimore Street and a contract was awarded tonight, S 5<sup>th</sup> Street will be scheduled as well and will be meeting with CFO Browne to see what budget monies we have to do some of the remaining roads in Morris Park.

**Department Reports** – Motion by Councilman Belcaro, seconded by Councilman Wright. All in favor.

**Payment of Bills** – Motion by Councilman Palitto, seconded by Councilman Wright. Roll call vote:

AYES: Councilmen Belcaro, Councilman Palitto, Councilman Wright, Council President Pryor, Mayor Mengucci.

NAYS: None

**Audience Participation:**

Fred Hamlin – Willdew and Belvidere Rd. Inquired as to the Ordinance regarding the maintenance of the sidewalks being proposed. Council President Pryor indicated that the maintenance was approved and the ordinance can be prepared for next month. Attorney Campbell said she hesitated to write an ordinance for both sections until a decision was made on whether or not both grants would be utilized.

Stephen Ruane – 701 Belvidere Road – Asked to break this into ordinances as the project was approved down Belvidere Road. Council President Pryor indicated that they are two different funding programs and this could be done. Motion by Council President Pryor to approved first reading, seconded by Councilman Belcaro. Roll call vote:

AYES: Councilmen Belcaro, Councilman Palitto, Councilman Wright, Council President Pryor.

NAYS: None

ABSTAIN: Mayor Mengucci.

The project will not be constructed until 2020.

Stephen Ruane – Asked about the Sally Port Project.

John Betz – Red School Lane – Asked Attorney Campbell about the constitution treating everyone free and equal. Asked to have Attorney Campbell explain that the taxes are included in the monthly rent – why is there a difference when it comes to senior freeze? Attorney Campbell indicated that he would have to approach the state government with that question as they are the ones who set those regulations.

Resident 1107 Belvidere Road – Referred to the sidewalk construction as it relates to his property wherein it is being washed away. Engineer Sterbenz noted that the driveway openings will be improved as part of this project and grading and restoration work done between the sidewalk and the curb so the lawn areas are restored.

Matt Herzer – 8 Overlook Drive – Announced as a school board member, a new superintendent was appointed; Dr. Debra Mercora. Second item is the LAA – Gave out rough financials for now and this is exactly what the books are he stated. Each sport has it's on subsidiary ledger so you can see what is in the sport. Right now Lori Ciesla and he are going through all the records with the bank statements reorganizing things so those balances will change so they are not set in stone just yet. They reviewed 2016 – they still have 2017 and 18 and the 19 numbers will just fall into place.

Harvey Walters – S. Third St. – Inquired about the town wide yard sale. Asked about Aqua replacing water lines.

Fox Farm Road Resident – Google Maps has his road listed as Lows Hollow Road. Clerk Dilts will look into the matter.

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

Respectfully submitted,

Margaret B. Dilts, CMC  
Clerk/Administrator

James E. Mengucci  
Mayor