

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF HAMBURG HELD ON OCTOBER 5, 2015 AT THE MUNICIPAL
BUILDING, 16 WALLKILL AVE., HAMBURG, NJ**

CALL TO ORDER:

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

MOMENT OF SILENCE

Mayor Marino asked for a Moment of Silence for Pat Harby, Board of Education President for 30 years, who recently passed away.

ROLL CALL:

Mayor Marino requested a roll call:

Councilman Law	Councilman Krasnomowitz
Councilman Garrett	Councilman Burd
Councilman Sena	Mayor Marino

Absent: Councilman Barr

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 9, 2015 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".

September 9, 2015 Regular Meeting Minutes

Motion by Councilman Law, seconded by Councilman Burd to approve the September 9, 2015 Regular Meeting Minutes of the Mayor and Council.

Roll Call:

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

APPROVAL OF BILLS:

Councilman Garrett added to the bill list a bill in the amount of \$54,813.53 for High Point based on the recommendation to pay from Engineer John Ruschke. Councilman Law added to the bill list a bill in the amount of \$231.11 for a cell phone.

Motion by Councilman Garrett, seconded by Councilman Law to add these bills to the bill list. All in favor.

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

Motion by Councilman Garrett, seconded by Councilman Law to approve and pay the bills as presented with additions.

Roll Call:

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

RESOLUTIONS:

2015-38 – Chapter 159 – EMS Freeholder Grant (Hardyston Share) \$1400.00

Motion by Councilman Law, seconded by Councilman Krasnomowitz to accept resolution #2015-38 – Chapter 159 – EMS Freeholder Grant (Hardyston Share) in the amount of \$1400.00. All in favor.

2015-39– Resolution Amending Municipal Shared Services Defense Agreement for Affordable Housing Constitutional Compliance. And Amended Shared Service Agreement

Attorney Clemack stated the expert that was hired for this service took ill and as such, another firm has to be substituted.

Motion by Councilman Krasnomowitz, seconded by Councilman Garrett to accept and authorize #2015-39– Resolution Amending Municipal Shared Services Defense Agreement for Affordable Housing Constitutional Compliance along with the amended Shared Service Agreement.

Councilman Law asked if the Land Use Board felt comfortable with this change and Councilman Krasnomowitz answered that they did.

All in favor.

2015-40 – Municipal Aid Grant for 2016

Motion by Councilman Law, seconded by Councilman Krasnomowitz to accept resolution #2015-40 – Municipal Aid Grant for 2016.

Councilman Sena questioned which side of Kirkwood this encompassed and was answered the Holly Drive side.

All in favor.

2015-41 –Emergency Resolution email service and police server

Councilman Krasnomowitz informed the Council that the Borough needs two servers, one for the Borough email at a cost of \$21,464.00 and one for the Police dept. at a cost of \$9210.00. Councilman Krasnomowitz stressed that this is something that the town has to spend the money on and take care of the situation.

Attorney Clemack stated this could be a part of the Professional Services agreement with the company.

Attorney Clemack offered the following resolution: Professional Services LawSoft, Inc. #2015-42:

WHEREAS, LawSoft, Inc., 15 Hamburg Turnpike, Bloomingdale, NJ, has submitted a proposal dated 9/11/15 and 10/2/15; and

WHEREAS, said company currently provides the IT services for the Borough of Hamburg; and

WHEREAS, said company has advised and suggested to the Mayor and Council that certain improvements to the server and system are necessary; and

WHEREAS, the Mayor and Council of the Borough of Hamburg have deemed this is part of the Professional Services Proposal.

NOW THEREFORE, BE IT RESOLVED, that the contract with LawSoft, Inc. has been approved subject to the terms and conditions, including the amount in the proposals dated 9/11/15 and 10/2/15.

Motion by Councilman Krasnomowitz, seconded by Councilman Law to accept the resolution as offered.

Councilman Sena questioned what the town was paying now and was answered \$250.00.

Roll Call:

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

ORDINANCES:

ORDINANCE #07-2015 -- 2ND READING

AN ORDINANCE AMENDING ARTICLE XXIX OF ZONING HISTORIC PRESERVATION-CHAPTER 215-170-COMMISSION RULES AND ORGANIZATION OF THE GENERAL CODE OF THE BOROUGH OF HAMBURG TO ELIMINATE THE REQUIREMENT OF THE HISTORIC PRESERVATION COMMISSION MEETING AT LEAST ONCE PER MONTH.

Motion by Councilman Law, seconded by Councilman Burd for Attorney Clemack to read the ordinance by title for second reading and public hearing. All in favor.

AN ORDINANCE AMENDING ARTICLE XXIX OF ZONING HISTORIC PRESERVATION-CHAPTER 215-170-COMMISSION RULES AND ORGANIZATION OF THE GENERAL CODE OF THE BOROUGH OF HAMBURG TO ELIMINATE THE REQUIREMENT OF THE HISTORIC PRESERVATION COMMISSION MEETING AT LEAST ONCE PER MONTH.

Motion by Councilman Krasnomowitz, seconded by Councilman Law to open the meeting to the public for any questions or comments they may have with regards to the ordinance prior to adoption. All in favor.

This ordinance was introduced on first reading at the September 9, 2015 meeting and published as provided by law

PUBLIC HEARING

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

Motion by Councilman Law, seconded by Councilman Burd to adopt the ordinance as presented.

Roll Call:

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

ATTORNEY HOUR:

- Hamburg Affordable Housing and Municipal Shared Defense Agreement (revised)**
Already discussed.

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:

- Police Contract Amendment- Injury Leave Contract Language**

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:

No engineering

MAYOR'S AGENDA:

- Open Space Meeting – The County will be meeting with each town to discuss updating the 2000 Open Space Plan. Hamburg’s date is November 12, 2015 at 11:30 AM.**

Council members Law and Krasnomowitz said they will be attending the meeting.

2. BPW – Request for leave of absence from board – Gerald Truppi

Mayor Marino stated that Gerald Truppi has taken a job opportunity in another state and is requesting a temporary leave of absence since it will be for a short time frame.

Attorney Clemack offered the following resolution: Board of Public Works - Leave of Absence #2015-43:

WHEREAS, a member of the Board of Public Works has accepted a contract position in another state; and

WHEREAS, being this position is a temporary position, lasting between three to twelve months, and

WHEREAS, this member, Gerald Truppi, is desirous to retain his seat on the Board of Public Works.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council is granting this member a temporary leave of absence from the Hamburg BPW.

Motion by Councilman Sena, seconded by Councilman Krasnomowitz to accept the resolution as offered.

All in favor.

3. Best Practices Review- Mayor and Council received copy of Best Practices Worksheet to review.

Motion by Councilman Garrett, seconded by Councilman Law to approve the Best Practices Worksheet.

Councilman Law complimented Doreen Schott and Amy Maronpot on a very good report and a job well done.

All in favor.

COMMITTEE REPORTS

COUNCILMAN BARR

Report given by Mayor Marino

1. POLICE COMMISSIONER

Staffing for Police Department

Mayor Marino stated that the town would like to hire a new officer for the 2016 year. There is a drug issue in the county and he would like to have a full time detective to devote to this in Hamburg. More will be discussed at the November meeting.

Monthly report September 2015

The September 2015 monthly report for the Police Department showed 575 calls of service, including 11 arrests, 10 motor vehicle accidents, and 38 motor vehicle summonses issued (ETickets – 33, hard copies – 5).

2. HISTORIC COMMISSION / HISTORIC SOCIETY

3. SUSSEX COUNTY ECONOMIC DEVELOPMENT PARTNERSHIP

COUNCILMAN KRASNOMOWITZ:

1. OFFICE ADMINISTRATION

Law soft Proposal for office and Police

Already addressed.

2. CONSTRUCTION DEPARTMENT

Construction Report for the month of September 2015

The report showed there were 24 permits issued, 0 certificates of occupancy, and 18 certificates of approvals with a total of \$4721.00 collected in fees for the month of September.

3. LAND USE BOARD

The Land Use meeting has been cancelled for this month.

4. INSURANCE

COUNCILMAN BURD

1. **SOLID WASTE**
2. **SANITATION AND RECYCLING**
3. **GRANTS**

Camera System

Councilman Burd said that although the funds are limited and will be tabled for this year, he would like for the committee to get together and downsize the camera plan and have it ready to go for the 2016 budget.

Councilman Burd reiterated that a lot of work has already gone into this and the recent break-in at the park stressed the need to have something in place. Council members agree.

4. **BOARD OF EDUCATION**

Councilman Burd also reminisced about Pat Harby, saying that he served with her for 12 years on the school board. He also said that flags will be at half-staff on Wednesday morning for her funeral.

COUNCILMAN LAW

Councilman Law, as liaison to the school board, offered his condolences to the Harby family. He also mentioned Officer Tangorra did an excellent job on the call, as well as did the Hardyston officers that responded.

1. **COURT**
2. **FIRE COMMISSIONER AND OEM**

Fire Calls for September:

1 fire; 4 MVA; 3 alarms; 0 smoke condition; 0 smell gas/smoke; 0 traffic cont; 3 assist EMS; 1 stand-by; 0 medi-vac; 1 public service; 0 cancelled en-route. Mutual Aid – into Hardyston – 2; into Sussex - 1. Total calls for the year – 96. Total man hours for the year: 728.

EMS monthly report for September:

EMS calls: 4 fire; 3 MVA; 1 alarm; 30 medical; 9 trauma; 4 mental health; 4 stand-by; 0 community service; 0 cancelled en- route. Mutual Aid – into Hardyston – 31. Total calls for the year- 467. Total man hours for the year: 1478.

Motion by Councilman Law, seconded by Councilman Garrett to open the meeting to OEM Coordinator Keith Sukennikoff. All in favor.

Mr. Sukennikoff thanked Doreen Schott and Mike Schneider for their help with communications with regards to the pending storm that was to happen and then did not take place as expected.

Keith also explained the Swifter911-Reverse911 system that was just put into place by the County, which is 911 in reverse, giving the person information if he is registered on that system. It can also pinpoint street by street as far as an emergency is concerned.

Mr. Sukennikoff also mentioned that Firehouse Subs, who has given the department a grant, has asked the fire dept. to do a demonstration in NYC on Sunday to be aired on Channel 5. The OEM trailer will be needed but a truck will not be taken. He would like to do it for them as they have given the dept. so much support.

Motion by Councilman Law, seconded by Councilman Garrett to approve the fire dept. taking the OEM trailer into NYC for a demonstration in connection with Firehouse Subs. All in favor.

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

Councilman Law mentioned that on October 25th from 7 – 11 am, a community clean-up will be held with Mrs. Smalley's 8th grade class. All were invited to attend and help.

- 3. **OPEN SPACE**
- 4. **NEWSLETTER**

COUNCILMAN GARRETT

1. BUILDING AND GROUNDS

Replace boiler room circuit panel

Councilman Garrett stated the circuit panel in the boiler room needs to be replaced as it is overloaded and keeps tripping the breaker. This is affecting the kitchen area of the firehouse and also the truck plug-in chargers.

Motion by Councilman Garrett, seconded by Councilman Law to replace the circuit panel in the boiler room at a cost of \$1826.00, including material and labor to Dan Hayenhjelm. All in favor.

Hamburg Fire Department parking area – resurfacing

Councilman Garrett discussed resurfacing the parking area in front of the fire department, stating that he thought it was going to be included when paving was done in the area. The estimate that was received was more than expected so he would like to table it for now. Since concrete was put down by the bay doors, it was mentioned to just continue with concrete. Councilman Garrett will estimate it out and report back.

Councilman Garrett mentioned constructing a security gate at the entrance to the offices and said he will look into a way to do so.

- 2. **WATER QUALITY**
- 3. **BOARD OF PUBLIC WORKS**

The BPW meeting is cancelled for this month.

COUNCILMAN SENA

1. FINANCE / TAX DEPARTMENT

Motion by Councilman Sena, seconded by Councilman Garrett to accept the following resolutions:

Resolution to redeem third party tax sale certificate #15-008 in the amount of \$1,412.66; Resolution to redeem third party tax sale certificate #15-010 in the amount of \$932.91; Resolution to redeem third party tax sale certificate #15-016 in the amount of \$2,199.88; Resolution to redeem third party tax sale certificate #15-017 in the amount of \$5,583.53. All in favor.

2. ROAD DEPARTMENT

Councilman Sena stated that Alec Yanish was hired as full time personnel in the Road Dept.

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

Mr. Schneider stated that the paving will begin in the Penny Rock area on or about October 12th. He also said that he will be advertising for a part-time person as the one that he was interested in hiring is no longer available. Councilman Krasnomowitz asked about the water at the end of Edsall Street and if there could be a water issue there. Mr. Schneider replied that there is not a leak there; it is a wet area and he will be back filling it when time permits.

Motion by Councilman Sena, seconded by Councilman Garrett to close to Mr. Schneider. All in favor.

3. BOARD of HEALTH

The next meeting will be held on Tuesday, October 13th. The rabies clinic is scheduled for December 10th from 4-7 pm at the firehouse.

4. RECREATION

Councilman Sena said that Hamburg Day was a total success and the Rec Board was happy with its' success

and thankful for all entities that were on hand to help out. Trunk or Treat is scheduled for October 24th beginning at 1 pm at the rec fields. Breakfast with Santa is on for December 12th at the firehouse. The board is looking to schedule an ice skating party at Skylands Ice Arena in Stockholm sometime in February / March when the kids have a break from school.

PUBLIC PORTION:

Motion by Councilman Law, seconded by Councilman Krasnomowitz 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.

Jerry Kastner – Water Superintendent – informed the Council that the BPW, although prepared for the storm, was also glad that it did not happen. The transfer switches were replaced at the generators. A patch cord is on hand so the generator at well #2 is now mobile and can be used anywhere in town where needed.

Jackie Espinosa – JCP&L – thanked the Council for passing the resolution and for the communications with regards to the storm situation.

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

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

1. Notice from NJDOT that recent Traffic Regulation Order was approved by Commissioner. (9/11/2015)
2. Public Notice from State of NJ DEP priority system proposed for Drinking Water State Revolving Fund (10/5/2015)
3. From Statewide Insurance – notice of receipt of claim Steven Super (10/5/2015)
4. Notice of filing of foreclosure Block 17, Lot 18 (10/5/2015)
5. From NJ – Compliance and Enforcement for Water Quality - notice of compliance (9/14/2015)
6. Notice of Case Management Conference on 1/6/2016 – Declaratory Judgement regarding Mount Laural Obligation. (9/14/2015)
7. Notice of Case Management Conference on 10/15/2015 – Declaratory Judgement regarding Mount Laural Obligation (9/14/2015)
8. Notice of discharge – removal underground storage tank – (9/16/2015)
9. Notice of pending foreclosure 120 Heritage Lane (9/18/2015)
10. Notice of pending foreclosure 23 Bank Street (9/19/2015)
11. Notice of pending foreclosure 303 Falcon Ridge Way South (9/18/2015)
12. Sussex County Open Space Committee (9/14/2015)
13. From Sussex County – update on County Farmland Planning Incentive Grant (9/24/2015)
14. DEP News Release – Tips on how to handle bear encounters (9/24/2015)
15. Sussex County Planning Board Minutes July 2015 (9/24/2015)
16. Notice of action of foreclosure Block 24, Lot 1 C0702 (9/30/2015)
17. Notification of Ames NJDEP site remediation program (9/30/2015)
18. From JCPL notice of proposed transfer of transmission assets to Mid Atlantic (9/30/2015)
19. Sussex County 2015 Abstract of Ratable (9/30/2015)
20. Copy of Sussex County Water Quality Advisory Minutes (9/3/2015)

ADJOURNMENT

Motion by Councilman Law, seconded by Councilman Krasnomowitz to adjourn the meeting at 8:24 pm. All in favor.

Date Approved: 11/2/15

Date Released: 11/2/15

Doreen Schott RMC
Doreen Schott, RMC
Municipal Clerk

Submitted by Kathy Garrett