

REGULAR MEETING
FEBRUARY 11, 2008

The second 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 February 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, NJSA 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.

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

Fire Chief, Eric Slater attended the meeting to inquire about the status of the budget for the Fire Department. There being no further business from the public, Councilman Ingerto moved, Councilman Altenburg seconded motion to close the public session of the meeting. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Councilman Ingerto moved, Councilman Hann seconded motion to go into executive session to discuss personnel. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

After returning from executive session, Councilman Altenburg moved, Councilman Hann seconded motion to approve the following items on the consent agenda.

1. Approval of Minutes from January 14th, Regular Meeting
2. Approval of Minutes from January 28th, Special Meeting
3. Approval of Raffle License No. 448 for a Tricky Tray and License No. 449 for a 50/50 on March 16, 2008 to be held by the Ogdensburg Fire Department.

Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

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

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 Hann seconded motion to adopt said ordinance. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 1.

Councilman Altenburg moved, Councilman Ingerto seconded motion to introduce an ordinance entitled **AN ORDINANCE APPROPRIATING THE SUM OF \$20,000 FOR THE PURCHASE OF POLICE EQUIPMENT** on first reading. Public hearing and final passage is scheduled for March 10, 2008.

BE IT ORDAINED AND ENACTED by the Borough Council, of the Borough of Ogdensburg, County of Sussex, State of New Jersey as follows:

SECTION I: The sum of twenty thousand dollars (\$20,000.00) presently located in the General Capital Fund is hereby appropriated for the purchase of police equipment from the capital

improvement fund in the amount of five thousand dollars (\$5,000.00) and reserve for police equipment in the amount of fifteen thousand dollars (\$15,000.00).

SECTION 2: In connection with the amount authorized in Section 1 hereof, the Borough makes the following determinations:

- 1) The purpose described in Section 1 hereof is not a Current Expense and is a purchase the Borough of Ogdensburg may lawfully make as a capital purchase.
- 2) The period of usefulness of the purpose described in Section 1 hereof is in the limitation of said Local Bond law and according to the aggregate reasonable life thereof is five (5) years or longer.

SECTION 3: All ordinances or parts of ordinances, which are inconsistent with the terms of this ordinance be and the same hereby repealed to the extent of their inconsistency.

SECTION 4: This ordinance becomes effective immediately upon publication after adoption.
Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 2.

Councilman Ingerto moved, Councilman Altenburg seconded motion to adopt the following resolution.

WHEREAS, a Corrective Action Plan for the Audit Report Year of 2006 has been prepared and filed by Chief Financial Officer, Linda Padula; and

WHEREAS, said Plan has been reviewed by the Mayor and Council of the Borough of Ogdensburg.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Ogdensburg that the Corrective Action Plan for the Audit Report Year of 2006 is accepted and approved for filing in the Borough Clerk's Office.

Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 3.

Councilman Altenburg moved, Councilman Ingerto seconded motion to adopt the following resolution.

WHEREAS, the regulations governing the administration of the Municipal Court of the State of New Jersey require that each such Court have appointed a Prosecutor and at least one Alternate Prosecutor; and

WHEREAS, the Borough has by prior resolution appointed Andrew Fraser, Esq., as Prosecutor of the Ogdensburg Borough Municipal Court; and

WHEREAS, the Borough desires to appoint Lauren McFadden, Esq. and Victor Jusino, Esq. of the firm of Laddey, Clark & Ryan, LLP, either one of whom may serve Alternate Prosecutor in the absence of Mr. Fraser, to be paid at the same rate as that established for the Municipal Prosecutor.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Ogdensburg, that Lauren McFadden, Esq. and Victor Jusino, Esq. of the firm Laddey, Clark & Ryan, are appointed as Alternate Prosecutors for the Borough Municipal Court and either one of them may serve in the absence of Municipal Prosecutor Andrew Fraser, to be paid at the same rate as that established for the Municipal Prosecutor.

Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 4.

Councilman Ciasullo moved, Councilman Blahut seconded motion to adopt the following resolution.

BE IT HEREBY RESOLVED by the governing body of the Borough of Ogdensburg to authorize the Mayor to sign and the Clerk to attest to the Animal Control Contract Agreement with Sparta Township in the amount of \$16,761.00 commencing on January 1, 2008 through December 31, 2008.

Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 5.

Councilman Hann moved, Councilman Ingerto seconded motion to adopt the following resolution.

BE IT HEREBY RESOLVED by the Mayor and Common Council of the Borough of Ogdensburg that the annual salary for the Chief of Police is \$99,270.00 retroactive as of January 1, 2007. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 6.

Councilman Hann moved, Councilman Peist seconded motion to adopt the following resolution.

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Ogdensburg to increase Board of Health secretary, Donna Paiva's, salary \$2.00 per hour from \$10.50 to \$12.50.

BE IT FURTHER RESOLVED that this resolution be effective retroactive as of January 1, 2008. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 7.

Councilman Blahut moved, Councilman Hann seconded motion to adopt the following resolution.

WHEREAS, J & G Developers LLC obtained major subdivision approval from the Ogdensburg Borough Planning Board for property designated as Block 4 Lot 1 memorialized by Resolution dated June 20, 2005;

WHEREAS, the Borough of Ogdensburg and J & G Developers LLC entered into a Developer's Agreement in May of 2006;

WHEREAS, the Developer's Agreement contained a Performance Bond form attached as Exhibit E;

WHEREAS, the Borough's Engineer by letter dated January 23, 2008 and January 31, 2008 has recommended a revised schedule for the Performance Bond guarantee based upon work completed and current cost estimates;

WHEREAS, the revised bond schedule will result in the requirement that the developer post a Replacement Surety Bond in the amount of \$68,276.10;

WHEREAS, the cash bond schedule has been reduced from \$25,207.45 to \$7,589.25.

NOW IT IS THEREFORE RESOLVED that the Mayor is authorized to execute an Addendum to the Developer's Agreement between the Borough of Ogdensburg and J & G Developers LLC referenced above and that the Clerk is authorized to refund \$17,698.20 to the developer.

Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 8.

Councilman Peist moved, Councilman Altenburg seconded motion to adopt the following resolution

WHEREAS, John Amore has complied with Statue N.J.S.A. 48:16-13 et seq. for a Limousine License, and

WHEREAS, John Amore has paid the fee of \$50.00 and has submitted the necessary proof of insurance; and

WHEREAS Mr. Amore has had a criminal history report completed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council to grant Mr. John Amore a Limousine License in the Borough of Ogdensburg effective February 11, 2008.
Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 9.

Councilman Altenburg moved, Councilman Hann seconded motion to adopt the following resolution.

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Ogdensburg to refund to Robert E. Rothman, 409 Grand Avenue, Englewood, New Jersey 07631 the amount of \$19,336.74 for the redemption of tax lien No. 05-01 on Block 12, Lot 12. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 10.

Councilman Blahut moved, Councilman Hann seconded motion to adopt the following resolution.

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Ogdensburg to refund to Robert E. Rothman, 409 Grand Avenue, Englewood, New Jersey 07631 the amount of \$2,353.52 for double payment made on Block 26.05, Lot 4.
Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 11.

Councilman Ciasullo moved, Councilman Ingerto seconded motion to adopt the following resolution.

WHEREAS, Ogdensburg Borough has completed a Needs Assessment and Records Management Strategic Plan that has been approved by the New Jersey State Records Committee; and

WHEREAS, Ogdensburg Borough is now eligible to apply for PARIS Grant funding; and

WHEREAS, the County of Sussex is applying for a 2008 PARIS Grant from the State Division of Archives and Records Management to conduct a Records Purging Project as a Shared Service for participating Municipalities; and

WHEREAS, the State of New Jersey has made PARIS Grant funds available to assist county and municipal governments in their records management, preservation and storage efforts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that Ogdensburg Borough shall participate in the PARIS Grant Records Purging Project to be sponsored by the County of Sussex.
Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 12.

Councilman Hann moved, Councilman Ingerto seconded motion to adopt the following resolution.

WHEREAS, there has been an OPRA request for the minutes of the Borough Council's session minutes of January 28, 2008 and October 22, 2007; and

WHEREAS, it is the Borough's policy to review closed session minutes to determine if they can be released to the public; and

WHEREAS, the minutes have been reviewed with the Borough Attorney and the Council has concluded that there are no pending issues preventing the minutes from being released.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg to direct the Borough Clerk to release closed session minutes for the meeting dates of January 28, 2008 and October 22, 2007.

Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist. Copy attached as Schedule 13.

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

February 2008 Bill List - Current Fund
Check Register - (0110101001001) Cash Checking Lakeland

DATE	CHECK #	PAID TO	AMOUNT	
01/23/08	21885	Castimore, Jean	22.32	
01/23/08	21886	Petty Cash Fund	100.00	
01/23/08	21887	Sussex County Treasurer	676.47	
01/23/08	21888	Sussex County Treasurer	11.00	
01/23/08	21889	Sussex County Treasurer	58.79	
01/23/08	21890	Sussex County Treasurer	68.67	
01/23/08	21891	First Priority Emergency Vehicles	124,830.00	
01/28/08	21892	Treasurer, State of NJ	100.00	
01/28/08	21893	Aetna Inc	968.18	
02/01/08	9999	Payroll Account	46,387.12	Manual
02/05/08	21894	Ogdensburg Board of Education	175,518.00	
02/05/08	21895	Embarq	312.56	
02/05/08	21896	Embarq	867.24	
02/05/08	21897	JCP&L	4,812.03	
02/05/08	21898	Statewide Insurance Fund	86,799.00	
02/05/08	21899	Suburban Propane	10,442.36	
02/05/08	21900	Sussex County Treasurer	191,742.85	
02/05/08	21901	Sussex County Treasurer	6,322.98	
02/05/08	21902	Sussex County Treasurer	16,346.76	
02/05/08	21903	Sussex County Treasurer	20,255.77	
02/05/08	21904	Verizon Wireless	601.96	
02/11/08	21905	Allied Oil LLC	1,292.53	
02/11/08	21906	Certified Speedometer Service	102.00	
02/11/08	21907	Colfax, Daniel	1,950.00	
02/11/08	21908	Danforth's	248.99	
02/11/08	21909	Dover Brake & Clutch Co., Inc	248.33	
02/11/08	21910	Drouin, Phyllis	38.99	
02/11/08	21911	Geddis Sign Studio	1,414.00	
02/11/08	21912	Goffco Industries, Inc	133.81	
02/11/08	21913	Hayden's Towing & Repair	142.50	
02/11/08	21914	High Bridge Salt	3,308.85	
02/11/08	21915	Hollander, Strelzik, et al	1,138.50	
02/11/08	21916	Home Depot Credit Services	141.98	
02/11/08	21917	International Salt Co., LLC	23,960.13	
02/11/08	21918	JRF Tire Service, Inc.	1,231.00	
02/11/08	21919	Jan-Mar Alarm Company	44.00	
02/11/08	21920	Jess Tree Service	400.00	
02/11/08	21921	KELLER WELDING, LLC.	350.00	
02/11/08	21922	Kuiken Brothers	198.95	
02/11/08	21923	Little, Jacob	765.76	
02/11/08	21924	MCI	132.77	

02/11/08	21925	Magarino Ford & Mercury	69.27
02/11/08	21926	Municipal Clerks Assoc of NJ	100.00
02/11/08	21927	Municipal Software Inc	1,838.36
02/11/08	21928	NJ Department of Community Affairs	207.00
02/11/08	21929	NJ Planning Officials	66.00
02/11/08	21930	NJCM	295.00
02/11/08	21931	Neopost Leasing	253.56
02/11/08	21932	New Jersey Herald	487.35
02/11/08	21933	Newton Trophy & Sport Center LLC	114.00
02/11/08	21934	Ogdensburg Borough	200.55
02/11/08	21935	Public Works Assoc. of NJ	60.00
02/11/08	21936	Roemar Corp./B&R Uniforms	699.65
02/11/08	21937	Ross, Chris	37.50
02/11/08	21938	Smith Tractor & Equipment, Inc.	1,539.53
02/11/08	21939	Southard, Marie	7.00
02/11/08	21940	Statewide Insurance Fund	360.00
02/11/08	21941	Suljic, Fred	250.00
02/11/08	21942	Sussex County Chief's Association	350.00
02/11/08	21943	The Morville Agency	774.00
02/11/08	21944	The Woodland Group	1,154.25
02/11/08	21945	Township of Sparta	375.78
02/11/08	21946	Valley Vision Care, LLC	1,287.50
02/11/08	21947	Wallkill Valley Regional H.S.	70,965.87
02/11/08	21948	Zurich North America	4,142.00

			763,734.20
			46,387.12 Manual
			=====
			810,121.32

February 2008 Bill List - Water Operating Account
Check Register - (0510101001001) Cash - Checking - Lakeland

DATE	CHECK #	PAID TO	AMOUNT
01/23/08	3501	Treasurer, State of New Jersey	500.00
02/05/08	3502	JCP&L	3,582.20
02/11/08	3503	Clearwater Swimming Pools	498.75
02/11/08	3504	Garden State Laboratories, Inc.	405.00
02/11/08	3505	Lawler, Robert R.	865.65
02/11/08	3506	State of New Jersey-PWT	201.40
02/11/08	3507	Treasurer, State of New Jersey	4,225.00
			=====
			10,278.00
			=====
			10,278.00

OLD BUSINESS

Councilman Blahut inquired about update on the water tower. Water Commissioner, Robert Peist informed Mayor and Council that a dedicated telephone line from the well to the Booster tank would have been in excess of \$4,800 a year plus a \$754.00 installation

charge. This would be for connecting Well #3 to the Booster tank. Councilman Peist also mentioned that part of the regular maintenance for the tank is to have it drained so an evaluation can be done. Councilman Blahut mentioned that he has been trying to reach CMX's grant coordinator but has not been able to make contact with them and will keep trying.

NEW BUSINESS

Councilman Ingerto discussed a request from Danforth's to hold the boat show on Borough property. After a brief discussion, Councilman Ingerto moved, Councilman Altenburg seconded motion to authorize the use of Borough property for Danforth's boat show with required certificate of insurance. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Councilman Ingerto also discussed renewing the contract with D. Lovenberg's Portable Toilet Rentals Inc. Councilman Ingerto informed Mayor and Council that the prices have remained the same as last year. After a brief discussion, Councilman Ingerto moved, Councilman Altenburg seconded motion to renew the contract with D. Lovenberg's. Yeas: Altenburg, Blahut, Ciasullo, Hann, Ingerto, Peist.

Councilman Ciasullo informed Mayor and Council that he was working on getting the web site updated. Councilman Peist met with the engineer to inquire about putting a road in next to the stone wall by the Borough Hall, but was informed that the property is wetlands and would need to get a permit for the addition of a road. Mayor Sekelsky mentioned that he would like to put the oldest truck from the Department of Public Works and the old ambulance in for auction.

Departmental finance reports were handed in for review.

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

Meeting adjourned at 9:50 p.m.

Borough Clerk

Mayor