

**REGULAR MEETING MINUTES OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF OGDENSBURG
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM
August 12, 2019**

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

Mayor Hutnick led the Pledge of Allegiance.

ROLL CALL: Nardini, Nasisi, Opilla, Slater, Mayor Hutnick

Absent: Alvarez, O'Dell (was dialed in via phone after roll call)

Also in attendance was Robert McBriar, Borough Attorney.

STATEMENT BY MAYOR: "Notice requirements of P.L. 1975, Open Public Meeting Act, NJSA10:4- 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 Councilman Nardini seconded motion for approval of items on the consent agenda.

Mr. McBriar commented he included in the consent agenda tonight a release hold harmless after having discussed with the Risk Manager regarding Ogdensburg Day. This is a form they recommended to be distributed to all vendors that are to participate on that day. Mr. McBriar commented he reviewed this with the Clerk as well as our Risk Manager.

CONSENT AGENDA

1. Approval of regular meeting minutes from July 22, 2019.
2. Approval of New Jersey Alcoholic Beverage Control Social Affair Permit from Franklin Grill and Tavern for Ogdensburg Day September 7, 2019 from 12:00PM to 6:00PM.
3. Approval of hold harmless agreement as recommended by the Borough Attorney and Risk Management Insurance for Ogdensburg Day, September 7, 2019.
4. Accept for filing Bruno Associates report for July, 20149.
5. Accept for filing resolution from the Township of Hampton supporting the designation of "Franklinite" as the official mineral of the State of New Jersey.
6. Accept for filing Ordinance 13-2019 from the Borough of Franklin amends Chapter 161 Land Development.

Upon Roll call Vote:

Yeas: Nardini, Nasisi, O'Dell, Opilla (Abstain #1), Slater

Nays: None Absent: Alvarez Abstain None

RESOLUTION 62-2019

Councilwoman Slater made a motion to approve resolution 62-2019 returning employee Dennis Wottle to his permanent title. Seconded by Councilman Opilla.

Upon Roll call Vote:

Yeas: Nardini, Nasisi, O'Dell, Opilla, Slater (During roll call vote Councilwoman Slater commented she thought we discussed the position listed truck driver heavy. Ms. Hough commented per civil service that is his title; the hardest thing to fix is the history of someone's title. Civil Service is getting back to the Clerk. Mr. McBriar commented we can amend the ordinance to create the point of position and also if the classification changes we will work with Civil Service to correct that.)

Nays: None Absent: Alvarez Abstain None

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INTRODUCTION ORDINANCE 13-2019

Councilman Nasisi made a motion to introduce an ordinance 13-2019 entitled “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7 OF THE CODE OF THE BOROUGH OF OGDENSBURG ENTITLED “TRAFFIC” TO ADD STOP INTERSECTION. Seconded by Councilman Opilla.

Mr. McBriar commented for the benefit of the Mayor and Council; in discussions with the Chief of Police he recommended that certain stop intersections be added to our code book. Those are the intersections in the table by approving this you are authorizing those be designated and place in the code book and that any appropriate stop signs will be placed and maintained at those designated stop intersections.

Public hearing will be held August 26, 2019.

Upon Roll call Vote:

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

OLD BUSINESS

Borough Hall Roof– Councilman Nasisi commented no updates on the borough hall roof or the Boiler.

Mayor Hutnick asked do we need to go out to bid and start the roof over again.

Councilman Nasisi commented what we found out was that it needed to go out for a sealed bid; he thinks maybe there was something that got overlooked when Monica was leaving because we have to go out for a sealed bid that was the problem; it is above the Borough’s threshold.

Ms. Hough commented the engineer is working on the bids.

Councilman Nasisi commented yes they are working on the bids specs.

Mayor Hutnick asked how long is this going to take; it has been going on a long time.

Ms. Hough explained the engineer has questions regarding what is under the roof and he was going to talk to Councilman Nasisi about it.

Steam Boiler for Historical Building – Mayor Hutnick asked are we going to do anything with this or we just can’t find anybody. Councilman Nasisi commented we have to get new bids and explained why.

Crosswalk – Mayor Hutnick commented to take this off the list.

Ogdensburg Day Update– Mayor Hutnick commented we are still on course and doing well; we have an official sponsor for the fireworks; they have paid for them in full. It was Sterling Hill Mine has paid for all the fireworks. That was very nice of them.

Vicki Schroder, Center Street in charge of Ogdensburg Day; commented we have quite a few vendors a couple of new ones, the DJ is all set and we are finalizing a band for down at the school for before the fireworks.

Fish Stocking at Heaters Pond – Councilman Nardini commented we have fish as of Wednesday and we will have a fishing contest.

Ms. Schroder commented she did make a facebook event so if you guys share it; she scheduled out the whole day so people can see. She will put together a small flyer. Ms. Schroder explained she was working on getting sponsors.

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Mayor Hutnick commented we had a fish stocking last Wednesday and explained the fish that were stocked in the pond. In speaking with the Hatchery we are doing one stocking this year, they want to spread it out, do it again next year, that will give a variety of sizes and would work out better.

Employee Handbook-

Mr. McBriar commented he sent a partial draft of the employee handbook to the Mayor, Personnel Commissioner, CFO and Clerk; you will see that it is a complete overhaul of the prior handbook. There are a number of updates, laws that changed that had to be addressed Federal and State notices had to be inserted. He will be meeting with the CFO on the final chapter regarding benefits to insure that is properly updated. We are near the finish line.

Town Garage Sale- Councilwoman O'Dell commented with the town garage sale she is still waiting for the flyer to be put together; she will give it to the Mayor and Council first to review.

Dog Waste Stations – Councilwoman O'Dell commented they have been put up so all is good.

Councilwoman O'Dell commented the date of the town garage sale is September 14. Councilwoman O'Dell spoke to Dave Astor and Michelle Nardini went on line to get a form that we needed; a use of facility form. She got that off last week.

First Aid and Emergency Services – Mayor Hutnick commented he has not had the meeting yet; that is a meeting with the First Aid Squad to discuss their thoughts, concerns and needs with regarding to the First Aid Squad.

NEW BUSINESS

New Officer – Councilwoman Slater commented are new officer resigned; he is back in his previous position at DPW we will look to hire a new officer there is a test coming up in September or October. Once we get the list we will go from there.

Councilman Nardini asked if we are keeping the temporary guy [in DPW] to the end of the year.

Councilwoman Slater commented that is number three (the next item). Councilwoman Slater commented with regards to the current guy we are going to leave him there until November he has six months. However, her plan is as long as there is enough work he will stay on part time this way each DPW person has a partner and Chris can stay in the office doing what he needs to do and take care of the paper work and everything else that needs to be done.

DPW Personnel – See above.

FOHP Beach Donations – Councilman Nardini commented Friends of Heaters Pond was approached by a family in town their kids are getting older they had a little four foot high doll house. They were getting rid of it and it was brought to the pond. Councilman Nardini commented he wanted to make sure Council didn't have an issue with it, if there is he can remove it; it is plastic. The idea is we are going to have a kids play area and see if there is any smaller stuff anyone wants to donate this will give little ones say three to six years old something to climb in and sit in.

Councilwoman Slater asked if there was room to store it. Council Nardini commented there won't be room for storage. There was a discussion on storage.

Mr. McBriar commented so the record is clear we should have a motion accepting the beach donation.

Councilwoman O'Dell commented there is nothing wrong with it.

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Councilman Nardini made a motion to accept a donation of a little tike's child play house for the use of the beach. Seconded by Councilman Nasisi. All were in favor.

Pond Treatment – Councilman Nardini commented he had reached out to aquatics and solitude to try and figure out what treatments were done in the past and what they would recommend with the pond being drained. Councilman Nardini explained the different quotes.

Light Pole Removal – Councilman Nasisi commented we fixed the connection the electric in the building in the corner. Councilman Nasisi commented the electrician said he thinks it was caused by the pole pulling away and the pole is supported by where the connection is to the building. It doesn't make sense to keep that pole just for a light if it is going to pull the electric back off the building again. So what he is proposing is probably look to see if we can get the electrician back to price for us another light and explained the type of light. Then we can have JCP &L remove the pole and light; the one by the dumpsters.

Copy Machine – Mayor Hutnick commented the copier machine finally died; Mike and Kim did some research on the equipment.

Mike Marceau, CFO explained we spoke to four vendors and explained the offers from all four vendors. The two recommendations are Xerox and Savin. Mr. Marceau explained the quotes from Xerox and Savin [Atlantic Tomorrows Office]. It basically comes down to at the end of five years do you want to own the copier or have to return the copier and get a new one.

Councilman Nasisi asked how long is the warrantee is it beyond the five years.

Mr. Marceau commented no once the five years is over we have to purchase a maintenance contract. Which we have now. What has happened now this [machine] is so old they can't find parts for it anymore.

Mayor Hutnick asked about cost of consumables, pages things like that. Mr. Marceau explained the cost per page and ho w many pages allowed per month black and white and colored. We would like to start doing the newsletter in house that all encompasses.

There was a discussion on the copier.

Mr. McBriar commented we should do a resolution to formulize the agreement. Now, there appears to be a consensus to authorize the CFO to move forward and get the written material, once we have everything formulized we will have a resolution at that time.

Mayor Hutnick commented before we hit the [next topic] to discuss right now he will make it very clear that if the conversation gets out of hand or out of control he will shut the meeting down and we will go home. It will be that simple. We will have a discussion.

Pond/ORR/FOHP – Councilwoman Slater commented this season we had a lot of complaints, concerns, issues at the pond regarding employees up there. However, Council has heard them, discussed them, she met with the lifeguards directly, spoke to them and got their issues and concerns. There is a binder in the office here the members have the binder and they have the binder up there [at the pond] with rules, sheets, checklist, everything is in there. There is an evacuation plan in there they have it all. It is all up there it is just a matter of when they need copies they come in [to Borough Hall] and get them.

Councilwoman Slater commented however, their [lifeguards] main priority is to babysit the swimmers, that is their priority nothing else. Yes when they get up there they will rake the sand to make sure there is no glass in there from the night before, but their priority is the safety of the swimmers. They will check badges for people to make sure they are members of the town. If they are not they will ask them to leave if they will not leave they are to call the cops. They are not to engage with anyone, deal with anyone; they are not to argue with anyone. That is not their

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job. They can't be arguing with someone over here when they have three people in the pond. That is not going to happen.

In regards to anyone they [lifeguards] are going to listen to; they are to contact the parks and recs commissioner first, the mayor, Robin or the police. Those are their four main contacts. No one else should be telling them when to leave, where to go, when to go, if they [feel] unsafe or a storm is coming they will call one of us to agree they are to leave. When it does rain, thunder or lightening, if it thunders 30 minutes out of the water, stuff will be put [everything] away there is no reason for them to keep it out because if it thunders or lightening again it has to go away. After the pond being struck twice by lightening we don't want equipment out with them trying to run around. We don't need them running around trying to collect umbrellas and beach toys. As soon as they hear it they are to put them away, end of story. If there is another 30 minutes they are to shut down. If a storm is coming in and it's going to be supper fast and only last 15 minutes just hang out there if it goes away fine if not the pond gets shut down however they have been told if it gets nice and there is still 2 or 3 hours left they are to return back to the pond and finish out their day. The only people they [lifeguards] report to is the park and rec [commissioner] and Mayor and Council, and police if they are up there. Nobody else, FOHP, ORA has no control over them. They ask for permission for them to be there for the pond for swim meets or an event. Ask it is right on the facility forms and ask if they can cover. If they are not able to cover it doesn't happen. They are not mandated to work these events. You ask and schedule when they are available.

Councilwoman Slater commented this has been sent out to all the Council members. This will go into all the binders. As of right now, starting August 24 is the last weekend we have coverage for two lifeguards at the same time. Labor Day weekend as of right now kids are gone to school. The pond will be closed Labor Day this has been like this in the past.

Councilman Nasisi commented it has always been like that. Nothing sounds like it has changed.

Councilwoman Slater commented issues complaints things just needed to be addressed.

PUBLIC SESSION

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

Michelle Nardini, Ogdensburg, manager of ORA swim team; she is looking for permission to be able to have a pre team for our swim team. She asked about it last year and was told to leave it up to ORA, ORA approved and she did go ahead and have it this year. She understands that there were concerns about it; we started at 2:00PM and went until 3:30PM. We did not conflict with the towns swim lessons it was outside of the time frame. Mrs. Nardini explained the three levels of lessons and how it was broken up. The pre team was run by our swim team coach. It was swim lessons and where the children were; we bridged the children from the lessons and explained to the parents there child is ready and they can do swim team. Mrs. Nardini explained the number of members required for a team to participate in the league and the number the team currently had this year. Mrs. Nardini explained the number of residents and nonresidents member on the pre team and swim team. They actually saved the team or we wouldn't have had a team. Mrs. Nardini commented she knows the town gives free swim lessons, the residents appreciated that, but there were people that wanted more. They wanted their children to be stronger swimmers. Mrs. Nardini explained events they were invited to.

Councilman Nasisi asked do you want to do this again. Did we consider this a problem?

Mayor Hutnick commented the problem was the presentation of it and the misunderstanding of what was actually [involved]. Councilman Nasisi commented we know the facts on it.

Councilwoman Slater asked is that covered by your insurance by doing it, the swim lessons.

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Mrs. Nardini commented we are covered under ORA insurance and ORA insurance is through the town.

Councilwoman Slater commented you have to look and see if that is covered. For example for our insurance they bought a badge, that badge automatically insures them under our [the Borough] insurance for swim meets.

There was a discussion on insurance, insurance for swim team events, if having a badge the swim team member was covered under our insurance, outside swimming lessons by ORA may not be covered, insurance only covering the swim team but not the extra ORA is doing that needs to be check into by calling the insurance company, working together to make everything work and what the record for swim team was this 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.

Mayor Hutnick asked if we need executive session.

Mr. McBriar commented we don't but he has two reminders they are first as you recall we went out to bid for garbage and solid waste recycling that bid opening will be August 15th; we will likely have an action item on the next agenda for that. Also, Robin had provided a copy of the audit so that will be on the next agenda.

EXECUTIVE SESSION

There was no executive session.

PAYMENT OF VOUCHERS

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

Upon Roll call Vote:

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

Current

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
7/26/2019	30654	CenturyLink	1,463.71
7/26/2019	30655	CenturyLink	384.21
7/26/2019	30656	LINA	216.80
7/26/2019	30657	Complete Security Systems, Inc.	24.20
7/26/2019	30658	Horizon BC/BS of NJ	895.00
7/26/2019	30659	Horizon BC/BS of NJ	344.00
7/26/2019	30660	Horizon BC/BS of NJ	1,603.55
7/26/2019	30661	JCP&L	1,631.83
7/26/2019	30662	Statewide Insurance Fund	10,793.00

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7/26/2019	30663	Statewide Insurance Fund	27,131.00
8/13/2019	30664	Agra Environmental Services	150.00
8/13/2019	30665	Airgas USA	183.55
8/13/2019	30666	Atlantic Tomorrows Office	420.13
8/13/2019	30667	Atlantic Training Center	300.00
8/13/2019	30668	B & R UNIFORM	488.45
8/13/2019	30669	Bassani Power Equipment, LLC	119.12
8/13/2019	30670	Blue Diamond Disposal, Inc.	13,833.33
8/13/2019	30671	Braen Stone of Sparta	989.01
8/13/2019	30672	Bruno Associates, Inc.	3,000.00
8/13/2019	30673	Draeger, Inc.	179.00
8/13/2019	30674	Econo Signs LLC	91.54
8/13/2019	30675	Enforsys Police Systems, Inc.	2,000.00
8/13/2019	30676	ESI Equipment, Inc.	1,288.00
8/13/2019	30677	Allied Oil	1,512.78
8/13/2019	30678	Hamburg Plumbing Supply Co	977.82
8/13/2019	30679	JCP&L	1,589.18
8/13/2019	30680	Kuiken Brothers	69.67
8/13/2019	30681	Laddey, Clark & Ryan	625.00
8/13/2019	30682	Lafayette Auto Parts	34.76
8/13/2019	30683	Lakeland Auto Parts	59.49
8/13/2019	30684	Leppert Group, LLC	377.38
8/13/2019	30685	MGL Printing Solutions	241.00
8/13/2019	30686	Ogdensburg Board of Education	208,562.83
8/13/2019	30687	ReadyRefresh	21.46
8/13/2019	30688	Rutgers, The State University of NJ	977.00
8/13/2019	30689	Schenck Price Smith & King LLP	215.78
8/13/2019	30690	Sheaffer Supply, Inc.	364.05
8/13/2019	30691	Sonia Barria	70.00
8/13/2019	30692	Space Farms Zoo & Museum	31.00

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8/13/2019	30693	Staples Business Advantage	244.62
8/13/2019	30694	Sussex County Lock & Safe	33.00
8/13/2019	30695	Mr. John	467.70
8/13/2019	30696	Verizon Wireless	121.87
8/13/2019	30697	Walkkill Valley Regional H.S.	102,172.00
8/13/2019	30698	Weldon Asphalt	472.59
			=====
			386,770.41

Developers Escrow

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
8/13/2019	2077	Aaron Simmons	64.35
		Dolan & Dolan	
8/13/2019	2078	Esqs.	613.94
			=====
			678.29

Dog Fund

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
8/13/2019	226	J.P. Cooke Company	95.40
8/13/2019	227	NJ Dept of Health & Senior Service	8.40
			=====
			103.80

General Capital

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
7/26/2019	1107	Live Wires Electrical Services, LLC	3,256.60
			=====
			3,256.60

Grant Fund

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
8/13/2019	30699	Dog Waste Depot	524.40

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8/13/2019	30700	Sussex County Municipal Utility	38.40
			=====
			562.80

Payroll

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
7/26/2019	1010	AFLAC	627.28
			=====
			627.28
			Water Op

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
7/26/2019	4914	USA Blue Book	1,828.12
8/13/2019	4915	Agra Environmental Services	60
8/13/2019	4916	Atlantic Switch and Generator, LLC	5,481.87
8/13/2019	4917	Hamburg Plumbing Supply Co	381.54
8/13/2019	4918	JCP&L	1,730.98
8/13/2019	4919	One Call Concepts, Inc.	27.2
8/13/2019	4920	Staples Business Advantage	87.76
8/13/2019	4921	Tomahawk Electric, LLC	2,481.00
8/13/2019	4922	Water Works Supply Co., Inc.	1,904.09
			=====
			13,982.56

There being no further business, Councilwoman Slater moved, Councilman Opilla seconded motion to adjourn the meeting. All were in favor.

Meeting adjourned at 7:55p.m.

Robin Hough, Borough Clerk

George P. Hutnick, Mayor