

REGULAR MEETING
JANUARY 9, 2017

The first 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 January 9, 2017. 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, Gunderman, Hutnick, Nasisi, Opilla, Slater. Also in attendance was Attorney, John Miller.

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 4, 2017.

Councilman Opilla moved, Councilwoman Slater seconded motion for approval of items on the Consent agenda.

1. Approval of Minutes from December 12, 2016 Regular Meeting
2. Approval of Resolution for Professional Services Contract without Competitive Bidding to Phoenix Advisors LLC for Continuing Disclosure Services.
3. Approval of Resolution for the Sussex County Multi-Jurisdictional Hazard Mitigation Plan.
4. Approval of Resolution for Department of Transportation Grant for Edison Rd.

Yeas: Astor, Gunderman (abstain #1), Hutnick, Nasisi (abstain #1), Opilla, Slater.

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

WHEREAS, the Borough of Ogdensburg, Sussex County, New Jersey has previously issued it bonds, bond anticipation notes and/or other debt obligation (the “Bonds”); and

WHEREAS, in connection with the issuance of certain Bonds and for purposes of assisting underwriters to comply with Rule 15c-12 under the Securities Exchange Act of 1934, the Borough of Ogdensburg has covenanted and/or entered into one or more undertakings or agreements to provide Continuing Disclosure Agent Services Agreements (the “CDA”) to the public marketplace; and

WHEREAS, Phoenix Advisors LLC provides such Continuing Disclosure Agent Services and is an independent registered municipal advisor under the SEC regulations; and

WHEREAS, the Chief Financial Officer has recommended that Phoenix Advisors LLC be retained to provide Continuing Disclosure Agent Services agreement services to the Borough of Ogdensburg.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Ogdensburg, Sussex County, State of New Jersey the following.

1. The Mayor and Borough Clerk be and are hereby authorized to execute a contract with Phoenix Advisors LLC for Continuing Disclosure Agent Services applicable to bonds and notes in an amount not to exceed \$950.00.
2. This contract is awarded without competitive bidding as a “Professional Service” pursuant to N.J.S.A. 19:44A-20 et seq. and the local public contract law.
3. The term of this contract shall be until December 31, 2017.

4. The total fee authorized for this contract shall not exceed \$950.00 without prior written approval of the Governing Body.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Borough Clerk.

Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater. Copy attached as Schedule 1.

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

WHEREAS the Borough of Ogdensburg, New Jersey has experienced natural hazards that result in public safety hazards and damage to private and public property; and

WHEREAS the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk; and

WHEREAS the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan; and

WHEREAS a *Hazard Mitigation Plan* (HMP) has been developed by the Mitigation Steering and Planning committees; and

WHEREAS the *Hazard Mitigation Plan* includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property; and

WHEREAS, the draft plan was provided to each participating jurisdiction and was posted on the Sussex County website so as to introduce the planning concept and to solicit questions and comments; and to present HMP and request comments, as required by law; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg

1. The *Sussex County Multi-Jurisdictional Hazard Mitigation Plan, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on May 31, 2016* by the Sussex County Sheriff's Office, Division of Emergency Management, is hereby adopted as an official plan of the Borough of Ogdensburg; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency management may be incorporated without further action.
2. The Borough of Ogdensburg departments identified in the HMP are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by HMP shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Mayor and Council and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The Sussex County Depute OEM Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Sussex County Sheriff's Office, division of Emergency Management, The status reports shall be submitted on a yearly basis by a predetermined date as agreed upon by all stakeholders.

PASSED by the Governing Body of the Borough of Ogdensburg this 9th day of January, 2017.
Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater. Copy attached as Schedule 2.

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

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Improvements to Edison Road project.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Ogdensburg formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2017-00187 to the New Jersey Department of Transportation on behalf of the Borough of Ogdensburg.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Ogdensburg and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater. Copy attached as Schedule 3.

Councilman Hutnick briefly stated that acceptance of the List of Officers, Members and Drivers of the Ogdensburg Fire Department was tabled at the Reorganization meeting to this meeting of January 9th due to an incorrect list. After Mayor and Council reviewed the corrected list, Councilman Hutnick moved, Councilwoman Slater seconded motion to accept the List of Officers, Members and Drivers of the Ogdensburg Fire Department for 2017. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater.

OLD BUSINESS

Mayor Ciasullo gave an update on Heaters Pond Dam. The paperwork for the permit has been submitted and the Borough is waiting for approval from the State for the permit. They have 90 days to review the paperwork and if everything is approved, the Borough is looking at a start date of September, 2017 and a completion date of somewhere around May of 2018. The pond closes in September and the work should be completed before the pond reopens. Councilman Opilla mentioned there is nothing new regarding the repair of the loop on Beardslee Hill Dr. Councilman Opilla hopes to have numbers for the budget meeting. Mayor Ciasullo mentioned that he has heard from Elizabethtown Gas Company with regard to hooking up gas lines for residential use. The Mayor mentioned that two years ago Elizabethtown Gas sent out letters to certain developments to hook up and they didn't get enough of a response back. They are interested again in sitting down and seeing if there is a possibility of running gas lines to residents. The Mayor will look into setting a meeting date for discussion with Elizabethtown Gas. Further discussion will be forth coming.

NEW BUSINESS

Mayor and Council have set a date of January 19th for the first budget meeting. After a brief discussion they will be having another budget meeting on January 26th at 5:30.p.m. Councilman Hutnick spoke about a letter he received from Chief George Lott, retired who also belongs to VFW Post 10152 regarding the installation of an appropriate grave marker for Robert Arthur Bulmer who was killed in Vietnam on August 14, 1968. They have received estimates of \$3,000 - \$3,500 to purchase the stone to include engraving and associated costs. The Ogdensburg VFW Post 10152 has already pledged \$1,000. The letter was asking for support to perpetuate Robert's memory and sacrifice in his service to our country. Since the time from when the letter went out, to today, Jan. 9th, 2017 a private citizen has donated the entire amount for the head stone and Chief Lott Ret. wanted to pass this information along. Councilman Astor spoke about the First Aid Squad not getting a delivery of oil. The matter was looked into and Finch Oil delivered oil to the First Aid Squad and the Fire Department. The cost for the First Aid Squad was \$286.00. The

Department of Public Works Supervisor was instructed to check all the other buildings to make sure they had enough oil.

Councilman Hutnick moved, Councilman Astor seconded motion to open the public session of the meeting. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater.

Sergeant Sanfilippo attended the meeting to address Mayor and Council on the success of the 2016 Drive Sober or Get Pulled Year End Holiday Crackdown grant. This is the third grant that the Police Dept. has done with the three grants totaling \$15,000. There was 300 hours of overtime, which would normally cost the town around \$20,000. With the grant the Police Department received \$15,000 to help pay for the difference. The Police Department had over 600 car stops and over 300 summonses were issued with 22 arrests which included DWI's, suspended drivers and warrants. It was a very successful program and Sergeant Sanfilippo wanted to thank Mayor and Council for their support during this grant. Mayor Ciasullo thanked Sgt. Sanfilippo for all the work he has done getting the grants and his appreciation along with Council's for all the work that has been done with each grant. Anastasia Schroeder attended the meeting to share with the Mayor and Council information regarding the Future Business Leaders of America. Ms. Schroeder stated she is running for FBLA State Secretary position and asked for consideration to be sponsored. She explained different activities that FBLA do and fund raisers they have. Mayor Ciasullo stated consideration for sponsorship will depend on the approval from the Chief Financial Officer. Councilman Hutnick moved, Councilwoman Slater seconded motion to sponsor Anastasia Schroeder to run for FBLA State Office position in the amount of \$250.00 matching what was done last year. The Mayor reiterated pending approval from the CFO.

Councilman Opilla moved, Councilman Astor 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:

Litigation

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, Gunderman, Hutnick, Nasisi, Opilla, Slater.

At 7:34 p.m. Councilman Opilla moved, Councilman Astor seconded motion to go into executive session to discuss litigation. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater.

After returning from executive session at 7:54 p.m. Councilman Astor moved, Councilwoman Slater second the motion for approval and payment of vouchers. Councilman Astor asked to hold out voucher No. 28787, Allied Oil, until it can be looked into. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater.

| Current | | | |
|-----------|-------|-------------------------|--------|
| DATE | CHECK | TO | AMOUNT |
| 1/10/2017 | 28787 | Allied Oil LLC | 974.00 |
| 1/10/2017 | 28788 | Atlantic Communications | |

| | | | |
|-----------|-------|----------------------------------|-----------|
| | | | 261.04 |
| 1/10/2017 | 28789 | B & R UNIFORM | 739.50 |
| 1/10/2017 | 28790 | Cargill, Inc. | 398.72 |
| 1/10/2017 | 28791 | Cargill, Inc. | 6,000.00 |
| 1/10/2017 | 28792 | CenturyLink | 955.19 |
| 1/10/2017 | 28793 | CenturyLink | 778.47 |
| 1/10/2017 | 28794 | Chemung Supply Corp | 974.44 |
| 1/10/2017 | 28795 | LINA | 175.50 |
| 1/10/2017 | 28796 | Cintas Corporation | 74.11 |
| 1/10/2017 | 28797 | Danforth's | 288.72 |
| 1/10/2017 | 28798 | Dave's Towne Service | 519.55 |
| 1/10/2017 | 28799 | Drouin, Phyllis | 40.70 |
| 1/10/2017 | 28800 | Elizabethtown Gas | 821.78 |
| 1/10/2017 | 28801 | Fail Safe Testing, LLC | 1,529.75 |
| 1/10/2017 | 28802 | G&G Diesel Service, Inc | 4,489.09 |
| 1/10/2017 | 28803 | Gempler's | 664.81 |
| 1/10/2017 | 28804 | Global Waste Industries, Inc. | 13,833.33 |
| 1/10/2017 | 28805 | Gordon, Stephen | 477.75 |
| 1/10/2017 | 28806 | Home Depot | 379.84 |
| 1/10/2017 | 28807 | Horizon BC/BS of NJ | 1,547.42 |
| 1/10/2017 | 28808 | Horizon BC/BS of NJ | 808.63 |
| 1/10/2017 | 28809 | Laddey, Clark & Ryan | 400.00 |
| 1/10/2017 | 28810 | Lafayette Auto Parts | 365.66 |
| 1/10/2017 | 28811 | Marlin Business Bank | 286.90 |
| 1/10/2017 | 28812 | MGL Printing Solutions | 67.75 |
| 1/10/2017 | 28813 | Municipal Record Service | 345.00 |
| 1/10/2017 | 28814 | New Jersey Herald | 205.60 |
| 1/10/2017 | 28815 | Newton Trophy & Sport Center LLC | 149.00 |
| 1/10/2017 | 28816 | NJ League of Municipalities | 342.00 |

| | | | |
|-----------|-------|-------------------------------|------------|
| 1/10/2017 | 28817 | NJCM | 295.00 |
| 1/10/2017 | 28818 | Ogdensburg Board of Education | 196,533.00 |
| 1/10/2017 | 28819 | Oxford Health Plans | 9,620.65 |
| 1/10/2017 | 28820 | Petty Cash Fund | 100.00 |
| 1/10/2017 | 28821 | ProPay Inc | 147.28 |
| 1/10/2017 | 28822 | Randolph Township | 1,100.00 |
| 1/10/2017 | 28823 | Registrars' Association of NJ | 50.00 |
| 1/10/2017 | 28824 | Ross, Chris | 207.26 |
| 1/10/2017 | 28825 | Selective Insurance Company | 6,332.00 |
| 1/10/2017 | 28826 | Staples Business Advantage | 473.19 |
| 1/10/2017 | 28827 | Struble, Jim | 866.76 |
| 1/10/2017 | 28828 | Sussex County Treasurer | 877.38 |
| 1/10/2017 | 28829 | Sussex County Treasurer | 24.94 |
| 1/10/2017 | 28830 | Sussex County Treasurer | 55.38 |
| 1/10/2017 | 28831 | Sussex County Treasurer | 5.36 |
| 1/10/2017 | 28832 | Treasurer, State of NJ | 25.00 |
| 1/10/2017 | 28833 | Verizon Wireless | 32.43 |
| 1/10/2017 | 28834 | Wallkill Valley Regional H.S. | 110,827.50 |
| 1/10/2017 | 28835 | Weiner Law Group LLP | 448.00 |
| 1/10/2017 | 28836 | Weiner Law Group LLP | 976.00 |
| 1/10/2017 | 28837 | Weiner Law Group LLP | 256.00 |
| 1/10/2017 | 28838 | Weiner Law Group LLP | 80.00 |
| 1/10/2017 | 28839 | Weiner Law Group LLP | 913.00 |
| | | | ----- |
| | | | 369,140.38 |

Water Operating

| DATE | CHECK | PAID | AMOUNT |
|-------------|--------------|-------------|---------------|
| 1/10/2017 | 4622 | Jackie Ward | 64.80 |
| 1/10/2017 | 4623 | JCP&L | 1,406.31 |

| | | | |
|-----------|------|----------------------------|----------|
| 1/10/2017 | 4624 | Staples Business Advantage | 4.74 |
| 1/10/2017 | 4625 | State of New Jersey-PWT | 211.77 |
| | | | ----- |
| | | | 1,687.62 |
| | | | ===== |
| | | | 1,687.62 |

Payroll

| DATE | CHECK # | PAID | AMOUNT |
|-----------|----------|-------|--------|
| 1/10/2017 | 359 2179 | AFLAC | 224.76 |
| | | | ----- |
| | | | 224.76 |

Grant

| DATE | CHECK # | PAID | AMOUNT |
|-----------|---------|-----------------------|--------|
| 1/10/2017 | 28840 | Center for Prevention | 150.00 |
| | | | ----- |
| | | | 150.00 |
| | | | ===== |
| | | | 150.00 |

Developers Escrow

| DATE | CHECK # | PAID | AMOUNT |
|-----------|---------|--------------------------------------|--------|
| 1/10/2017 | 2049 | Dolan & Dolan | 415.69 |
| 1/10/2017 | 2050 | Van Cleef Engineering Associates LLC | 62.50 |
| | | | ----- |
| | | | 478.19 |
| | | | ===== |
| | | | 478.19 |

Departmental Finance Reports were handed in for review.

There being no further business, Councilwoman Slater moved, Councilman Astor seconded motion to adjourn the meeting. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater.

Meeting adjourned at 7:57 p.m.

Borough Clerk

Mayor