

**WORKSHOP MEETING MINUTES OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF OGDENSBURG
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM
June 25, 2018**

Mayor Slater called the meeting to order at 7:00PM.

Mayor Slater led the Pledge of Allegiance.

ROLL CALL: Hutnick, Nardini, Nasisi

Absent: Astor, Gunderman, Opilla

Also in attendance was Richard Briigliodoro, Borough Attorney.

STATEMENT BY MAYOR: “Notice requirements of P.L. 1975, Open Public Meeting Act, NJS10:4- 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 in the Borough Hall on January 3, 2018.”

Councilman Nardini moved Councilman Hutnick seconded motion for approval of items on the consent agenda.

CONSENT AGENDA

1. Reapproval of regular meeting minutes for May 29, 2018 for a correction on page 3 last paragraph first sentence change Mr. Briigliodoro to Mr. Szanyi.
2. Approval of regular meeting minutes and executive session minutes for June 11, 2018.
3. Resolution 60-2018 to ratify and reaffirm the Mayor and Council approval on June 11, 2018 of the assignment and transfer agreement for Solid Waste and Bulky Items Collection.
4. Resolution 62-2018 Authorizing the Borough Clerk to renew liquor license for the 2018-2019 licensing term.
5. Resolution 63-2018 Discharge of Mortgage dated March 20, 2010 between Margaret A. Alfano 6 Ogden Way and the Borough of Ogdensburg recorded in the Sussex County Clerk’s Office Mortgage Book 8764 Page 536.
6. Resolution 64-2018 awarding a change order to Ron-Jon Construction Corp contract awarded per the Borough of Ogdensburg resolution adopted August 14, 2017.

Upon Roll call Vote:

Yeas: Hutnick, Nardini, Nasisi

Nays: None Absent: Astor, Gunderman, Opilla Abstain None

Councilman Nardini moved Councilman Hutnick seconded motion for approval of items on the consent agenda.

Resolution 60-2018

WHEREAS, the Borough of Ogdensburg entered into a Contract with Global Waste Industries, Inc. (“Global Waste”) for Solid Waste And Bulky Items Collection And Disposal dated December 12, 2016; and

WHEREAS, Article XVII of the Contract entitled “Assignment or Subletting” provides that the Contractor covenants and agrees not to assign or sublet the work specified or covered under the terms of the Contract without the prior written approval of the Borough of Ogdensburg; and

WHEREAS, Global Waste has entered into an Assignment and Transfer Agreement with Blue Diamond Disposal Corp. (“Blue Diamond”) wherein Global Waste assigns and Blue Diamond agrees to accept and perform all obligations and services for the term remaining on the Contract dated December 12, 2016 entitled “Solid Waste and Bulky Items Collection and Disposal for the Borough of Ogdensburg”; and

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WHEREAS, Blue Diamond will provide recycling pickup commencing June 28, 2018 and continuing on every other Thursday for the remainder of the Contract term; and

WHEREAS, Blue Diamond has provided a Certificate of Liability Insurance in favor of the Borough of Ogdensburg, as well as providing a Performance Bond bearing Bond No. 41397659 through Platte River Insurance Company in the amount of \$166,000; and

WHEREAS, the Mayor and Council of the Borough of Ogdensburg at its public meeting on June 11, 2018, approved the assignment and transfer from Global Waste to Blue Diamond subject to the submission of the Performance Bond and Certificate of Insurance, as well as recycling commencing on June 28, 2018 and continuing every other Thursday through the remainder of the Contract term; and

WHEREAS, Blue Diamond has satisfied the conditions set forth by the Mayor and Council of the Borough of Ogdensburg to permit the assignment of the Contract from Global Waste to Blue Diamond,

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council of the Borough of Ogdensburg does hereby ratify and reaffirm its approval on June 11, 2018 of the Assignment and Transfer Agreement for Solid Waste and Bulky Items Collection and Disposal between Global Waste and Blue Diamond inclusive of recycling activities to be undertaken by Blue Diamond on June 28, 2018 and continuing on every other Thursday thereafter through the balance of the Contract term and subject to the Performance Bond and Certificate of Liability Insurance remaining in full force and effect throughout the Contract term.

Upon Roll call Vote:

Yeas: Hutnick, Nardini, Nasisi

Nays: None Absent: Astor, Gunderman, Opilla Abstain None

Councilman Nardini moved Councilman Hutnick seconded motion for approval of items on the consent agenda.

Resolution 62-2018

**RESOLUTION AUTHORIZING THE BOROUGH CLERK TO RENEW LIQUOR
LICENSES FOR THE 2018-2019 LICENSING TERM**

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX, STATE OF NEW JERSEY, THAT THE FOLLOWING APPLICATIONS FOR THE RENEWAL OF LIQUOR LICENSES IN THE BOROUGH OF OGDENSBURG FOR THE 2018-2019 LICENSING YEAR, EFFECTIVE JULY 1, 2018, BE AND THE SAME HEREBY APPROVED:

PLENARY RETAIL CONSUMPTION – \$414.00

LICENSE #	LICENSEE	ESTABLISHMENT	ADDRESS
1916-32-004-006	Stew N Dolly's Place LLC		46 Main Street

PLENARY RETAIL DISTRIBUTION - \$302.00

CLUB LICENSE - \$70.00

Upon Roll call Vote:

Yeas: Hutnick, Nardini, Nasisi

Nays: None Absent: Astor, Gunderman, Opilla Abstain None

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Resolution 63-2018

WHEREAS; a mortgage in the amount of \$11,300.00 was made on the 20th day of March, 2010 between Margaret A. Alfano, 6 Ogden Way, Ogdensburg, NJ 07439 the borrower and the Borough of Ogdensburg 14 Highland Ave, Ogdensburg, NJ 07439 the lender; and

WHEREAS; this mortgage was recorded in the Office of the Sussex County Clerk on August 2, 2010 in Mortgage Book 8764 Page 536; and

WHEREAS; the mortgage was paid in full on or about June 1, 2018, from Title Closing Services, LLC d/b/a Weichert Title Agency, 1909 Route 70 East, Cherry Hill, New Jersey 08003, check number 34439 in the amount of \$11,300.00;

NOW THEREFORE BE IT RESOLVED the Governing Body of the Borough of Ogdensburg authorize the Mayor and Clerk to sign the attached Discharge of Mortgage for Margaret A. Alfano, 6 Ogden Way, Ogdensburg, NJ 07439 Book 8764 Page 536 and send the executed Discharge of Mortgage to the aforementioned title company to have the mortgage discharged.

Upon Roll call Vote:

Yeas: Hutnick, Nardini, Nasisi

Nays: None Absent: Astor, Gunderman, Opilla Abstain None

Councilman Nardini moved Councilman Hutnick seconded motion for approval of items on the consent agenda.

Resolution 64-2018

RESOLUTION AWARDING A CHANGE ORDER TO RON-JON CONSTRUCTION CORP FOR THE HEATER'S POND DAM ARMORING UNDER RON-JON CONSTRUCTION CORP CONTRACT AWARDED PER THE BOROUGH OF OGDENSBURG RESOLUTION ADOPTED AUGUST 14, 2017.

WHEREAS, by Resolution Adopted on August 14, 2017 by the Governing Body of the Borough of Ogdensburg awarded a contract to Ron Jon Construction Corp. ("Ron-Jon") as the lowest responsible bidder for the Heater's Pond Dam Armoring; and

WHEREAS, per letter dated June 18, 2018 from Peter W. Olieman P.E. Project Manager, Cherry, Weber & Associates ("Project Manager") which states "The Purpose of the change order is to substitute polymer-modified mortar and concrete coating products for shotcrete treatment in the bid documents The original design for the project was to use shotcrete but during construction it was found that the existing concrete was in better condition than we originally anticipated and there was a larger quantity to resurface."; and

WHEREAS, the Project Manager represents in the June 18, 2018 letter that using the polymer-modified patching product would result in a cost savings compared to the final quantity for shotcrete and still provide a sound repair; and

WHEREAS, Ron-Jon has requested a change in the contract price due to this Change Order in the amount of \$8,895.50 to complete the project; and

WHEREAS, the Project Manager has reviewed the Change Order and concurs with the amount requested; and

WHEREAS, the Borough of Ogdensburg Chief Financial Officer has reviewed the available funds and has determined that sufficient funds are available to award the Change Order to the Contract.

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

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1. Ron Jon Construction Corp is awarded a Change Order in the amount of \$8,895.50 to substitute polymer-modified mortar and concrete coating products for the shotcrete treatment in the bid documents;
2. The Mayor is authorized to execute the aforesaid Change Order to the Contract with Ron Jon Construction Corp in accordance with the bid specifications and Ron Jon Construction Corp bid for Heater's Pond Dam Armoring;
3. The Change Order to the Contract shall be available for public inspection in the Municipal Clerk's Office.
4. This Resolution shall take effect immediately or as otherwise provided by law.

BE IT FURTHER RESOLVED the Chief Financial Officer of the Borough of Ogdensburg, states that there are legally appropriated funds within the Capital Fund-Account 04-215-55-939-021, to cover the cost of this change order.

Monica Goscicki, CFO

This certification is required on all contracts as per regulations of the Director of Local Government Services.

Upon Roll call Vote:

Yeas: Hutnick, Nardini, Nasisi

Nays: None Absent: Astor, Gunderman, Opilla Abstain None

ADOPTION OF ORDINANCE 04-2018

Mayor Slater read a motion is in order to adopt ordinance 04-2018 "AN ORDINANCE AMENDING AN ORDINANCE FIXING THE SALARIES OF OFFICES AND EMPLOYEES OF THE BOROUGH OF OGDENSBURG AND REPEALING PRIOR ORDINANCES THEREFORE."

Councilman Nardini made the motion to adopt Ordinance 04-2018. Seconded by Councilman Nasisi.

Councilman Nardini made a motion to open to the public for any comments regarding ordinance 04-2018. Seconded by Councilman Hutnick.

No one from the public stepped forward.

Councilman Nardini made a motion to close to the public for any comments regarding ordinance 04-2018. Seconded by Councilman Hutnick.

Upon Roll call Vote:

Yeas: Hutnick, Nardini, Nasisi

Nays: None Absent: Astor, Gunderman, Opilla Abstain None

RESOLUTION 61-2018

Councilman Nardini made a motion to adopt resolution fixing the salaries of certain officers and employees of the Borough of Ogdensburg. Seconded by Councilman Hutnick.

Upon Roll call Vote:

Yeas: Hutnick, Nardini, Nasisi

Nays: None Absent: Astor, Gunderman, Opilla Abstain None

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RESOLUTION 58-2018 CERTIFYING REVIEW OF THE 2017 AUDIT

Mayor Slater commented we are putting off resolution 58-2018 until the next meeting July 9, 2018.

Councilman Hutnick made a motion to table resolution 58-2018 certifying the Borough of Ogdensburg Governing Body has reviewed the 2017 Audit until the full Council is present at the next meeting July 9th. Seconded by Councilman Nasisi.

Upon Roll call Vote:

Yeas: Hutnick, Nardini, Nasisi

Nays: None Absent: Astor, Gunderman, Opilla Abstain None

RESOLUTION 59-2018 CORRECTIVE ACTION PLAN

Councilman Hutnick made a motion for resolution 59-2018 corrective action plan to be tabled until the next meeting July 9th and full Council is present. Seconded by Councilman Nasisi.

Upon Roll call Vote:

Yeas: Hutnick, Nardini, Nasisi

Nays: None Absent: Astor, Gunderman, Opilla Abstain None

OLD BUSINESS

Repair of Loop – no update

JCP & L – Mayor Slater commented on Avenue B and Plant Street the light was changed back to the old light so it is not blinding the residents there. They moved that LED light down to DPW so there is more light down there for now.

Elizabethtown Gas – Mayor Slater commented she met with Gene Buczynski, Borough Engineer and the contractor; they will start moving equipment on July 5th down to Marianne Estates and they will start July 9th. From Marianne Estates they will move to Beardslee Hill, then to Presidents and then Bettino. They are doing it in order of the number of residents that signed up for it.

Well Update – Councilman Nardini commented he did not get an update from Rob Lawler, the electrician was supposed to be out there very soon, and the other unit they should have been starting that instillation. Councilman Nardini commented he will have an update for the next meeting.

Water Personnel – Councilman Nardini commented we are not hiring water direct but he spoke to Councilman Astor, we have the job description out there. The ad was posted in the paper. We are waiting for applications; the deadline is July 15.

Health Insurance – No update.

Code Book Codification – Mayor Slater commented Robin has nicely finished the last of the requests that the company needed and we will be sending them shortly and hopefully this will be done.

Guard Shack – Mayor Slater commented thanks to Mr. Kalafut she believes everything is up there.

Councilman Nardini commented everything is secure to the shack they just started the fill, which is a slow process. Councilman Nardini commented Councilman Opilla was down there with DPW they did a beautiful job cleaning up; they added a lot of sand all around the beach area. The beach opened last weekend, today people were swimming besides swim team.

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Garbage Contract – Mayor Slater commented she believes the Borough received everything, recycling starts this Thursday and every other Thursday after that.

Councilman Nasisi commented there was a problem on his block and explained the situation, the garbage truck came back to pick up a 64 gallon can. Councilman Nasisi was told by the man on the back of the truck the towns rules we don't pick up/ use these cans. The town doesn't allow these 64 gallon garbage cans but they were told to come back and pick up the residents cans.

Mayor Slater asked Ms. Hough if someone had called Borough Hall. Ms. Hough explained she was told by Blue Diamond those cans were over the 60 pound limits.

Mayor Slater commented she will check into this and find out the weight that is allowed.

Sterling Hill Mine Train Overpass – No update.

Request for Easement – No update.

Hot Water Heater and Roof Borough Hall – Councilman Nasisi commented he is working on the requisition for the hot water heater with finance; he is still working on those bids, this is the season it is hard to get anybody out anymore.

Steam Boiler for Historical Building – Councilman Nasisi commented he has three quotes for the Historical Building Boiler, the lowest one was \$9,200, he has to check with Monica, but this is one of three and the most cost effective. We can bring this back up at the next meeting.

Delinquent water bill options – Councilman Nardini commented he thinks we can take this one off for now; he will put it back on three or four meetings from now.

Internet Service – No update

Firehouse Parking lot light – Mayor Slater commented she doesn't have an update she does know Councilman Astor went out to meet with Chris to see where they could put them. One light was by the recycling and one was on a pole by the tennis court.

No trespassing sign at Pond – Mayor Slater commented Councilman Astor has talked with the Borough Engineer regarding the signs.

Heaters Pond Dam –

Peter Olieman, Project Manager and Gene Buczynski, Borough Engineer was present for the discussion on Heaters Pond Dam.

Mr. Olieman commented first he is dropping off the contractors invoice.

Mr. Buczynski commented the change order has been approved by resolution.

Mr. Olieman explained with the weather the project took longer. The pond is full finally; there was some concern about the appearance.

Mayor Slater commented it isn't a concern it is a major issue.

Mr. Olieman explained the area of concern/problem.

Councilman Hutnick commented with all the heavy rain we just had the water pouring in the cement.

Mr. Olieman commented he knows it is coming in the side he observed that; he tried to remember how it looked before; the water flowed in that direction you just couldn't tell. To get back to the appearance, we met we talked about it, one idea was to put some river stone in the

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area that is not going to get water flowing acrossed it. Mr. Olieman handed out some pictures of the area and explained there would be another change order request if we add more stone.

Mr. Buczynski commented you will have new guardrail and more pavement and that whole area would be cleaned and seeded.

There was a discussion on the way the project was done, stone, money that was paid, project was done to meet DEP standards, paint to match the landscape, would there be issues later with the water coming off the rocks, cracking, drains, river rock and path.

Councilman Nasisi commented the contract isn't covering the cost to make us happy because our happiness isn't his concern when you have a contract; so he has his contract, he fulfilled that portion of his contract he is nicely holding off on putting the guardrail so if there was something we wanted to do. We have a bunch of ideas but maybe time is going to change the things we are looking at maybe a resident might have an idea. We can remove that section of guardrail if we wanted to bring rock in later or something. Any of this is going to be an additional cost to us, correct.

Councilman Hutnick questioned is this area the town would be allowed to work in. Mr. Olieman commented if you are putting top soil or trying to plant trees that is going to be a problem.

Mayor Slater asked what is your suggestion; put the guardrail up.

Councilman Nasisi commented he is thinking we let them finish their job, they did their job as per their contract unless we have some brilliant idea right now that we are going to put something there we can always take the guardrail out later. Mother Nature is going to discolor it, things will grow, leaves are going to fall on it in the fall and you will not even see 50% of this next year. It will be colored in.

Mayor Slater commented and the town can't spend any more money. Were done get the guardrail up.

Mr. Olieman commented he will contact the contractor to get the rest of the work scheduled.

NEW BUSINESS

RIO Software Update – Councilman Nardini commented the software was ordered for the water system so that when Jackie does the billing there is going to be a new meter so Dennis driving around won't take him 2 or 3 hours it could take an hour to do the whole town with this new software and new equipment. We had to by a laptop; he came in to see what the status was. It was sitting sealed up in a box so he took the laptop home, installed everything and it is ready to go. They needed to reorder the unit because the one they had was defective; so they are getting a new one and that should be in two or three weeks. The company will be coming up to train Dennis on how to work everything.

PUBLIC SESSION

Councilman Hutnick moved, Councilman Nasisi seconded motion to open the public session of the meeting. All were in favor.

Nicholas Giordano, Mabie Street, Franklin and the Mayor of Franklin stepped forward. Mayor Giordano commented he is here to personally invite the Mayor and Council of Ogdensburg to the grand opening of the Franklin Pond; it has been 29 years since the pond has been open for swimming. It isn't an advertised Franklin Day but we are having a 5-K, we are having food, and fireworks about 9:30. Mayor Giordano commented he wanted to personally invite our neighbors to come and enjoy the day; we really would like to be more involved with our neighbors and be good neighbors ourselves.

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Josephine Garon, Ogdensburg stepped forward. Mrs. Garon had an issue with her contract with Elizabethtown Gas.

Mayor Slater commented unfortunately we have nothing to do with the contracts between the residents and Elizabethtown Gas, any changes that need to be made you have to deal with them directly.

Mrs. Garon explained the changes. Mayor Slater asked the Clerk to give her Gary's number from Elizabethtown Gas.

Jean Castimore, Ogdensburg, comments on mosquitoes at the pond. Ms. Castimore asked the Council to never stop using the marquee at the Fire House and suggested to post the change in garbage on the marquee.

Pat Sabourin, Ogdensburg commented that would be a reminder to everybody.

There being no further business from the public, Councilman Nasisi moved, Councilman Nardini seconded motion to close the public session of the meeting. All were in favor.

EXECUTIVE SESSION

There was not executive session.

Councilman Nasisi made a motion to close.

Councilman Nardini commented for Saturday, at our beach party opening; he went to the TNT Fireworks place, right before the movie while we are setting up the electronics he had little sprinkler things something that is like a five foot radius. Councilman Nardini wanted to ask if it was ok to put them off, it will be right by the water we will have buckets. It would be on the sand by the water and we will have the five gallon jugs right there.

Mayor Slater asked Chief Gordon if he was ok with this.

Chief Gordon commented he isn't sure what the fireworks ordinances are but they are legal by State Statue now.

Councilman Nasisi commented maybe we should check that to make sure they are the ones legal by Statue.

Chief Gordon commented he believes the State Statue is as long they are not air launcher, ground based and that is it. The fireworks are governed by code/title 21.

Councilman Hutnick commented the Chief says ok.

Councilman Nasisi commented the Chief didn't say ok, he said to double check.

There being no further business, Councilman Hutnick moved, Councilman Nardini seconded motion to adjourn the meeting. All were in favor.

Meeting adjourned at 7:45p.m.

Robin Hough, Borough Clerk

Rachel Slater, Mayor