

REGULAR MEETING
SEPTEMBER 11, 2017

The ninth 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 September 11, 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 Borough Attorney Richard Briigliodoro.

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 on January 4, 2017.

Councilman Astor moved, Councilman Opilla seconded motion for approval of items on the consent agenda.

1. Approval of Minutes from August 14th Regular Meeting
2. Approval of Minutes from August 28th, Work Session
3. Approval of Resolution to Authorize an Approval to Tax Exemption Pursuant to N.J.S.A. 54:4-3.30, Et Seq. for Alejandro R. Saldana, Bl. 3.08, Lot 6
4. Approval of Resolution for a Grant Application with the NJ Department of Transportation for the Milling and Resurfacing of Plant St.
5. Approval of Resolution for Judge John Mulhern's Resignation
6. Approval of Resolution for Waiving Section 3-6 Regulations for Municipal Recreation Areas of Ordinance 7-06, Sub-section 3-6.2 Regulations Swimming Area, Paragraph e.
7. Approval of Resolution for Borough Clerk, Phyllis Drouin Retirement
8. Approval of Resolution for Chapter 159, Drug Alliance.
9. Approval of Resolution for Cancellation of Municipal Alliance 2016 Grant Receivable and Appropriation Balances.

Council's approval of #3 is pending confirmation from Tax Assessor on name on paperwork from the VA. Council has tabled #6 for review and discussion of ordinance.

Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla Abstain #2), Slater.

Council discussed Ordinance 7-06, sub-section 3-6.2 paragraph e and agreed on a one time waiver for the Fire Department and ORA for 2017.

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

WHEREAS, on March 11, 2016 the Veterans Administration assigned a 100% disable Veteran rating to Alejandro R. Saldana, who physically resides at Block 3.08, Lot 6, 8 Adams Dr., Ogdensburg, N.J.; and

WHEREAS, the Borough Council approved the determination effective day May 16, 2017 on which Mr. Saldana fully exempt from paying property taxes, thus the Tax Collector entered it onto the tax records for the year 2017 effective May 16, 2017; and

WHEREAS, the amount adjusted is \$3,909.23 for the year 2017. An overpayment for May portion shall be refunded to Mr. Saldana in the amount of \$922.66.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ogdensburg, County of Sussex and State of New Jersey that Regina Flammer the Tax Collector be authorized to refund May portion of the second quarter and write off the third and fourth quarters of 2017 from the tax records.

BE IT FURTHER RESOLVED, that a certified copy of the resolution be forwarded to the Tax Collector, the Chief Financial Officer and Township Auditors for their records.

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

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

Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Milling and Resurfacing of Plant Street 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-2018-00100 to the New Jersey Department of Transportation on behalf of the Borough of Ogdensburg.

BE IT FURTHER RESOLVED that the 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 2.

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

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Ogdensburg to accept with regret Judge John Mulhern's letter of resignation as of December 31, 2017.

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

After discussion of Ordinance No. 7-06, Sub-section 3-6.2, Councilman Astor moved, Councilman Opilla seconded motion to return to the table for adoption the following resolution.

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Ogdensburg to allow the Fire Department, ORA and their vendors to sell and/or consume alcoholic beverages on Heater's Pond property during an event one time during the 2017 year.

Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater. Copy attached as Schedule 4.

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

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Ogdensburg to accept with regret Borough Clerk, Phyllis Drouin's letter of retirement effective as of November 30, 2017.

Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater. Copy attached as Schedule 5.

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

WHEREAS, N.J.S. 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Ogdensburg received notification from the County of Sussex that the Borough of Ogdensburg shall receive \$3,493.00 in payment of a grant award under the Municipal Alliance Program, and The Borough of Ogdensburg wishes to amend its 2017 Municipal Budget to include this amount as a revenue,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Ogdensburg, in the County of Sussex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2017 in the sum
of.....\$3,493.00

which is now available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with
Prior Written Consent of the Director of Local
Government Services-Public and Private Revenues Off-set with Appropriations:
Municipal Alliance on Drug and Alcohol Abuse

BE IT FURTHER RESOLVED that a like sum of\$3,493.00
be and the same is hereby appropriated under the caption of:

(A) Operations – Excluded from “CAPS” Public and Private Programs Offset By
Revenues Municipal Alliance on Drug and Alcohol Abuse
Local Match\$873.00

Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater. Copy attached as Schedule 6.

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

WHEREAS, there is a receivable with an offsetting appropriation from the County of Sussex for the 2016 Municipal Alliance Grant in the amount of \$99.96 and a cash match in the amount of \$26.00.

WHEREAS, this receivable is no longer collectible as revenue

NOW, THEREFORE, BE IT RESOLVED that the receivable, budget appropriation, and cash match be cancelled.

Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater. Copy attached as Schedule 7.

OLD BUSINESS

Mayor informed Council that there is nothing new with Heaters Pond Dam. The pond was treated and the pond water will be lowered soon so work can be started on the dam. Councilman Opilla informed Council that he received another quote for the repair of the Beardslee Hill Drive project from Rich Wingle Contractor, Inc. in the amount of \$21,300, which is \$4,000 more than Hank Sanders Inc., which is \$17,295.00 so the Borough will be using Hank Sanders Inc. The Mayor gave an update on Elizabethtown Gas. Some areas of town had a good response and other areas did not. Elizabethtown Gas feels that another notification to the public would help. Elizabethtown Gas is talking about possibly breaking ground by the end of the year. The Mayor would like to do one more mailer. Mayor mentioned that Presidents Estate is one of the areas that did not have a good response and would like to try and get more people to sign up. Councilman Hutnick spoke about Ogdensburg Day. Everything went off well, the weather was good and it was a great day. Councilman Hutnick feels the need to change the date since September has become a very popular month for other towns having activities as well. Council will discuss changing the date for next year’s event.

NEW BUSINESS

Councilman Hutnick spoke about moving the regular meeting in October from October 10th to October 11th so that Council will be able to attend Candidates night. After a brief discussion

Councilman Hutnick moved, Councilman Opilla seconded motion to change the October 10th, regular meeting to October 11th at the regular time in order for Council to attend Candidates night. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater. Councilman Opilla spoke about the pump house and working on a contract for repairs. Councilman Hutnick informed Mayor and Council that the First Aid Squad has donated their spot light to the Borough.

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

Vicky Schroeder, 60 Center St. spoke about getting information out to the residents who want to convert to gas and the cost to convert and also possibly have local contractors do the work. There being no further business from the public, Councilwoman Slater moved, Councilman Nasisi seconded motion to close the public session of the meeting.

Councilman Astor moved, Councilman Gunderman 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:

Police Contract

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 7:50 p.m. Councilman Astor moved, Councilman Gunderman seconded motion to go into executive session to discuss the police contract. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater.

At 8:45 p.m. after returning from executive session Councilman Gunderman moved, Councilman Nasisi seconded motion to form a negotiating committee with Councilmen Robert Gunderman, David Astor, and Peter Opilla. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater.

Councilman Nasisi moved, Councilwoman Slater seconded motion to reopen public session. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater.

Thomas Mannion, 126 Kennedy Ave. explained to Council that he has gotten behind on taxes and would like an extension and also if it would be possible to keep it out of tax sale. The Mayor said he would look into the matter and would like to put something in writing. The Mayor also said he will need to speak with the Tax Collector and the Attorney. There being no further business from the public, Councilman Nasisi moved, Councilwoman Slater seconded motion to close the public session. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater.

Councilman Astor moved, Councilman Opilla seconded motion for review and payment of vouchers. Yeas: Astor, Gunderman, Hutnick, Nasisi, Opilla, Slater.

Current

DATE	CHECK #	PAID TO	AMOUNT
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8/30/2017	29273	Alejandro Saldana	922.66
8/30/2017	29274	CenturyLink	958.57
8/30/2017	29275	CenturyLink	777.53
8/30/2017	29276	LINA	175.50
8/30/2017	29277	Horizon BC/BS of NJ	1,547.42
8/30/2017	29278	Horizon BC/BS of NJ	808.63
8/30/2017	29279	Horizon BC/BS of NJ	1,637.13
8/30/2017	29280	JCP&L	2,108.84
8/30/2017	29281	Oxford Health Plans	9,741.48
8/30/2017	29282	Verizon Business	155.44
8/30/2017	29283	Verizon Wireless	32.46
9/12/2017	29284	Agra Environmental Services	110.00
9/12/2017	29285	Airgas East	181.46
9/12/2017	29286	Allied Oil LLC	825.67
9/12/2017	29287	Aurora Computer Urgent Care LLC	655.95
9/12/2017	29288	Certified Speedometer Service	154.00
9/12/2017	29289	Certified Valuations, Inc	62.50
9/12/2017	29290	Clean Life Cleaning Services LLC	375.00
9/12/2017	29291	Complete Security Systems, Inc.	24.20
9/12/2017	29292	DCRP	43.90
9/12/2017	29293	Dell Marketing L.P.	79.00
9/12/2017	29294	Draeger, Inc.	299.00
9/12/2017	29295	Gempler's	218.00
9/12/2017	29296	Global Waste Industries, Inc.	13,833.33
9/12/2017	29297	Gordon, Stephen	32.85
9/12/2017	29298	Hamburg Plumbing Supply Co	427.50
9/12/2017	29299	JCP&L	1,489.54
9/12/2017	29300	Johnny on the Spot, LLC	467.70
9/12/2017	29301	Kenvil Power Mower	527.98
9/12/2017	29302	Kuiken Brothers	

			59.49
9/12/2017	29303	Laddey, Clark & Ryan	400.00
9/12/2017	29304	MGL Printing Solutions	75.00
9/12/2017	29305	Nielsen Chevy Inc.	133.42
9/12/2017	29306	NJ Advance Media	319.40
9/12/2017	29307	Ogdensburg Board of Education	200,479.17
9/12/2017	29308	Ogdensburg First Aid Squad	10,000.00
9/12/2017	29309	Ogdensburg Recreation Association	91.07
9/12/2017	29310	Peerless Concrete Products Co	2,644.50
9/12/2017	29311	Petro-Mechanics, Inc	852.55
9/12/2017	29312	ProPay Inc	184.94
9/12/2017	29313	ReadyRefresh	23.52
9/12/2017	29314	Repasy, William	588.00
9/12/2017	29315	Solitude Lake Management, LLC	2,830.00
9/12/2017	29316	Sussex County Community College	75.00
9/12/2017	29317	Township of Sparta, Police Dept.	13,627.00
9/12/2017	29318	Township of Wantage	3,079.75
9/12/2017	29319	Treasurer, State of New Jersey	100.00
9/12/2017	29320	Verizon Wireless	76.02
9/12/2017	29321	Wallkill Valley Regional H.S.	107,191.90
9/12/2017	29322	Wottle, Dennis	98.44

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381,602.41

Admin Trust

DATE	CHECK #	PAID TO	AMOUNT
8/30/2017	2116	Party Perfect Rentals, LLC	3,646.87
9/7/2017	2117	Repasy, William	300.00
9/7/2017	2118	Salvatore Germano Jr	375.00
9/12/2017	2119	Efrat Sharon	84.68
			===== 4,406.55

Water Op

DATE	CHECK #	PAID TO	AMOUNT
8/30/2017	4691	JCP&L	962.51
9/12/2017	4692	Agra Environmental Services	450.00
9/12/2017	4693	DCRP	16.48
9/12/2017	4694	JCP&L	1,533.83
9/12/2017	4695	One Call Concepts, Inc.	7.50
9/12/2017	4696	Smith Tractor & Equipment Inc.	2,322.00
			=====
			5,292.32

Dog Fund

DATE	CHECK #	PAID TO	AMOUNT
9/12/2017	199	NJ Dept of Health & Senior Service	5.40
			=====
			5.40

General Capital

DATE	CHECK #	PAID TO	AMOUNT
8/30/2017	1082	All American Environmental, LLC	2,500.00
9/12/2017	1083	Atlantic Communications	5,393.95
9/12/2017	1084	Ernies Painting	975.00
			=====
			8,868.95

Grant Fund

DATE	CHECK #	PAID TO	AMOUNT
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9/12/2017 29323 Sussex County Municipal Utility 250.00

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250.00

Departmental Finance Reports were handed in for review.

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

Meeting adjourned at 9:03 p.m.

Borough Clerk

Mayor