

REGULAR MEETING  
MAY 12, 2008

The fifth 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 May 12, 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, Ingerto, Peist. Absent: Hann.

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 presented a plaque to Dolores "Dee" Jones for Older American's month and also presented the First Aid Squad with a plaque for the month of May being Volunteer Rescue Squad month.

Councilman Blahut moved, Councilman Ingerto seconded motion to go into executive session to discuss personnel, CFO position, police and contracts, real estate. Yeas: Altenburg, Blahut, Ciasullo, Ingerto, Peist.

After returning from executive session, Borough Attorney informed Mayor and Council that Mr. Hart's attorney received a letter of resignation from Mr. Hart. Mr. Hart's letter will be forwarded to Department of Personnel. Councilman Ciasullo moved, Councilman Altenburg seconded motion to withdraw previous disciplinary actions from the Department of Personnel. Yeas: Altenburg, Blahut, Ciasullo, Ingerto, Peist.

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

Emily Slockbower, 27 Richards Street inquired about the junkyard. Borough Attorney informed Mrs. Slockbower that the junkyard had been abandoned several years ago and he has written to the owner asking for the current status of the business. The owner described his current business as a recycling business and his goal is to remove all vehicles from the property for the purpose of future sales. The Borough Attorney suggested to the governing body to refer the matter to the Land Use Board. Mrs. Slockbower asked about trees. Councilman Blahut explained that 250 trees will be donated by the organization for the Sparta Mountain Run. 100 trees will be planted by the school and 150 will be going up by Heater's pond. Councilman Blahut also informed Mrs. Slockbower that the flags will be going up. Councilman Peist answered Mrs. Slockbower's previously asked question regarding electrical pole on the corner of Passaic stating that JCP&L has been out to inspect the pole and said that it was safe. Mrs. Slockbower asked once again about cleanup on the fire on Main St. Attorney addressed her question by stating the Borough is moving forward. Joseph Burns, 17 Madison Ave. asked permission to hold the basketball camp again this year for 1<sup>st</sup> to 4<sup>th</sup> graders. Permission was granted. Chief of Fire, Eric Slater requested permission to use the ball field on July 26<sup>th</sup> for a car show. Councilman Blahut mentioned he would have to check on the date. Lisa Bowlby, 41 Yurchak Rd. inquired about the Web site asking if a high school student would be able to maintain it. Councilman Ciasullo responded to Mrs. Bowlby that the Borough has someone maintaining the web site, but will look into having a student as a volunteer. Mrs. Bowlby has asked about the gazebo. Councilman Ingerto informed Mrs. Bowlby that the gazebo has been ordered and will be coming in next week. After a brief discussion, Mrs. Bowlby stated she felt the money could have been used for something better than a gazebo. Mrs. Garen, 6 Marianne Tr, asked about transfer for police. Borough Attorney explained the transfer procedure. Mr. Bickerton, 144 Edison Ave. asked about a letter regarding Hawthorne Lake and Mr. Armstrong's property. Attorney responded that there is no action to

take regarding letter. Ed Christ, 169 Kennedy Ave. asked about the Building Department. Mayor Sekelsky informed Mr. Christ that the Borough is looking into shared services and are getting different quotes. Mr. Christ also inquired about the Police Department. Mayor informed resident that the Borough is keeping the Police Department. Margaret Alfano, 6 Ogden Way asked about Chief Lott whether he is using accumulated sick time or vacation time. Councilman Altenburg informed Mrs. Alfano that the Chief is using vacation time. Mr. Telischak asked if there is any way he can be notified of any correspondence that comes in regarding him. Borough Attorney responded to Mr. Telischak stating that if the governing body feels it is necessary he will be notified. Mr. Telischak gave a response letter to the council on action taken on November 26, 2007 meeting. Armond DeBlasio, 26 Richardsville Rd. talked about a drain by his house which isn't working properly, keeps backing up and causing a mess. Resident at 24 Richardsville Rd. made a complaint that the street was never cleaned properly after work had been done in front of his house. Richard Predmore, 15 Predmore Rd. commented about his property and getting an issue resolved with the town is sometimes difficult in response to Mr. DeBlasio's comments. Mr. Predmore mentioned that the Mayor and Council will do their best. There being no further business from the public, Councilman Altenburg moved, Councilman Ingerto seconded motion to close the public session of the meeting. Yeas: Altenburg, Blahut, Ciasullo Ingerto Peist.

Councilman Hann moved, Councilman Altenburg seconded motion for approval of consent agenda.

1. Approval of Minutes from April 3rd, Special Meeting
2. Approval of Minutes from April 14th, Regular Meeting
3. Approval of Minutes from April 28<sup>th</sup>, Special Meeting
4. Approval of Raffle Application No. 453 for a 50/50 to be held by St. Thomas of Aquin, RRC on September 7, 2008.

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

A correction was made to the March 24<sup>th</sup> minutes stating the reason for entering into executive session was to discuss personnel supervision.

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

Borough Auditor, Thomas Ferry attended the public hearing for the 2008 Municipal budget. Mr. Ferry explained that the Borough can not adopt the budget until they hear from the State regarding their application for State Aid. Mr. Ferry mentioned that the State cut \$229,000 from the state aid. Also mentioned that one tax point equals \$11,644.06 and the estimated tax rate for municipal is 1.940. It was also mentioned that because of the current situation the Borough will be doing estimated tax bills in July.

Councilman Altenburg moved, Councilman Ingerto seconded motion to open the public hearing on an ordinance entitled **AN ORDINANCE TO REPEAL SECTION 3-2 OF THE GENERAL ORDINANCES OF THE BOROUGH OF OGDENSBURG REGARDING LOITERING.**

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

Councilman Altenburg moved, Councilman Ingerto seconded motion for adoption of said ordinance. Yeas: Altenburg, Blahut, Ciasullo, Ingerto, Peist. Copy attached as Schedule 1.

Councilman Ingerto moved, Councilman Altenburg seconded motion to amend Ordinance on Chapter 3-3 Regarding Games of Chance to not charge a fee. Yeas: Altenburg, Peist. Nays: Blahut, Ciasullo, Ingerto.

Councilman Ingerto moved, Councilman Altenburg seconded motion to reintroduce an ordinance entitled **AN ORDINANCE TO REPLACE CHAPTER 3-3 OF THE GENERAL ORDINANCES OF THE BOROUGH OF OGDENSBURG REGARDING GAMES OF CHANCE** on first reading. Public hearing is scheduled for June 9<sup>th</sup> or thereabout.

**BE IT ORDAINED** by the Mayor and Council of the Borough of Ogdensburg in Sussex County, New Jersey as follows:

**Section 1.**

Section 3-3 of the General Ordinances of the Borough of Ogdensburg is here by replaced as follows:

Chapter 3-3: GAMES OF CHANCE

§ 3-3.1. Purpose.

This chapter is for the purpose of regulating all games of chance held, operated or conducted within the Borough, pursuant to the Acts of the Legislature of the State of New Jersey, known as the "Bingo Licensing Law," N.J.S.A. 5:8-24 et seq., and the "Raffles Licensing Law," N.J.S.A. 5:8-50 et seq., and in accordance with the rules and regulations issued or to be promulgated by the Legalized Games of Chance Control Commission in the Department of State of the State of New Jersey. All applications, licenses and proceedings in connection therewith shall be subject to the provisions of the Acts and the rules and regulations and any laws, rules and regulations hereafter enacted and shall be further subject to the provisions of this chapter.

§ 3-3.2. Eligibility; Conduct on Sunday.

A. Organizations eligible for license. A license to conduct a game of chance as authorized by law shall not be issued to any organization unless it is established in good faith within the State of New Jersey and actively engaged in serving one or more of the authorized purposes as defined by the rules and regulations of the Legalized Games of Chance Control Commission. The Municipal Clerk shall process all applications and issue the licenses where the applicant has received a license in the past from the Borough of Ogdensburg. New applications shall be presented to the Governing Body for approval.

B. Conduct of games on Sunday. It is lawful for the holder of a license for the operation of or conduct of games of chance issued by the Borough under the provisions of N.J.S.A. 5:8-24 et seq., known as the "Bingo Licensing Law" and N.J.S.A. 5:8-50 et seq., known as the "Raffles Licensing Law" to operate or conduct such games of chance as are permitted under the aforesaid statutes on Sunday.

§ 3-3.3. Fees; Waiver.

A. The municipal games of chance license application shall include a \$20.00 application fee. The fee due to the Borough shall be in addition to the fees required to be paid by the New Jersey Legalized Games of Chance Control Commission.

**Section 2** Partial invalidity.

If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

**Section 3** Effective date.

This ordinance shall become effective upon adoption and publication in accordance with Law. Yeas: Altenburg, Blahut, Hann, Ingerto, Peist. Copy attached as Schedule 2.

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

**WHEREAS**, the Borough of Ogdensburg and the neighboring municipalities have historically shared some municipal services in an effort to make municipal government more efficient and save taxpayers money; and

**WHEREAS**, the Borough of Ogdensburg is facing significant financial pressures with respect to its 2008 budget from many sources, including the proposed cuts in state aid; and

**WHEREAS**, the Borough of Ogdensburg is aware that there are grants available from the SHARE Program to fund feasibility studies of shared services, including shared police services.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough of Ogdensburg will apply for a SHARE grant to fund a feasibility study to examine the efficiency and cost savings that could be obtained by sharing police services.

**BE IT FURTHER RESOLVED** that the feasibility study shall include the Borough of Franklin, the Township of Hardyston, and Borough of Hamburg if these municipalities pass a matching Resolution within the next sixty (60) days.

**BE IT FURTHER RESOLVED** that if the Municipal Clerk receives a matching Resolution from one of these municipalities in the next sixty (60) days, the Mayor and Clerk shall coordinate a joint application for a SHARE grant to fund the feasibility study.

**BE IT FURTHER RESOLVED** that in the event that the feasibility study will cost the Borough of Ogdensburg more than \$1,000, the governing body shall reconsider this Resolution. Yeas: Altenburg, Blahut, Ciasullo, Ingerto, Peist. Copy attached as Schedule 3.

Councilman Altenburg moved, Councilman Blahut seconded motion for adopt the following resolution.

**WHEREAS**, Joseph Pezza, 3 Andre Court, Franklin, New Jersey 07416 has paid for a lien against Block 13, Lot 42 for the year 2003 in the amount of \$319.71 with interest and statutory fees of \$48.69 and sale cost of \$15.00 totaling \$383.40 plus premium of \$300.00; and

**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 \$683.40 to Joseph Pezza.

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

Councilman Altenburg moved, Councilman Blahut 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 7, Lot 2 for the years 2006 and 2007 in the amount of \$876.03 with interest and statutory fees of \$73.78 and sale cost of \$15.00 totaling \$964.81 plus premium of \$200.00; and

**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 \$1,164.81 to Jesse Wolosky.

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

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

WHEREAS, Allen Kumetz, 35 Division Avenue, Garfield, New Jersey 07026 has paid for a lien against Block 24, Lot 17 for the year 2006 in the amount of \$309.80 with interest and statutory fees of \$52.00 and sale cost of \$15.00 totaling \$383.30 plus premium of \$200.00; and

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 \$583.30 to Allen Kumetz.

Yeas: Altenburg, Blahut, Hann, Ingerto, Peist. Copy attached as Schedule 6.

WHEREAS, Chun T. Li, 9 Maljim Ct., Wayne, New Jersey 07470 has paid for a lien against Block 7, Lot 2 for the year 2005 in the amount of \$66.63 with interest and statutory fees of \$52.00 and sale cost of \$15.00 totaling \$133.63 plus premium of \$1,000.00; and

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 \$1,133.63 to Chun T. Li.

Yeas: Altenburg, Blahut, Ciasullo, Ingerto, Peist. Copy attached as Schedule 7.

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

**WHEREAS**, the Borough of Ogdensburg has traditionally provided its fire department and EMS with vehicles, equipment, and other assistance to facilitate their activities for the benefit of the residents of the Borough of Ogdensburg;

**WHEREAS**, the Ogdensburg First Aid Squad has recently taken possession of a new ambulance;

**WHEREAS**, the governing body has been informed by the Ogdensburg First Aid Squad that it no longer has a need for its old ambulance, which is a 1997 Ford ECO;

**WHEREAS**, the Ogdensburg Fire Department has indicated a need for a utility vehicle;

**WHEREAS**, the Ogdensburg Fire Department has inspected the 1997 Ford ambulance and has requested that the ambulance be assigned to the fire department.

**NOW, IT IS THEREFORE RESOLVED** that the Borough of Ogdensburg's 1997 Ford ECO ambulance shall be assigned to the Ogdensburg Fire Department until further resolution of the governing body. Yeas: Altenburg, Blahut, Ciasullo, Ingerto, Peist. Copy attached as Schedule 8.

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

CURRENT FUND

DATE	CHECK #	PAID TO	AMOUNT
04/16/08	9999	Payroll Account	2,283.09 Manual
04/16/08	9999	Depository Trust	3,420.00 Manual
04/16/08	22112	Winters Auto Parts, Inc	1,067.13

04/16/08	22113	Public Employee's Retirement System	3,777.88
04/16/08	22114	Waste Management of NJ	51,138.00
04/23/08	9999	Payroll Account	37,862.70 Manual
04/23/08	22115	Aetna Inc	968.18
04/23/08	22116	Embarq	503.26
04/23/08	22117	Embarq	659.61
04/23/08	22118	Horizon BC/BS of NJ	13,201.72
04/23/08	22119	JCP&L	1,815.63
04/23/08	22120	Mikes Mobil Maintenance	11,043.29
04/23/08	22121	Verizon Wireless	73.42
04/30/08	22122	LINA	378.00
04/30/08	22123	JCP&L	114.98
04/30/08	22124	MCI	131.16
04/30/08	22125	US Postal Service	135.00
05/07/08	22126	JCP&L	2,002.42
05/07/08	22127	Little, Jacob	1,442.64
05/07/08	22128	Municipal Software Inc	744.18
05/07/08	22129	Sussex County Treasurer	191,742.85
05/07/08	22130	Sussex County Treasurer	6,322.98
05/07/08	22131	Sussex County Treasurer	16,346.76
05/07/08	22132	Sussex County Treasurer	20,255.77
05/07/08	22133	TASC	500.00
05/12/08	22134	Abate Fence Inc	325.00
05/12/08	22135	Allied Oil LLC	1,499.83
05/12/08	22136	Appraisal Systems, Inc.	50,570.00
05/12/08	22137	Avaya, Inc.	176.64
05/12/08	22138	Horuzy, Thomas	135.00
05/12/08	22139	Jan-Mar Alarm Company	22.00
05/12/08	22140	KELLER WELDING, LLC.	272.50
05/12/08	22141	Kuiken Brothers	643.67
05/12/08	22142	Kumetz, Allen	583.30
05/12/08	22143	Laddey, Clark & Ryan	450.00
05/12/08	22144	Li, Chun T.	1,133.63
05/12/08	22145	Little, Jacob	439.52
05/12/08	22146	Looseleaf Law Publications, Inc.	153.60
05/12/08	22147	Lott, George O	599.87
05/12/08	22148	Moeller, Dennis	5,631.40
05/12/08	22149	Municipal Software Inc	919.18
05/12/08	22150	NJ Dept of Health & Senior Service	57.00
05/12/08	22151	NJ League of Municipalities	55.00
05/12/08	22152	Neopost Leasing	126.78
05/12/08	22153	New Jersey Herald	685.75
05/12/08	22154	New Jersey Herald	554.10
05/12/08	22155	HSBC Business Solutions	768.39
05/12/08	22156	Ogdensburg Board of Education	175,519.00
05/12/08	22157	Ogdensburg Parent-Teacher Org.	300.00
05/12/08	22158	Pezza, Joseph	683.40
05/12/08	22159	Pond House Watergardens	96.60
05/12/08	22160	Smith Tractor & Equipment, Inc.	409.95
05/12/08	22161	Space Farms Zoo & Museum	26.00
05/12/08	22162	Statewide Insurance Fund	572.00
05/12/08	22163	Struble, Jim	119.99
05/12/08	22164	Sussex County Municipal Utility	729.20
05/12/08	22165	Tee's Plus	298.80

05/12/08	22166	West	270.00
05/12/08	22167	Township of Sparta	9,033.10
05/12/08	22168	Township of Sparta, Police Dept.	10,712.50
05/12/08	22169	Treasurer, State of NJ	573.09
05/12/08	22170	US Express Leasing	660.00
05/12/08	22171	USA Mobility	69.59
05/12/08	22172	Valley Vision Care, LLC	1,709.95
05/12/08	22173	Wallkill Valley Regional H.S.	70,965.87
05/12/08	22174	William J. Mandara Assoc.	75.00
05/12/08	22175	Wolosky, Jesse	1,164.81
			-----
			664,155.87
			43,565.79 Manual
			=====
			707,721.66

WATER OPERATING  
ACCOUNT

DATE	CHECK #	PAID TO	AMOUNT
04/30/08	3522	JCP&L	3,509.46
05/07/08	3523	Hamburg Plumbing Supply Co	7.75
05/12/08	3524	Abate Fence Inc	125.00
05/12/08	3525	Hyde, Thomas	36.00
05/12/08	3526	Kuiken Brothers	78.49
05/12/08	3527	One Call Systems, Inc	19.20
			-----
			3,775.90
			=====
			3,775.90

OLD BUSINESS

Councilman Peist informed Mayor and Council that everything is ready to go with Mikes Mobile Maintenance to repair the pump and would like to order the parts to proceed. The cost of the parts will be \$11,405.10. Councilman Ciasullo informed Mayor and Council the charge for the upkeep of the Web site would be \$240. Mayor Sekelsky informed council that he will be doing wedding ceremonies.

NEW BUSINESS

Confirmation was given on payment for Appraisal Systems.

Departmental Finance reports were handed in for review.

There being no further business, Councilman Peist moved, Councilman Ingerto seconded motion to adjourn the meeting. All were in favor.

Meeting adjourned at 10:45p.m.

---

Borough Clerk

---

Mayor

