

**REGULAR MEETING MINUTES OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF OGDENSBURG  
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM  
September 9, 2019**

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

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:** Alvarez, Nardini, O’Dell, Slater, Mayor Hutnick

Absent: Nasisi, Opilla

Also in attendance was Robert McBriar, Borough Attorney.

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

**CONSENT AGENDA**

1. Approval of regular meeting minutes from August 26, 2019.
2. Approval of Resolution 69-2019 Cancellation of Municipal Alliance 2018 Grant Receivable and Appropriation Balances.
3. Approval of Resolution 70-2019 acknowledging and accepting annual performance bond of Blue Diamond Disposal, Inc. to be held in accordance with Solid Waste and Recyclable Materials Collection and Disposal Contract.
4. Approval of Resolution 71-2019 to redeem third party tax sale certificate #2017-010 for Block 26.04 Lot 3 in the amount of \$8,505.82 to US Bank Cust for PC7 Firstrust Bank.
5. Approval of Resolution 72-2019 refunding tax overpayment for Block 11 Lot 22.03 18 Ogden Way in the amount of \$962.20 to Beth and Kevin O’Leary.
6. Approval of Resolution 73-2019 amending and ratifying the agreement between the Borough of Ogdensburg and Party Perfect Rentals LLC.
7. Accept for filing Bruno Associates, Inc. report for August, 2019.
8. Accept for filing letter dated August 28, 2019 from Township of Hampton Mayor Philip Yetter to Honorable Mitch McConnell and Leader Nancy Pelosi.
9. Accept for filing Township of Hardyston ordinance 2019-11 zoning ordinance.

**Upon Roll call Vote:**

Yeas: Alvarez, Nardini, Slater

Nays: None Absent: Nasisi, Opilla Abstain: O’Dell (items 1-9)

**Resolution 69-2019**

**WHEREAS**, there is a receivable with an offsetting appropriation from the County of Sussex for the 2018 Municipal Alliance Grant in the amount of \$130.82 and a cash match in the amount of \$31.96.

**WHEREAS**, this receivable is no longer collectible as revenue

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

**Resolution 70-2019**

**WHEREAS**, on August 29, 2019 the Borough of Ogdensburg (“Borough”) entered into a written contract with Blue Diamond Disposal, Inc. (“Blue Diamond”) for solid waste and recyclable materials collection; and

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**WHEREAS**, in accordance with the parties contract and Bid Specifications, Blue Diamond submitted a Performance Bond in the amount of \$213,300 guaranteeing the performance of said contract for a period of one year beginning September 1, 2019 and ending September 1, 2020; and

**WHEREAS**, the Borough desires to acknowledge and accept the aforementioned Performance Bond and return the Bid Bond now that the contract has been fully executed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Ogdensburg, that the aforementioned Performance Bond is hereby acknowledged and accepted and the Mayor and Borough Clerk are hereby authorized to execute same.

**BE IT FURTHER RESOLVED** by the Mayor and Council of the Borough of Ogdensburg, that the Clerk is hereby authorized to return the Bid Bond to Blue Diamond now that the contract has been fully executed.

**Resolution 71-2019**

TO REDEEM THIRD PARTY TAX SALE CERTIFICATE# 2017-010  
BLOCK 26.04 LOT 3  
8 PLASKON TERR  
GERBASI, FIORELLA & JUSTIN

WHEREAS, THE TAX COLLECTOR, REGINA FLAMMER HAS ADVISED THAT PAYMENT HAS BEEN RECEIVED IN THE AMOUNT OF \$ 8505.82 TO REDEEM TAX SALE CERTIFICATE # 2017-010  
WHEREAS,

US BANK CUST FOR PC7 FIRSTRUST BANK  
50 SO 16<sup>TH</sup> ST. – STE 2050  
PHILADELPHIA, PA 19102

IS THE HOLDER OF TAX SALE CERTIFICATE # 2017-010  
AND AS MUCH IS DUE PAYMENT IN THE AMOUNT OF \$ 8505.82  
TO REDEEM SAME.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX, STATE OF NEW JERSEY, THAT APPROVAL BE GRANTED TO ISSUE A CHECK IN THE AMOUNT OF \$ 8505.82  
TO REDEEM TAX SALE CERTIFICATE # 2017-010

REGINA FLAMMER  
TAX COLLECTOR  
AUGUST 20, 2019

**Resolution 72-2019**

**BE IT RESOLVED** BY THE COUNCIL OF THE BOROUGH OF OGDENSBURG THAT THE FOLLOWING REFUND BE MADE TO THE INDIVIDUAL LISTED BELOW FOR TAX OVERPAYMENT RECEIVED BY THE BOROUGH TAX COLLECTOR

BLOCK: 11 LOT: 22.03

ADDRESS: 18 OGDEN WAY

OWNER: O'LEARY, BETH & KEVIN

AMOUNT TO BE REFUNDED: \$962.20  
OVER PAYMENT ON 2019 TAXES DUE TO ASSESSEMENT CHANGE

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**MADE PAYABLE TO: BETH AND KEVIN O'LEARY**

**MAIL TO: 18 OGDEN WAY  
OGDENSBURG, NJ 07439**

REGINA FLAMMER  
TAX COLLECTOR  
AUGUST 22, 2019

**Resolution 73-2019**

**WHEREAS**, on June 24, 2019 the Borough of Ogdensburg (“Borough”) adopted Resolution 58-2019 approving a contract with Party Perfect Rentals, LLC for certain amusement equipment and related services for Ogdensburg Day in the amount of \$11,443.75; and

**WHEREAS**, the agreement with Party Perfect Rentals, LLC has been amended to include one (1) additional recreational item; and

**WHEREAS**, the Borough desires to ratify the agreement, as amended, in the amount of \$13,068.75.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Ogdensburg that the agreement between the Borough of Ogdensburg and Party Perfect Rentals, LLC is hereby approved and ratified, as amended, in the amount of \$13,068.75 and the Clerk and Mayor are authorized to execute same.

**ADOPTION ORDINANCE 14-2019**

Councilwoman Slater made a motion to adopt ordinance 14-2019 “AN ORDINANCE APPROPRIATING THE SUM OF \$20,600 CURRENTLY LOCATED WITHIN GENERAL CAPITAL – CAPITAL IMPROVEMENT FUND” Seconded by Councilman Nardini.

**Prior to final roll call Mayor Hutnick opened the meeting to the public for any comments regarding ordinance 14-2019.**

No one from the public stepped forward.

**Mayor Hutnick closed the meeting to the public for any comments regarding ordinance 14-2019.**

**Upon Roll call Vote:**

Yeas: Alvarez, Nardini, O'Dell, Slater

Nays: None Absent: Nasisi, Opilla Abstain: None

**OLD BUSINESS**

Borough Hall Roof– No update

Steam Boiler for Historical Building – No update

Ogdensburg Day Update– Mayor Hutnick commented his understanding from the general public and everybody around us is it [Ogdensburg Day] was a huge success. Mayor Hutnick commented the general public had a great time, they felt the fireworks were outstanding, the rides and event were amazing. Mayor Hutnick thanked Ms. Schroder for field organization. Mayor Hutnick commented [Councilman Nardini] somebody told him the fishing contest was super cool and that was an adult, everyone was catching fish. There was a lot more people in attendance than prior [years].

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Councilman Nardini commented we had about 20 families, 20 kids at the fishing contest. The weather was gorgeous.

Mayor Hutnick commented we would like to make that [the fishing contest] a regular thing on Ogdensburg Day. Mayor Hutnick commented we had our [first] King and Queen of Ogdensburg.

Employee Handbook- Councilwoman Slater commented we need to meet and go over everything.

Community Garage Sale- Councilwoman O'Dell commented we have 22 homes signed up; we are advertising like crazy. Michelle is going to handle putting everything on the map and we are good to do.

DPW Personnel – Councilwoman Slater explained her conversation with the DPW personnel. There was a brief discussion.

Light Pole Removal – Mayor Hutnick commented was this the light at the firehouse.

Councilwoman Slater commented this was regarding the light right here and explained.

**NEW BUSINESS**

Repair to Bettino Drive cul de sac curbing and storm drain –

There was a discussion on the storm drain at the end of Bettino Drive and wires that were there when DPW was digging around the storm drain. There was also a discussion on getting a grant to fix the basins.

Councilman Nardini commented at the next meeting he will have an update on DPW, he met with Chris and asked for a list of repairs and explained.

Mayor Hutnick commented he spoke to Chris about the vehicles down there [at DPW] and to make plans to get rid of them.

Councilwoman Slater asked if they could be used as a trade in when getting another vehicle.

There was a discussion on the vehicles and possibly auctioning them off.

**PUBLIC SESSION**

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

Pat Sabourin, Ogdensburg, commented she came tonight to personally thank each and every one of you for George and I being given the great honor from you. We will try and make you proud of us for the rest of the year.

Mayor Hutnick commented you deserved it.

Mrs. Sabourin commented we are very pleased and so is our family.

Vicki Schroder, 60 Center Street, Ogdensburg, commented it is that time of the year again the haunted mine tour is October 25<sup>th</sup> and 26<sup>th</sup>, it benefits the eighth grade. The tour is from 6:00 PM to 10:00PM, from 6:00 to 6:50 is not so scary. There will be a link to purchase tickets for the tour this year. The link will be provided for the newsletter.

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

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**EXECUTIVE SESSION**

Councilwoman Slater moved, Councilman Nardini 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:

**Attorney Client Privilege**

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

The Mayor and Council returned from executive session at 7:35PM.

**PAYMENT OF VOUCHERS**

Mr. McBriar commented to would be appropriate for a motion to approve the bill list with the exception of one item because the services were no longer needed and that is item 30734 so a motion would be to approve the bill list without that one.

Councilwoman Slater made a motion to review payment of vouchers minus 30734. Seconded by Councilman Nardini.

**Upon Roll call Vote:**

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

Please note: Department finance reports that were handed in for review were not voted on by Council. Reports in their packets [Water Receivable, Board of Health, Clerk and Registrar] will before the Council to approve at the next meeting.

**Current**

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
9/4/2019	30740	Staples Business Advantage	317.01
9/5/2019	30741	Party Perfect Rentals, LLC	7,346.87
9/10/2019	30742	145 Media	240.00
9/10/2019	30743	Allied Oil	1,054.81

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9/10/2019	30744	Amazon	488.62
9/10/2019	30745	Bassani Power Equipment, LLC	2.49
9/10/2019	30746	Beth O'Leary	962.20
9/10/2019	30747	Blue Diamond Disposal, Inc.	13,833.33
9/10/2019	30748	CEUnion	95.00
9/10/2019	30749	Dover Brake & Clutch Co., Inc	231.74
9/10/2019	30750	JCP&L	1,543.50
9/10/2019	30751	MicroSystems-NJ.com, LLC	1,800.00
9/10/2019	30752	Montague Tool & Supply Co	279.65
9/10/2019	30753	New Jersey Herald	100.20
9/10/2019	30754	No. Jersey Court Admin. Assoc	50.00
9/10/2019	30755	Ogdensburg Board of Education Professional Government	208,562.83
9/10/2019	30756	Educators	90.00
9/10/2019	30757	Ray Sikora	400.00
9/10/2019	30758	ReadyRefresh	25.25
9/10/2019	30759	RS Phillips Steel LLC	117.76
9/10/2019	30760	Salvatore Germano Jr	375.00
9/10/2019	30761	Smith, Ken	724.14
9/10/2019	30762	Staples Business Advantage	14.11
9/10/2019	30763	Tony Sanchez Ltd.	218.00
9/10/2019	30764	Township of Sparta, Police Dept.	14,177.50
9/10/2019	30765	Township of Wantage	3,204.00
9/10/2019	30766	Verizon Wireless	121.10
9/10/2019	30767	Wallkill Valley Regional H.S.	102,172.00
		-	-----
			358,547.11
		<b>Voided Checks</b>	
8/27/2019	30726	Party Perfect Rentals, LLC	(5,721.87)
8/27/2019	30734	Sugar Sweet Farms	(425.00)
		=	=====
			352,400.24

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**Admin Trust**

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
9/10/2019	2157	Shepard Kays Attorney At Law PC	300.00
9/10/2019	2158	US Bank for PC7 Firsttrust Bank	8,505.82
			=====
			8,805.82

**Dog Fund**

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
9/10/2019	228	NJ Dept of Health & Senior Service	1.20
			=====
			1.20

**General Capital**

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
9/4/2019	1111	NJMVC	60.00
9/10/2019	1112	Robert H Hoover and Sons, Inc.	101,992.00
9/10/2019	1113	Tony Sanchez Ltd.	66,880.00
			=====
			168,932.00

**Grant Fund**

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
9/10/2019	30768	Sussex County Municipal Utility	20.00
			=====

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20.00

**Water Op**

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
9/10/2019	4927	Agra Environmental Services	510.00
9/10/2019	4928	JCP&L	822.81
9/10/2019	4929	One Call Concepts, Inc.	21.76
9/10/2019	4930	Staples Business Advantage	47.38
9/10/2019	4931	Weldon Asphalt	672.91
			=====
			2,074.86

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

Meeting adjourned at approximately 7:37p.m.

\_\_\_\_\_  
Robin Hough, Borough Clerk

\_\_\_\_\_  
George P. Hutnick, Mayor