

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

May 28, 2019

Mayor Hutnick called the meeting to order at 7:10PM.

Mayor Hutnick led the Pledge of Allegiance.

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.”

ROLL CALL: Nardini, O’Dell, Slater, Mayor Hutnick

Absent: Nasisi (arrived 7:15PM), Opilla (arrived 7:20PM)

Also in attendance was Marc Zitomer, Esq. was present from Schneck, Price, Smith & King LLC. Mr. Zitomer arrived before executive session.

Councilman Nardini moved Councilwoman O’Dell seconded motion for approval of items on the consent agenda.

CONSENT AGENDA

1. Approval of regular meeting minutes from May 13, 2019.
2. Approval of Resolution for 47-2019 supporting “Franklinite” as the official mineral of the State of New Jersey.
3. Approval of application for a Peddler, Hawkers, Solicitors & Canvassers license submitted by Naïf Orlando Medina-Castillo, Clearview Management Concepts services to be solicited free estimates for exterior home remodeling (windows, roof and siding).
4. Accept for filing Hampton Township resolution to support the Human Trafficking and Child Prevention Exploitation Prevention Act.
5. Accept for filing the Borough of Franklin Resolution 2019-48.
6. Accept for filing Hampton Township resolution in support of Legislation (S1683/A4267).
7. Accept for filing letter dated May 10, 2019 from James Landrith, Chairman Sussex County Solid Waste Advisory Council.

Upon Roll call Vote:

Yeas: Nardini, O’Dell, Slater (abstain #1)

Nays: None Absent: Nasisi, Opilla Abstain None

Resolution 47-2019

WHEREAS; the State of New Jersey has a long history of mineral mining including two (2) world famous zinc mines located in Sussex County, New Jersey: Ogdensburg Sterling Hill Mine and the Franklin Mine; and

WHEREAS; the Ogdensburg Sterling Hill Mine and the Franklin Mine both are memorialized by the Sterling Hill Mining Museum, Franklin Mineral Museum, and the Franklin-Ogdensburg Mineralogical Society; and

WHEREAS; Franklinite was discovered in 1819 in Ogdensburg and Franklin, New Jersey; and

WHEREAS; Franklinite has been found in other locations throughout the world, however nowhere else is Franklinite so abundant as it is in Ogdensburg and Franklin, New Jersey; and

WHEREAS; NJ S2890 sponsored by Joe Kyrillos Jr. and Steven Oroho was introduced in the Senate on January 9, 2017 (the “Bill”), and this Bill seeks to designate “Franklinite” as the official mineral of the State of New Jersey; and

WHEREAS; A-3594 was referenced to the Assembly State and Local Government Committee for consideration to designate “Franklinite” as the official mineral of the State of New Jersey; and

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OF THE BOROUGH OF OGDENSBURG
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM**

May 28, 2019

WHEREAS; the Governing Body of the Borough of Ogdensburg believes it is in the best interest of the Borough of Ogdensburg to support “Franklinite” as the official mineral of the State of New Jersey.

NOW THEREFORE BE IT RESOLVED; the Governing Body of the Borough of Ogdensburg authorizing the support of the “Franklinite” mineral to be designated as the official mineral of the State of New Jersey; and

BE IT FURTHER RESOLVED, that certified copies of this resolution will be forwarded to the Governor of the State of New Jersey, Senator Joe Kyrillos Jr., Senator Steven Oroho, Assemblyman Parker Space, Assemblyman Harold Wirths, Honorable Vincent Mazzeo, Chairman Assembly State and Local Government Committee, and the Borough of Franklin.

Mayor Hutnick commented we are putting off the Candidate presentations at the moment, until the other two Council members arrive. It isn’t fair for them not to be here for the presentation.

REINTRODUCTION TO ORDINANCE 10-2019

Councilman Nardini made a motion to reintroduce 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.” (Note: This ordinance was table at the May 13, 2019 meeting)

Public Hearing will be held June 10, 2019.

Councilwoman O’Dell commented she wanted to take out during the hours of operation and put in after life guard hours being permitted to swim as long as waste is picked up. The dog waste stations will be provided.

Mayor Hutnick explained this ordinance would be allowing dogs to be walked at the pond and swim in the water after hours; not during open beach times. Many people bring their animals up there and walk them around anyway as long as everyone picks up the dog waste and cleans up after their animal; we will give this a trial run. If it works out we will stick with it; if we find it is being abused and it’s not working then we will close it back down again as it has been.

Councilwoman Slater commented it would be before or after life guard hours.

Councilwoman O’Dell commented basically as long as no one is swimming.

Mayor Hutnick commented do you want to table this to the next meeting again?

Mayor Hutnick commented we will table to the next meeting to have a final.

Seconded by Councilwoman O’Dell

Upon Roll call Vote to table ordinance 10-2019 to the next meeting:

Yeas: Nardini, O’Dell, Slater

Nays: None Absent: Nasisi, Opilla Abstain None

ADOPTION ORDINANCE 11-2019

Councilwoman Slater made a motion to adopt Ordinance 11-2019 “AN ORDINANCE FIXING THE SALARIES OF THE OFFICES AND EMPLOEES OF THE BOROUGH OF OGDENSBURG AND REPEALING PRIOR ORDINANCE THEREFORE” Seconded by Councilman Nardini.

Prior to final roll call, Mayor Hutnick opened the meeting to the public for any comments regarding Ordinance 11-2019.

No one from the public stepped forward.

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

May 28, 2019

Prior to final roll call, Mayor Hutnick opened the meeting to the public for any comments regarding Ordinance 11-2019.

Upon Roll call Vote:

Yeas: Nardini, O'Dell, Slater

Nays: None Absent: Nasisi, Opilla Abstain None

RESOLUTION 46-2019

Councilwoman Slater made a motion to adopt resolution 46-2019 fixing the salaries of certain officers and employees of the Borough of Ogdensburg. Seconded by Councilman Nardini.

BE IT HEREBY RESOLVED by the Mayor and Common Council of the Borough of Ogdensburg that the following annual salaries or other compensation for non-contract employees shall be in effect, beginning January 1, 2019.

Borough Clerk	\$63,240.00
Administrator of Elections	per hour \$29.79
Chief Financial Officer	\$105,000.00
Tax Collector	\$7,035.81
Assessment Search Officer	\$10 per search to \$1,000 maximum
Tax Search Officer	\$10 per search to \$1,000 maximum
Water Cashier	per hour \$16.33
Senior Payroll Clerk	\$45,501.00
Tax Assessor	\$21,453.13
Municipal Court Judge	\$10,000.00
Municipal Court Administrator	per hour \$24.42
(\$50.00 stipend call-out)	
Deputy Court Administrator	per hour \$26.53
(plus \$40 stipend call-out)	
Planning Board /Zoning Board Secretary/Administrator Officer	per hour \$17.76
(plus \$75.00 stipend for meetings)	
Secretary to Bd. of Health/Dept. Regist./Dept. Clerk and	
Recycling Coordinator	per hour \$18.11
School Crossing Guard	per day \$50.53
Code Enforcement Officer	\$4,044.58
Zoning Official	\$4,044.58
Fire Official	\$4,044.58
Emergency Management Coordinator	\$1,500.00
Supervisor/Public Works	\$63,067.16
Public Works Repairer No.1	\$42,865.98
Mechanic Stipend	\$3,000.00
Public Works Labor 1	\$36,000.00
Public Works Labor TA (part time)	per hour minimum wage - \$20.00
Emergency Snow Driver	per hour minimum wage - \$20.00
Supervising Water Plant Treatment Operator	\$9,387.53
Lifeguard	per hour minimum wage-\$11.50
Substitute Lifeguard	per hour minimum wage- \$10.00
Mayor	\$2,500.00
Council Member	\$2,000.00

FURTHER RESOLVED, that the overtime rate for Public Works Supervisor, Assistant Supervisor and Repairers shall be calculated according to Emergency Water System Repairs and Snow Removal Policy adopted on, October 24, 2011 as amended.

FURTHER RESOLVED, that the Longevity Plan for all full time employees of the Borough of Ogdensburg hired prior to January 1, 1996 will be paid annually on or about December 1, 2019, as follows:

5 years of Service: 4%
10 years of Service: 5%

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

May 28, 2019

15 years of Service: 6%

20 years of Service: 7%

The percentage rates for longevity pay will be frozen as of January 1, 1996.

Any new hire after January 1, 1996 will not be entitled to Longevity Pay.

FURTHER RESOLVED, January first of the year the employee is hired will be used to determine years of service.

FURTHER RESOLVED, this resolution supersedes any prior resolution.

Upon Roll call Vote:

Yeas: Nardini, O'Dell, Slater

Nays: None Absent: Nasisi, Opilla Abstain None

OLD BUSINESS

Crosswalk – Mayor Hutnick commented he believes Mr. Astor has sent information on this. Ms. Hough commented we applied for a grant. Mayor Hutnick commented we are still in the money process of the crosswalk.

Ogdensburg Day Update– Mayor Hutnick asked Vicki Schroder for an update.

Vicki Schroder explained she showed everybody the advertisement and the vendor application. She also has an official quote from Party Perfect Rentals. This is the actual agreement and as long as we are ok with everything we can sign it and send in a deposit. Everything is available, the PTO has offered to sponsor the fire truck; they switched out the deluxe train. Ms. Schroder explained some of the events/rides.

Ms. Hough asked is that a contract. Ms. Schroder commented yes. Ms. Hough commented the attorney should look over it. Ms. Schroder commented she will give it to you to give to however needs to see it.

Ms. Schroder commented she will send the food vendors to the clerk for the paperwork and non profits will drop their paper work to the Clerk too.

Mayor Hutnick commented now we will look for vendors to fill the field; vendors, activities etc. Food Vendors [Ogdensburg Day paperwork] has been set up with the County.

There was a discussion on Ogdensburg Day.

Councilman Nasisi arrived 7:15PM.

Councilman Opilla arrived 7:20PM

Borough Hall Roof– Councilman Nasisi commented we are moving forward with the vendor for their New Jersey Business Registration. Councilman Nasisi commented he spoke to Kim today about a couple of things regarding that.

Steam Boiler for Historical Building – Councilman Nasisi commented he did speak to the plumber; he just needs to add that liner if needed in the proposal.

Block 30 Lot11.05 Wausau Street Septic Repair – Councilman Nasisi commented he did start working on the decommission of the septic system on Wausau Street. We had it pumped out; there are quite of bit of tanks over there; the primary treatment tank is about six to eight thousand gallons and then there are five one thousand gallon pits after that. They are concrete; they will get broken up; the health department will come out and take a look at it. Councilman Nasisi commented on getting fill and a vendor with NJ Business Registration and explained.

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

May 28, 2019

Fish Stocking at Heaters Pond – Councilman Opilla commented we are moving forward with the fish stocking; he has a couple quotes and was waiting for his budget which he finally got today. We talked about splitting it between the spring and the fall for stocking he thinks that is what we are going to do.

Weed Treatment at Heaters Pond – Councilman Opilla commented that is the same thing for the weed treatment we will probably be moving forward within a week.

Hydrant Flushing – Councilwoman Slater commented we have about 60 hydrants done so far one is going to need repairs which when they did it, it had some issues and is in the process of being repairs. They were hoping to get five more done this week but last week they were busy with getting ready for Memorial Day up at the pond.

Seasonal Employee- Councilwoman Slater commented our temporary part time employee starts Monday at 7:00am.

Councilman Opilla asked how long is the season going to be.

Councilwoman Slater commented six months within a year. He can work three months be off a couple of months then to six months.

Employee Handbook- Councilwoman Slater commented there is no update yet; we have not heard back from the attorney. Councilwoman Slater explained Mike our CFO made some suggestions but she has not been able to review yet.

Municipal Alliance Update – Councilwoman O’Dell commented no update.

Ogdensburg 5-K Run- Councilwoman O’Dell commented no update.

Mayor Hutnick commented regarding the 5-k and his experience with them as we get closer within a week you will probably start getting updates.

Pump House – Councilman Nardini commented he was in contact with masonry; he got some recommendations, this is to reface the side where it looks ugly and broke apart and explained the suggested repairs. There was a brief discussion on the roof of the pump house.

Heaters Pond Lifeguard and Swim Building – Councilman Nardini commented the life guard and swim building; Councilman Nasisi and Councilman Nardini went up there we are going to replace the door and we looked at the stone work and explained what they will be working on.

Swim dock – Councilman Nardini commented on the dock. Councilman Opilla commented it looks like they pulled the dock out. Councilman Nardini commented we won’t be able to tell until the water settles down. There was a discussion on the water level.

Garbage bid update – Mayor Hutnick commented no updates.

Dog Waste Stations – Mayor Hutnick commented on the dog stations and for Councilman O’Dell to decide where to place them. Councilwoman O’Dell commented it is cheaper to buy 10 of them and asked Mayor Hutnick if he wanted her to reach out to Chris to get that going. There was a discussion on where to place the dog waste stations around the Borough.

NEW BUSINESS

Adopt a Beach Grant – Mayor Hutnick referred to an email from Donna Pavia that does our clean communities; she would like to make a five hundred dollar adopt a beach grant available to the Ogdensburg Swim Team with clean communities grant money. Their requirement should they accept this would be to clean the beach area before and after their swim meets. If you agree to that you get a five hundred dollar grant.

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OF THE BOROUGH OF OGDENSBURG
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM**

May 28, 2019

Councilwoman Slater requested for Councilman Nardini to check into getting additional garbage cans at the pond through the clean communities' money that is available.

Mayor Hutnick commented at this time we are going to go to the presentation for our candidates.

CANDIDATE PRESENTATIONS

At the time, Mayor Hutnick requested the Borough Clerk to read for the record a letter received May 24, 2019 from Mr. John Fierro, Ogdensburg Municipal Republican Committee Chairperson, submitting three names to fill the vacancy for an interim Council member to fill the position of Councilman Astor to the next General Election. Ms. Hough read the letter.

The names of the candidates in alphabetical order are:

Nelson Alvarez

Peter Cosic

Elizabeth DelGrosso

Candidates present will be given an opportunity to make a statement.

Mayor Hutnick commented this evening we have Petar Cosic and Nelson Alvarez present. Ms. DelGrosso will make her presentation at the next meeting on June 10.

Mr. Nelson Alvarez stepped forward. Mr. Alvarez commented it is an honor to be here this evening with all of you. Mr. Alvarez has been here since 2011; he has served the Country by joining the US Marines, he also worked as a police officer and volunteer EMS for Hackensack New Jersey. It would be an honor and a privilege although it would be difficult to fill Mr. Astor shoes. Mr. Alvarez explained how he is getting involved with the town. Mr. Alvarez commented he would bring moral and principle to the Council and to our community he would bring dedication; he loves the town he lives in and he would like to work with the Council to make the town better. In conclusion, his main concern that is important to him is whoever takes the job is going to care for the town as much as he does.

Mr. Petar Cosic stepped forward. Mr. Cosic commented he has been a resident of Ogdensburg for about 15 years; originally from Bergen County, he has two children in the school system. Mr. Cosic explained his main background is in construction; he has 22 years of project management skills behind him basically dealing with budgeting, negotiations and dealing with general employees. Mr. Cosic thanked the Council.

Mayor Hutnick asked if anyone on the Council had any questions.

There was a discussion on the time frame for picking the candidate.

Mayor Hutnick asked the candidates if they had any questions for the Council.

PUBLIC SESSION

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

Vicki Schroder, 60 Center Street, Ogdensburg, questioned the dog walking ordinance and the [dog waste station] bags are; we going to make it a take your garbage with you because if we don't that beach is going stink of garbage in 100 degree weather.

Councilwoman O'Dell explained.

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

EXECUTIVE SESSION

Councilman Opilla moved, Councilwoman Slater seconded motion to adopt the following resolution

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14 HIGHLAND AVE. OGDENSBURG AT 7:00PM**

May 28, 2019

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;

Police matter

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 matter

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.

Upon Roll call Vote:

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

The Mayor and Council returned from executive session at 8:13PM.

RESOLUTION 48-2019

Councilwoman Slater made a motion to adopt resolution 48-2019 extending the time period for an appointed police officer to complete the conditions of his appointment. Seconded by Councilman Opilla.

Upon Roll call Vote:

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

Councilwoman O'Dell explained the cost of the dog waste stations at this time.

PAYMENT OF VOUCHERS

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

Upon Roll call Vote:

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

Department finance reports were handed in for review.

Current

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
5/29/2019	30500	145 Media	240.00
5/29/2019	30501	Amazon	30.13
5/29/2019	30502	Atlantic Tomorrows Office Aurora Computer Urgent Care	303.01
5/29/2019	30503	LLC	760.50
5/29/2019	30504	Blue Diamond Disposal, Inc.	

**REGULAR MEETING MINUTES OF THE MAYOR AND COUNCIL
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14 HIGHLAND AVE. OGDENSBURG AT 7:00PM
May 28, 2019**

			13,833.33
5/29/2019	30505	Bruno Associates, Inc.	6,000.00
5/29/2019	30506	CenturyLink	1,674.73
5/29/2019	30507	Certified Speedometer Service	160.00
5/29/2019	30508	LINA	216.80
5/29/2019	30509	Complete Security Systems, Inc.	24.20
5/29/2019	30510	D & E Service Center	507.00
5/29/2019	30511	Dolan & Dolan Esqs.	603.16
5/29/2019	30512	Horizon BC/BS of NJ	895.00
5/29/2019	30513	Horizon BC/BS of NJ	344.00
5/29/2019	30514	Horizon BC/BS of NJ	1,603.55
5/29/2019	30515	JCP&L	1,571.91
5/29/2019	30516	Kimberly Cucci	829.10
5/29/2019	30517	Kuiken Brothers	74.27
5/29/2019	30518	Lakeland Auto Parts	30.44
5/29/2019	30519	New Jersey Herald	627.03
5/29/2019	30520	NJ League of Municipalities	25.00
5/29/2019	30521	Petro-Mechanics, Inc	855.00
5/29/2019	30522	ProPay Inc	594.94
5/29/2019	30523	ReadyRefresh	21.46
5/29/2019	30524	Robin Hough	190.97
5/29/2019	30525	Schenck Price Smith & King LLP	4,782.13
5/29/2019	30526	Smith, Christopher	112.34
5/29/2019	30527	Sonia Barria	70.00
5/29/2019	30528	Staples Business Advantage	168.05
5/29/2019	30529	Township of Sparta	7,645.00
5/29/2019	30530	Van Cleef Engineering Assoc. LLC	499.25
			=====
			45,292.30

**REGULAR MEETING MINUTES OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF OGDENSBURG
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM
May 28, 2019**

Admin Trust			
<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
5/29/2019	2152	Colfax, Daniel	150.00
5/29/2019	2153	Staples Business Advantage	18.66
			=====
			168.66

Grant Fund			
<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
5/29/2019	30531	Sussex County Municipal Utility	250.00
			=====
			250.00

Payroll			
<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
5/29/2019	1002	AFLAC	627.28
			=====
			627.28

Water Op

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
5/29/2019	4888	Amazon	16.31
5/29/2019	4889	JCP&L	613.52
5/29/2019	4890	NSI Neal Systems, Inc. Staples Business	700.00
5/29/2019	4891	Advantage	7.02
5/29/2019	4892	USA Blue Book	345.80
			=====
			1,682.65

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

Meeting adjourned at 8:15 p.m.

Robin Hough, Borough Clerk

George P. Hutnick, Mayor