

WORK SESSION  
MAY 26, 2015

A work session of the Mayor and Common Council of the Borough of Ogdensburg, Sussex County, New Jersey, was held in the Council Chambers in the Borough Hall on May 26, 2015. Mayor Ciasullo called the meeting to order at 7:00 p.m.

Upon Roll Call the following Council Members appeared and answered the call:,  
Hutnick, McGuire, Opilla, Rizzo, Slater. Absent: Astor.

Notice requirements of the Open Public Meeting Act, NJSA 10:4:4-6 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 the New Jersey Sunday Herald, and posted on the bulletin board in the Borough hall on January 5, 2015.

Councilman McGuire moved, Councilwoman Rizzo seconded motion to open the public hearing on a **VACATING A RESTRICTION IN A DEED REGARDING REAL PROPERTY KNOWN AND DESIGNATED AS LOT 4.03, BLOCK 28 ON THE TAX ASSESSMENT MAP OF THE BOROUGH OF OGDENSBURG (V.F.W. PROPERTY)**. Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater.

There being no comment from the public, Councilman McGuire moved, Councilman Hutnick seconded to close the public hearing. Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater.

Councilman McGuire moved, Councilman Opilla seconded motion to adopt a resolution **VACATING A RESTRICTION IN A DEED REGARDING REAL PROPERTY KNOWN AND DESIGNATED AS LOT 4.03, BL. 28 ON THE TAX ASSESSMENT MAP OF THE BOROUGH OF OGDENSBURG (V.F.W. PROPERTY)**.

**WHEREAS**, pursuant to the Local Lands and Buildings Law under N.J.S.A. 40A:12-1 et. seq. a municipality has the right to acquire real property; and

**WHEREAS**, pursuant to Ordinance No. 9-90, the Borough of Ogdensburg conveyed to Lt. Robert A. Madden V.F.W. Post 10152 (“V.F.W.”) title to real property known and designated as Block 28, Lot 4.03 on the tax assessment map of the Borough of Ogdensburg (“the Property”) on July 11, 1990; and

**WHEREAS**, the Deed for the Property was recorded in the office of the Sussex County Clerk on August 21, 1990 in Deed Book 1748 page 072 (“the Deed”); and

**WHEREAS**, the Deed contains a restriction that the lands shall be used only for the purpose of the Lt. Robert A. Madden V.F.W. Post 10152 and not for commercial business, trade or manufacture and in the event said lands are not used in accordance with this limitation, title thereto shall revert to the Borough of Ogdensburg without any entry or re-entry made thereon on behalf to the Borough of Ogdensburg; and

**WHEREAS**, the Mayor and Council of the Borough of Ogdensburg introduced an ordinance permitting the Borough of Ogdensburg to acquire title to the Property known and designated as Block 28, Lot 4.03 on the tax assessment map of the Borough of Ogdensburg which ordinance was introduced on first reading on April 13, 2015 and adopted subsequent to a public hearing on April 27, 2015; and

**WHEREAS**, the V.F.W. conveyed the Property known and designated as Block 28, Lot 4.03 on the tax assessment map of the Borough of Ogdensburg to the Borough of Ogdensburg; and

**WHEREAS**, the Borough of Ogdensburg has published notice in accordance with N.J.S.A. 40:60-51.2 in order to conduct a public hearing, wherein the deed restriction set forth herein shall be waived, released or vacated; and

**WHEREAS**, the Borough of Ogdensburg has conducted a public hearing on May 26, 2015 in regard to waiving, releasing or vacating the deed restriction; and

**WHEREAS**, at the conclusion of the public hearing process, the Borough of Ogdensburg has determined that it is in public interest that the aforementioned deed restriction be waived, released or vacated and no longer in effect.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Ogdensburg, located in Sussex County, State of New Jersey:

1. The deed restriction set forth in a deed dated July 11, 1990 and recorded in the office of the Sussex County Clerk in Deed Book 1748-72 which deed was recorded on August 21, 1990 wherein the deed states a. "such lands shall be used shall be used only for the purpose of the Lt. Robert A. Madden V.F.W. Post 10152 and not for commercial business, trade or manufacture and in the event said lands are not used in accordance with this limitation, title thereto shall revert to the Borough of Ogdensburg without any entry or re-entry made thereon on behalf to the Borough of Ogdensburg"; and said deed restriction be and shall be waived, released or vacated and shall no longer be in effect.
2. The Mayor and Council of the Borough of Ogdensburg hereby authorize and direct the Mayor, Borough Clerk, Borough Attorney and such other officials, employees and agents of the Borough as may be necessary to prepare and execute any and all documents to effectuate the waiver, release or vacation of the deed restriction.

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

Councilman Hutnick moved, Councilman McGuire seconded motion to open a public hearing on an ordinance entitled **AN ORDINANCE APPROPRIATING THE SUM OF \$30,000 CURRENTLY LOCATED WITHIN GENERAL CAPITAL-CAPITAL IMPROVEMENT FUND BALANCE**. Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater.

There being no comment from the public, Councilman Hutnick moved, Councilman McGuire seconded motion to close the public hearing. Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater.

Councilman Hutnick, moved, Councilman McGuire seconded motion to adopt said ordinance. Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater. Copy attached as Schedule 2.

Councilman Hutnick moved, Councilman Opilla seconded motion for adoption of the Capital Budget Amendment in the amount of \$30,000 for the acquisition of a pick-up-truck. Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater. Copy attached as Schedule 3

**CAPITAL BUDGET AMENDMENT**

WHEREAS, the local capital budget for the year 2015 was adopted on the 20th day of April 2015:  
and,

WHEREAS, it is desired to amend said adopted capital budget section,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Ogdensburg, County of Sussex, that the following amendment(s) to the adopted capital budget section of the 2015 Budget be made:

RECORDED VOTE	(Hutnick	(	(	(
(Insert Last Names)	(McGuire	(	(	(
AYES	(Opilla	NAYS( None	ABSTAIN( None	ABSENT( Astor
	(Rizzo	(	(	(
	(Slater	(	(	(

FROM  
CAPITAL BUDGET (CURRENT YEAR ACTION)  
2015

1 Project	2 Project Number	3 Estimated Total Cost	4 Amounts Reserved in Prior Years	5a 2015 Budget Appropriation	5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid and other funds	5e Debt Authorized	6 To Be Funded in Future Years
Acquisition of pick up truck	3	26,000.00			26,000.00				
Total All Projects		26,000.00			26,000.00			0.00	

6 YEAR CAPITAL PROGRAM 2015-2020  
Anticipated Project Schedule  
and Funding Requirement

1 Project	2 Project Number	3 Estimated Total Cost	4 Estimated Completion Time	5 Funding Amounts Per Year					
				Budget Year 2015	Budget Year 2016	Budget Year 2017	Budget Year 2018	Budget Year 2019	Budget Year 2020
Acquisition of pick up truck	3	26,000.00	1 year	26,000.00					
Total All Projects		26,000.00		26,000.00					

6 YEAR CAPITAL PROGRAM 2015-2020  
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 Project	2 Estimated Total Cost	3 Current Year 2015	4 Future Years	4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid and Other Funds	BONDS AND NOTES			
							General	Liquidating	Assessment	School
Acquisition of pick up truck	26,000.00			26,000.00						
Total All Projects		26,000.00		26,000.00			0.00			

TO  
**CAPITAL BUDGET (CURRENT YEAR ACTION)**  
2015

1 Project	2 Project Number	3 Estimated Total Cost	4 Amounts Reserved in Prior Years	5a 2015 Budget Appropriation	5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid and other funds	5e Debt Authorized	6 To Be Funded in Future Years
Acquisition of pick up truck	3	30,000.00			30,000.00				
Total All Projects		30,000.00			30,000.00		0.00	0.00	

**6 YEAR CAPITAL PROGRAM 2015-2020**  
**Anticipated Project Schedule**  
**and Funding Requirement**

1 Project	2 Project Number	3 Estimated Total Cost	4 Estimated Completion Time	5 Funding Amounts Per Year						
				Budget Year 2015	Budget Year 2016	Budget Year 2017	Budget Year 2018	Budget Year 2019	Budget Year 2020	
Acquisition of pick up truck	3	30,000.00	1 year	30,000.00						
Total All Projects		30,000.00		30,000.00						

6 YEAR CAPITAL PROGRAM 2015-2020  
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 Project	2 Estimated Total Cost	Current Year 2015	Future Years	4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid and Other Funds	BONDS AND NOTES				
							General	Liquidating	Assessment	School	
Acquisition of pick up truck	30,000.00			30,000.00							
<hr/>											
Total All Projects	30,000.00			30,000.00		0.00	0.00				

Be It Further Resolved that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

It is hereby certified that this is a true copy of a resolution amending the capital budget section adopted by the governing body on the 26th day of May, 2015.

Certified by me

\_\_\_\_\_  
[DATE]

\_\_\_\_\_  
MUNICIPAL CLERK

TRENTON, NEW JERSEY

APPROVED \_\_\_\_\_, 2015



Councilman McGuire moved, Councilwoman Rizzo seconded motion for approval of the Consent Agenda.

1. Approval of resolution for the purchase of a Pick-Up Truck for DPW.
2. Approval of resolution for Governor's Council on Alcoholism & Drug Abuse.
3. Approval of resolution for Police Contract.
4. Approval of resolution for Police Salary Increases
5. Approval of resolution for appointment of A. Cahill as Court Administrator
6. Approval of resolution authorizing Borough Attorney to handle litigation on foreclosure with Federal National Mortgage Association and to defend the Borough re Hopkins vs. Byram et al.

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

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

**BE IT HEREBY RESOLVED** by the Mayor and Council of the Borough of Ogdensburg to purchase a 2016 F-350 XL 4x4 SD Regular Cab Truck through Ford Route 23 Automall, LLC under the Morris County Coop Contract –C21 in the amount of \$27,580.00 for the Department of Public Works.

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

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

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

**WHEREAS**, the Borough Council of the Borough of Ogdensburg, County of Sussex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

**WHEREAS**, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

**WHEREAS**, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Sussex.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Ogdensburg, County of Sussex, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Ogdensburg Municipal Alliance grant for fiscal year 2016 in the amount of :

DEDR        \$2,993.00

Cash Match    748.00

In-Kind       2,245.00

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED \_\_\_\_\_  
Steven Ciasullo, Mayor

**BE IT FURTHER RESOLVED** that this resolution supersedes any prior resolution.  
Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater. Copy attached as Schedule 5.

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

**BE IT HEREBY RESOLVED** by the Mayor and Council of the Borough of Ogdensburg that this resolution is written affirmation of approval by the governing Body to accept the contract between the Borough of Ogdensburg and FOP Lodge #57 from January 1, 2014 through December 31, 2015 signed by Mayor Ciasullo and attested to by the Borough Clerk.

Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater. Copy attached as Schedule 6.

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

**BE IT HEREBY RESOLVED** by the Mayor and Common Council of the Borough of Ogdensburg that the following annual salaries shall be in effect, retro active beginning January 1, 2014:

	January 1, 2014	January 1, 2015
Sergeant -----	\$93,244.00	\$95,009.00
Patrolman-----	\$88,244.00	\$90,009.00

	January 1, 2014	January 1, 2015
	Step 2	Step 3
Patrolman on anniversary	\$44,122.00	\$54,005.40

Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater. Copy attached as Schedule 7.

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

WHEREAS, Court Administrator, Aid Cahill was hired as provisional Court Administrator pending her Civil Service exam and the State of NJ Court Administrative exam and projects to be completed; and

WHEREAS, Aid Cahill has passed her Civil Service exam along with the statutory requirements by the State of NJ for the Court Administrator position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg to appoint Aid Cahill as permanent Certified Court Administrator effective May 26, 2015.

**BE IT FURTHER RESOLVED** that Ms. Cahill's salary will be increased to \$24/hr. effective May 26, 2015.

Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater. Copy attached as Schedule 8.

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

**BE IT HEREBY RESOLVED** by the Mayor and Council to authorize the Borough Attorney, Richard Briigliodoro to move forward with the litigation on a foreclosure with

Federal National Mortgage Association v Gemma and Charles Stapert and the Hopkins vs. Byram et al case.

Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater. Copy attached as Schedule 9.

Mayor briefly discussed Heaters Pond update. The Borough has received numbers for different options but they are not finalized as yet. Mayor Ciasullo mentioned that Memorial Day celebration was wonderful. Everything went well and there was a special mention for the 50<sup>th</sup> Anniversary for the Vietnam Veterans.

Councilman McGuire gave an update regarding the health benefits. After looking at different health plans the Borough has decided to go with United Healthcare Oxford. The major components of the plan are much better with lower deductible and lower maximum out of pocket and will be a better plan for the employees. The plan will go into effect June 1, 2015. Mayor mentioned that the pot holes will be fixed soon and he has not heard anything as of yet regarding the road resurfacing.

Councilman Opilla spoke about the valves on Edison Road. He received a quote from Mike's Mobile Maintenance for checking, inspecting the parts and/or repairing valves. Councilman Opilla mentioned that if the valves can be fixed the cost would be \$2,500.00. Mike's Mobile will check first to see if the valves are repairable. Councilman Opilla made a motion to have the valves inspected and repaired by Mike's Mobile Maintenance. Councilman Hutnick seconded the motion. Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater. Councilman McGuire briefly spoke about the purchase of a new postage machine and said he would have to look into it further to see if it would be better to lease or to buy.

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

There being no business from the public, Councilman McGuire moved, Councilwoman Rizzo seconded motion to close the public session of the meeting. Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater.

Councilman McGuire moved, Councilwoman Rizzo 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:

Shared Service Agreement

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: Hutnick, McGuire, Opilla, Rizzo, Slater.

At 7:50 p.m. Councilman McGuire moved, Councilwoman Rizzo seconded motion to go into executive session to discuss a shared service agreement. Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater.

After returning from executive session at 8:06 p.m. Council discussed recognition of Officer Geene and Sergeant Gordon for a life saving event to be done on June 8, 2015. There being no further business, Councilman McGuire moved, Councilman Hutnick seconded motion to adjourn the meeting. Yeas: Hutnick, McGuire, Opilla, Rizzo, Slater.

Meeting adjourned at 8:10 p.m.

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Borough Clerk

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Mayor