

REGULAR MEETING
AUGUST 11, 2008

The eighth regular meeting of the Mayor and Council of the Borough of Ogdensburg, Sussex County, New Jersey was held in the Council Chambers of the Borough Hall on August 11, 2008.

Mayor Sekelsky called the meeting to order at 7:00P.M.

Upon roll call, the following council members appeared and answered the call: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Notice requirements of the Open Public Meeting Act, N.J.S.A. 10:4-6 et. Seq. have been satisfied with a schedule of all meetings, together with the time, location and agenda of same being sent to the NEW JERSEY HERALD and NEW JERSEY SUNDAY HERALD and posted on the bulletin board January 2, 2008.

Mayor Sekelsky stated that the discussion on redevelopment with Borough Planner, Fred Suljic and his associate Bob Benecke, has been postponed until further notice. Attorney, John Ursin asked Mayor and Council if Mr. Suljic could also speak about the new COAH requirements and regulations and the new developers fee of 2% for new non-residential building.

Councilman Ciasullo moved, Councilman Hann seconded motion to open the public session of the meeting. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Vito Telischak, 21 Glenbrook Road inquired about agreement for access to his property. Mr. Telischak was informed by the Borough attorney that the agreement has just been given to council for review. There was a brief discussion on agreement. Councilman Hann moved, Councilman Altenburg seconded motion to accept agreement granting Mr. Telischak access to municipal property pending changes to be made. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Mr. Telischak also inquired about the house on Main Street being purchased by the Borough. Mayor Sekelsky informed Mr. Telischak the house is under contract. Mr. Telischak also asked about the Borough getting any money to help improve Main Street. Borough attorney informed Mr. Telischak when the Planner attends the next meeting the topic will be discussed. Emily Slockbower, 23 Richards Street complimented Mayor and Council on the gazebo and how nice it looks and also on the clean up of the house on Main Street. Mayor Sekelsky also mentioned there was a meeting with Sussex County Engineers regarding a speed reduction for Main Street and adding crosswalks in different areas of the Borough. Richard Predmore, 15 Predmore Road asked if we obtain the house on Main Street what is it going to be used for. Mayor Sekelsky answered that it is in discussion at the moment. There being no further business from the public, Councilman Hann moved, Councilman Ingerto seconded motion to close the public session of the meeting. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Councilman Altenburg moved, Councilman Ingerto seconded motion for approval of items on the Consent Agenda. Yeas: Altenburg, Blahut (abstain #1 & 2), Ciasullo (abstain #1 & 2), Hann, Ingerto, Peist (abstain #1).

Councilman Altenburg moved, Councilman Hann seconded motion to open the public hearing on the Amendment to the 2008 Municipal Budget. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Richard Predmore, commended everyone on council for the help with getting state aid and what a fine job they did. Mr. Predmore also commented on last year's taxes. Mr. Telischak inquired about the tax sale being moved up. Mayor Sekelsky spoke briefly on the Highland Avenue project.

There being no further comment from the public, Councilman Altenburg moved, Councilman Ingerto seconded motion to close the public hearing of the Amendment to the 2008 Municipal Budget. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Councilman Altenburg moved, Councilman Ingerto seconded motion for adoption of the Amendment to the 2008 Municipal Budget. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 1.

Councilman Ciasullo moved, Councilman Altenburg seconded motion for adoption of the 2008 Municipal Budget. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 2.

Councilman Ingerto moved, Councilman Altenburg seconded motion to open the public hearing on an ordinance entitled **AN ORDINANCE AMENDING CHAPTER II, SECTION 2-11 FEE SCHEDULE.** Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

There being no comment from the public, Councilman Ingerto moved, Councilman Blahut seconded motion to close the public hearing. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Councilman Ingerto moved, Councilman Hann seconded motion for adoption of said ordinance. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 3.

Councilman Altenburg moved, Councilman Hann seconded motion to open the public hearing on an ordinance entitled **AN ORDINANCE AMENDING THE SALARY OF THE CHIEF OF POLICE OF THE BOROUGH OF OGDENSBURG THEREFORE.**

There being no comment from the public, Councilman Altenburg moved, Councilman Ingerto seconded motion to close the public hearing. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Councilman Altenburg moved, Councilman Ingerto seconded motion for adoption of said ordinance. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 4.

Councilman Hann moved, Councilman Altenburg seconded motion to introduce an ordinance entitled **AN ORDINANCE FIXING THE SALARIES OF THE OFFICES AND EMPLOYEES OF THE BOROUGH OF OGDENSBURG AND REPEALING PRIOR ORDINANCES THEREFORE.**

BE IT ORDANED by the Mayor and Common Council of the Borough of Ogdensburg that:

1. The following salaries for the offices hereinafter set forth for the year 2008 beginning January 1st, and each year thereafter until amended or repealed, are hereby established and fixed as the salary to be paid for the offices wherein the salaries are set at fixed figures, and for the offices wherein a minimum and maximum range is set for the salaries, the salaries shall be paid to the holder of said offices within the minimum and maximum range set by resolution of the Mayor and Common Council, to wit:

Borough Clerk-----	\$7,500.00	\$55,000.00
Assessment Search Officer-----(\$10.00 per search up to)		1,000.00
Tax Collector-----	5,000.00	8,500.00
Assistant Tax Collector-----	4,000.00	8,000.00
Chief Financial Officer-----	5,000.00	75,000.00
Payroll Clerk-----	1,000.00	4,525.00
Tax Search Officer-----(\$10.00 per search up to)		1,000.00
Tax Assessor -----	3,200.00	18,000.00

Water Collector-----	8.00	16.00
Clerk Typist -----	10.00	16.00
Municipal Court Judge-----	1,200.00	25,000.00
Municipal Court Clerk Administrator-----per hour	15.00	22.00
per court session	50.00	100.00
(plus \$40 stipend call-out)		
Deputy Court Administrator-----per hour	8.50	22.00
per court session	40.00	90.00
(plus \$20-\$50 stipend call-out)		
Board of Health Sec./Recycl. Coord/Deputy Regist./Deputy Clerk		
----- per hour	8.00	15.00
Planning Board and Zoning Board Secretary/Administrative		
Officer-----per hour	10.00	20.00
Secretary to the Construction Official-----per hour	10.00	15.00
School Crossing Guard-----per day	20.00	42.00
Construction Code Enforcement Officer-----	6,000.00	7,546.00
Building Inspector-----	6,000.00	9,019.00
Electrical Inspector-----	5,000.00	5,305.00
Plumbing Inspector-----	4,000.00	5,517.00
Fire Protection Sub-code Official-----	4,000.00	6,446.00
Fire Official-----	2,000.00	2,800.00
Fire Prevention Specialist-----per hour	8.00	13.50
Emergency Management Coordinator-----	1,500.00	3,000.00
Supervisor/Public Works-----	40,000.00	63,000.00
Ass't. Supervisor/Public Works-----	25,000.00	40,000.00
(plus \$1,000 stipend)		
Public Works Repairer No. 1-----	20,800.00	36,000.00
(plus \$3,000 stipend/mechanic)		
Public Works Repairer No. 2-----	20,800.00	29,000.00
Emergency Snow Driver-----per hour	8.00	13.40
Lifeguard-----per hour	8.00	11.50
Substitute Lifeguard-----per hour	8.00	9.30
Water Plant Treatment Operator-----	1,500.00	7,800.00
Water Plant Treatment Operator (Fill In)-----per hour	8.00	14.50
Part-time Water Meter Reader-----per hour	8.00	14.50
Recycling Attendant-----per hour	8.00	15.00
Dog Census Taker-----per hour	8.00	12.50
Mayor-----		2,500.00
Council Member-----		2,000.00

2. The aforesaid salary ranges shall take effect as of January 1, 2007, and shall be paid at the times and in the manner established by resolution of the Borough Council for the payment of said salaries.

3. Overtime pay for Borough employees shall be determined by Article XIV, Section D of the Borough Employee's manual.

4. Longevity

a. Longevity Plan for the full time employees of the Borough of Ogdensburg, which was implemented as of January 1984, shall be as follows for 2007 and will be paid on or about December 1, 2007.

After completion of 5 years of service: 4%
After completion of 10 years of service: 5%

After completion of 15 years of service: 6%
After completion of 20 years of service: 7%

- b. January 1st of the year the employee is hired will be used to determine years of service.
- c. Effective January 1, 1996 longevity pay will be abolished for any new employee.
- d. Effective January 1, 1996 the current percentage rates of longevity will be frozen.
- e. All overtime pay shall be computed exclusive of longevity pay.

5. As of January 1, 2006, a Salary Guide for the Ogdensburg Police Department shall be negotiated as accepted Police Contract.

6. Bonuses, if any, shall be paid at the discretion of the Mayor and Council

7. All prior salary ordinances adopted by the Borough of Ogdensburg and any other ordinance or ordinances or portions thereof that may be inconsistent with the provisions of this ordinance are hereby rescinded.

8. This ordinance shall become effective upon adoption and publication according to law.
Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 5.

Councilman Ciasullo moved, Councilman Hann seconded motion for adoption of the following resolution.

WHEREAS, Chun T. Li, 9 Maljim Ct., Wayne, NJ 07470, has paid for a lien against Block 30 Lot 17 for the year 2005 in the amount of \$156.03 with interest and statutory fees of \$52.00 and sale cost of \$15.00 totaling \$223.03 plus premium of \$600.00.

WHEREAS, the homeowner paid the lien on said Block and Lot.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the proper officials be authorized and hereby instructed to refund the amount of \$823.03 to Chun T. Li. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 6.

Councilman Ingerto moved, Councilman Hann seconded motion for adoption of the following resolution.

WHEREAS, Jesse Wolosky, 1 Vista Drive, Sparta, New Jersey 07871, has paid for a lien against Block 30, Lot 17 for the year 2005 in the amount of \$532.18 with interest and statutory fees of \$66.86 and sale cost of \$15.00 totaling \$614.04 plus premium of \$200.00.

WHEREAS, the homeowner paid the lien on said block and lot.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the proper officials be authorized and hereby instructed to refund the amount of \$814.04 to Jesse Wolosky. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 7.

Councilman Blahut moved, Councilman Hann seconded motion for adoption of the following resolution.

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

WHEREAS, the Annual Report of Audit for the year 2007 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A5-6, and a copy has been received by each member of the governing body, and

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

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

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

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

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Ogdensburg, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 8.

Councilman Altenburg moved, Councilman Ingerto seconded motion for adoption of the following resolution.

BE IT HEREBY RESOLVED by the Mayor and Common Council of the Borough of Ogdensburg that the following annual salaries or other compensation shall be in effect, retro active beginning January 1, 2008:

Chief of Police.....\$103,936

FURTHER RESOLVED, that the Longevity Plan for all full time employees of the Borough of Ogdensburg hired prior to January 1, 1996 will be paid annually on or about December 1, 2008, as follows:

5 years of Service: 4%
10 years of Service: 5%
15 years of Service: 6%
20 years of Service: 7%

The percentage rates for longevity pay will be frozen as of January 1, 1996.

Any new hiree after January 1, 1996 will not be entitled to Longevity Pay.

FURTHER RESOLVED, January first of the year the employee is hired will be used to determine years of service.

Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 9.

Councilman Peist moved, Councilman Hann seconded motion for adoption of the following resolution.

WHEREAS, the Borough of Ogdensburg has applied to the New Jersey Department of Transportation for the resurfacing and drainage improvements for Highland Avenue; and

WHEREAS, the Borough of Ogdensburg has been awarded \$165,000 from the New Jersey Department of Transportation for such project; and

WHEREAS, a condition of the Agreement with the New Jersey Department of Transportation is that a construction contract must be awarded prior to July 21, 2009.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg to authorize CMX to start the design for the resurfacing and drainage improvements to Highland Avenue in 2008 allowing enough time to start construction in early spring of 2009. All work shall be performed in accordance with the CMX proposal dated April 8, 2008.

Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 10.

Councilman Hann moved, Councilman Ciasullo seconded motion for adoption of the following resolution.

BE IT HERBY RESOLVED by the Mayor and Common Council of the Borough of Ogdensburg to regretfully accept the resignation of Wendy Brick, Land Use Board Secretary effective August 13, 2008. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 11.

Councilman Peist moved, Councilman Ingerto seconded motion to go into executive session to have contract discussion. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Piest.

After returning from executive session Mayor and Council return to the regular meeting.

OLD BUSINESS

Councilman Ciasullo discussed having a property maintenance code. Borough Attorney has looked over our present codes and will do a rough draft, which will fit into the present codes.

The Tax Assessor will take on closed out record permits. Mayor informed council Mr. Kervatt has requested to be reimbursed \$400.00 for violations forms which he has used and has paid out of pocket.

NEW BUSINESS

Mayor Sekelsky mentioned that the Borough will be signing a contract to obtain the Shaner property. The price is \$40,000 plus the cost of the clean up which was \$5,000. Councilman Ciasullo informed Mayor and Council that Fred Rowett submitted a bill for \$3,000 for the demolition of the house on Main Street. Foundation was left in tacked and was just filled in. Councilman Altenburg moved, Councilman Hann seconded motion to cancel the August 25th meeting due to lack of quorum. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Mayor Sekelsky mentioned that the Historical Society had sent over a display for the State Fair and their effort was appreciated. Borough attorney, John Ursin, informed Mayor and Council that he has done an Ordinance on Affordable Housing Development Fees to be introduced at the next meeting. Mr. Ursin also mentioned that EBI, applicant for a cell tower being erected on top of the mine building has sent a letter asking the Borough if they would like to comment on a cell tower being erected on top of the Mine building and does the Borough want to circulate to other borough groups. Mr. Ursin informed Mayor and Council that he will be moving to another law firm named Courter, Kobert and Cohen. A resolution will be done appointing him to the new law firm. Councilman Hann moved, Councilman Ciasullo seconded motion appointing John Ursin to continue with the Borough of Ogdensburg under the law firm of Courter, Kobert and Cohen. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Mayor Sekelsky spoke briefly about Fireman’s Parade.

Departmental Finance Reports were handed in for review.

Councilman Hann moved, Councilman Altenburg seconded motion for review and payment of vouchers. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto Peist.

CURRENT FUND

DATE	CHECK #	PAID TO	AMOUNT
7/25/2008	22321	Aetna Inc	968.18
7/25/2008	22322	LINA	189.00
7/25/2008	22323	Embarq	491.75
7/25/2008	22324	Embarq	665.96
7/25/2008	22325	Horizon BC/BS of NJ	8,324.68
7/25/2008	22326	JCP&L	1,877.89
7/25/2008	22327	Mikes Mobil Maintenance	1,560.00
7/25/2008	22328	Neopost Leasing	126.78
7/25/2008	22329	Sussex County Municipal Clerk Assoc	20.00
7/25/2008	22330	The Fibar Group, LLC	1,787.00
7/25/2008	22331	US Express Leasing	330.00
7/25/2008	22332	Verizon Wireless	143.78
7/30/2008	22333	NJ Department of Community Affairs	406.00
8/11/2008	22334	Allied Oil LLC	3,927.13
8/11/2008	22335	CMX	468.75
8/11/2008	22336	CNP Fittest of NJ, LLC	525.00
8/11/2008	22337	Colfax, Daniel	150.00
8/11/2008	22338	D. Lovenberg's	260.00
8/11/2008	22339	Ferraioli, Wielkotz, Cerullo & Cuva	12,500.00
8/11/2008	22340	Galls Inc	171.98
8/11/2008	22341	IIMC	115.00

8/11/2008	22342	JCP&L	3,023.42
8/11/2008	22343	Jack Doheny Rentals	2,500.00
8/11/2008	22344	Jan-Mar Alarm Company	24.20
8/11/2008	22345	Li, Chun T.	823.03
8/11/2008	22346	Little, Jacob	1,215.88
8/11/2008	22347	Verizon Business	130.87
8/11/2008	22348	Mikes Mobil Maintenance	1,560.00
8/11/2008	22349	Montague Tool & Supply Co	892.12
8/11/2008	22350	Municipal Record Service	300.00
8/11/2008	22351	Municipal Software Inc	1,335.00
8/11/2008	22352	NJ Dept of Health & Senior Service	12.40
8/11/2008	22353	Rogut McCarthy LLC	8,465.47
8/11/2008	22354	Snook, Earl L., RMA/CMFO	1,200.00
8/11/2008	22355	Sussex County Assessor's Assoc.	50.00
8/11/2008	22356	Sussex County Lock & Safe	15.00
8/11/2008	22357	The Printing Center Inc	290.00
8/11/2008	22358	The Star-Ledger	1,158.26
8/11/2008	22359	USA Mobility	23.21
8/11/2008	22360	Valley Vision Care, LLC	230.50
8/11/2008	22361	William J. Mandara Assoc.	478.98
8/11/2008	22362	Winters Auto Parts, Inc	274.05
8/11/2008	22363	Wolosky, Jesse	814.04

			59,825.31
			=====
			59,825.31

WATER OPERATING ACCOUNT

DATE	CHECK #	PAID TO	AMOUNT
7/25/2008	3547	Mikes Mobil Maintenance	1,020.00
8/11/2008	3548	Beaver Run Farms	85.57
8/11/2008	3549	Borough of Ogdensburg	50.00
8/11/2008	3550	F.W. Bennett & Son, Inc. Garden State Laboratories,	248.04
8/11/2008	3551	Inc.	135.00
8/11/2008	3552	Hank Sanders Inc	1,895.00
8/11/2008	3553	Harris	1,548.66
8/11/2008	3554	Hyde, Thomas	116.40
8/11/2008	3555	JCP&L	3,739.04
8/11/2008	3556	Lozier, Rich	36.00
8/11/2008	3557	One Call Systems, Inc.	7.02
8/11/2008	3558	Ross, Chris	36.00
8/11/2008	3559	Smith, Ken	36.00
8/11/2008	3560	Struble, Jim	36.00
8/11/2008	3561	Treasurer, State of New Jersey	720.00

			9,708.73
			=====
			9,708.73

There being no further business, Councilman Blahut moved, Councilman Hann seconded motion to adjourn the meeting. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Meeting adjourned at 9:40 p.m.

Borough Clerk

Mayor