

**REGULAR MEETING MINUTES OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF OGDENSBURG
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM
May 23, 2022**

Mayor Hutnick called the meeting to order at 7:04PM.

Mayor Hutnick led the Pledge of Allegiance.

ROLL CALL: Cowdrick, Nardini, Nasisi, Mayor Hutnick

Absent: Alvarez, DeMeo, Poyer (arrived 7:07pm)

Also, in attendance was Mike Marceau, CFO

STATEMENT BY MAYOR: "Notice requirements of P.L. 1975, Open Public Meeting Act, NJS10:4-6 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 in the Borough Hall on January 4, 2022."

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

CONSENT AGENDA

1. Approval of regular meeting minutes from May 9, 2022.
2. Approval of Resolution 37-2022 supporting amending Title 35 of the New Jersey revised Statutes to permit the publication of legal notices by government entities on official government websites instead of in newspapers.
3. Approval of Resolution 38-2022 recommending to the New Jersey Department of Transportation that the contract for Edison Avenue Resurfacing to awarded to Riverview Paving, Inc. (Sussex County Cooperative Contract Purchasing System) whose bid amounted to \$130,306.40 subject to approval of the Department.
4. Approval of Resolution 39-2022 authorizing the award of contract to Riverview Paving, Inc. for Borough Storm Drain Repair.
5. Approval of Resolution 40-2022 appointing acting deputy Municipal Court Administrators for the Borough on an interim basis.
6. Approval of Resolution 41-2022 the Borough's recommendation to New Jersey Department of Transportation form SA-22 11/98 the Ogdensburg Storm Drain Repair.
7. Accept for filing Borough of Franklin Ordinance 05-2022.
8. Accept for filing Sussex County Division of Health Inspection Report for April.
9. Accept for filing Ogdensburg website usage report.
10. Accept for filing letter from Kittatinny Regional High School with extract of meeting minutes opposing to change the Designation of the Delaware Water Gap National Recreation Area to the Delaware River National Park and Lenape Preserve.

Upon Roll call Vote:

Yeas: Cowdrick, Nardini, Nasisi (Abstain #1)

Nays: None Absent: Alvarez, DeMeo, Poyer Abstain None

MUNICIPAL FACILITIES AND RECREATION AREA APPLICATION

Councilwoman Cowdrick made a motion to approve the facility use application from Beaver Lake for use of the Municipal Park baseball field on July 10, 2022 and August 14, 2022 from 10:00am to 2:00pm and to determine the seasonal fee. Seconded by Councilman Nasisi.

Councilwoman Cowdrick explained the fee would be \$250.00 total.

Councilman Poyer arrived 7:07pm. Mayor Hutnick updated Councilman Poyer as to the motion and second on the table.

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Upon Roll call Vote:

Yeas: Cowdrick, Nardini, Nasisi, Poyer

Nays: None Absent: Alvarez, DeMeo Abstain None

OLD BUSINESS

State Fire Marshal Notice of Violations – Councilman Nasisi commented Robin and I just went over [the violations] we have executed some things. Things are not moving fast but they are getting done.

Mayor Hutnick asked if we are still waiting on the doors. Councilman Nasisi explained where he was with the door measurements and they [the company] had wanted a seconded measurement.

Parks and recreation – Councilwoman Cowdrick commented as far as the lake; the lake was treated, she has a quote to treat the opposite side where it meets from Edison all the way around to the Pavilion. To clear up some of the weeds back there; we have a verbal quote between eight hundred and one thousand for two treatments. Councilwoman Cowdrick is waiting for the official quote. Once she gets that hopefully the next meeting we can approve that.

Mayor Hutnick asked Mr. Marceau, CFO we do have money budgeted for that and explained. There was a brief discussion on the pond treatment and costs.

Councilwoman Cowdrick commented in June she will have everything ready with the lifeguards; she is still working on that.

DPW- Councilwoman Cowdrick commented no real update for now; she will have one for the Council next time.

Borough Hall Heat Repairs – Councilman Nasisi explained the end of May we had a service done; he was told there were a few other things that needed to be done.

Mass notification system – Councilman Nardini commented he is waiting for a few terms from Mr. McBriar when he returns.

NJDOT Grant applications – Mayor Hutnick commented we covered this last time; we don't need this on here.

Councilman Nardini commented the catch basins they will be doing them soon, on Passaic and Edison there is a pipe which is critical and up on Edison around 39 there is a pipe issue there that basically needs to tie into the catch basin. Those are two critical things.

There was a brief discussion on the roads.

Public Announcement for NJ Department of Community Affairs Program (LIHWAP) – Mayor Hutnick asked didn't we cover this last time. Ms. Hough commented we are supposed to do it at least once a month.

Mr. Marceau commented basically it's a program to help low income individuals who are behind on their utility payments so if anyone has any questions it is an application to the State; he believes they have until June 10th to file. There is information available on our website that will take them to the State [website].

Public events in town – Mayor Hutnick commented he is working with Mr. McBriar he wants to put something together that if people want to hold events in town and are not town related. Something that informs the Council of the event so they know what is going on in town.

NEW BUSINESS

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Website search engine – Councilman Nardini commented the website .gov was not moved over; he did make that request to the gentleman in charge. Councilman Nardini commented this can be taken off [the agenda].

PUBLIC SESSION

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

Willow Palmer, 9 Hadowanetz Drive, Ogdensburg. Ms. Palmer commented she is the current coach for the Otters Swim Team and she is here because currently the Pond is not swimmable.

Councilwoman Cowdrick asked what do you mean the pond is not swimmable.

Ms. Palmer commented the weeds are really high and you can't even go through with a paddle board or anything.

Councilwoman Cowdrick commented we just had it treated. Mayor Hutnick commented that is the treatment that is going on right now; they did a treatment on the 19th and they will come through again.

Mayor Hutnick asked when does swim team start the end of June; so, we are on track the weeds are just heavier this year.

Frank Sanfilippo, 4 Arch Street, Ogdensburg, asked about paving 517, that was supposed to be done awhile ago. Mayor Hutnick explained they are off track.

Mr. Sanfilippo explained on Wausau Street the plows tear up all his grass. The property is 9 Wausau Street, from Passaic to the corner. Mr. Sanfilippo also explained a problem with water deteriorating his driveway on Passaic; the address of that house is 4 Arch Street.

There was a brief discussion on these issues.

Mr. Sanfilippo commented you had a public meeting on October 13; you let the public know your police officer everything was over and done, reinstated and everything. The town was putting in for a bond.

Mayor Hutnick commented we are looking into it, we didn't say we were doing it. We are looking into all of our options. What is your question?

Mr. Sanfilippo commented that is what I want to know what is being done.

Mayor Hutnick commented we haven't received any information yet we are still going back and forth with the State on things.

Mr. Sanfilippo asked did you apply for this bond.

Mike Marceau, CFO commented we have to go down to the Local Finance Board our Bond Council right now is working on the next steps to get an appointment.

Mayor Hutnick commented we haven't received an appointment yet.

Mr. Sanfilippo asked how long does that usually take.

Mayor Hutnick commented it has been months so far. The request went in months ago.

Mr. Sanfilippo asked what happens if you don't get that bond. How does the town handle that?

Mayor Hutnick commented it gets paid for through the taxes and other means.

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Mr. Sanfilippo asked in lump sums; what.

Mayor Hutnick commented we will figure it out at that time. The finances have not been finalized in different ways we go through the steps and process.

Mr. Sanfilippo asked if there was any money put aside?

Mayor Hutnick commented there is; but not enough to cover the full amount of it.

Mr. Sanfilippo asked what kind of an amount do you have if you don't mind me asking its tax payers money.

Mr. Marceau commented about one hundred and thirty thousand; a large portion of that has already been spent on previous parts of the settlement agreement.

Mayor Hutnick commented so we have already started paying it out.

Mr. Sanfilippo commented no, no, no you didn't. There was nothing paid out [as] part of the settlement agreement just like you said. I don't know this gentleman's name.

Mayor Hutnick commented this is Mike our CFO he is the one in charge of the money.

Mr. Sanfilippo commented you are saying part of the settlement; that is not part of the settlement that was paid out. The settlement is the dollar amount you set on October 13.

Mr. Marceau commented we made two portions of the settlement agreement so far, the remainder we have until he believes it is later in July.

Mr. Sanfilippo commented I don't want to go back and for with you Mike; the portion.

Mr. Marceau commented you are welcome to OPRA the agreement sir and read it.

Mayor Hutnick commented we are giving you the answers that we have if you don't like the answers we are giving you I can't help that.

Mr. Sanfilippo commented what I'm saying is part of that portion the lump sum was three hundred and forty-eight thousand dollars, none of the three hundred and forty-eight thousand dollars has been paid.

Mr. Marceau commented there were two previous ninety-day portions that have both been satisfied, the remaining third portion as not been paid yet.

Mr. Sanfilippo commented the portions you are talking about was that part of the three hundred and forty-eight thousand dollars.

Mr. Marceau commented no.

Mr. Sanfilippo commented so what was on the table that night, I'm trying to get this out the right way so we all understand. So, the settlement agreement was three hundred and forty-eight thousand dollars.

Mr. Marceau commented plus two other portions. Which have already been paid out.

Mayor Hutnick commented it is still factored in the money; you can't say that doesn't matter, that doesn't count.

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Mr. Sanfilippo commented he will go back and read that part maybe I'm mistaken; that six months portion whatever else portion he doesn't think that was in the minutes that night. I'll go back and check.

Mayor Hutnick commented whether it is in the minutes or not we made two payments already. We are making payments towards what has to be completed just because we haven't hit the three hundred and forty-eight-thousand-dollar part yet doesn't mean anything; we have already made two payments on what is owed.

Mr. Sanfilippo commented so you put in for the bond; [you] haven't heard anything yet. Mayor Hutnick commented yes.

Mr. Sanfilippo commented and you do have some portion of some kind of money.

Mayor Hutnick commented which we already started to spend it on the first two payments. It was financially impossible for the town to put the full amount every year aside and not touch it and not cause issues to the town. You know as well as I do that there is nothing in this town that generates money except for you and me [the taxpayer]. There is no industry there is no business there is not tax revenue. We made the first two payments as required now we work on this portion. How do we do that we look to bond council.

Mr. Sanfilippo commented you did apply for the bond.

Mayor Hutnick commented we are waiting on the State.

There being no further business from the public, Councilman Nasisi moved, Councilwoman Cowdrick 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 Nasisi made a motion to review payment of voucher and departmental finance reports.

Seconded by Councilwoman Cowdrick.

Upon Roll call Vote:

Yeas: Cowdrick, Nardini, Nasisi, Poyer

Nays: None Absent: Alvarez, DeMeo Abstain None

Current

<u>DATE</u>	<u>CHEC K #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
5/25/2022	32730	Action Data Services, Inc.	78.44
5/25/2022	32731	Allied Oil	3,631.39
5/25/2022	32732	Amazon	44.88
5/25/2022	32733	Athenia Mason Supply, LLC	434.80
5/25/2022	32734	Atlantic Communications	323.20
5/25/2022	32735	Blue Diamond Disposal, Inc.	17,775.00

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5/25/2022	32736	Bullseye Calibration of NJ	135.00
5/25/2022	32737	Complete Security Systems, Inc.	24.20
5/25/2022	32738	Elizabethtown Gas	916.00
5/25/2022	32739	Genserve, LLC	132.99
5/25/2022	32740	Horizon BC/BS of NJ	549.80
5/25/2022	32741	Horizon BC/BS of NJ	2,144.32
5/25/2022	32742	JCP&L	1,564.96
5/25/2022	32743	Kimberly Cucci	376.00
5/25/2022	32744	LINA	216.00
5/25/2022	32745	Lumen Technologies Group	125.63
5/25/2022	32746	Mark Lindsay & Son Plumbing & Heating Inc.	2,346.30
5/25/2022	32747	New Jersey Herald	143.84
5/25/2022	32748	New Jersey Herald	22.32
5/25/2022	32749	Nielsen Ford, Inc.	405.50
5/25/2022	32750	Noah's Ark Prot-a-Jon	425.00
5/25/2022	32751	Quandient Leasing USA, Inc.	411.30
5/25/2022	32752	Schenck Price Smith & King LLP	1,749.83
5/25/2022	32753	Statewide Insurance Fund	59,512.50
5/25/2022	32754	Statewide Insurance Fund	20,089.50
5/25/2022	32755	Sussex County Assessor's Assoc.	45.00
5/25/2022	32756	Township of Sparta, Police Dept.	14,897.75
			=====
			128,521.45

Water Op

<u>DATE</u>	<u>CHEC K #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
5/25/2022	5213	Agra Environmental Services	207.00
5/25/2022	5214	Genserve, LLC	112.50
5/25/2022	5215	Reliable Restoration Logistics	1,600.00
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1,919.50

Payroll

<u>DATE</u>	<u>CHEC</u> <u>K #</u>	<u>PAID</u> <u>TO</u>	<u>AMOUNT</u>
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5/25/2022	1143	AFLAC	627.28
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627.28
General Capital

<u>DATE</u>	<u>CHEC</u> <u>K #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
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5/25/2022	1161	All Hands Fire Equipment, LLC	3,141.45
5/25/2022	1162	New Jersey Fire Equipment CO.	3,776.00
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6,917.45

Grant Fund

<u>DATE</u>	<u>CHEC</u> <u>K #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
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5/25/2022	2 32757	Amazon	98.97
5/25/2022	2 32758	Sussex County Municipal Utility	80.80
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179.77

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

Meeting adjourned at 7:30 p.m.

Robin Hough, Borough Clerk

George P. Hutnick, Mayor