

REGULAR MEETING

DECEMBER 8, 2014

The twelfth 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 December 8, 2014. Mayor Ciasullo called the meeting to order at 7:00 p.m.

Upon roll call, the following Council members appeared and answered the call: Astor, McGuire, Hutnick, Opilla, Rizzo. Absent: Amodeo. Also in attendance was Borough Attorney Richard Brigliadoro.

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 on January 2, 2014.

Councilman Opilla moved, Councilman McGuire seconded motion for approval of items listed on the Consent Agenda.

CONSENT AGENDA

1. Approval of Minutes from Regular Meeting of November 10, 2014.
2. Approval of Minutes from Work Session of November 24, 2014.
3. Approval of Resolution for 2015 Holidays
4. Approval of Resolution for Risk Management Consultant
5. Approval of Resolution to Join (Renew) The Fund
6. Approval of Resolution for Water Credits
7. Approval of Resolution for Tax Collector

Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo.

Councilman Opilla moved, Councilman McGuire seconded motion for adoption of the following resolution.

BE IT HEREBY RESOLVED to amend the holiday schedule and that the following holidays will be observed in the Borough of Ogdensburg in 2015 and no Borough business will be transacted on these days:

January 1st -----	New Year's Day
February 16th -----	President's Day
April 3rd-----	Good Friday
May 25th -----	Memorial Day
July 4th -----	Independence Day
September 7th -----	Labor Day
October 12th -----	Columbus Day
November 11th-----	Veterans' Day
November 26th & 27th-----	Thanksgiving Holiday
December 24 th & 25 th -----	Christmas Recess

* If a scheduled holiday falls on a Saturday, the Friday before shall be observed as the holiday; if a scheduled holiday falls on a Sunday, the Monday after shall be observed as the holiday.

Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo. Copy attached as Schedule 1.

Councilman Opilla moved, Councilman McGuire seconded motion for adoption of the following resolution.

WHEREAS, The Borough of Ogdensburg (hereinafter "LOCAL UNIT") has joined the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 et seq; and

WHEREAS, the Bylaws require participating members to appoint a Risk Management Consultant, as those positions are defined in the Bylaws, if requested to do so by the Fund; and

WHEREAS, the Fund has requested its members to appoint individuals or entities to that position; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Borough of Ogdensburg in the County of Sussex and State of New Jersey as follows:

1. The Borough of Ogdensburg hereby appoints The Morville Agency, a division of Gallagher Bollinger, Arthur J. Gallagher & Co. as its local Risk Managements Consultant.
2. The Mayor and the Risk Management Consultant are hereby authorized to execute the Risk Management Consultant's Agreement for the year 2015 in the form attached hereto.

Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo. Copy attached as Schedule 2.

Councilman Opilla moved, Councilman McGuire seconded motion for adoption of the following resolution.

WHEREAS, a number of local units have joined together to form the Statewide Insurance Fund ("FUND"), a joint insurance fund, as permitted by N.J.S.A. 40A:10-36, *et seq.*; and

WHEREAS, Borough of Ogdensburg ("LOCAL UNIT") has complied with relevant law with regard to the acquisition of insurance; and

WHEREAS, the statutes and regulations governing the creation and operation of joint insurance funds contain elaborate restrictions and safeguards concerning the safe and efficient administration of such funds; and

WHEREAS, the LOCAL UNIT has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

WHEREAS, the LOCAL UNIT agrees to be a member of the FUND for a period of three (3) years, effective from **January 1, 2015** terminating on **January 1, 2018** at 12:01 a.m. standard time; and

WHEREAS, the LOCAL UNIT has never defaulted on claims, if self-insured, and has not been canceled for non-payment of insurance premiums for two (2) years prior to the date of this Resolution.

NOW, THEREFORE, BE IT RESOLVED that the LOCAL UNIT does hereby agree to join the Statewide Insurance Fund; and

BE IT FURTHER RESOLVED that to the extent required by law, the Local Unit shall provide notice of the Indemnity and Trust Agreement to the Office of the State Comptroller; and

BE IT FURTHER RESOLVED that the LOCAL UNIT will be afforded the following coverage(s) as marked "Yes":

	<u>YES</u>	<u>NO</u>
Workers' Compensation & Employer's Liability	X	
Liability, Property, Crime-Faithful Performance and Fidelity,	X	
Inland Marine, Boiler and Machinery, Comprehensive General	X	

Liability, Auto Liability, Auto Physical Damages
and Professional Liability

X

Pollution Liability

X

BE IT FURTHER RESOLVED that Robert McGuire (*name of member employee*) is hereby appointed as the LOCAL UNIT's Fund Commissioner and is authorized to execute the application for membership and the accompanying certification on behalf of the LOCAL UNIT; and

BE IT FURTHER RESOLVED that the LOCAL UNIT's Fund Commissioner is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying the membership in the FUND as required by the FUND's Bylaws and to deliver same to the Administrator of the FUND with the express reservation that said documents shall become effective only upon the LOCAL UNIT's admissions to the FUND following approval of the FUND by the New Jersey Department of Banking and Insurance.

Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo. Copy attached as Schedule 3.

Councilman Opilla moved, Councilman McGuire seconded motion for adoption of the following resolution.

WHEREAS, residents have been overcharged for their water bills; and

WHEREAS, a credit will be issued to the resident/residents account for the overcharge.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the following resident/residents will receive credit for an overbilling on their account.

<u>Name</u>	<u>Account #</u>	<u>Amount</u>	<u>Reason</u>
George Faasse	7800	\$864.92	Overbilled due to Cubic foot meter

Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo. Copy attached as Schedule 4.

Councilman Opilla moved, Councilman Hutnick seconded motion to adopt the following resolution.

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Ogdensburg to appoint Regina Flammer to the position of Tax Collector pending a background check.

BE IT FURTHER RESOLVED that she will work two hours a week and her salary will be \$6,500 a year.

BE IT FURTHER RESOLVED that this resolution is effective as of December 8, 2014.

Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo. Copy attached as Schedule 5.

Councilman McGuire read the following regarding Determination and Award of Certificate. Bond Anticipation Notes in the amount of \$760,250 dated December 5, 2014 with a maturity date of December 5, 2014 with a maturity date of December 5, 2015 was awarded to Sussex Bank. Interest rate per annum (payable at maturity) is 1.00%

OLD BUSINESS

Councilman McGuire informed Mayor and Council that the new Tax Collector's hours will be Tuesdays from 3:30 p.m. to 5:30 p.m. instead of 2:30 p.m. to 4:30 p.m. Councilman Opilla discussed the water valve replacement for Edison Road and informed Mayor and Council that Rob Lawler, Water Treatment Supervisor will be ordering the valve. Mayor asked DPW

Supervisor if the latter's were taken out of Heaters Pond and also if the lane lines are out. Council discussed the purchase of new equipment for the Department of Public Works. The DPW Supervisor informed Mayor and Council that they are in need of a new Backhoe, a Mason Dump Truck and a pick up truck and gave different options regarding the purchase of these items over the next three years. Since the most valued piece of equipment that the DPW would need now would be the Backhoe the Council decided to start with the purchase of a new Backhoe. Councilman Hutnick informed Mayor and Council that Fire Engine No. 44 has a leaky radiator and will be going in the shop for repair.

NEW BUSINESS

Mayor Ciasullo mentioned briefly that there was a problem at 37 Bridge St. regarding water coming into the resident's basement from the neighbor's home, but it has been resolved. The Mayor also mentioned that the Christmas Party turned out well and everyone had a good time.

Councilman Hutnick moved, Councilman Opilla seconded motion to open the public session of the meeting. Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo.

John Kibildis, Vice President of the Historical Society presented information for short term /long term capital projects for the Historical Building for Council to review. Included with the information are estimates he obtained for new roofing for the Historical Museum building. Mr. Kibildis also mentioned that nothing needs to be done right now, but would like Council to review the information for future consideration. Vicky Schroeder, 60 Center Street stated that she received a letter from Mr. Walker, Interim Supervisor of Wallkill Valley High School saying that Ogdensburg had adopted the resolution concerning the tuition fee for Sussex Technical School and that she was not aware that the resolution had been adopted by Ogdensburg Council. It was explained to Ms. Schroeder why Council was in favor of having the fee paid by the County and not Wallkill Valley High School. There being no further business from the public, Councilman McGuire moved, Councilman Hutnick seconded motion to close the public session of the meeting. Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo.

Councilman McGuire moved, Councilman Opilla seconded motion to adopt the following resolution.

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg, County of Sussex, State of New Jersey, as follows:

The public shall be excluded from discussion of an action upon the hereinafter specified subject matter(s). The general nature of the subject matter to be discussed is as follows:

Contracts

It is anticipated at this time that the above stated subject matter will be made public when settled. Action may be taken on the above listed matter/matters or on other matters discussed in closed session. This resolution shall take effect immediately. Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo.

At 7:43p.m. Councilman McGuire moved, Councilman Opilla seconded motion to go into executive session to discuss contracts. Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo.

After returning from executive session at 8:00 p.m. Council discussed the new street lights and the fact that the bars that are on the poles are just for street signs and not to hang banners. The Mayor said he would call the Engineer to see what could be done if anything to be able to hand banners. Mayor and Council also spoke about the upgrade on Mr. Inglima's driveway and what they might be able to do to correct the situation. Mayor will check with the Borough Engineer regarding what the best course of action would be.

Councilman Opilla moved, Councilman Astor seconded motion for review and payment of vouchers. Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo.

Current

DATE	CHECK	PAID TO	AMOUNT
11/26/14	27273	Aetna Inc	1,467.40
11/26/14	27274	Allied Oil LLC	1,314.44
11/26/14	27275	LINA	175.50
11/26/14	27276	CenturyLink	1,467.02
11/26/14	27277	CenturyLink	129.79
11/26/14	27278	Elizabethtown Gas	223.59
11/26/14	27279	Horizon BC/BS of NJ	750.39
11/26/14	27280	Horizon BC/BS of NJ	1,536.12
11/26/14	27281	Horizon BC/BS of NJ	9,121.85
11/26/14	27282	JCP&L	1,762.39
11/26/14	27283	Petty Cash Fund	78.53
11/26/14	27284	Verizon Business	115.36
11/26/14	27285	Verizon Wireless	76.02
12/03/14	27286	Home Depot	47.20
12/05/14	27287	US Postal Service	158.00
12/05/14	27288	US Postal Service	98.00
12/09/14	27289	Advance Auto Parts	344.11
12/09/14	27290	Andreasen Tree Experts	225.00
12/09/14	27291	Atlantic Communications	412.74
12/09/14	27292	Braen Aggregates, LLC	333.21
12/09/14	27293	Certified Health & Safety Services,	995.00
12/09/14	27294	Certified Speedometer Service	111.00
12/09/14	27295	Deer Park Direct	36.02
12/09/14	27296	Falcon Cleaning	300.00
12/09/14	27297	Ferraioli, Wielkocz, Cerullo & Cuva	10,426.95
12/09/14	27298	Finch Fuel Oil Co., Inc.	1,082.40
12/09/14	27299	G&G Diesel Service, Inc	12,762.21
12/09/14	27300	Global Waste Industries, Inc.	13,049.63
12/09/14	27301	Gordon, Stephen	370.86
12/09/14	27302	Laddey, Clark & Ryan	400.00
12/09/14	27303	Marlin Business Bank	324.51
12/09/14	27304	Municipal Capital Corporation	295.00
12/09/14	27305	NJ League of Municipalities	110.00
12/09/14	27306	Neopost Leasing	165.37
12/09/14	27307	Ogdensburg Board of Education	190,773.00
12/09/14	27308	ProPay Inc	240.96
12/09/14	27309	Regina Rizzo	42.80
12/09/14	27310	Rogut McCarthy LLC	482.92
12/09/14	27311	Safran MorphoTrak	2,633.69
12/09/14	27312	Sparta Tire Distributors, Inc.	526.60
12/09/14	27313	Staples Business Advantage	573.46
12/09/14	27314	Staples Business Advantage	186.96
12/09/14	27315	Staples Business Advantage	220.47
12/09/14	27316	Township of Sparta, Police Dept.	12,904.25
12/09/14	27317	Township of Wantage	2,902.50

12/09/14	27318	Valley Vision Care, LLC	154.00
12/09/14	27319	Van Cleef Engineering Assoc. LLC	149.50
12/09/14	27320	Wallkill Valley Regional H.S.	96,549.92
12/09/14	27321	Weiner Lesniak LLP	368.00
12/09/14	27322	Weiner Lesniak LLP	590.41
12/09/14	27323	Weiner Lesniak LLP	2,400.00
12/09/14	27324	Weiner Lesniak LLP	416.00
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			372,381.05
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Payroll

DATE	CHECK	PAID TO	AMOUNT
11/14/14	273	Prudential Retirement	127.89
11/26/14	13326	Franklin Ogdensburg F.O.P.	420.00
12/01/14	274	Prudential Retirement	127.89
12/09/14	275	AFLAC	224.76
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			900.54
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Grant

DATE	CHECK	PAID TO	AMOUNT
11/17/14	27272	Jeanette Spooner	137.00
12/09/14	27325	Cherry, Weber & Associates, PC	698.00
12/09/14	27326	Creative Product Sourcing Inc	223.23
12/09/14	27327	Staples Business Advantage	27.89
12/09/14	27328	Sussex County Municipal Utility	114.80
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			1,200.92
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Water Operating

DATE	CHECK	PAID TO	AMOUNT
11/26/14	4423	JCP&L	1,147.31
12/09/14	4424	Advance Auto Parts	19.48
12/09/14	4425	Ferraioli, Wielkocz, Cerullo & Cuva	1,558.05
12/09/14	4426	Hach Company	171.24
12/09/14	4427	Staples Business Advantage	56.82
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			2,952.90
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Admin trust

DATE	CHECK	PAID TO	AMOUNT
12/09/14	2055	Wottle, Dennis	85.87
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			85.87
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Dog Fund

DATE	CHECK	PAID TO	AMOUNT
12/09/14	161	Green Monster Promos	<u>434.84</u>
			<u><u>434.84</u></u>

Departmental Finance Reports were handed in for review.

There being no further business, Councilman Astor moved, Councilman Hutnick seconded motion to adjourn the meeting. Yeas: Astor, Hutnick, McGuire, Opilla, Rizzo.

Meeting adjourned at 8:27 p.m.

Borough Clerk

Mayor