

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF HAMBURG HELD ON AUGUST 5, 2013 AT THE MUNICIPAL BUILDING, 16 WALLKILL AVE., HAMBURG, NJ**

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**CALL TO ORDER:**

Mayor Marino called the meeting to order at 7:30 p.m. and opened with a flag salute.

**ROLL CALL:**

Mayor Marino requested a roll call:

Councilman Barr	Councilwoman Oehler
Councilman Krasnomowitz	Councilman Garrett
Councilman Law	Councilman Sena
Mayor Marino	

Also Present: Doreen Schott  
Kathy Garrett  
Richard Clemack, Attorney

**STATEMENT OF CERTIFICATION:**

Clerk will advise:

Adequate notice of this meeting has been provided to the public and the press January 6, 2013 by delivering to the New Jersey Herald and the Sunday Herald and posting at the Municipal Building a copy of the "Annual Notice of Meetings" pursuant the provisions of the "Open Public Meetings Act".

**Oath of Office**

The Clerk administered the Oath of Allegiance to:

- Jeffrey Sokolowski - Patrolman
- Devin Gormley – Patrolman

Both officers were congratulated by the Mayor and Council.

**July 1, 2013 Regular Meeting Minutes**

Motion by Councilman Garrett, seconded by Councilwoman Oehler to approve the July 1, 2013 Regular Meeting Minutes of the Mayor and Council. All in favor.

**July 22, 2013 Special Meeting Minutes**

Motion by Councilwoman Oehler, seconded by Councilman Law to approve the July 22, 2013 Executive Meeting Minutes of the Mayor and Council. All in favor.

**July 22, 2013 Special Meeting Executive Minutes**

Motion by Councilman Law, seconded by Councilwoman Oehler to approve the July 22, 2013 Special Meeting Executive Minutes of the Mayor and Council. All in favor.

**APPROVAL OF BILLS:**

As there are no additions or deletions to the bill list, motion by Councilman Barr, seconded by Councilwoman Oehler to open the meeting to the public with regards to the bill list only. All in favor.

Hearing no comments from the public, motion by Councilman Law, seconded by Councilwoman Oehler to close to the public. All in favor.

Motion by Councilwoman Oehler, seconded by Councilman Law to approve and pay the bill list as presented.

Roll Call:

Ayes: Barr, Garrett, Krasnomowitz, Law, Oehler, Sena  
Nays: None

Abstain: None  
Absent: None

**ORDINANCES:**

**Ordinance # 11-2013 – 1<sup>st</sup> Reading**

**ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS, OFFICERS AND EMPLOYEES OF THE BOROUGH OF HAMBURG, COUNTY OF SUSSEX, STATE OF NEW JERSEY**

Motion by Councilman Barr, seconded by Councilman Law for Attorney Clemack to read the ordinance by title for first reading and publication. All in favor.

AN ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS, OFFICERS AND EMPLOYEES OF THE BOROUGH OF HAMBURG, COUNTY OF SUSSEX, STATE OF NEW JERSEY.

Motion by Councilman Krasnomowitz, seconded by Councilman Law to approve the ordinance on first reading and introduction with said ordinance to be published in full with second reading scheduled for September 5, 2013.

**DISCUSSION**

Councilman Garrett asked if the salary of the Police Director had a range not exceeding \$60,000.00 and was answered yes.

**Roll Call:**

Ayes: Barr, Garrett, Krasnomowitz, Law, Oehler, Sena  
Nays: None  
Abstain: None  
Absent: None

**RESOLUTIONS:**

None

**ATTORNEY HOUR:**

1. Correspondence to Lucas and Gaus, Esq. regarding catch basins on Gingerbread Castle Road. Attorney Clemack informed the Council that the contractor for the development claimed responsibility and will fix the road and then adjust the bill to reflect with the final amount.

**EXECUTIVE SESSION RESOLUTION:**

Attorney Clemack will offer the following resolution to enter into executive session later this evening.

WHEREAS, the Mayor and Council of the Borough of Hamburg find it necessary to enter into executive session for the reasons hereafter cited:

1.

WHEREAS, N.J.S.A. 10:14012(b) of the Open Public Meetings Act provided for matters of this nature to be discussed in closed session; and

WHEREAS, the minutes of the closed session be taken and made available to the Public upon conclusion of the matter;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council advises the public that formal action may be taken later this evening on the matters discussed in closed session or on other matter.

**No Executive Session**

**ENGINEERING:** *Given by Mayor Marino*

1. Mayor Marino stated that the Borough is on the schedule with Tilcon Contracting and we will pave Gingerbread Castle Road in the early fall.

2. The contractor for the Rt. 23 water main project will be returning in the fall to do the final restoration. The State is scheduled to pave that section of the road in the Spring with their project.

3. Mayor Marino also stated that the refurbishing of Well #3 should be completed by the end of August.

**MAYOR'S AGENDA:**

1. Board of Health – Letter of interest – Megan Sena

Mayor Marino recommended the nomination of Megan Sena to the Board of Health upon receiving a letter of interest from her.

Motion by Councilman Barr, seconded by Councilwoman Oehler to accept the Mayor's recommendation of Megan Sena to the Board of Health.

Roll Call:

Ayes: Barr, Garrett, Krasnomowitz, Law, Oehler  
Nays: None  
Abstain: Sena  
Absent: None

2. Cross River Fiber

Mayor Marino stated that he would like to put this on the September agenda for the company to return for a presentation. In speaking with the Vernon mayor, they did approve the project to run through their town. This will be placed on the September workshop agenda.

3. Town Wide Garage Sales

Mayor Marino discussed with the Council holding the town wide garage sales the last weekend of September. Motion by Councilman Krasnomowitz, seconded by Councilman Law to hold the town wide garage sales on September 28<sup>th</sup> and 29<sup>th</sup>, 2013. All in favor.

4. Electronic Sign

Mayor Marino also discussed putting up an electronic sign in front of the municipal building so that it could be changed by way of the computer. More will be discussed at the September workshop meeting.

**COMMITTEE REPORTS**

**COUNCILMAN SENA**

**1. FINANCE / TAX DEPARTMENT**

The Tax Collector's Report for June 2013 showed a total of \$168,998.17 being collected.

Motion by Councilman Sena, seconded by Councilman Garrett to accept the Resolution to redeem third party tax sale certificate Block 30.01 Lot 8 in the amount of \$11,968.97. All in favor.

**2. ROAD DEPARTMENT**

Motion by Councilman Sena, seconded by Councilman Garrett to open the meeting to Road Department Foreman Mike Schneider. All in favor.

Mr. Schneider stated that he is now down one man. The department is in the process of reading meters and cutting grass.

Councilman Sena and Mike Schneider have not met yet about the storage shed and are asked to do so as it can then be discussed at the workshop meeting in September.

Motion by Councilman Sena, seconded by Councilman Law to close to Mike Schneider. All in favor.

The truck was sold at the auction and we have already received the check and the truck is gone.

**Surplus Vehicle – 1995 Ambulance**

Council discusses the old ambulance, putting it out on the gov auction to sell also. Council discusses what value to ask for and minimum bid, etc. Council decides to ask DeBoer Auto to look at it to give an estimate of the value of worth and then authorizes Mayor Marino and Borough Clerk to proceed from there instead of

waiting for the next Council meeting.

Motion by Councilman Krasnomowitz, seconded by Councilman Law to authorize Mayor Marino to proceed with putting the dollar amount on the vehicle once the figure is received from DeBoer's Auto. All in favor. Borough Clerk will proceed once given that dollar amount.

**3. BOARD OF HEALTH**

The regular meeting was not held due to the lack of a quorum. Councilman Sena stated that a new health inspector was assigned to Hamburg due to the resignation of the past inspector. The next meeting will be held in October.

**COUNCILMAN GARRETT**

**1. BOARD OF EDUCATION**

Councilman Garrett did not make the meeting due to a scheduling conflict.

**2. WATER QUALITY**

Councilman Garrett attended the July 9<sup>th</sup> meeting in which DTE, Delta Thermo Energy, Inc. gave a presentation about how their company turns municipal trash / sludge into electricity. There are only 11 plants world-wide, and a new one will be going up in Allentown, PA.

**3. BOARD OF PUBLIC WORKS**

The next meeting will be held in August.

**COUNCILWOMAN OEHLER:**

**1. NEWSLETTER COMMITTEE**

Mayor Marino stated that he would like to see something in the newsletter about the revaluation. He has noticed a lot of articles from other towns in the newspaper that have been very negative so he wants to put something very positive and informative in there for the residents.

**2. RECREATION**

Councilwoman Oehler said that summer recreation ended successfully with 34 campers and 3 paid counselors. Instead of having a pizza party on the last day, the counselors, along with the junior counselors enjoyed an ice cream sundae day.

Hamburg Day is August 25<sup>th</sup> from 12 Noon – 4 PM and Councilwoman Oehler invited all Council members to attend.

**2. EMS**

Councilwoman Oehler said that Rig 1 is now in service.

**COUNCILMAN LAW:**

**1. BUILDING AND GROUNDS**

Councilman Law thanked Mike Schneider for replacing the bad motor in the clock in the intersection, stating how nice it is to see it working again.

**2. COURT**

The new recording system is in the court and working great.

**3. RECYCLING AND SANITATION**

Councilman Law informed the Council that Marguerite Nemeth was awarded a scholarship to complete the Certified Recycling course at Rutgers University, also stating how excited she was to do this for Hamburg.

**COUNCILMAN KRASNOMOWITZ:**

**1. OFFICE ADMINISTRATION**

**Telephone Systems**

Motion by Councilman Krasnomowitz, seconded by Councilman Barr to open the meeting to Jeff Stabile. All in favor.

The Mayor and Council are in receipt of the proposed phone system from Princeton Hosted Solutions. Councilman Krasnomowitz said that in reading Mr. Stabile’s report, he received the impression that he was more comfortable with Aspire / Cisco, in which Mr. Stabile replied that he was, citing that although Cisco is a bit more flexible and does require more management and equipment Cisco uses a fiber circuit line as opposed to a straight internet line and that it has not gone down in 9 years. Room space here may be a concern for the equipment as a 2’X2’X3’high space would be needed to house the equipment. All departments are included in this – townhall, fire, police, ems, road, and court house.

Attorney Clemack questions whether Cisco is a BPU approved company and will find out. He will also review the contract for the September meeting. Council consensus is to go with the ATP system.

Mr. Stabile talked about the different services that will be provided through going with this system.

Councilman Sena was pleased with the tremendous savings to the town without losing services to the people.

**Proposal for Computer Maintenance Services**

Jeff Stabile stated that this would include administrative and day-to-day maintenance within the departments of the Borough, that the Borough has never really had an IT person and there are some computer issues that need “cleaning up” within the departments. He has submitted a letter with recommendations of the services that he would perform on the computers. He would start immediately and it would take approximately two weeks to complete. The email account he would re-do in January due to licensing purposes. The Shared Service agreement that Hardyston is proposing is for \$2000.00 a year for the maintenance and administrative for the Borough offices and an additional \$2000.00 for the Police Dept. An additional \$75.00 an hour would be charged for trouble shooting issues, which would have to be determined.

Motion by Councilman Krasnomowitz, seconded by Councilman Law to open to Director Yahm. All in favor.

Director Yahm stated that his system is running well; he does have an IT person but is willing to change to keep it all in one place.

Motion by Councilman Law, seconded by Councilman Barr to close to Director Yahm. All in favor.

The annual fee for the phone system is \$750.00 and Jeff would be the administrative person for the phone system also.

Jeff also stated that within one month everything would be up and running but Council would have to keep in mind that the phone system would be changing a bit. Phone numbers will also have to be discussed. A \$750.00 line item is recommended to be put into place for updating equipment annually. A locked cabinet is recommended for some of the equipment.

Motion by Councilman Krasnomowitz, seconded by Councilman Barr to accept the proposal for the Shared Services Inter local with Hardyston Township with regards to the Computer Maintenance Services excepting the Police Dept. pending verification of the Police Director.

Roll Call:

- Ayes: Barr, Garrett, Krasnomowitz, Law, Oehler, Sena
- Nays: None
- Abstain: None
- Absent: None

Director Yahm will let the Council know his decision by the September meeting.

**Property Maintenance Issues**

Mayor Marino asked if Mr. Stabile were having any issues with property maintenance lately. He replied that it would be with foreclosure properties and who to get in touch with. Attorney Clemack advised that the Clerk's office is notified of all foreclosed properties. Mr. Stabile said that those do not contain phone numbers needed to contact people, etc. that he would need to get the issues taken care of. Mr. Stabile mentions that this is a common problem throughout the state. He said that a \$250.00 maintenance management fee is put into an ordinance as a lien against the property to help alleviate this so, this Council may want to consider this come January.

Mayor Marino also commented about the many signs around town and Mr. Stabile said he has been contacting the sign companies and also checking out the businesses. Councilman Sena brought up about the commercial parking lots and a lot of them not being line-stripped. He will check into it.

Motion by Councilman Law, seconded by Councilwoman Oehler to close to Jeff Stabile. All in favor.

**2. CONSTRUCTION DEPARTMENT**

Construction Report –No report given

**3. LAND USE BOARD**

There will be a meeting on Monday, August 12<sup>th</sup>.

**COUNCILMAN BARR:**

**1. FIRE COMMISSIONER / OEM**

Fire Department Membership – Brian Sukennikoff – Background Check completed.

Motion by Councilman Barr, seconded by Councilman Krasnomowitz to approve the membership for Brian Sukennikoff into the Fire Department. The background check was returned favorable. All in favor.

**2. POLICE COMMISSIONER**

Motion by Councilman Barr, seconded by Councilman Garrett to open the meeting to Police Director Wayne Yahm. All in favor.

**Monthly Report for July**

The July 2013 monthly report for the Police Department showed 552 calls of service, including 7 arrests, 15 motor vehicle accidents, and 40 motor vehicle summonses issued.

Director Yahm stated that the new officers will be starting tomorrow and so now the department is getting back to being full-staffed. Councilman Krasnomowitz asked about the press releases in the newspaper and was answered that it was just another way to let everyone know they were out there.

Councilman Garrett said that he was on an EMS call at 3 AM and the officer that responded stated that afterwards, would be driving around town, to hit every street to be visible to the community.

**Application for Hire – Matron Position – Jennifer Giordano**

Council is in receipt of a letter of interest for the Court Matron position from Jennifer Giordano. Director Yahm stated that her background check was returned favorable and he would recommend that she be hired. Her training would take place here.

Motion by Councilman Barr, seconded by Councilman Krasnomowitz to hire Jennifer Giordano as the Court Matron. All in favor.

Mayor Marino asked about the computer system and the Director stated that it will be close to what we are paying now.

Motion by Councilman Barr, seconded by Councilman Law to close to Director Yahm. All in favor.

**EOM Generator Light Tower**

Councilman Bar stated that OEM would like to purchase one or two portable light / generator towers out of

FEMA money to be used for emergency times and within any department in the Borough. Two quotes were obtained: Foley Cat at a cost of \$8827.50 and Montague Tool for \$7495.00, with Foley Cat being the better of the two.

Motion by Councilman Barr, seconded by Councilman Krasnomowitz to open the meeting to Keith Sukennikoff. All in favor.

Mr. Sukennikoff gives a brief presentation of the difference between the two light towers that they would like to purchase and his recommendation to purchase the Foley Cat.

Councilman Sena asked if this is a necessary purchase and was answered that it would indeed benefit the town if it were available as they have borrowed them in the past. Councilman Barr stated that at the moment the lights on the rescue truck are used. Councilman Krasnomowitz asked if the FEMA money was earmarked for something else and Mayor Marino said that this was one of the items that it was to go for. Councilman Law said that he would rather purchase the Foley Cat as he feels the Whacker item (Montague Tool) is not as good of a product.

Motion by Councilman Barr, seconded by Councilman Law to close to Keith Sukennikoff. All in favor.

Motion by Councilman Barr, seconded by Councilman Garrett to approve the purchase of a Foley Cat portable light / generator tower to be paid for out of FEMA money. All in favor.

**PUBLIC PORTION:**

Motion by Councilman Garrett, seconded by Councilwoman Oehler to open the meeting to the public for any questions or comments they might have with regard to the good and welfare with the Borough. All in favor.

Sheila Frayko – Board of Education Liaison – asked if there were any news on the DARE program and there was not an update available.

Motion by Councilman Garrett, seconded by Councilwoman Oehler to close to the public. All in favor.

**CORRESPONDENCE (Parenthesis indicate correspondence already copied and the date it was copied to Council)**

1. From the NJ League of Municipalities; 16<sup>th</sup> Annual Elected Officials Hall of Fame.(7/2/13)
2. Correspondence from OCWEN Loan Servicing LLC that complaint was filed on Block 30 Lot 32. (7/21/2013)
3. Correspondence from New Jersey Society of Municipal Engineers. (7/21/2013)
4. Correspondence from Wells Fargo Bank complaint filed on Block 17, Lot 3.
5. From Pluese, Becker & Saltzman, LLC, notice of pending foreclosure Block 17, Lot 18 (C1913)
6. Public Notice from DEP – Proposed Federal Fiscal Year 2014 Priority System document. (7/19/2013)
7. From Hardyston Township, Littell Community Center 2<sup>nd</sup> Quarter Report (7/9/2013)
8. From National Casualty Company notice they are in receipt of claim # 01490185 (7/9/2013)
10. NJ League of Municipalities – NJ Supreme Court issues decision on COAH abolition case. (7/12/2013)
11. From State of NJ notification of applications to be accepted for the NJDOT Y2014 State Aid Programs. (7/16/2013).
12. Correspondence from NJ Bankers regarding foreclosures in towns. (7/16/2013)
13. Correspondence from Wells Fargo Bank complaint filed Block 17, Lot 18 (C1910)
14. Correspondence from Stern & Eisenberg complaint in foreclosure Block 17, Lot 18
15. Correspondence from Walder, Hayden & Brogan to Attorney Clemack regarding work as special counsel services relating to insurance matters. (7/17/2013).
16. Sussex County Tax Rates (7/23/2013)
17. Correspondence from Powers Kirn regarding foreclosure action 20 Card Street (7/25/2013).
18. From County of Sussex, 2013 Educational Stipend for Tax Assessor Applications (7/26/2013).
19. Copy of Accurate Forming LLC final NJ Pollutant Discharge Elimination Systems Permit.

(7/26/2013)

20. Copy of Sussex County Solid Waste Advisory Council Meeting Minutes June 2013 (7/1/2013)

21. Copy of Sussex County Policy Advisory Committee (PAC) Meeting Minutes July 2013 (7/1/2013)

**ADJOURNMENT**

Motion by Councilman Barr, seconded by Councilwoman Oehler to adjourn the meeting at 8:53 PM. All in favor.

Date Approved: \_\_\_\_\_

Date Released: \_\_\_\_\_

\_\_\_\_\_  
Doreen Schott, RMC  
Municipal Clerk

Submitted by Kathy Garrett