

REGULAR MEETING
FEBRUARY 8, 2010

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 8, 2010.

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

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

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 4, 2010.

Councilman Wood moved, Councilman Hann seconded motion to approve the following items on the Consent Agenda.

1. Approval of Minutes from January 11th – Regular Meeting
 2. Approval of Minutes from January 25th – Work Session
- Yeas: Blahut, Ciasullo, Hann, Ingerto (abstained #2), Wolstenholme, Wood.

Mayor Sekelsky opened the meeting with a brief discussion on the 2010 Budget. Packets were handed out to Council from CFO, Monica Goscicki for review by council. Ms. Goscicki ran through some of the numbers for Capital Expenditures and Water Budget. Ms. Goscicki stated the financial statements will be submitted this week and may need to adjust some numbers. It was also noted the 2010 Budget has to be introduced by March 28th.

Councilman Wood moved, Councilman Hann seconded motion to open the public session of the meeting on agenda items only. Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood.

There being no business from the public, Councilman Wood moved, Councilman Hann seconded motion to close the public session of the meeting. Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood.

Councilman Wood moved to table item number one under Resolutions, Appointment of Chief of Police. Councilman Wood feels it should be discussed in executive session. Councilman Hann seconded motion. Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood.

Councilman Wood moved, Councilman Ciasullo seconded motion to go into executive session to discuss litigation at 7:20 p.m. Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood.

Upon returning from executive session, Mayor Sekelsky announced that Council will not be taking any action tonight on item 9 on the agenda. Ms. Peia asked about her check being cashed. Ms. Peia, was told by council that they are reviewing the license and will be notified by the Borough Clerk of whatever decision is made. Ms. Peia mentioned that she was told by Judge Mulhern that she has to have her license by February 16th. The governing body authorized the Borough Attorney to contact the Judge to explain that Council is reviewing her license and to ask on behalf of Council to extend the time for

Ms. Peia to obtain a license. Ms. Peia was asked if she is operating the junkyard and she stated that she is not operating at this time and wants to sell the junkyard business.

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

WHEREAS, US Bank Custodian for Pro Capital I, LLC, 2 Liberty Pl., 50S 16th Street, Philadelphia, PA 19102 has paid for a lien against Block 3.08, Lot 1 for the year 2008, in the amount of \$7,145.87 with interest and statutory fees of \$444.48 and cost of sale \$100.00 totaling \$7,690.35.

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 here by instructed to refund the amount of \$7,690.35 to US Bank Custodian for Pro Capital I, LLC.

Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood. Copy attached as Schedule 1.

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

WHEREAS, Crusader Lien Services, 179 Washington Lane, Jenkintown, PA 19046 1328S, has paid for a lien against Block 14, Lot 7 for the years 2006, 2007, 2008 & 2009 in the amount of \$54,065.38 with interest and statutory fees of \$8,653.11 and sale cost of \$100.00 totaling \$62,818.49 plus premium of 9,100.00.

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 \$71,918.49 to Crusader Lien Services.

Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood. Copy attached as Schedule 2.

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

WHEREAS, U.S. Bank-Collection Agt/Sass Muni IV, 30 South 16th Street, Suite 1950, Philadelphia, PA 19102, has paid for a lien against Block 3.12, Lot 8 for the years 2001, 2002, 2004 and 2005 – 2009 in the amount of \$48,432.27 with interest and statutory fees of \$21,993.28 and sale cost of \$200.00 totaling \$70,525.55; 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 \$70,525.55 to U.S. Bank-Collection/Sass Muni IV.

Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood. Copy attached as Schedule 3.

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

WHEREAS, U.S. Bank-Cust/Sass Muni V dtr., 30 South 16th St.-Ste 1950, Philadelphia, PA. 19102, has paid for a lien against Block 3.12 Lot 8 for the years 2003

& 2004 in the amount of \$1,483.77 with interest and statutory fees of \$1,498.76 and sale cost of \$15.00 totaling \$2,997.53.

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 \$2,997.53 to U.S. Bank-Cust/Sass Muni V dtr.

Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood. Copy attached as Schedule 4.

Councilman Hann moved, Councilman Wood 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 \$17,439.00 an increase of \$318.00.

BE IT FURTHER RESOLVED this Agreement will be from January 1, 2010 through December 31, 2010.

Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood. Copy attached as Schedule 5.

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

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Ogdensburg to approve the contract for the Ogdensburg Public School for snow plowing.

BE IT FURTHER RESOLVED that this resolution is effective immediately subject to signed agreements.

Yeas: Blahut, Ciasullo, Hann, Wolstenholme, Wood. Abstained: Ingerto. Copy attached as Schedule 6.

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

WHEREAS Patrick Fitzgibbons is a life time resident of Ogdensburg, Sussex County, New Jersey born to Joseph P. Fitzgibbons Sr. and Loretta M. (Farrell) Fitzgibbons; and

WHEREAS Patrick Fitzgibbons who is a renowned member of the Sussex County Community, a prominent figure in the Borough of Ogdensburg who has served on the Borough Council and later served as Mayor from 1974 to 1978; is currently a trustee of St. Thomas of Aquin Roman Catholic Church; and

WHEREAS Patrick Fitzgibbons served on the Board of Directors of Franklin Hospital and the Alexander Linn/St. Clare's Hospital Board. He was Chairman of the Sussex County Cancer Society Fund Drive and a member of the Wallkill Valley Regional High School Feasibility Study Committee; and

WHEREAS Patrick Fitzgibbons is a member of the Sussex County St. Patrick's Day Parade Committee, on Saint Patrick's Day Patrick Fitzgibbons will join legions of other sons and daughters of the Emerald Isle or of Irish lineage in commemorating Saint Patrick and in proudly displaying the distinctive characteristics and exhibiting the spirit and enthusiasm of Irish-Americans and the people of Ireland; and

WHEREAS Patrick Fitzgibbons will be recognized during the seventh Annual Grand Marshal's dinner on February 20, 2010 at the Lake Mohawk Country Club.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg to proclaim our gratitude and appreciation to Patrick Fitzgibbons for his meritorious record of service to the community and extend sincere best wishes for a successful and enjoyable 2010 Saint Patrick's Day celebration.

Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood. Copy attached as Schedule 7.

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

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

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

WHEREAS, the County of Sussex is applying for a 2010 PARIS Grant from the State Division of Archives and Records Management to assist with the implementation of Electronic Document Management System (EDMS) technology offered 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 shall participate in the PARIS Grant Electronic Document Management System Implementation Project to be sponsored by the County of Sussex
Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood. Copy attached as Schedule 8.

Councilman Wood moved, Councilman Hann seconded motion to introduce and ordinance entitled **AN ORDINANCE TO AMEND CHAPTER III (POLICE REGULATIONS) OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF OGDENSBURG** on first reading. Public hearing is scheduled for March 8, 2010.

BE IT ORDAINED by the Ogdensburg Borough Council that Chapter III ("Police Regulations") of the Revised General Ordinances of the Borough of Ogdensburg be amended and supplemented to read as follows:

Section 1. Section 3 -1.1 shall be revised to read as follows:

Any person who shall violate any provision of this code or other ordinance of the Borough, where no specific penalty is provided regarding the section violated, shall, upon conviction thereof, be punishable by one or more of the following:

A fine not exceeding two thousand (\$2,000.00) dollars or imprisonment for a period not exceeding ninety (90) days or to a period of community service not exceeding ninety (90) days at the discretion of the Judge at the Municipal Court.

Section 2. Repealer. All ordinances or parts of ordinances or resolutions inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 3. Severability. If any provision of this ordinance or the application of this ordinance to any person or circumstances is held invalid, the remainder of this ordinance shall not be affected and shall remain in full force and effect.

Section 4. Effective Date. This Ordinance shall take effect after publication and passage according to law.

Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood. Copy attached as Schedule 9.

There was a brief discussion regarding the contract with the Ogdensburg school for snow plowing.

Also was discussed was the possibility of parking on school property.

Councilman Blahut moved, Councilman Hann seconded for a resolution to be adopted for authorization to have the parking lot and roadway around the Borough Hall named Fitz Way for the month of March.

THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg to name the parking lot and roadway around Borough Hall Fitz Way for the month of March.

Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood.

Councilman Ciasullo briefly discussed the geese permit. Councilman Ciasullo feels that if you are licensed, and have a water fowl license, proper shot gun and proper shot then you should be allowed to hunt the geese. Councilman Ingerto discussed the renewal contract for D. Lovenberg's Portable Toilet Rentals, Inc. in town. Their price has not increase from last year. Councilman Ingerto moved, Councilman Ciasullo seconded motion to renew the contract with D. Lovenberg's for 2010. Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood.

Council discussed an ordinance regarding parking on school property. This ordinance is active and the school can put up there signs for non-parking on school property. There was also a discussion on parking signs for snow covered roads.

NEW BUSINESS

Councilman Blahut asked if council had a chance to go over the package on Safe Route to Schools and if they had any questions. Councilman Blahut mentioned that he would like to take the next step but unfortunately found out that the state is not accepting any new applications. Councilman Blahut said he would talk with our grant person from CMX to see if there is anything else the Borough can look at. Councilman Ingerto informed Mayor and Council about a crack on the outside of the Municipal Building, which runs down the side of the building. Councilman Ingerto asked Dave Swindle to look at it. Mr. Swindle suggested having a structural engineer come in and look at it. Councilman Ingerto said he would contact CMX and have an engineer come in to inspect it. Mayor Sekelsky mentioned that he would like to take out all the trees on the drive way side of the Municipal Building next to the empty lot. Mayor Sekelsky would also like to look at the LOSAP program for the Fire Department and First Aid. There are different levels and this would have to go to referendum for the General election. Councilman Ciasullo said he would look into it. Further discussion will be forth coming.

OLD BUSINESS

Councilman Wood discussed the SEC TV contract. The attorney informed Mayor and Council that the public hearing has to be done first before the ordinance can be

introduced. Different drops and modem drops in different part of town were discussed. Public hearing will be scheduled for the March 8th meeting. Councilman Wood also discussed letter from Coded Systems with prices. Council would like to have a new contract drawn up with the new figures added. Councilman Wood discussed sick leave accrual. Presently, the state wants to cap sick leave at \$15,000. It was noted that towns in Sussex County vary with the amounts of pay out for sick leave. Council feels that now is the time to proceed if any changes are to be made. Further discussion will be forth coming. Councilman Wood mentioned that the PERC Hearing was put off. A second meeting will be scheduled for February 24, 2010. Councilman Wood also mentioned that he has spoken to the Chief of Police regarding Sparta coming into the Mutual Aid Agreement and the Chief stated that Sparta is not likely to come into the agreement. Mayor Sekelsky read the request from Dykstra regarding the proposal for Module 5 and will be sending down a letter to the Highlands asking them to review Dykstra's proposal and what items should be completed. There was a brief discussion on how many meetings the attorney should attend. Council felt attendance at the regular meeting would be sufficient.

Councilman Hann moved, Councilman Wood seconded motion to open the public session on non-agenda items. Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood.

Pat Sabourin, 15 Wilson Dr. thanked the Mayor and Council for their donations for her grand daughter and gave an update on her progress. Mrs. Sabourin also mentioned that there will be a blood drive on February 15th at the Sussex Community College and a fund raiser on February 21st. Flyers will be posted with all the information. Jean Castimore asked if there was any more information about the vacant lot on Rt. 517. Council informed her they are still waiting to hear.

There being no further business from the public, Councilman Hann moved, Councilman Wood seconded motion to close the public session of the meeting. Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood.

At 9:45 p.m. Councilman Hann moved, Councilman Wood seconded motion to go into executive session to discuss contract negotiations. Yeas: Blahut, Ciasullo, Hann, Ingerto, Wolstenholme, Wood.

After returning from executive session Mayor Sekelsky announced that 2010 is the 100th Anniversary for Scouting.

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

CURRENT FUND

DATE	CHECK #	PAID TO	AMOUNT
01/11/10	23518	517 Transmission & Automotive LLC	891.25
01/11/10	23519	Aetna Inc	959.84
01/11/10	23520	Allied Oil LLC	1,154.39
01/11/10	23521	Atlantic Communications	11,038.13
01/11/10	23522	Atlantic Salt	5,170.18
01/11/10	23523	Beyer Brothers	36.11
01/11/10	23524	Bodle, Bill	150.00
01/11/10	23525	CIGNA GROUP INSURANCE	189.00
01/11/10	23526	Central Parts Warehouse	967.48
01/11/10	23527	Courter, Kobert & Cohen, PC	6,617.83

01/11/10	23528	Covert, Don	150.00
01/11/10	23529	Crop Production Services	410.15
01/11/10	23530	Dave's Towne Service	4,981.42
01/11/10	23531	Decker's Fire and Safety Equip, Inc.	188.00
01/11/10	23532	Diamond Sand & Gravel, Inc.	1,274.94
01/11/10	23533	Dover Brake & Clutch Co., Inc	416.73
01/11/10	23534	Draeger Safety Diagnostics, Inc.	224.95
01/11/10	23535	Econo Signs LLC	1,423.38
01/11/10	23536	Falcon Cleaning	300.00
01/11/10	23537	Franek, Mike	150.00
01/11/10	23538	Gabrian, Robert	150.00
01/11/10	23539	Gunderman, Robert	150.00
01/11/10	23540	Hayden's Towing & Repair	50.00
01/11/10	23541	Heston, Jimmy	150.00
01/11/10	23542	Horizon BC/BS of NJ	6,393.97
01/11/10	23543	Houghtaling, Minard	150.00
01/11/10	23544	JCP&L	15.37
01/11/10	23545	Jan-Mar Alarm Company	24.20
01/11/10	23546	Jess Tree Service LLC	500.00
01/11/10	23547	Kasisky, Steve	150.00
01/11/10	23548	Kervatt, Kevin	150.00
01/11/10	23549	Keslo, Rick	150.00
01/11/10	23550	Kuiken Brothers	471.72
01/11/10	23551	Lafayette Auto Parts	686.10
01/11/10	23552	Lawler, Robert	150.00
01/11/10	23553	Little, Jacob	431.85
01/11/10	23554	Lozier, Rich	150.00
01/11/10	23555	Macko, Bill	150.00
01/11/10	23556	Mastero, Ron	150.00
01/11/10	23557	Moeller, Dennis	11,465.50
01/11/10	23558	Municipal Software Inc	435.00
01/11/10	23559	NJ Dept of Health & Senior Service	1.20
01/11/10	23560	Neopost - Supplies	151.99
01/11/10	23561	Neopost Leasing	301.74
01/11/10	23562	North Jersey Fire and Rescue Equip.	770.00
01/11/10	23563	Ogdensburg Board of Education	191,715.00
01/11/10	23564	Petty Cash Fund	100.00
01/11/10	23565	Ross, Chris	86.00
01/11/10	23566	Selective Insurance Company	4,633.00
01/11/10	23567	Sheehan, Mike	150.00
01/11/10	23568	Slater, Eric	150.00
01/11/10	23569	Smith, Christopher	150.00
01/11/10	23570	Smith, Ken	236.00
01/11/10	23571	State of New Jersey	272.34
01/11/10	23572	Struble, Jim	86.00
01/11/10	23573	Suburban Propane	4,687.45
01/11/10	23574	Sugar, Carolyn	150.00
01/11/10	23575	Sussex County Treasurer	782.37
01/11/10	23576	Sussex County Treasurer	23.15
01/11/10	23577	Sussex County Treasurer	64.65
01/11/10	23578	Sussex County Treasurer	32.79
01/11/10	23579	Swingle, Dave	150.00

01/11/10	23580	Theobald, Scott	150.00
01/11/10	23581	Treasurer, State of NJ	50.00
01/11/10	23582	US Express/Tygris	330.00
01/11/10	23583	USI Consulting Group, Inc.	1,950.00
01/11/10	23584	Varcadipane Jr, William J.	100.00
01/11/10	23585	Wallkill Valley Regional H. S.	64,953.10
01/11/10	23586	Washer 3rd, William	150.00
01/11/10	23587	Washer Sr., Bill	150.00
01/11/10	23588	Washer, Bob	150.00
01/11/10	23589	Washer, Robert	150.00
01/11/10	23590	Washer, Tom	150.00
01/11/10	23591	Watts, Rachel	90.00
01/11/10	23592	Western, James	150.00
01/11/10	23593	William J. Mandara Assoc.	150.00
01/11/10	23594	Wottle, Dennis	86.00
01/11/10	23595	Wottle, Dennis	150.00
01/11/10	23596	Wottle, Jamie	150.00
01/11/10	23597	Wottle, Jeff	150.00

			32,720.27
			=====
			332,720.27

GRANT FUND

DATE	CHECK #	PAID TO	AMOUNT
02/08/10	23663	Dykstra Associates, Inc.	9,000.00
02/08/10	23664	Goffco Industries, Inc	190.77

			9,190.77
			=====
			9,190.77

GENERAL CAPITAL

DATE	CHECK #	PAID TO	AMOUNT
02/08/10	6555	John Giannone	1,600.00

			1,600.00
			=====
			1,600.00

WATER CAPITAL

DATE	CHECK #	PAID TO	AMOUNT
02/08/10	107	CMX	1,171.75

			1,171.75

=====
1,171.75

WATER OPERATING

DATE	CHECK #	PAID TO	AMOUNT
02/02/10	3762	CenturyLink	19.90
02/02/10	3763	JCP&L	2,220.74
02/08/10	3764	G & H Service, Inc	48.30
02/08/10	3765	Garden State Laboratories, Inc.	225.00
02/08/10	3766	Hyde, Thomas	33.30
02/08/10	3767	One Call Systems, Inc.	9.90
02/08/10	3768	Philadelphia Business Forms Co.	450.00
02/08/10	3769	Ross, Chris	24.00
02/08/10	3770	Smith, Ken	10.00
02/08/10	3771	Struble, Jim	34.00
02/08/10	3772	Treasurer, State of New Jersey	4,380.00
02/08/10	3773	Winters Auto Parts, Inc	109.41
02/08/10	3774	Wottle, Dennis	10.00
02/08/10	3775	Wottle, Dennis	24.00

			7,598.55
			=====
			7,598.55

MUNICIPAL ADMIN TRUST

DATE	CHECK #	PAID TO	AMOUNT
02/08/10	1010	Crusader Lien Services	9,100.00

			9,100.00
			=====
			9,100.00

DEVELOPERS ESCROW

DATE	CHECK #	PAID TO	AMOUNT
02/08/10	107	CMX	1,171.75

			1,171.75
			=====
			1,171.75

Departmental finance reports were handed in for review.

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

Meeting adjourned at 10:45 p.m.

Borough Clerk

Mayor