

**MINUTES - TOWN COUNCIL MEETING  
TOWN OF BELVIDERE  
WARREN COUNTY, NEW JERSEY  
691 Water Street  
NOVEMBER 3, 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

**Public Comment:**

Des Fitzgerald commented on executive session.  
Howard Thompson questioned Councilman Viglianco about the sale of his home.

**Committee Reports:**

Councilman Makatura reported that work is continuing on the new municipal website.

Councilwoman Napolitani reported on the following:

DPW activities

John Snyder reported on his ideas for a new brush pick-up schedule. He also reported on the cost of a used leaf machine.

Nutrition ad-hoc committee - Seniors going back to St. Mary's on Mondays and Wednesdays and will be forming the Belvidere Area Senior Center which will be operated on a volunteer basis.

Councilman Sebold had no report at this time.

Councilwoman Miers reported on the following:

Shade Tree Commission needs members.

All purchases now need prior approval. Basic repairs for PD vehicles will now be done by DPW. Discussion of Liberty Township ending their affiliation with the Hope court. Mayor Stettler has reached out to the Liberty Township Mayor and is waiting for a response.

Councilman Kennedy reported on the following:

Open burning is regulated by the New Jersey State Forestry Service.

Work on the pool is moving along.

Tennis court work should be completed this week.

Library funds are dwindling.

Recreation Committee raised \$895 at the Harvest Festival.

Mayor Stettler reported that there will be a disaster preparedness presentation at Town Hall on December 3<sup>rd</sup>. The presentation will be hosted by the Red Cross.

The Mayor requested that all attorney advice and decisions be noted in the minutes.

**Correspondence:**

A **motion** was made by Councilwoman Miers, seconded by Councilman Sebold and carried to prepare a resolution in support of reimbursement and additional funding for Towns with higher than 20% tax exempt properties.

**Old Business:**

There was a discussion initiated regarding the southerly portion of Howell Street. Dominick Santini advise that this property could be vacated.

A **motion** was made by Councilwoman Miers and seconded by Councilman Sebold to vacate the

portion of Howell Street that runs to the south. **Motion and seconded withdrawn.** John Snyder advised that this property has never been maintained by the Town. Dominick Santini advised that vacation would require an ordinance and public hearing. Teresa DeMont will notify the property owners adjacent to Howell Street that this matter will be discussed at the next Council meeting.

Councilman Sebold reviewed the various suggestions from the snow parking ad-hoc committee. The Councilman will meet with John Snyder and Chief Yeisley to discuss this matter.

**New Business:**

A **motion** was made by Councilman Kennedy, seconded by Councilman Makatura and carried to prepare a resolution opposing the recreational use and production of marijuana.

**Ordinance:**

A **motion** was made by Councilman Kennedy and seconded by Councilwoman Miers to introduce Ordinance No. O2014x11.

**ORDINANCE NO. O2014x11  
TOWN OF BELVIDERE  
WARREN COUNTY, NEW JERSEY**

**BOND ORDINANCE PROVIDING AN APPROPRIATION  
OF \$75,000 FOR IMPROVEMENTS TO THE MUNICIPAL  
POOL IN AND BY THE TOWN OF BELVIDERE, IN THE  
COUNTY OF WARREN, NEW JERSEY AND  
AUTHORIZING THE ISSUANCE OF \$75,000 BONDS OR  
NOTES OF THE TOWN FOR FINANCING PART OF THE  
APPROPRIATION.**

BE IT ORDAINED, BY THE TOWN COUNCIL OF THE TOWN OF BELVIDERE, 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 "Improvements") is hereby authorized to be undertaken by the Town of Belvidere, in the County of Warren, New Jersey (the "Town") as a general improvement. For the said Improvement there is hereby appropriated the amount of \$75,000. No down payment is 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") as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Town, as more fully explained in Section 6(e) of this ordinance.

SECTION 2:

In order to finance the cost of the Improvements negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$75,000 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said Improvements or purposes, negotiable bond anticipation notes of the Town are hereby authorized to be issued in the principal amount not exceeding \$75,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements hereby authorized and the purposes for the financing of which said obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bond or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

<u>Improvement of Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
Improvements to the Municipal Pool, which authorization by the Town pursuant to an emergency appropriation adopted on September 2, 2014, including all work or materials necessary therefor or incidental thereto.	\$75,000	\$75,000	15 years

(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 \$75,000.

(c) The estimated cost of the Improvement is \$75,000 which amount represents the initial appropriation made by the Town.

SECTION 4.

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the municipal finance officer of the Town (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 Town Council of the Town 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 Town 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 Town Clerk and is available for public inspection.

SECTION 6:

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

(a) The Improvements described in Section 3 of this Bond Ordinance is not a current expense, and are capital improvements or properties that the Town 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 benefitted thereby.

(b) The period of usefulness of the Improvement, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds

authorized by this Bond Ordinance, is fifteen (15) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Town 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 Town, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this Bond Ordinance by \$75,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$25,000 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 received from time to time as contributions in aid of financing the purposes 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 Town 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 Town as funds applicable only to the payment of obligations of the Town authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Town 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 Town, and the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Town reasonably expects to pay expenditures with respect to the Improvement prior to the date that Town incurs debt obligations under this Bond Ordinance. The Town reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Town under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the cost of the Improvement is \$75,000.

SECTION 10.

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

NOTICE

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 Town of Belvidere held on November 3, 2014. It will be further considered for final passage after public hearing thereon at a meeting of the governing body to be held at Belvidere Town Hall, 691 Water Street, Belvidere on November 17, 2014 at 7:00 P.M. 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 Municipal Clerk's office for the members of the general public who shall request same.

**Roll call:**

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

**Councilwoman Napolitani, Councilman Sebold, Councilman Viglianco, Mayor Stettler**  
**Nays - None**  
**Abstentions - None**  
**Absent - None**

**Appointments:**

There were no appointments at this time.

**Approval of Purchase Orders:**

**A motion** was made by Councilwoman Miers and seconded by Councilman Makatura to authorize the payment of the purchase orders in the amount of \$315,866.07.

**Public Comment:**

Gary Greenwald advised Council the “Ghost Walk” was a big success and they raised \$2,700 for the Warren County Historical Society. Mayor Stettler thanked Mr. Greenwald for taking the initiative to make this event a success.

Kurt Neilson stated that sidewalks that are not maintained during a winter storm event are a safety hazard and that the property owners should receive a summons.

Rheva Smickle thanked John Snyder for removing the stump near her property.

Kim Peckman-Greenwald initiated a discussion about the ownership of the “Bear Town” Cemetery. Also suggested that there needs to be some consistency in the code enforcement.

Betty Merring thanked the Mayor for appointing the Nutrition ad-hoc committee and commended the committee for their efforts.

Howard Thompson asked about the status of the sewer issue with White Township.

Shaun MacInerney state that the “Ghost Walk” brought additional foot traffic to the businesses. He requested that the visibility problem at Second and Greenwich Streets be addressed.

Laura Kennedy asked that Council consider keeping the property south of Howell Street.

Heather Stokes commented on Town composting and having a community garden. She thanked everyone that assisted with the Harvest Festival.

**A motion** was made by Councilman Sebold, seconded by Councilman Kennedy and carried to recess the Council meeting.

**A motion** was made by Councilman Kennedy, seconded by Councilwoman Miers and carried to return to regular session.

**A motion** was made by Councilwoman Miers, seconded by Councilman Makatura and carried to authorize the payment of purchase orders in the amount of \$315,866.07.

**Executive Session:**

**A motion** was made by Councilman Kennedy, seconded by Councilwoman Miers and carried to adopt Resolution No. R2014x95.

**RESOLUTION NO. R2014x95**

**TOWN OF BELVIDERE**

**WARREN COUNTY, STATE OF NEW JERSEY**

**A RESOLUTION FOR AN EXECUTIVE SESSION**

WHEREAS, Section 8 of the Open Public Meetings act, Chapter 231,P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist,

NOW THEREFORE BE IT RESOLVED, by the Town Council of the Town of Belvidere, County of Warren and State of New Jersey, as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter; and

2. The general nature of the subject matter to be discussed is:

Subject: Contract Negotiations and Personnel

3. It is anticipated at this time that the above stated subject matter will be made public:  
When Resolved.

Dated: November 3, 2014  
Teresa A. Yeisley, R.M.C./C.P.M.  
Municipal Clerk/Administrator

**A motion** was made by Councilwoman Miers, seconded by Councilman Sebold and carried to return to regular session.

**A motion** was made by Councilman Sebold, seconded by Councilman Viglianco and carried to adjourn the meeting of the Belvidere Town Council at 10:20 PM.

Respectfully submitted,

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