

**REGULAR MEETING MINUTES OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF OGDENSBURG  
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM  
April 22, 2019**

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

Mayor Hutnick led the Pledge of Allegiance.

**ROLL CALL:** Nardini, Nasisi, Opilla, Slater

Absent: Astor, O'Dell

Also in attendance was Robert McBriar, 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 4, 2019."

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

**CONSENT AGENDA**

1. Approval of regular meeting minutes from April 8, 2019.
2. Approval of NJ Alcoholic Beverage Control Social Affair Permit from the Ogdensburg Fire Department event to be held at the Ogdensburg Fire House on April 27, 2019 from 6:00PM to 10:00PM.
3. Approval for an application for a off premise 50/50 from St. Thomas of Aquin RC Church to be held on September 8, 2019 at 3:00PM at 53 Kennedy Ave. Ogdensburg.
4. Accept for filing letter dated April 5, 2019 from John Kopcso, Commander Sgt, Francis M. Glynn Post 132 American Legion re: Memorial Day Parade.
5. Accept for filing letter dated April 5, 2019 from Gene Buczynski, Borough Engineer re: Proposal for Engineering Services for Improvement to Plant Street.
6. Accept for filing letter dated April 11, 2019 from Sussex County Board of Chosen Freeholders and resolution in support of NJ Legislation which concerns regulation of solid waste, hazardous waste, and soil and fill recycling industries. (S1683/A4267), urging Legislator to pass this bill which as amended subjects persons or business concerns engaged in soil and fill recycling services to the same regulation and oversight under the law as that which applies to the solid waste industry.
7. Accept for filing Township of Sparta resolution 6-12 in support of Path to Progress.
8. Accept for filing Borough of Franklin Ordinance 03-2019 amending Chapter 161.
9. Accept for filing letter for NJ Legislature 24<sup>th</sup> District regarding meeting for local elected official.
10. Accept for filing Township of Byram resolution 094-2019.

**Upon Roll call Vote:**

Yeas: Nardini, Nasisi, Opilla (abstain #1), Slater

Nays: None Absent: Astor, O'Dell Abstain None

**ADOPTION OF ORDINANCE 08-2019**

Councilwoman Slater made a motion to adopt Ordinance 08-2019 "AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14). Seconded by Councilman Opilla.

**Prior to final roll call, Mayor Hutnick opened the meeting to the public for any comments regarding ordinance 08-2019.**

No one from the public stepped forward.

**Prior to final roll call, Mayor Hutnick closed the meeting to the public for any comments regarding ordinance 08-2019.**

**Upon Roll call Vote:**

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Yeas: Nardini, Nasisi, Opilla, Slater  
Nays: None Absent: Astor, O'Dell Abstain None

**INTRODUCTION OF ORDINANCE 09-2019**

Councilwoman Slater made a motion to introduce an ordinance 09-2019 entitled "AN ORDINANCE AMENDING AND SUPPLEMENT CHAPTER 2 ADMINISTRATION ARTICLE VII ADMINISTRATION FEES AND CHAPTER 30 LAND DEVELOPMENT SECTION 30-1000 ADMINISTRATION, WAIVERS, ENFORCEMENT, VIOLATIONS AND PENALTIES OF THE CODE OF THE BOROUGH OF OGDENSBURG SECTION 30-1002 ENTITLED "ENFORCEMENT". Seconded by Councilman Nasisi.

Ms. Hough commented that Robert changes the title a little.

Mr. McBriar commented it still means the same thing; what this ordinance is ment to do is introduce and update the zoning permit fees as recommended by the official we also saw this as a opportunity to insert the food establishment fees, septic fees and then there was another recommendation for an update for the continued certificate of occupancy. Those things are all in this ordinance.

**Public hearing will be held May 13, 2019.**

**Upon Roll call Vote:**

Yeas: Nardini, Nasisi, Opilla, Slater  
Nays: None Absent: Astor, O'Dell Abstain None

**INTRODUCTION OF ORDINANCE 10-2019**

Councilman Opilla made a motion to introduce an ordinance 10-2019 entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 6, "PARKS AND RECREATIONAL AREAS" SECTION 6-1.2 (C) "REGULATIONS OF SWIMMING AREAS" OF THE CODE OF THE BOROUGH OF OGDENSBURG." Seconded Councilman Nardini.

**Public hearing will be held May 13, 2019.**

**Upon Roll call Vote:**

Yeas: Nardini, Nasisi, Opilla, Slater  
Nays: None Absent: Astor, O'Dell Abstain None

**OLD BUSINESS**

Borough Hall Roof– Council Nasisi commented we are prepared to move forward on this; we should find out with Mike, CFO to make sure [we can]. Councilman Nasisi explained his called the plumber to add the liner in the quote.

Steam Boiler for Historical Building – no update.

Block 30 Lot11.05 Wausau Street Septic Repair – Councilman Nasisi commented there is nothing new with the septic abandonment on Wausau Street. He has to get over there with a machine.

Mr. McBriar commented he did prepare a resolution which was recommended earlier to be adopted by the Governing Body. We recommend a resolution be adopted by the Governing Body just accepting your time and services for the excavation work. Mr. McBriar asked Councilman Nasisi to review the resolution and let him know if he has any additional comments.

There was a brief discussion on diesel fuel, fill to be used, if it is ok to use clean fill from another project, which all has to be certified from the County.

Crosswalk – No Update.

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Federal Migratory Bird Depredation Permit – Councilman Opilla commented he did the bird permit and sent it in; but he was missing one page he has to resend it and he forget to give the clerk a copy to send a check.

Fireman’s baseball and softball field usage – Councilman Opilla commented this can be taken off and explained.

Fish Stocking at Heaters Pond – Councilman Opilla received some preliminary pricing but then was questioned as to the depth of the pond, total acreage; Councilman Opilla gave him the information so we should have a good quote by the end of the week. There will be several options and Councilman Opilla explained.

Weed Treatment at Heaters Pond – Councilman Opilla commented he reached out to them as well; looking for a couple of different options, focusing on the swim area primarily plus we may be able to do a little on the back area. There was a brief discussion regarding the dock.

Ogdensburg Day – Mayor

Vicki Schroeder, Center Street, in charge of Ogdensburg Day explained different quotes she received from Party Perfect, different rides, ice skating rink, costs and insurance coverage. Mrs. Schroeder commented she will give the Council different options to choose from. Mrs. Schroeder commented she has a directory and email of businesses in town and recommended having this at Borough Hall. Ms. Hough asked for a copy to be emailed to her for the Borough’s files. Mrs. Schroeder requested to have of meeting at Borough Hall regarding Ogdensburg Day.

Mayor Hutnick commented if anyone is selling food they have to get approved by the County. There was a discussion on food vendors and other items for Ogdensburg Day.

Michelle Nardini asked if Friends of Heater Pond have to ask for a vendor space. Mrs. Schroeder commented no, none profits don’t get charge if someone like pampered chief comes they get charged. The vendor fee is \$25.00.

Hydrant Flushing – Councilwoman Slater commented is going to begin April 30<sup>th</sup>.

Seasonal Employee- Councilwoman Slater commented the ad has been posted.

Employee Handbook- Councilwoman Slater commented we are still waiting to hear back from [Mayor and Attorney].

Municipal Alliance Update – No Update.

Ogdensburg 5-K Run- No update.

**NEW BUSINESS**

Pump House – Councilman Nardini commented a few weeks ago Chief Gordon had notice a pin whole leak in the back of the building at the pump house. Rob was also there. There are issues with this building and explained the issues and what they did. We need the roof repaired; the building itself needs a major fix and there is a potential whole in the tank; he is waiting for the company to come in and do an inspection to see where the whole is. Councilman Nardini commented he spoke to Vancleef Engineering, they are coming to do an inspection on Thursday to see if there is any way to salvage the building or should we move forward with a potential new building and explained.

Heaters Pond Lifeguard and Swim Building – Councilman Nardini explained he was at the pond putting stuff away and noticed the life guard door shifted which is a big metal door. Chris Ross looked at the door; it isn’t repairable we need a new door. Chris Ross recommended a contractor but he isn’t sure maybe two or three guys can hold up the door as it is installed. There was a discussion on the door and lifeguard building.

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Swim dock – Councilman Nardini commented we were just talking about the dock.

Garbage bid update – Mayor

Mr. McBriar commented the current contract expires the end of August. There is by Statue a 60 day mandatory publication advertisement requirement so what he proposes we draft bid specks for your consideration and present them at either the May 13 or 28<sup>th</sup> meeting that should give us sufficient time to not only advertise them but to also review the responses and to make an award of contract. Mr. McBriar commented he will work with Robin, are there any factors we should consider this year that are different from the existing contract, like the frequency of collections, will they stay the same the time and what not. If there are factors you want changed let him know and they can be included in the draft.

Councilwoman Slater commented the original contract only has one recycling pick up a month and when they changed it to the new company they gave us two to make it so we will be willing to switch.

Mr. Briar commented two pickups single stream. Ms. Hough commented it is every other week. Councilwoman Slater commented they are not to start picking up until 7:00AM.

Mayor Hutnick asked if there was a way to extend bulky items because they give you one item and that item can be a kitchen chair or it could be your living room; it is confusing and they are not picking up things. Mayor Hutnick commented they are skipping areas with recycling.

Mr. Briar asked if the Council would like two options like last time, a two year and three year.

Mayor Hutnick commented yes to see what the price differences are.

Mayor Hutnick commented he would like to let everyone know he had a meeting and tour of the whole Sparta Dispatch center with Chief Gordon last week. Mayor Hutnick wanted to reach out to you [the Fire Department] because we are questioning the high ban radios and why we are not on high ban for the fire department.

Rick Keslo, Fire Department Chief, commented we are going on the high ban channel now; we sign on low ban and go directly to high ban. We have a channel with the Franklin Fire Department and us to share that same channel. Mr. Keslo commented he spoke to Chief Gordon and he said it was available and we are a go on that at all times. Last time we signed in on low ban and went right to high ban. Mr. Keslo commented he will send a formal letter to them to let them know what we are going to do; he thinks Chief Gordon wants to put this in his radios and this is what we are going to be doing.

Mayor Hutnick commented they [Police Department] are signed up for high ban already but not for you guys.

Mr. Keslo commented the problem he has with his vehicle is when he responds he only has a portable so he can't reach out to our engine no matter where we are going they can't really contact me and I can't contact them cause it won't reach that far on low ban so we go high ban we might be able to do that he is looking to put a radio on his vehicle to solve that problem. There was a discussion on high and low ban radios.

**PUBLIC SESSION**

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

Michelle Nardini, Ogdensburg commented back to Heater Pond, she had brought this up in the beginning of September the idea of opening Heaters Pond up earlier; kind of going along the lines of when other towns are opening up; usually around Memorial Day. Is there a way we could open that way or at least sooner than when the children are getting out of school?

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Especially the swim team; they are starting their swim practices and going into a met a week later; so all the other kids going to the swim mets have been practicing for the entire month of May.

Councilwoman Slater commented it is based on the lifeguard availability they are usually in school and have homework finals that is why. Most of your kids are High School kids.

Councilman Opilla commented we can see what we can work out. There was a discussion on opening the pond earlier.

Mrs. Nardini asked if it is possible to have the pond open longer other than 6:00PM.

Councilman Opilla commented the biggest issue with that is the conflict with the schedules for the lifeguards that are up there; they have other jobs and activities they are doing and the budget for the lifeguards for the season. We can look into it and maybe extend it certain days of the week.

Mrs. Nardini commented on the guard shack, the Board of Health inspection and issues they had with the mold and explained.

There was a discussion regarding the guard shack, condition, who is supposed to maintain the shack, ORA, stones falling off the building and an electric plug at the shack.

Mayor Hutnick commented lets' take a full inspection of the building inside and out, make a list, identify the building spots and every single thing you can possible think of that needs to be fixed or repaired, check for a grant and adding to the budget for next year.

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

**EXECUTIVE SESSION**

There was no executive session.

**PAYMENT OF VOUCHERS**

Councilman Opilla made a motion to payment of vouchers and review department finance reports. Seconded by Councilman Nasisi.

**Upon Roll call Vote:**

Yeas: Nardini, Nasisi, Opilla, Slater

Nays: None Absent: Astor, O'Dell Abstain None

**Current**

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
4/23/2019	30446	Acclaim Inventory, LLC	500.00
4/23/2019	30447	Amazon	464.15
4/23/2019	30448	Aurora Computer Urgent Care LLC	169.00
4/23/2019	30449	CenturyLink	1,450.62
4/23/2019	30450	CenturyLink	330.05
4/23/2019	30451	Complete Security Systems, Inc.	24.20

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4/23/2019	30452	Danforth's	113.77
4/23/2019	30453	Dover Brake & Clutch Co., Inc	239.73
4/23/2019	30454	Allied Oil	774.03
4/23/2019	30455	Horizon BC/BS of NJ	895.00
4/23/2019	30456	Horizon BC/BS of NJ	344.00
4/23/2019	30457	JCP&L	1,756.42
4/23/2019	30458	Kuiken Brothers	325.47
4/23/2019	30459	Laddey, Clark & Ryan	1,250.00
4/23/2019	30460	Lakeland Auto Parts	153.08
4/23/2019	30461	New Jersey Herald	174.90
4/23/2019	30462	Public Works Assoc. of NJ	75.00
4/23/2019	30463	Radon Testing Corporation of America Inc.	2,000.00
4/23/2019	30464	Schenck Price Smith & King LLP	4,357.93
4/23/2019	30465	Staples Business Advantage	117.73
4/23/2019	30466	Statewide Insurance Fund	10,793.00
4/23/2019	30467	Statewide Insurance Fund	27,131.00
4/23/2019	30468	Treasurer, State of NJ	5,630.75
4/23/2019	30469	Weldon Asphalt	521.50
4/23/2019	30472	LINA	216.80
4/23/2019	30473	Horizon BC/BS of NJ	1,603.55
			=====
			61,411.68

**Grant Fund**

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
4/23/2019	30470	The Illusion Maker	1,250.00
4/23/2019	30471	Center for Prevention & Counseling	1,200.00
			=====
			2,450.00

**Payroll**

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<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
4/23/2019	450	AFLAC	627.28
			=====
			627.28
RCA			
Vernon			

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
4/23/2019	137	Community Action Services	2,800.00
			=====
			2,800.00

<b>Water Capital</b>				
<u>DATE</u>	<u>CHECK #</u>	<u>#</u>	<u>PAID TO</u>	<u>AMOUNT</u>
4/23/2019	1048	2222	DPS Pump Service, LLC	12,763.00
				=====
				12,763.00

**Water Op**

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
4/23/2019	4879	Agra Environmental Services	1,200.00
4/23/2019	4880	Aurora Computer Urgent Care LLC	84.50
4/23/2019	4881	JCP&L	661.41
			=====
			1,945.91

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

Meeting adjourned at 7:55p.m.

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Robin Hough, Borough Clerk

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George P. Hutnick, Mayor