

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF HAMBURG HELD ON AUGUST 1, 2016 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.

ROLL CALL:

Mayor Marino requested a roll call:

Councilman Barr	Councilman Law
Councilman Krasnomowitz	Councilman Sena
Mayor Marino	

Absent: Councilman Burd, Councilman Garrett

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".

July 6, 2016 Regular Meeting Minutes

Motion by Councilman Krasnomowitz, seconded by Councilman Law to approve the July 6, 2016 Regular Meeting Minutes of the Mayor and Council.

Roll Call:

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

July 6, 2016 Executive Session Meeting Minutes

Motion by Councilman Barr, seconded by Councilman Law to approve the July 6, 2016 Executive Session Meeting Minutes of the Mayor and Council.

Roll Call:

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

APPROVAL OF BILLS:

Councilman Barr added a bill for the Police car for two payments in the amount of \$953.19 each for a total of \$1906.38 payable to Winner Ford; Councilman Krasnomowitz added a bill in the amount of \$1.20 payable to the State of NJ for the Dog Account, and two bills payable to Kathy Garrett, for supplies for the Sussex County State Fair in the amount of \$137.78.

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

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

Motion by Councilman Law, seconded by Councilman Krasnomowitz to approve and pay the bill list as presented with additions.

Roll Call:

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

ORDINANCE

ORDINANCE # 03-2016 – 2ND 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 Sena, seconded by Councilman Law for Attorney Clemack to read the Ordinance by title for second reading and publication. All in favor.

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 Law, seconded by Councilman Krasnomowitz 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 June 6, 2016 meeting of the Hamburg Mayor and Council and published as provided by law.

PUBLIC HEARING

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

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

Roll Call:

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

RESOLUTIONS:

Resolution # 2016-36 Chapter 159 Sussex County Freeholder EMS Fire Department Grant

Motion by Councilman Law, seconded by Councilman Krasnomowitz to accept Resolution # 2016-36 Chapter 159 Sussex County Freeholder EMS Fire Department Grant.

Mayor Marino stated this amount of \$2800.00 will go into the EMS account.

All in favor.

Resolution #2016-37 Hazard Mitigation Plan

Motion by Councilman Law, seconded by Councilman Sena to accept Resolution #2016-37 Hazard Mitigation Plan.

Councilman Law stated this is the Sussex County Mitigation Plan for the Office of Emergency Management that covered all areas of the town, was very well written, and thanked all professionals and employees that worked on the plan. Mayor Marino also thanked Keith Sukennikoff and all others and said they did a good job on it.

All in favor.

ATTORNEY HOUR:

1. Hinger v Borough of Hamburg (ABC) – Executive Session

ENGINEERING:

1. Paving

Mayor Marino and John Ruschke spoke about completing the paving issues in the Penny Rock area using the State Contract but since there is not enough work in the area to do this, it will not be completed at this time.

2. Garage Doors – EMS building

Mayor Marino mentions the numerous accidents that have happened involving the garage doors at the EMS building with the ambulances and the possibility of putting in one big door. This would involve putting in a header, reconfiguring the door, etc. Mayor Marino advised of looking into obtaining prices from the garage door people who are constantly fixing the doors. This would help alleviate some of the problems with backing in the ambulances and hitting the doors.

MAYOR’S AGENDA:

1. 9-1-1 Dispatching Services Interlocal Agreement (2017 – 2019)

Council is in receipt of the 9-1-1 Dispatching Services Interlocal Agreement (2017 – 2019) with the Township of Andover.

Motion by Councilman Barr, seconded by Councilman Krasnomowitz to accept the agreement as presented. Councilman Krasnomowitz stated that everyone is happy with them and the service they provide and they do a good job for the Borough. He also stated that there is no rate increase for the 2017 year if the Borough renews before October 1, 2016 and then the following two years would be a 2% increase per year.

Roll Call:

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

2. US Gov Bid – Notification of Bid Results

Mayor Marino stated that all items on the US Gov Bid were sold and the total settlement was \$2442.83. There is one item left for pickup – the Chevy truck.

3. Hamburg Personnel Policy

Mayor Marino informed the Council that Councilmen Sena and Krasnomowitz, Doreen Schott, and he felt the need to update and make revisions to the Personal Policy. The changes that were made involved no out of pocket money, with a big change being the carry-over of days at the end of the year.

Motion by Councilman Krasnomowitz, seconded by Councilman Barr to adopt the following revisions on the Personal Policy: Full time employees receive 10 sick days per calendar year and can carry 30 days with no monetary compensation; full time employees can carry up to 7 vacation days per calendar year and can carry 21 vacation days with no monetary compensation; and full time employees not part of the Police Contract will have 3 personal days.

Councilman Law asked if this were non-union employees and was answered yes.

Roll Call:

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

4. Finance Office

Mayor Marino stated since there have been so many changes in the Finance Office lately, for the present time, there will be a limit on spending, and that if any department needs to spend over \$1000.00, it will need the approval of the Council liaison first.

The following resolution was offered:

**RESOLUTION OF THE BOROUGH OF HAMBURG
SPENDING LIMIT
#2016-40**

WHEREAS, the Mayor and Council find it necessary that the liaisons of the Borough help to keep track of the spending of individual departments within the Borough.

THEREFORE, BE IT RESOLVED, that for any amount over \$1000.00 the authorized personnel will notify the Council Liaison of the purchase.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Mayor and Council of the Borough of Hamburg at the August 1, 2016 Mayor and Council Meeting.

Doreen Schott, RMC
Municipal Clerk

Motion by Councilman Krasnomowitz, seconded by Councilman Sean to accept the resolution as offered. All in favor.

5. Town wide Garage Sales

Council discussed the annual town wide garage sales.

Motion by Councilman Sena, seconded by Councilman Law to hold the annual town wide garage sales Saturday September 24th and Sunday September 25th. All in favor.

5. 2012 Dodge Charger

Mayor Marino stated the 2012 Dodge Charger car from the Police Dept. is ready to be put up for auction.

Motion by Councilman Sena, seconded by Councilman Krasnomowitz to place the 2012 Dodge Charger up for auction. All in favor.

COMMITTEE REPORTS

COUNCILMAN BARR

1. POLICE COMMISSIONER

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

Monthly report July 2016

The July 2016 monthly report for the Police Department showed 832 calls of service, including 5 arrests, 12 motor vehicle accidents, and 33 motor vehicle summonses issued (ETickets – 33, hard copies – 0).

Director Yahm informed the Council the new car is in at the dealer and will be delivered once they have received the payment. The old car has been stripped and is ready for auction. A switch for the security cameras needs to be installed in the Court so that the feed can go to the Police Station. Mr. Yahm stated there is plenty of room to add cameras to the system should the Council feels it necessary to do so. Mayor Marino mentioned that he wanted a camera at the back door to the Municipal Building, which can be done for an additional \$500.- 600.00 which would cover the camera and service call. Councilman Barr would like to wait and see if more cameras are needed elsewhere before scheduling that service call. Director Yahm said the AlcoTest was back and now he is waiting for the State Police to certify. There is a need for crossing guards for the upcoming school year and a message has been placed on the sign in front of the Municipal Building. Mr. Yahm will be meeting in September with Mr. Jinks with regards to the LEAD program so that

the program could start in September / October. He will have two officers on from 10 am – 5 pm for Hamburg Day to assist with parking and to be visible for the day.

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

Councilman Barr relayed his congratulations to Mr. Roger Jinks as Superintendent of the Year.

COUNCILMAN KRASNOMOWITZ

2. CONSTRUCTION DEPARTMENT

Monthly report for June 2016

The report showed there were 17 permits issued, 1 certificates of occupancy, and 15 certificates of approvals with a total of \$3593.00 collected in fees for the month of June.

3. LAND USE BOARD

The August meeting was postponed and the next meeting will be held on September 12th at 7:00 pm.

COUNCILMAN BURD

No report due to absence

COUNCILMAN LAW

1. COURT

Information from NJ Courts regarding Implementation of Criminal Justice Reform

Councilman Law mentioned the Judge went for training on this matter.

2. FIRE COMMISSIONER AND OEM

Fire and EMS Report

Fire Report - July

1 fire; 4 MVA; 3 alarms; 0 smoke condition; 0 smell gas/smoke; 1 traffic cont; 0 assist EMS; 1 stand-by; 0 medi-vac; 0 public service; 1 cancelled en-route. Mutual Aid – into Hardyston – 1. Total calls for the year – 81. Total man hours for the year: 775.

EMS Report – July – not available

Social Affairs Permit – Clam Bake – August 28, 2016 5:00 pm – 10:00 pm at Pavilion

Councilman Law stated the Fire Dept. submitted a Social Affairs Permit to the State to hold a clam bake on August 28th at the pavilion from 5 pm – 10 pm. Police and Borough Clerk have reviewed the application. Motion by Councilman Law, seconded by Councilman Krasnomowitz to approve the Social Affairs Permit for a Clam Bake to be held on August 28, 2016 from 5:00 pm – 10:00 pm at the Pavilion. All in favor.

Fire Department – EMS Application Nicolas Arango – Background and physical received.

An application for an EMS driver from Nicolas Arango was received and all paperwork, background check and physical, was received and in order.

Motion by Councilman Law, seconded by Councilman Barr to approve the EMS application of Nicolas Arango as an EMS driver. All in favor.

COUNCILMAN GARRETT

Report given by Mayor Marino

1. BUILDING AND GROUNDS

Falcon Ridge Way South – sewer cleanouts and water shut-offs

Mayor Marino said there is now a new property maintenance manager for Comet Management (Falcon Ridge), that he spoke with her and they agreed that when there is work to be done, they will notify the Borough and we will also do the same and notify them when we need to do work there. Mayor Marino will give Mr. Schneider the new contact numbers.

Quotes – Install new fire hydrant – Winding Brook Way

Mayor Marino stated that three quotes were received for the installation of the new fire hydrant at Winding Brook Way, with Sanders being the lowest at \$2420.00.

Motion by Councilman Barr, seconded by Councilman Sena to approve Sanders for the installation of the new fire hydrant at Winding Brook Way at a cost of \$2420.00. All in favor.

Paving at the Firehouse

The asphalt paving in front of the firehouse for right now is going to be tabled as more proposals are needed.

Police Station Steps

Mayor Marino stated three proposals were received for the Police Station stairs: Mountain View Landscaping & Construction at \$12,500.00 (incomplete information); D. Fitzgerald Masonry, LLC at \$12,996.00; and ECW Restoration LLC at \$28,500.00. One more was received before the meeting from John’s Lawn Service for \$22,600.00. Mayor Marino stated that D. Fitzgerald Masonry submitted a detailed proposal and has done work for the town before and even though he is not the low bidder, the low bidder’s proposal is missing information. Attorney Clemack reviewed the proposals.

Motion by Councilman Barr, seconded by Councilman Sena to accept the proposal of D. Fitzgerald Masonry LLC in the amount of \$12,996.00 for the Police Station stairs.

Roll Call:

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

2. BOARD OF PUBLIC WORKS

A meeting will be held on August 10th at 7:00 pm.

COUNCILMAN SENA

1. FINANCE / TAX DEPARTMENT

Motion by Councilman Sena, seconded by Councilman Law to accept the resolutions: to redeem third party tax sale certificate #14-002 in the amount of \$5,330.48; to redeem third party tax sale certificate #14-053 in the amount of \$48,092.93; to redeem third party tax sale certificate #14-066 in the amount of \$4,446.58. All in favor.

2. ROAD DEPARTMENT

Councilman Sena said the Road Dept. has to re-stripe all the crosswalks before school starts and so would like to rent a striper for one week to do so.

Motion by Councilman Sena, seconded by Councilman Krasnomowitz to rent a stripper for one week at a cost not to exceed \$350.00. All in favor.

3. BOARD of HEALTH

A new inspector started on July 12th and has brought all information current. There was a noise complaint regarding Hamburg Supply and Domino’s Pizza had a leaky roof. Both issues have been resolved. The next meeting will be held on October 11th at 6:30 pm.

4. RECREATION

Hamburg Day is scheduled for August 21st and there are vendors coming, bounce houses, a petting zoo, and the fire dept. is giving away hot dogs and soda that has been provided by the Rec Commission. The Miners baseball game was a success and all but seven tickets were sold. Chris Fitzpatrick has twelve clinics scheduled for the upcoming school year. The next meeting will be held on September 20th at 7 pm.

PUBLIC PORTION:

Motion by Councilman Barr, 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.

Mike Schneider – Road Dept. Foreman – asked, with all the water meter replacements that he is doing, if he needs to contact the liaison each time he needs to order more. Mayor Marino replied that for the time being, yes, just because of all the changes going on in Finance. With regards to the garage door at the EMS building, Mayor Marino asked that Mr. Schneider contact the people that has been repairing the doors and have them come in to give an estimate of what we would like done.

Diana Goovaerts – Woodland Ave – asked about the livestock ordinance and if it could be amended. Mayor Marino asked that she gather her information, send an email to the Land Use secretary and start with that Board first. Ms. Goovaerts also asked if we could post the ordinances on line after the 1st Reading, along with the Agendas for each board. Since she is a reporter for the Herald, she does like to look at a town's website to view the agendas before a meeting. She was advised that at times the agenda will change on meeting night.

Joyce Oehler – EMS Captain – informed the Council that the defibs are scheduled for delivery on August 16th and there is also a 3 hour class that EMS members and Fire Chief Jamie McCurry will be taking (all members are welcome). Councilman Law will be covering her on the ambulance for Hamburg Day and she has already received the items to give out that day.

Ms. Oehler also informed everyone that as of tonight, Hardyston will be going 24 / 7 with St. Clare's paid ambulance service with Hamburg as the back-up crew. St. Clare's does not cover mental health transport so all members are taking notes of the calls. Mayor Marino asked if it were necessary to purchase hand held scanners so our members would know what the original call was, but Ms. Oehler stated that she already has them. Councilman Law said Hamburg is being paid by Hardyston until the end of the year.

Motion by Councilman Barr, seconded by Councilman Sena to close to the public. All in favor.

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. **Hinger v Borough of Hamburg (ABC) - Litigation**
2. **Employment – CFO / Treasurer Position**

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.

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

Motion by Councilman Barr, seconded by Councilman Law to enter into Executive Session at 8:23 pm. All in favor.

Discussion on Hinger v Borough of Hamburg (ABC); Employment – CFO / Treasurer Position.

Motion by Councilman Sena, seconded by Councilman Krasnomowitz to return to the Regular Meeting at 9:05 pm. All in favor.

The following resolution was offered:

**RESOLUTION OF THE BOROUGH OF HAMBURG
MAYOR AND COUNCIL
TREASURER POSITION
#2016-38**

WHEREAS, the Borough of Hamburg is in need of a Treasurer; and
WHEREAS, the Mayor and Council has decided to formally offer Ms. Christine Licata the position of Treasurer at a salary of \$53,300 (salary of \$50,800.00 and CFO certification of \$2,500.00) without benefits, but with the basic benefits that go along with the personnel policy of the Borough with the intent the she become the CFO for the Borough of Hamburg at some point in time between March 2017 and December 2017; and

WHEREAS, the position will be five days a week from 8:00 am to 3:00 pm, Monday through Friday. She will start with five (5) vacation days in 2016 and in 2017 start with fifteen (15) vacation days; and

WHEREAS, Ms. Licata will begin employment on August 22, 2016.

NOW THEREFORE, BE IT RESOLVED THAT the Mayor and Council of the Borough of Hamburg authorizes employment of Ms. Christine Licata as Treasurer effective August 22, 2016.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a resolution adopted by the Mayor and Council of the Borough of Hamburg at the August 1, 2016 Regular Meeting.

Doreen Schott, RMC
Municipal Clerk

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

Roll Call:

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

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

1. From NJLM 19th Annual Elected Officials Hall of Fame. (7/11/2016)
2. Notice of contact information for 303 Falcon Ridge Way South (7/11/2016)
3. Notice of foreclosure 13 Circle Drive, Hamburg (7/11/2016)
4. From Franklin Borough , notice of ordinance amending chapter 161 Signs (7/11/2016)
5. From Woodbridge Township – Senior Olympic Games, September 9, 10, 11. (7/11/2016)
6. Notice of foreclosure 6 Urban Street (7/11/2016)
7. No further action notice, underground storage tank 22 Main Street (7/11/2016)
8. Information from JCPL regarding decorative lighting (7/11/2016)
9. Notice of foreclosure 19 Lakeview Drive (7/12/2016)
10. Notice of management company for 303 Falcon Ridge Way (7/13/2016)
11. Notice to disconnect water utilities 5 High Street (7/13/2016)
12. Notice of action to foreclose 10 Limekiln Road (7/15/2016)
13. Notice of action to foreclose 92 Heritage Lane (7/15/2016)
14. Notice of action to foreclose 39 Lakeview Drive (7/15/2016)
15. Notice of action to foreclose 74-78 Lime Kiln Rd (7/15/2016)
16. Notice JCPL- Annual Universal Service Fund Compliance Filing (7/20/2016)
17. State of NJ to Lorterdan Development nonpayment – Physical Connection Permit. (7/20/2016)

ADJOURNMENT

Motion by Councilman Krasnomowitz, seconded by Councilman Law to adjourn the meeting. All in favor.

Date Approved: 9-7-16

Date Released: 9-7-16

 Doreen Schott RMC

Doreen Schott, RMC
Municipal Clerk

Submitted by Kathy Garrett