

REGULAR MEETING

August 8, 2011

The eighth regular meeting of the Mayor and Council of the Borough of Ogdensburg, Sussex County, New Jersey was held in the Council Chambers of the Borough Hall on August 8, 2011.

Councilman Ingerto called the meeting to order at 7:00 PM.

Upon roll call, the following council members appeared and answered the call: Amodeo, Andrews, Ingerto, McGuire, Hann, Opilla.

Notice requirements of the Open Public Meeting Act NJSA 10:4-6 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 on January 3, 2011.

Councilman Hann wanted to discuss the ordinance for Police and the changes that were previously discussed. Councilman McGuire asked to wait until the Mayor arrived to discuss how the ordinance should read. The Mayor had spoken to the attorney and would be able to explain what the attorney had stated.

Councilman McGuire moved, Councilman Amodeo seconded motion for approval of items on the Consent agenda.

1. Approval of Minutes from July 11th, Regular Meeting
2. Approval of Minutes from July 25th, Work Session

Yeas: Amodeo, Andrews, Hann (abstain #2), Ingerto (abstain #2), McGuire, Opilla.

Councilman Hann moved, Councilman McGuire seconded motion to open the public session of the meeting. Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla

Jean Castimore, 63 Main Street asked about SWAP and if anyone heard from them regarding the house on Main St. Council asked Ms. Castimore to wait until the Mayor arrives do discuss. Pat Sabourin, 13Wilson Rd. asked if something can be done about the high grass on the corner of Adams Dr. and Rt. 517. Councilman McGuire stated that the county had come and cut the grass once. Councilman McGuire was informed that the grass is getting long again and can something be done. Councilman McGuire informed Mrs. Sabourin that it will be looked into again. Vito Telischak, 21 Glenbrook Rd. asked about his garbage pickup for Roe's Day Care. Mr. Telischak mentioned that he had put out 2 cans, but was not picked up on Wednesday but after speaking to Councilman Ingerto the men did come back on Thursday to pick up his garbage. Mr. Telischak asked if he could be put on the regular pick up schedule. Mr. Telischak mentioned that the day care is not a business, but he does pay substantial taxes on it and feels he should be picked up. Mr. Telischak mentioned that Global is at a loss because in the bid specs it didn't state commercial properties. Joseph Mailloux, President of Global Waste Industries attended the meeting to answer any questions from Council or residents. Mr. Mailloux said that there was a misunderstanding on their part with the bid regarding commercial, but Mr. Mailloux also stated that there was nothing in the bid about picking up commercial properties. So when they bid on the contract it was for 2 cans per household plus the municipal buildings and the school. During the course of the day there were only two commercial businesses, the Getty gas station and the Day Care. Mr. Mailloux wants to make sure they understand what they are dealing with. They don't want to find out the following week that they will have to pick up many more businesses

when there was nothing stated in the bid specs. He doesn't know whether it was an oversight or not but said Global is willing to do whatever they can to help and to make it right but doesn't want to go from two business to 100 in one day. He doesn't want to put anyone in that position. He is very please with what they have done so far. The first day went very well. Mr. Telischak asked to verify that he will be picked up and Mr. Mailloux said they will pick up his garbage. Mayor stated that the Borough will make it work however we have to. The most important thing is we never intended to cut any services beyond what we had or try to get more or exclude more then what we have. Mr. Mailloux said he will work with the town and mentioned again that the first day went very well. Mr. Yurchak, Operations Manager said he was on site all day and kept in touch with the Clerk and everything ran smoothly. Jean Castimore asked the Mayor about SWAP if he has heard anything regarding the letter he sent about the Edison House. The Mayor informed Ms. Castimore that he heard back from SWAP and that they won't be available until the spring and due to liability they are not allowed to go any higher then the first floor when working on any structure over first floor level. Ms. Castimore asked if the Historical Society can start now since they have a deadline December 31, 2011. Mayor Ciasullo said she could start, just check with the Risk Manager and get a plan together.

There being no further business from the public, Councilman Hann moved, Councilman McGuire seconded motion to close the public session of the meeting. Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla.

Councilman Hann spoke about the ordinance entitled AN ORDINANCE AMENDING SECTIONS 2-7.4 AND 2-7.6 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF OGDENSBURG ENTITLED "POLICE DEPARTMENT." regarding the changes which were discussed previously. Council went over the ordinance again and spoke about the changes they wanted to make and asked the attorney to make the various changes.

Councilman Andrews moved, Councilman McGuire seconded motion to table the final passage of the ordinance until the changes are made. Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla.

Councilman Ingerto moved, Councilman Hann seconded motion to adopt the following resolution.

WHEREAS, US Bank Cust for Pro Capital I, LLC, 40 S. 16th Street, Suite 1950, Philadelphia, PA 19102, has paid for a lien against Block 10, Lot 1 for the year 2009 in the amount of \$852.237 with interest and statutory fees of \$69.39 and cost of sale \$17.05 totaling \$938.81.

WHEREAS, the homeowner paid the lien on said block and lot.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the proper officials be authorized and hereby instructed to refund the amount of \$938.81 to US Bank Cust for Pro Capital I, LLC. Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla. Copy attached as Schedule 1.

Councilman Opilla moved, Councilman Hann seconded motion to adopt the following resolution.

WHEREAS, FNA Jersey Lien Services, LLC, PO Box 1030, Brick, NJ 07823, has paid for a lien against Block 11 Lot 44 for the year 2009 in the amount of \$469.35 with interest and statutory fees of \$61.69 and cost of sale \$15.00 totaling \$546.04.

WHEREAS, the homeowner paid the lien on said block and lot.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the proper officials be authorized and hereby instructed to refund the amount of \$546.04 to FNA Jersey Lien Services, LLC.

Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla. Copy attached as Schedule 2.

Councilman Hann moved, Councilman Ingerto seconded motion to adopt the following resolution.

WHEREAS, Another Lien LLC, 1 Vista Dr., Sparta, NJ 07871, has paid for a lien against Block 24 Lot 1 for the year 2009, 2010 & 2011 in the amount of \$6,843.05 with interest and statutory fees of \$586.65 and cost of sale \$15.00 totaling \$7,444.70, plus premium of \$300.00.

WHEREAS, the homeowner paid the lien on said block and lot.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the proper officials be authorized and hereby instructed to refund the amount of \$7,744.70 to Another Lien LLC.

Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla. Copy attached as Schedule 3.

Councilman McGuire moved, Councilman Andrews seconded motion to adopt the following resolution.

WHEREAS, the office of a Mayor, member of the governing body shall be deemed vacant according to statute 40A:16-3.

- a. Upon its being so declared by virtue of a judicial determination;
- b. Upon the death of the Mayor or a member of a governing body or board.
- c. Upon a determination of the other members of the governing body or board that the Mayor, member of the governing body or board member no longer resides within the corporate limits of a municipality or ward from which he was elected.
- d. Upon the refusal of the Mayor or member of a governing body to qualify or serve;
- e. Upon a judicial determination that the Mayor or member of a governing body shall have become physically or mentally incapable of serving;
- f. Upon the filing of a written resignation with the municipal clerk by the Mayor or a member of the governing body, except a resignation filed following the filing of a recall petition.
- g. Whenever the Mayor, when required by law to attend meetings of the governing body, or a member of the governing body, fails to attend and participate in any meetings of the governing body for a period of 8 consecutive weeks without being excused from attendance by a majority of the members of the governing body at the conclusion of such period; provided, however, that the governing body may refuse to excuse only with respect to those failure to attend and participate which are not due to legitimate illness; or
- h. Upon a determination that the office comes within the purview of R.S. 19:3-25, and

WHEREAS this resolution will also include all boards and members.

NOW, THEREFORE, BE IT RESOLVED the Mayor and Council of the Borough of Ogdensburg hereby adopts N.J.S.A.:16-3.
Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla. Copy attached as Schedule 4.

NEW BUSINESS

Council reviewed the Best Practices Inventory and discussed some of the various questions. Councilman McGuire moved, Councilman Andrews seconded motion to adopt a policy for computer backup and cash receipts procedures. Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla.

Councilman Hann spoke about a resident who is also a veteran who was certified as permanently and totally disabled by the Department of Veterans Affairs and who is entitled to a refund for taxes from 10 /20/10 and for 2011. Attorney stated that years ago the state would reimburse towns or the 100% veterans by taking it out of the budget but they have not done so for the past several years. Resolution to be done refunding taxes for Bl. 3.03, Lot 8.

OLD BUSINESS

Finalization for the Employee Handbook was discussed and council will work on the handbook at the next work session. Councilman Opilla mentioned that he received a quote for replacing road valves from Ferraro Construction Corp. for \$3,374.91. Mayor asked for two more quotes. Councilman Hann spoke about shipping charges on orders from certain vendors. The Borough has started to shop locally for office supplies thereby saving shipping charges. Councilman McGuire asked about cleaning companies.. Councilman Ingerto mentioned that he received the contract from Falcon Cleaning and is looking into getting other quotes as well. Councilman Andrews mentioned that the Quasi-public Police Service Request forms are in place and the officers are using them for the work being done on Route 517.

Mayor Ciasullo mentioned that the Swim Meet on July 30th went well. It was a fun day for everyone.

Councilman Hann moved, Councilman McGuire seconded motion for review and payment of vouchers. Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla.

CURRENT FUND

DATE	CHECK #	PAID TO	AMOUNT	
05/31/11	24743	Borough of Ogdensburg	\$ (496.25)	*
07/15/11	9999	Payroll Account	\$ 37,104.69	(Manual)
07/19/11	9999	Neopost - Postage EFT	\$ 400.00	(Manual)
07/21/11	24867	LINA	\$ 189.00	
07/21/11	24868	CenturyLink	\$ 1,230.92	
07/21/11	24869	CenturyLink	\$ 40.02	
07/21/11	24870	Horizon BC/BS of NJ	\$ 5,482.41	
07/21/11	24871	JCP&L	\$ 2,025.88	
07/21/11	24872	Verizon Wireless	\$ 34.01	
07/25/11	9999	Neopost - Postage EFT	\$ 400.00	(Manual)
07/29/11	9999	Payroll Account	\$ 38,815.49	(Manual)
08/04/11	24873	Aetna Inc	\$ 1,279.62	
08/04/11	24874	CenturyLink	\$ 67.50	
08/04/11	24875	Horizon BC/BS of NJ	\$ 1,554.84	

08/04/11	24876	Horizon BC/BS of NJ	\$ 1,062.80	
08/04/11	24877	JCP&L	\$ 2,029.63	
08/04/11	24878	Verizon Business	\$ 109.42	
08/04/11	24879	Ford Motor Credit Company	\$ 829.98	
08/08/11	24880	Allied Oil LLC	\$ 1,759.87	
08/08/11	24881	Another Lien, LLC	\$ 7,444.70	
08/08/11	24882	B & R UNIFORM	\$ 149.85	
08/08/11	24883	Batistoni, Joseph R.	\$ 340.00	
08/08/11	24884	Borough of Ogdensburg	\$ 5,000.00	
08/08/11	24885	Certified Speedometer Service	\$ 140.00	
08/08/11	24886	D. Lovenberg's	\$ 365.00	
08/08/11	24887	Dolan & Dolan Esqs.	\$ 973.48	
08/08/11	24888	Eagle Point Gun	\$ 2,512.85	
08/08/11	24889	FNA Jersey Lien Services, LLC	\$ 546.04	
08/08/11	24890	Atlantic Tomorrows Office	\$ 268.00	
08/08/11	24891	Falcon Cleaning	\$ 375.00	
08/08/11	24892	Goffco Industries, Inc	\$ 71.40	
08/08/11	24893	Hamburg Plumbing Supply Co	\$ 96.30	
08/08/11	24894	Jan-Mar Alarm Company	\$ 24.20	
08/08/11	24895	Laddey, Clark & Ryan	\$ 3,360.00	
08/08/11	24896	Matthew Bender & Co., Inc.	\$ 92.94	
08/08/11	24897	Liaison Services Company	\$ 423.16	
08/08/11	24898	Little, Jacob	\$ 286.35	
08/08/11	24899	Montague Tool & Supply Co	\$ 283.63	
08/08/11	24900	Municipal Capital Corporation	\$ 295.00	
08/08/11	24901	Neopost, Inc.	\$ 39.00	
08/08/11	24902	New Jersey Herald	\$ 637.85	
08/08/11	24903	Ogdensburg Board of Education	\$181,548.00	
08/08/11	24904	Ogdensburg General Capital Account	\$ 5,500.00	
08/08/11	24905	Penn State University	\$ 390.00	
08/08/11	24906	Space Farms Zoo & Museum	\$ 40.00	
08/08/11	24907	Sussex County Treasurer	\$51,209.39	
08/08/11	24908	Sussex County Treasurer	\$ 6,674.66	
08/08/11	24909	Sussex County Treasurer	\$18,191.37	
08/08/11	24910	Sussex County Treasurer	\$ 143.89	
08/08/11	24911	The Printing Center Inc	\$ 1,199.10	
08/08/11	24912	West	\$ 75.00	
08/08/11	24913	U.S. Bank Custodian for	\$ 938.81	
08/08/11	24914	Van Cleef Engineering Assoc. LLC	\$ 531.25	
08/08/11	24915	Verizon Wireless	\$ 80.04	
08/08/11	24916	Vital Communications, Inc	\$ 7.00	
08/08/11	24917	Wallkill Valley Regional H.S.	\$68,646.24	
08/08/11	24918	Waste Management of NJ	\$20,689.00	
08/08/11	24919	Wottle, Dennis	\$ 119.00	
08/08/11	24920	Zee Medical, Inc.	\$ 97.91	

			\$597,501.31	
			\$ 76,720.18	Manual
			=====	
			\$674,221.49	
			\$ (496.25)	

* Voided checks issued in an earlier period

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 \$673,725.24

WATER OPERATING

DATE	CHECK #	PAID TO	AMOUNT	
07/21/11	4128	JCP&L	\$ 1,303.10	
07/21/11	4129	State of New Jersey-PWT	\$ 223.08	
07/21/11	4130	Treasurer, State of New Jersey	\$ 720.00	
07/28/11	9999	USDA RURAL DEVELOPMENT LOAN I & II	\$ 62,374.00	(Manual)
08/04/11	4131	JCP&L	\$ 1,774.59	
08/08/11	4132	A.C. Schultes, Inc.	\$ 18,750.00	
08/08/11	4133	Capitol Supply Construction Product	\$ 160.94	
08/08/11	4134	Dell Marketing LP	\$ 4,248.30	
08/08/11	4135	E.S.C. Enterprises	\$ 1,680.00	
08/08/11	4136	Garden State Laboratories, Inc.	\$ 575.00	
08/08/11	4137	Hyde, Thomas	\$ 44.55	
08/08/11	4138	Municipal Software Inc	\$ 250.00	
08/08/11	4139	One Call Concepts, Inc.	\$ 8.96	
08/08/11	4140	Univar USA Inc	\$ 428.00	

			\$ 30,166.52	
			\$ 62,374.00	Manual

			\$ 92,540.52	

WATER CAPITAL

DATE	CHECK #	PAID TO	AMOUNT
8/8/2011	1018	A.C. Schultes, Inc.	\$13,000.00

			\$13,000.00

			\$
			13,000.00

DOG FUND

DATE	CHECK #	PAID TO	AMOUNT
08/08/11	109	NJ Dept of Health & Senior Services	\$ 40.20

\$ 40.20
 =====
 \$ 40.20

MUNICIPAL ADMINISTRATION

DATE	CHECK #	PAID TO	AMOUNT
08/08/11	2005	Another Lien, LLC	\$ 300.00

			\$ 300.00
			=====

GENERAL CAPITAL

DATE	CHECK #	PAID TO	AMOUNT
08/08/11	1010	Bob's Custom Docks, Inc.	\$ 4,000.00

			\$ 4,000.00
			=====
			\$ 4,000.00

DEVELOPERS ESCROW

DATE	CHECK #	PAID TO	AMOUNT
08/08/11	2007	Dolan & Dolan Esq.	\$ 138.30

			\$ 138.30
			=====
			\$ 138.30

GRANT FUND

DATE	CHECK #	PAID TO	AMOUNT
08/08/11	24921	Center for Prevention & Counseling	\$1,000.00
08/08/11	24922	Van Cleef Engineering Assoc, LLC	\$1,002.00

			\$2,002.00
			=====
			\$2,002.00

Departmental finance reports were handed in for review.

At 8:25 p.m. Councilman Hann moved, Councilman McGuire seconded motion to go into executive session to discuss the Chief of Police contract. Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla.

After returning from executive session at 8:40 p.m. Councilman Andrews moved, Councilman Hann seconded motion to adjourn the meeting. Yeas: Amodeo, Andrews, Hann, Ingerto, McGuire, Opilla.

Meeting adjourned at 8:40 p.m.

Borough Clerk

Mayor