

**MINUTES - TOWN COUNCIL MEETING  
TOWN OF BELVIDERE  
WARREN COUNTY, NEW JERSEY  
691 Water Street  
MARCH 17, 2014**

Mayor Stettler opened the regular meeting of the Belvidere Town Council with the Pledge of Allegiance and read the following notice in compliance with the Open Public Meetings Act:

In accordance with Chapter 231 of the Public Laws of 1975, notice of this meeting was given by way of notice filed with the Star Gazette and/or the Express-Times, filed in the Municipal Clerk's Office and posted in the Belvidere Town Hall, 691 Water Street, Belvidere NJ.

**Roll Call:**

Present - Mayor Stettler, Councilman Kennedy, Councilman Makatura, Councilwoman Miers, Councilwoman Napolitani, Councilman Sebold, Councilman Viglianco  
Absent - None

**Approval of Minutes:**

**A motion** was made by Councilwoman Napolitani, seconded by Councilwoman Miers and carried to adopt the February 18, 2014 regular meeting minutes of the Belvidere Town Council.

**A motion** was made by Councilman Kennedy, seconded by Councilwoman Miers and carried to adopt the February 18, 2014 executive meeting minutes of the Belvidere Town Council.

**A motion** was made by Councilman Makatura, seconded by Councilwoman Miers with Councilman Kennedy abstaining and all others voting "yes" to adopt the March 3, 2014 regular meeting minutes of the Belvidere Town Council.

**Proclamation:**

**Town of Belvidere Proclamation  
Recognizing April as Parkinson's Awareness Month**

**Whereas,** more than six million people worldwide are living with Parkinson's disease - a chronic, degenerative neurological disorder; and

**Whereas,** there are currently no known ways to prevent or accurately predict who will develop Parkinson's disease, but scientists believe that , of all the brain disorders, Parkinson's is the one closest to a cure; and

**Whereas,** in the United States, an estimated 60,000 new cases will be diagnosed this year alone; and

**Whereas,** there is no objective test for Parkinson's disease and the rate of mis-diagnosis can be high; and

**Whereas,** there is no cure, therapy, or drug to slow or halt the progression of Parkinson's disease; and

**Whereas,** increased education and research are needed to help find more effective treatments with fewer side effects and, ultimately, an effective treatment or cure for Parkinson's disease;

**Now, Therefore, Be it Proclaimed** that the Belvidere Town Council hereby proclaims April as Parkinson's Awareness Month in

the Town of Belvidere and April 12, 2014 as Belvidere Fox Trot Day.

**Public Comment:**

There was no public comment at this time.

**Committee Reports:**

Alyssa Sebold reported on activities at the High School.

Councilman Viglianco reviewed the February activity report for the Good Will Fire Company.

Councilman Kennedy reported on matters involving the Scout Home and the pool.

Councilwoman Miers distributed the Shade Tree Commission minutes and reported on finance activities.

Councilman Sebold had no report at this time.

Councilwoman Napolitani reported on the activities of the DPW. John Snyder was advised to fill the potholes on Howell Street.

Councilman Makatura reported on the Historic Preservation Commission activities.

Mayor Stettler commented on Howell Street, energy supply aggregation and a sewer meeting with White Township.

**Correspondence:**

**A motion** was made by Councilwoman Miers and seconded by Councilman Kennedy to approve a request from the Belvidere Farmer's Market for closure of Second Street between Mansfield and Greenwich Streets from June 6, 2014 thru October 26, 2014 with advance plans for Rolling Thunder and Victorian Days and Saturdays during Belvidere Yard Sale Days to be determined.

**Roll call:**

**Ayes - Councilman Kennedy, Councilman Makatura, Councilwoman Miers, Councilwoman Napolitani, Councilman Sebold, Councilman Viglianco, Mayor Stettler**

**Nays - None**

**Abstentions - None**

**Absent - None**

**Old Business:**

**A motion** was made by Councilwoman Napolitani, seconded by Councilwoman Miers with Council Kennedy voting "no" and all other voting "yes" to approve and sign the Warren County Health Department Services agreement.

**A motion** was made by Councilwoman Miers, seconded by Councilman Viglianco and carried to award a bid to Woop Brothers, LLC for \$25,000 for the "Belvidere Scout Home Re-Siding Project".

**A motion** was made by Councilwoman Miers, seconded by Councilman Viglianco and carried to award a bid to Coppersmith Bros., Inc. for \$54,200 for the "Belvidere Free Public Library Renovation Project".

**A motion** was made by Councilman Makatura and seconded by Councilwoman Miers to authorize Dominick Santini to proceed with work pertaining to the vacation of right-of-way for 540 Independence Street.

**Roll call:**

**Ayes - Councilman Makatura, Councilwoman Miers, Councilwoman Napolitani, Councilman Sebold, Councilman Viglianco, Mayor Stettler**

**Nays - None**

**Abstentions - Councilman Kennedy**

**Absent - None**

**New Business:**

**A motion** was made by Councilman Kennedy, seconded by Councilwoman Miers and carried to approve raffle license application RA2014-08 for Belvidere American Legion Post 131.

**Resolutions:**

**A motion** was made by Councilwoman Napolitani, seconded by Councilwoman Miers and carried to adopt Resolution Nos. R2014x33 through R2014x35.

**RESOLUTION NO. R2014x33**

**TOWN OF BELVIDERE**

**WARREN COUNTY, NEW JERSEY**

**A RESOLUTION AUTHORIZING REFUND OF PREMIUM MONEYS (block 24, lot 2)**

WHEREAS, Tax Sale Certificate 2013-016 dated October 16, 2013 on block 24, lot 2 was redeemed on February 28, 2014; and

WHEREAS, the premium paid at the sale in the amount of \$800.00 needs to be returned to U.S. Bank for Pro Capital III, LLC, lienholder of the aforementioned certificate;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Belvidere hereby authorizes the CFO to make payment to U.S. Bank CUST for Pro Capital III, LLC, 50 S. 16<sup>th</sup> Street, Suite 1950, Philadelphia, PA, 19102 in the amount of \$800.00 representing said refund.

Date: March 17, 2014

Teresa A. DeMont, RMC/CPM

Municipal Clerk/Administrator

**RESOLUTION NO. R2014x34**

**TOWN OF BELVIDERE**

**WARREN COUNTY, NEW JERSEY**

**A RESOLUTION AUTHORIZING REFUND OF PREMIUM MONEYS (block 33, lot 4)**

WHEREAS, Tax Sale Certificate 2013-024 dated October 16, 2013 on block 33, lot 4 was redeemed on February 28, 2014; and

WHEREAS, the premium paid at the sale in the amount of \$1,200.00 needs to be returned to U.S. Bank for Pro Capital III, LLC, lienholder of the aforementioned certificate;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Belvidere hereby authorizes the CFO to make payment to U.S. Bank CUST for Pro Capital III, LLC, 50 S. 16<sup>th</sup> Street, Suite 1950, Philadelphia, PA, 19102 in the amount of \$1,200.00 representing said refund.

Date: March 17, 2014

Teresa A. DeMont, RMC/CPM

Municipal Clerk/Administrator

**RESOLUTION NO. R2014x35**

**TOWN OF BELVIDERE**

**WARREN COUNTY, NEW JERSEY**

**A RESOLUTION AUTHORIZING REFUND OF PREMIUM MONEYS (block 31, lot 12)**

WHEREAS, Tax Sale Certificate 2013-023 dated October 16, 2013 on block 31, lot 12 was redeemed on February 26, 2014; and

WHEREAS, the premium paid at the sale in the amount of \$700.00 needs to be returned to U.S. Bank for Pro Capital III, LLC, lienholder of the aforementioned certificate;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Belvidere hereby authorizes the CFO to make payment to U.S. Bank CUST for Pro Capital III, LLC, 50 S. 16<sup>th</sup> Street, Suite 1950, Philadelphia, PA, 19102 in the amount of \$700.00 representing said refund.

Date: March 17, 2014  
Teresa A. DeMont, RMC/CPM  
Municipal Clerk/Administrator

**A motion** was made by Councilwoman Miers, seconded by Councilman Sebold and carried to adopt Resolution No. R2014x36.

**RESOLUTION NO. R2014x36**

**TOWN OF BELVIDERE**

**WARREN COUNTY, NEW JERSEY**

**RESOLUTION AUTHORIZING THE FILING**

**OF A RECYCLING TONNAGE GRANT FOR 2013**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs, and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Town Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Mayor and Town Council of the Town of Belvidere that the Town of Belvidere hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Jason Stout, Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

**CERTIFICATION**

I, Teresa A. DeMont, Municipal Clerk/Administrator, Town of Belvidere, Warren County, New Jersey do hereby certify that the foregoing resolution was duly adopted by the Belvidere Town Council at a regular meeting held on March 17, 2014.

**A motion** was made by Councilman Sebold, seconded by Councilwoman Miers and carried to adopt Resolution No. R2014x37.

**RESOLUTION NO. R2014x37**

**TOWN OF BELVIDERE**

**WARREN COUNTY, NEW JERSEY**

**A RESOLUTION AUTHORIZING AN EXCHANGE OF LAND AND EXECUTION OF DEED BETWEEN THE TOWN OF BELVIDERE AND THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP)**

BE IT RESOLVED that the Belvidere Town Council hereby authorizes the following exchange of land between the Town of Belvidere and the NJDEP:

Town of Belvidere, Block 10/ Lot 49 (Hriczak)

For:

NJDEP, Block 14/Lot10 (Riverside)

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the deed on behalf of the Town of Belvidere to effectuate said land exchange.

Certification

I, Teresa A. DeMont, Municipal Clerk/Administrator, Town of Belvidere hereby certifies that the foregoing resolution was duly adopted by the Belvidere Town Council at a regular meeting held on March 17, 2014.

**A motion** was made by Councilman Sebold, seconded by Councilwoman Miers and carried to adopt Resolution No. R2014x38.

**RESOLUTION NO. R2014x38**

**TOWN OF BELVIDERE**

**WARREN COUNTY, NEW JERSEY**

**A RESOLUTION TO TRANSFER FUNDS**

BE IT RESOLVED by the Town Council of the Town of Belvidere that there are insufficient funds to meet the demands necessary for the 2013 balances in the Current Fund 2013 Budget. Includes Bulk Purchases O/E, Electricity O/E and Celebrations of Holidays and Anniversary

WHEREAS the following accounts have sufficient excess funds to meet such demands: Group Insurance O/E.

BE IT RESOLVED that in accordance with the provisions of R.S. 40A:4-58 the Chief Financial Officer is hereby authorized to make the following transfers:

TO:	Bulk Purchases O/E
	3,000.00
Electricity O/E	1,575.00
Celebrations of Holidays and Anniversary	<u>50.00</u>
	\$4,625.00
FROM:	Group Insurance O/E
	4,625.00

Date: March 17, 2014  
Teresa A. DeMont, RMC/CPM  
Municipal Clerk/Administrator

**Ordinances:**

**ORDINANCE NO. O2014x01**

**TOWN OF BELVIDERE**

**WARREN COUNTY, NEW JERSEY**

**AN ORDINANCE TO AMEND CHAPTER 155 OF THE CODE OF THE TOWN OF BELVIDERE**

BE IT ORDAINED that the Belvidere town Council hereby authorizes the following amendment to Chapter 155 of the Code of the Town of Belvidere:

Chapter 155  
VEHICLES AND TRAFFIC

Article VIII  
EMERGENCY NO PARKING

§ 155-22 Designation of snow emergency no parking.

Whenever snow or frozen precipitation has fallen, the officer on duty shall determine that a snow/frozen precipitation emergency is in effect and no vehicle shall be parked on the street. The parking prohibitions shall remain in effect after the snow has ceased and until the streets have been plowed curb to curb.

NOTICE

The foregoing ordinance was introduced at a regular meeting of the Belvidere Town Council held on February 18, 2014 and was read for the first time. This ordinance will be further considered for final adoption by the Belvidere Town Council at a meeting to be held on March 17, 2014 at Belvidere Town Hall, 691 Water Street, Belvidere, NJ at 7:00 P.M. or at any time and place to which said meeting may be adjourned. All interested persons will be given the opportunity to be heard concerning said ordinance at that time. Any member of the general public can obtain a copy of said ordinance at no cost at the Municipal Clerk's Office, 691 Water Street, Belvidere, Monday through Friday from 9:00 A.M. to 4:30 P.M.

NOTICE

Notice is hereby given that the foregoing ordinance was approved for final adoption by the Belvidere Town Council at a regular meeting held on March 17, 2014.

**A motion** was made by Councilwoman Miers, seconded by Councilman Makatura and carried to open the public hearing on Ordinance No. O2014x01.

**A motion** was made by Councilwoman Miers, seconded by Councilman Makatura and carried to close the public hearing on Ordinance No. O2014x01.

**A motion** was made by Councilwoman Napolitani and seconded by Councilman Makatura to adopt Ordinance No. O2014x01.

**Roll call:**

**Ayes - Councilman Kennedy, Councilman Makatura, Councilwoman Miers, Councilwoman Napolitani**

**Nays - Councilman Sebold, Councilman Viglianco, Mayor Stettler**

**Abstentions - None**

**Absent - None**

**ORDINANCE NO. O2014x02**

**TOWN OF BELVIDERE**

**WARREN COUNTY, NEW JERSEY**

**AN ORDINANCE TO AMEND CHAPTER 5 OF THE CODE OF THE TOWN OF BELVIDERE ENTITLED "ADMINISTRATION"**

BE IT ORDAINED hereby authorizes the following amendment to Chapter 5 of the Code of the Town of Belvidere:

Chapter 5  
ADMINISTRATION

Article IV  
COUNCIL COMMITTEES

§ 5-16 Finance Committee

Remove F. (2) entitled Shade Tree Commission

§ 5-19 Historic, Land Use and Economic Development

Add A. (4) entitled Shade Tree Commission

§ 5-20 Streets and Buildings Committee

Remove B. (3) entitled Celebrations and Special Events

§ 5-21 Recreation and Education Committee

Add A. (3) entitled Celebrations and Special Events

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#### NOTICE

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**A motion** was made by Councilwoman Miers, seconded by Councilman Kennedy and carried to open the public hearing on Ordinance No. O2014x02.

**A motion** was made by Councilman Makatura, seconded by Councilwoman Miers and carried to close the public hearing on Ordinance No. O2014x02.

**A motion** was made by Councilwoman Miers and seconded by Councilman Makatura to adopt Ordinance No. O2014x02.

**Roll call:**

**Ayes - Councilman Kennedy, Councilman Makatura, Councilwoman Miers, Councilwoman Napolitani, Councilman Sebold, Councilman Viglianco, Mayor Stettler**

**Nays - None**

**Abstentions - None**

**Absent - None**

**ORDINANCE NO. O2014x03**

**TOWN OF BELVIDERE**

**WARREN COUNTY, NEW JERSEY**

**AN ORDINANCE TO AMEND CHAPTER 43 OF THE CODE OF THE TOWN OF BELVIDERE ENTITLED "POLICE DEPARTMENT"**

Chapter 43  
POLICE DEPARTMENT

BE IT ORDAINED that the Belvidere Town Council hereby authorizes the following amendment to Chapter 43 of the Code of the Town of Belvidere:

**§ 43-16. Qualifications for Chief of Police.**

A. To qualify for appointment or promotion of Chief of Police in the Town of Belvidere, any person must meet all applicable qualifications set forth in Section 43-16 of the Code of the Town of Belvidere and shall have further qualifications as follows:

2. A Bachelors degree as awarded from a college or university accredited by a national or regional accreditation organization is required;
4. Delete in entirety.

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#### NOTICE

Notice is hereby given that the foregoing ordinance was approved for final adoption by the Belvidere Town Council at a regular meeting held on March 17, 2014.

**A motion** was made by Councilwoman Miers, seconded by Councilman Makatura and carried to open the public hearing on Ordinance No. O2014x03.

**A motion** was made by Councilman Makatura, seconded by Councilman Kennedy and carried to close the public hearing on Ordinance No. O2014x03.

**A motion** was made by Councilman Makatura and seconded by Councilman Kennedy to adopt Ordinance No. O2014x03.

**Roll call:**

**Ayes - Councilman Kennedy, Councilman Makatura, Councilwoman Miers, Councilwoman Napolitani**

**Nays - Councilman Sebold, Councilman Viglianco, Mayor Stettler**

**Abstentions - None**

**Absent - None**

**Appointments:**

Mayor Stettler had no appointments at this time.

**Approval of Purchase Orders:**

**A motion** was made by Councilwoman Miers, seconded by Councilman Makatura and carried to authorize the payment of the purchase orders in the amount of \$31,920.07.

**Public Comment:**

Howard Thompson commented on line item transfers.

**A motion** was made by Councilman Sebold, seconded by Councilwoman Miers and carried to adjourn the meeting of the Belvidere Town Council at 9:06 PM.

Respectfully submitted,

Teresa A. DeMont, RMC/CPM  
Municipal Clerk/Administrator