



Borough of Stockton

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Agenda

STOCKTON BOROUGH COUNCIL

September 8, 2014

ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED BY A NOTICE MAILED TO THE HUNTERDON COUNTY DEMOCRAT AND THE LAMBERTVILLE BEACON, POSTED ON THE BULLETIN BOARD AT BOROUGH HALL AND FILED WITH THE BOROUGH CLERK AS REQUIRED BY LAW.

1. Flag Salute/Roll Call
2. Open Public Comments (please state your name and address)
Motion to close meeting to the public
3. Discussion/Update – Well #3 Testing and Evaluation
4. Minutes – July 14, 2014 Regular Meeting
August 11, 2014 Regular Meeting
5. Claims for Payment
6. Mayor's Report
7. Council Liaison Reports
8. Next Meeting – October 13, 2014 – Regular Meeting
9. Executive Resolution No. 2014-58/Adjournment

Michele Hovan

From: Greg Ent [gent@co.hunterdon.nj.us]
Sent: Thursday, September 04, 2014 3:31 PM
To: Michele Hovan; sgiocondo@hotmail.com; Dennis O'Neal
Subject: RE: Monday's meeting

Hi Steve/Michele – Sorry but I can't make Monday's meeting.

Here is the current construction schedule for Well#3:

Sept 8-9 – Darby electrical is replacing the old (from 1944) shut off switch with a new unit.

Sept 10-14–Stotoff is Installing the new pump in well#3 / well will be shock chlorinated / purged for 48hrs. to remove any remaining chlorine for Monday's testing

Sept 15-19 - QC labs will collect the final set of NJDep compliance water samples. 5 raw water samples on the 15th and five more on Friday 19th.

Sept. 24 – Expect to receive results from QC labs on these final samples which will determine if the well can be put back online or not.

If the results come back positive for E.coli then plan "B" will commence which is the tank modification to satisfy a 4log virus removal of any E.coli.

Also my cell phone bill for all the calls I took during the E.coli crisis the week of June 6th was \$109.00. Can the Borough reimburse me for this cost? If you have any questions please let me know.

Greg

From: Michele Hovan [mailto:michele.hovan@hopewellboro-nj.us]
Sent: Thursday, September 04, 2014 2:30 PM
To: Greg Ent
Cc: sgiocondo@hotmail.com
Subject: FW: Monday's meeting

Greg – per below, the Mayor would like you to come to the meeting on Monday for another update. Please remember the start time is 7pm. I think there was some confusion on that the last time. Thanks!

Michele

From: Stephen Giocondo [mailto:sgiocondo@hotmail.com]
Sent: Thursday, September 04, 2014 2:18 PM
To: Michele Hovan
Cc: Diane McDaniel; Donna Griffiths
Subject: Re: Monday's meeting

Yes odd but no news is good news. The well issue is still ongoing so I think that Greg should appear to update the Council.

Sent from my iPhone

Subj: **RE: Update on well 3**
Date: 9/4/2014 9:21:38 A.M. Eastern Daylight Time
From: gent@co.hunterdon.nj.us
To: dennis.oneal@ferrieroengineering.com
CC: sgiocondo@hotmail.com, stocktonclerk@aol.com

Agreed.

From: Dennis O'Neal [<mailto:dennis.oneal@ferrieroengineering.com>]
Sent: Thursday, September 04, 2014 9:19 AM
To: Greg Ent
Cc: Steve Giocondo (sgiocondo@hotmail.com); Michele Hovan (stocktonclerk@aol.com)
Subject: RE: Update on well 3

Greg,

There is no deadline for filing for an extension. The only stipulation is that we complete all our items from the CAP by Oct 9. I think the best thing to do at this point is to wait until the lab results are back on the week of the 22nd. Once we know them, I will call NJDEP with an update. That will be cutting it close but I don't see an alternative at this point. Sound okay?

If you agree, you need to make sure we stay on schedule with the testing so that we have the results the week of the 22nd and you let me know what they are.

Dennis W. O'Neal, P.E., C.M.E., P.P.
Ferriero Engineering, Inc.
17 Model Avenue
Hopewell, New Jersey 08525
609-466-0002 (office)
609-466-2008 (fax)
609-651-9226 (cell)

From: Greg Ent [<mailto:gent@co.hunterdon.nj.us>]
Sent: Wednesday, September 03, 2014 4:11 PM
To: Dennis O'Neal
Subject: RE: Update on well 3

What is the deadline for filing the extension? If the final compliance samples come back positive then an extension will be required. I expect to have the final test results sometime during the week of the 22nd. Like we discussed before if we get bad results then we move on to plan B, tank modification.

From: Dennis O'Neal [<mailto:dennis.oneal@ferrieroengineering.com>]
Sent: Wednesday, September 03, 2014 2:52 PM
To: Greg Ent
Cc: sgiocondo@hotmail.com; Michele Hovan (stocktonclerk@aol.com)
Subject: RE: Update on well 3

Greg,

Friday, September 05, 2014 AOL: Stocktonclerk

Thanks for the update. While it doesn't sound like it's going to be a problem, keep in mind that NJDEP gave us until Oct. 9 to complete all the items in our Corrective Action Plan, including all lab testing. If we are in any danger of going past that date, let me know and I'll contact NJDEP.

Dennis W. O'Neal, P.E., C.M.E., P.P.

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From: Greg Ent [<mailto:gent@co.hunterdon.nj.us>]

Sent: Wednesday, September 03, 2014 2:39 PM

To: Dennis O'Neal; sgiocondo@hotmail.com

Subject: Update on well 3

Hi Dennis,

The #3 well pump installation has been changed to Sept 10. There was a delay in getting a weather proof, disconnect switch for the well pump which should arrive tomorrow 9/4 and is being installed on Monday the 8th. If everything stays on schedule we plan on taking compliance samples the week of Sept 15th, we'll see how it goes but that's the plan for now.

Greg

**BOROUGH OF STOCKTON
BOROUGH COUNCIL**

**OFFICIAL MINUTES
APPROVED:**

**REGULAR MEETING
JULY 14, 2014**

A Regular Meeting of the Borough Council of the Borough of Stockton was called to order by Mayor Stephen Giocondo at 7:05 pm on July 14, 2014. The following members of the Borough Council were present: Mr. Neal Esposito, Mrs. Kate Steffanelli and Mr. Donald Vandegrift. Mr. Tim Nemeth arrived at 7:26pm. Mr. Aaron Lipsen and Mr. Nic Messina were absent. Borough Administrator/Clerk Michele Hovan and Borough Engineer Dennis O'Neal and Water/Sewer Supervisor Greg Ent were also present. There was one member of the public present.

Mayor Giocondo read the "Sunshine Statement" indicating the meeting was being held in accordance with the Open Public Meetings Act and led the flag salute. Mr. Esposito opened the meeting to the public. Mr. Rick Hendricks, Stockton Fire Department Chief, thanked the Mayor and Council for their continued support and said he was in attendance to address any questions regarding the radio purchase or the fire hydrant relocation that was listed on the agenda. There being no questions or comments the meeting was closed to the public on motion by Mr. Esposito, seconded by Mrs. Steffanelli and carried.

Mayor Giocondo moved the resolutions up on the agenda so that action could be taken on the fire department radios and the fire hydrant relocation while Chief Hendricks was in attendance.

Resolution Nos. 2014-52 & 2014-53, as listed below and as filed in the Borough Clerk's office, were discussed. Regarding Resolution No. 2014-53, Mr. Vandegrift asked why the hydrant was not relocated at the time the fire station addition was built and/or funded as part of the project. Ms. Hovan said that she had attempted to find out the answer by asking the Planning Board professionals – attorney, engineer and planner and all stated that the hydrant was not on the submitted site plan. Ms. Hovan and Mayor Giocondo said that the issue never came up during testimony. Ms. Hovan said she was equally curious how the fire department's engineer that prepared the site plan could have missed the item on the drawings and that despite all the questions, no reason has been offered. Mr. Vandegrift asked why the Borough should pay, even though it is utility property. Mrs. Steffanelli and Mr. Esposito both said that the Borough was responsible to relocate the hydrant for safety reasons. Mr. Vandegrift said that the Borough should get a letter from the fire department engineer explaining the omission.

Resolution No. 2014-52 - Contract Award – Fire Hydrant Relocation was adopted on motion by Mr. Esposito, seconded by Mrs. Steffanelli and carried.

Roll Call: Ayes: Esposito, Nemeth, Steffanelli
 Nays: Vandegrift
 Absent: Lipsen, Messina
 Abstain: None

**BOROUGH OF STOCKTON
BOROUGH COUNCIL**

**OFFICIAL MINUTES
APPROVED:**

**REGULAR MEETING
JULY 14, 2014**

Resolution No. 2014-53 – State Contract Purchase – Fire Department Radios – was adopted on motion by Mr. Esposito, seconded by Mr. Vandegrift and carried.

Roll Call: Ayes: Esposito, Nemeth, Steffanelli, Vandegrift
 Nays: None
 Absent: Lipsen, Messina
 Abstain: None

Resolution No. 2014-54, as filed in the Borough Clerk's office and to adopt a resolution requesting that NJDOT establish a "No Passing Zone" on Rt. 29 was offered. Ms. Hovan stated that no actual changes were proposed and that the Borough received a letter from NJDOT requesting the resolution so that the State records match what is currently on the ground. On motion by Mr. Nemeth, seconded by Mr. Vandegrift and carried, the resolution was adopted.

Roll Call: Ayes: Esposito, Nemeth, Steffanelli, Vandegrift
 Nays: None
 Absent: Lipsen, Messina
 Abstain: None

Returning to agenda order, Mr. O'Neal provided an update on the water sampling issue at Well #3, noting that the bond to fund the contamination issue was slated for introduction. Mrs. Steffanelli stated that she felt that people don't know the extent of the problem. Mr. O'Neal explained that NJDEP wants to ensure the source of the contamination is identified and that worst case scenario is that a new well could become the second water supply instead of Well #3 and that a well was drilled at My Ben that would require less investment than drilling a new well. Mr. O'Neal stated that the mains were tv'd and the manholes were all checked, the pump was pulled and cleaned and the well was chlorinated. The series of samples to come will direct the next steps to identify the source. Mr. O'Neal said that a dead animal could've contaminated the aquifer or a sewer lateral might have been punctured in some way and that was why all the additional tests and inspections were conducted.

Minutes – the minutes of the April 14, 2014 Regular Meeting were approved on motion by Mr. Esposito, seconded by Mrs. Steffanelli and carried. The minutes of the May 12, 2014 Regular Meeting were approved on motion by Mrs. Steffanelli, seconded by Mr. Esposito and carried.

Ordinance No. 2014-3 – Second Reading/Public Hearing – Direct Deposit Requirement
"AN ORDINANCE TO MANDATE DIRECT DEPOSIT FOR MUNICIPAL EMPLOYEES
BY THE BOROUGH OF STOCKTON PURSUANT TO C. 52:14-15f *et. seq.*"

**BOROUGH OF STOCKTON
BOROUGH COUNCIL**

**OFFICIAL MINUTES
APPROVED:**

**REGULAR MEETING
JULY 14, 2014**

Ms. Hovan read Ordinance No. 2014-3 by title and explained that upon adoption or by the July 1 payroll, direct deposit would be required for Borough payroll purposes. Mayor Giocondo opened the meeting to the public. There being no questions or comments, the meeting was closed to the public on motion by Mr. Vandegrift, seconded by Mrs. Steffanelli and carried.

Resolution No. 2014-50, as filed in the Borough Clerk's office and to adopt Ordinance No. 2014-3, was adopted on motion by Mrs. Steffanelli, seconded by Mr. Vandegrift and carried.

Roll Call: Ayes: Esposito, Nemeth, Steffanelli, Vandegrift
 Nays: None
 Absent: Lipsen, Messina
 Abstain: None

Ordinance No. 2014-4 – First Reading – Bond – Water Utility
“BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO THE WATER UTILITY AND APPROPRIATING \$50,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$47,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF STOCKTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY”

Ms. Hovan read Ordinance No. 2014-4 by title and explained its purpose was to fund emergency costs related to the contamination issue at Well #3, estimated to the best of the engineer and water/sewer staff's knowledge at the early stages of investigation. Ms. Hovan also stated that if worst-case scenario does arise, meaning outfitting the drilled well at My Ben for utility purposes, it was likely that additional funds would be needed. Ms. Hovan also announced the public hearing would be scheduled for August 11, 2014.

Resolution No. 2014-51, as filed in the Borough Clerk's office and to introduce Ordinance No.2014-4 was adopted on motion by Mr. Nemeth, seconded by Mr. Esposito and carried.

There being no questions or comments, the meeting was closed to the public on motion by Mr. Vandegrift, seconded by Mrs. Steffanelli and carried.

Roll Call: Ayes: Esposito, Nemeth, Steffanelli, Vandegrift
 Nays: None
 Absent: Lipsen, Messina
 Abstain: None

Claims for Payment

The Claims for Payment, as attached, was approved on motion by Mr. Esposito, seconded by Mr. Nemeth and carried.

Roll Call: Ayes: Esposito, Nemeth, Steffanelli, Vandegrift
 Nays: None
 Absent: Lipsen, Messina
 Abstain: None

**BOROUGH OF STOCKTON
BOROUGH COUNCIL**

**OFFICIAL MINUTES
APPROVED:**

**REGULAR MEETING
JULY 14, 2014**

Discussion: Parking Issues (ongoing discussion)

No additional discussion regarding parking was offered.

Council Liaison Reports

Mr. Esposito asked about the status of the reimbursement for the broken sewer pipe at 5 Bridge Street. Ms. Hovan said that nothing has been received from the property owner regarding their homeowners's insurance so that the Borough could reimburse the deductible that it agreed to fund at the last meeting. Ms. Hovan said she would check with the office to see if anything had come in that wasn't distributed yet. Mr. Esposito said he would ask Mr. Ent to follow up on the issue.

Mayor Giocondo announced the next meeting would be Monday, August 11, 2014. There being no further discussion, the meeting was adjourned at 8:09pm on motion by Mr. Vandegrift, seconded by Mr. Nemeth and carried.

Respectfully submitted,

Michele Hovan, RMC
Borough Clerk

RESOLUTION

NO. 2014-58

ADOPTED: September 8, 2014

WHEREAS, the law commonly known as the “Sunshine Law” requires that Borough Council meetings be open to the public except for the discussion of certain subjects; and

WHEREAS, the “Sunshine Law” requires that a closed session be authorized by Resolution;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Stockton that the following portion of this meeting shall be closed to the public; and

BE IT FURTHER RESOLVED, that the meeting shall adjourn at the end of the closed session; and

BE IT FURTHER RESOLVED, that the subjects to be discussed and the time of public release of the minutes of the closed session are indicated below:

<u>SUBJECT MATTER</u>	<u>TIME WHEN AND THE CIRCUMSTANCES UNDER WHICH THE SUBJECT MATTER CAN BE DISCLOSED</u>
Contract Negotiations	Upon conclusion of negotiations
Acquisition of Property	Upon conclusion of acquisition

ATTEST:

Michele Hovan
Borough Administrator/Clerk

Stephen P. Giocondo
Mayor