

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF HAMBURG HELD ON APRIL 4, 2016 AT THE MUNICIPAL BUILDING,
16 WALLKILL AVE., HAMBURG, NJ**

CALL TO ORDER:

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

ROLL CALL:

Mayor Marino requested a roll call:

Councilman Barr	Councilman Law
Councilman Krasnomowitz	Councilman Garrett
Councilman Burd	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, 2016 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".

March 7, 2016 Regular Meeting Minutes

Motion by Councilman Garrett, seconded by Councilman Krasnomowitz to approve the March 7, 2016 Regular Meeting Minutes of the Mayor and Council.

Roll Call:

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

March 7, 2016 Executive Session Meeting Minutes

Motion by Councilman Krasnomowitz, seconded by Councilman Burd to approve the March 7, 2016 Executive Session Meeting Minutes of the Mayor and Council.

Roll Call:

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

March 21, 2016 Meeting Minutes

Motion by Councilman Garrett, seconded by Councilman Krasnomowitz to approve the March 21, 2016 Meeting Minutes of the Mayor and Council.

Roll Call:

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

Absent: None

March 21, 2016 Executive Session Meeting Minutes

Motion by Councilman Burd, seconded by Councilman Krasnomowitz to carry for approval the March 21, 2016 Executive Session Meeting Minutes of the Mayor and Council. All in favor.

APPROVAL OF BILLS

Councilman Garrett added a bill in the amount of \$235.20 for taxes to the State.

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

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

Motion by Councilman Law, seconded by Councilman Burd to approve and pay the bill list with addition.

Roll Call:

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

ADOPTION OF BUDGET

Motion by Councilman Law, seconded by Councilman Garrett to open to Mr. Bill Schroeder and Ms. Amy Maronpot. All in favor.

Mr. Schroeder stated that the town is able to do a self-review this year. Taxes will go up 3 points this year, which equates to \$50.00 a year on a home assessed at \$151,000.00 or \$4.16 a month, due the emergency fund and the hiring of a police officer.

PUBLIC HEARING

Motion by Councilman Garrett, seconded by Councilman Krasnomowitz to open the meeting to the public on the budget 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 Krasnomowitz, seconded by Councilman Burd to adopt the budget as presented. Mayor Marino reiterated what was relayed by Mr. Schroeder: there was an increase in police and in the emergency fund.

Roll Call:

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

Motion by Councilman Krasnomowitz, seconded by Councilman Law to close to Mr. Schroder and Ms. Maronpot. All in favor.

RESOLUTIONS:

Resolution # 2016-13: of the Borough of Hamburg authorizing the purchase of Natural Gas Supply services for public use on an online auction website.

Mayor Marino stated this is concerning the online auction for our gas and electric for the Borough. He is hopeful that the auction will come in at a lower rate than it is now and would like the authorization to proceed.

Motion by Councilman Krasnomowitz, seconded by Councilman Burd to authorize the purchase of natural gas supply services for public use on an online auction website and the authorization to proceed. All in favor.

Resolution# 2016-14: of the Borough of Hamburg authorizing the purchase of Electricity Supply for public use on an online auction website

Mayor Marino stated this would be the same except for the purchase of our electric.

Motion by Councilman Law, seconded by Councilman Garrett to authorize the purchase of electricity supply for public use on an online auction website. All in favor.

Resolution # 2016-15: Emergency Resolution – COAH

Mayor Marino stated that a need for additional funds needs to be approved for the COAH issue that the town is currently undergoing. There was an appearance in court today so hopefully this will be resolved soon.

Motion by Councilman Krasnomowitz, seconded by Councilman Barr to accept Resolution # 2016-15:

Emergency Resolution – COAH.

Roll Call:

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

Resolution # 2016-16: Chapter 159 Firehouse Subs Public Safety Foundation Grant

Mayor Marino stated that the grant money in the amount of \$30,000.00 was received from Firehouse Subs.

Motion by Councilman Law, seconded by Councilman Barr to accept Resolution # 2016-16: Chapter 159 Firehouse Subs Public Safety Foundation Grant.

Roll Call:

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

ORDINANCES:

ATTORNEY HOUR:

1.

EXECUTIVE SESSION RESOLUTION:

Attorney Clemack offered 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. Personal Matter Police (Rice Notice was issued)

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

Attorney Clemack offered the following resolution:

Borough of Hamburg Resolution #2016-17

WHEREAS, a municipal employee requested an upward adjustment in compensation; and **WHEREAS**, the said requested set forth in a letter to the Mayor and Council; and **WHEREAS**, the Mayor and Council heard directly from the said person and deliberated and considered the matter.

NOW THEREFORE, BE IT RESOLVED, that the request for the upward adjustment in compensation is not approved.

Motion by Councilman Barr, seconded by Councilman Burd to accept the resolution as offered.

Roll Call:

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

ENGINEERING:

MAYOR'S AGENDA:

1. Appointments – The following appointments are made by Mayor Marino:

Land Use Board

A letter of intent was received from Sam Villagomez requesting to be placed on the Land Use Board. Mayor Marino appointed Mr. Villagomez to the Land Use Board.

Board of Public Works

A letter of intent was received from Patricia Berado requesting to be placed on the Board of Public Works. Mayor Marino appointed Ms. Berado to the Board of Public Works.

2. COAH discussion

Mayor Marino said that the Borough had a reasonable plan, thinking that some deeded homes and some special needs homes would be able to be counted in as COAH acceptable. There have been two court appearances and has become quite costly but hopefully it will be settled soon. Councilman Krasnomowitz also commented on the amount of money that we are spending and is hopeful that it is settled soon.

3. Borough Email Addresses

Mayor Marino relayed the new server has been installed but with some problems. Borough Clerk Doreen Schott clarifies with Council members that when the new emails go into effect that they will use them and not their work email. All members agree.

COMMITTEE REPORTS

COUNCILMAN BARR

1. POLICE COMMISSIONER

~~Monthly report for March~~

The March 2016 monthly report for the Police Department showed 837 calls of service, including 8 arrests, 8 motor vehicle accidents, and 51 motor vehicle summonses issued (ETickets – 50, hard copies – 1).

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

Director Yahm said there may be a spike in overtime as there were domestic violence cases and extra officers had to be brought in to deal with those; and also seven juveniles were caught inside the Gingerbread Castle, which had to have extra officers.

The car has been ordered with a delivery time of 8-10 weeks. Mr. Yahm is hopeful that by the end of April the old car will be gone.

Director Yahm also relayed that there is a lot of training coming up, so there may be another spike in the

overtime.

Councilman Garrett, referencing the E-tickets, said that it is an average of 1.6 tickets a day, and asked if we are making the quota with that amount. Mr. Yahm replied that it should not relate to how many we have to make but with performance made.

Councilman Burd asked about the cameras and Mr. Yahm replied that we did not get the grant that was submitted.

Mayor Marino, referring to the 9th officer, with the budget and overtime in the PD, asked if the 9th officer was going to help. Director Yahm replied that for holidays and vacations not really but maybe at other times as he will have a flexible schedule.

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

2. HISTORIC COMMISSION / HISTORIC SOCIETY

Councilman Barr stated that on April 9th some college kids have permission to clean the grounds of Historic Hamburg LLC, Mr. Mulvihill's property. He did not have an issue with it as long as if painting were part of the project, the colors did not change.

3. SUSSEX COUNTY ECONOMIC DEVELOPMENT PARTNERSHIP

COUNCILMAN KRASNOMOWITZ:

- 1. OFFICE ADMINISTRATION
- 2. CONSTRUCTION DEPARTMENT
- 3. LAND USE BOARD

A Land Use meeting will be held in May and a cell tower application will be discussed.

- 4. INSURANCE
- 5. OPEN SPACE

COUNCILMAN BURD

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

Councilman Burd informed the Council the committee for the security cameras met and downsized the package to 16 cameras: 4 each located in the courthouse, police station, municipal building, and rec fields (these having a dvr). They are now looking for estimates on this new package.

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

Director Yahm added that perhaps a dvr unit would be placed in each area so the police can view the disks not only at the station but also in their cars should it become an immediate need to be viewed.

Motion by Councilman Burd, seconded by Councilman Barr to close to the Director. All in favor.

4. BOARD OF EDUCATION

COUNCILMAN LAW

- 1. COURT

The court had its yearly inspection and everything went well with no issues.

- 2. FIRE COMMISSIONER AND OEM

Councilman Law said the \$30,000.00 Firehouse Sub's grant is to purchase new equipment for the fire truck,

including Jaws of Life, etc. and to be trained on this equipment.

He also stated the fire chiefs truck will be put on auction. There is \$12,000.00 in the budget for a new vehicle, plus \$3,500.00 from a grant, making a total of \$15,500.00 that will be allowed for the purchase of a new fire chief's truck.

Fire and EMS Report

Fire Report

Not available

EMS Report

2 fire; 6 MVA; 0 alarm; 30 medical; 5 trauma; 5 mental health; 0 stand-by; 0 community service; 0 cancelled en- route. Mutual Aid – into Hardyston –21; into Vernon - 1. Total calls for the year- 146. Total man hours for the year: 407.

EMS Membership Application – Tabitha Lambert

Councilman Law presented an EMS membership application for Tabitha Lambert, stating that her background check came back clear and her physical was also good.

Motion by Councilman Law, seconded by Councilman Barr to accept the EMS membership application for Tabitha Lambert. All in favor.

IC 400 class

Councilman Law informed the Council that an IC 400 class would be running at the fire house on Friday and Saturday.

3. NEWSLETTER

COUNCILMAN GARRETT

1. BUILDING AND GROUNDS

Councilman Garrett relayed that he found pictures of the planter for the clock – 6' X 6' and 2' high for approximately \$5300.00. A letter will be submitted for DOT approval and since now there is a need for the planter (a car hit the clock), Councilman Garrett is hopeful that there will not be a problem obtaining the approval to do so.

An estimate in the amount of \$750.00 for the repair on the side of the firehouse was obtained. This repair will take out a good amount of the old bricks and replaced with new bricks so it will last.

2. WATER QUALITY

3. BOARD OF PUBLIC WORKS

Councilman Garrett said the bid opening for the generator will be held on April 12th at 11 am.

BPW will have a new member that was just appointed and the Board is discussing a time when members can visit the booster station for a walk-thru / learning session.

COUNCILMAN SENA

1. FINANCE / TAX DEPARTMENT

The Tax Collector's report for February 2016 showed a total of \$1,673,076.27 being collected.

Motion by Councilman Sena, seconded by Councilman Garrett to accept the resolution to redeem third party tax sale certificate #15-019 in them amount of \$2794.81; to redeem third party tax sale certificate #14-069 in the amount of \$39,234.66.

Roll Call:

Ayes: Burd, Garrett, Krasnomowitz, Law, Sena

Nays: None

Abstain: Barr
Absent: None

2. ROAD DEPARTMENT

Councilman Sena said a backhoe needed repairs in the amount of \$3620.13 and the Road Dept. did the repairs themselves.

3. BOARD of HEALTH

The next meeting will be held April 12th at 6:30 pm.

4. RECREATION

Recreation held an ice skating event at Skylands and approximately 30 residents attended. The clinics are done for the year and Councilman Sena commended Chris Fitzpatrick for all the time and effort he put into them. Community enhancements in the amounts of \$150.00 were given to the FD Auxiliary for the Breakfast with the Easter Bunny and the FD golf outing hole sponsorship for \$100.00. Hamburg Day is August 21st and the next rec meeting will be held on April 19th at 7 pm.

Councilman Sena discussed the memo received from Kathy Garrett and Megan Sena regarding The Chamber of Commerce Sussex County Day that will be held on May 1st at Sussex County Community College. Ms. Sena, along with two members from the Recreation Commission has donated their time for the day so that Hamburg would be represented. They are asking for funds up to \$100.00 be allocated for give-a-ways and expenses associated with the day.

Motion by Councilman Krasnomowitz, seconded by Councilman Burd to approve funds not to exceed \$100.00 for Sussex County Day.

Roll Call:

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

PUBLIC PORTION:

Motion by Councilman Barr, seconded by Councilman Law 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.

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

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

1. From Hardyston Township Ordinance amending Zoning (3/8/2016)
2. From County of Sussex Preliminary Equalization Table (3/11/2016)
3. Notice of foreclosure and property maintenance contact 12 Linwood Avenue. (3/11/2016)
4. JCPL – notice of public hearing proposed increase in Company’s Rider RAC (3/11/2016)
5. Notice of foreclosure and property maintenance contact 28 Spruce Hills Ct #28 (3/14/2016)
6. Notice of filing of complaint in foreclosure 28 Woodland (3/16/2016)
7. Petition of Appeal – 6 King Cole Road (3/18/2016)
8. From Sussex County – Regulatory Requirement from Mosquito Control (3/18/2016)
9. Notification of New Jersey Court Annual court visit (3/21/2016)
10. Tax Court notice – Berger v Hamburg 3/28/2016)
11. Sussex County Open Space Minutes December 2015 (3/30/2016)
12. Tac Court notice – Advanced Housing v Hamburg (3/30/2016)

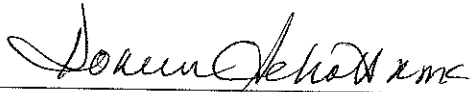
13. Notice of foreclosure 98 Hillside Drive (3/30/2016)
14. Notice from Blue Sky Tower interest in purchase of cell site lease or tower (3/30/2016)
15. Petition of Appeal Crystal Vista LLC (3/30/2016)
16. Legislative Bulletin March 2016 (3/30/2016)
17. Petition of Appeal 61 King Cole Road (3/30/2016)
18. Petition of Appeal, Historic Hamburg LLC, vs Hamburg Borough (3/31/2016)
19. Notice of Unsafe Buildings Demolition Loan Fund (4/1/2016)

ADJOURNMENT

Motion by Councilman Barr, seconded by Councilman Sena to adjourn the meeting at 8:21 pm. All in favor.

Date Approved: 5/2/16

Date Released: 5/2/16



Doreen Schott, RMC
Municipal Clerk

Submitted by Kathy Garrett