

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF HAMBURG HELD ON APRIL 3, 2017 AT THE MUNICIPAL BUILDING, 16 WALLKILL AVE., HAMBURG, NJ

CALL TO ORDER:

Mayor Marino called the meeting to order at 7:00 p.m. and opened with a flag salute.

ROLL CALL:

Mayor Marino requested a roll call:

Councilman Law

Councilman Krasnomowitz

Councilman Garrett

Councilman Sena

Mayor Marino

Absent: Councilman Barr, Councilman Burd

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 10, 2017 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 6, 2017 Regular Meeting Minutes

Motion by Councilman Garrett, seconded by Councilman Law to approve the March 6, 2017 Regular Meeting Minutes of the Mayor and Council.

Roll Call:

Ayes: Krasnomowitz, Law, Garrett, Sena

Nays: None

Abstain: None

Absent: Barr, Burd

APPROVAL OF BILLS:

As there are no additions or deletions to the bill list, 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 Garrett, seconded by Councilman Law to close to the public. All in favor.

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

Roll Call:

Ayes: Krasnomowitz, Law, Garrett, Sena

Nays: None

Abstain: None

Absent: Barr, Burd

ORDINANCES:

None

RESOLUTIONS:

2017-25 – Certification of Audit

Under Audit

ADOPTION OF BUDGET:

The Mayor and Council will hold a public hearing on the 2017 Municipal Budget. Same was published on March 16, 2017 as required by law in the New Jersey / Sunday Herald.

Motion by Councilman Garrett, seconded by Councilman Sena to open the meeting to Auditor Mr. Bill Schroeder, CFO Dawn Babcock, and Treasurer Christine Licata. All in favor.

Mr. Schroeder stated that this year the Borough was under review by the State and there were very few problems.

Motion by Councilman Garrett, seconded by Councilman Sena to open the meeting to the public for the Budget only. All in favor.

PUBLIC HEARING

Mayor Marino stated that the budget on the municipal level had increases due to benefits and pensions.

Hearing no further comments, motion by Councilman Garrett, seconded by Councilman Sena to close to the public. All in favor.

Motion by Councilman Sena, seconded by Councilman Law to adopt the budget as offered.

Roll Call:

Ayes: Krasnomowitz, Law, Garrett, Sena

Nays: None

Abstain: None

Absent: Barr, Burd

2016 MUNICIPAL AUDIT and Resolution 2017-25

Synopsis of Audit to be published as provided by law in the New Jersey / Sunday Herald

Mr. Schroeder stated there was one recommendation of the Corrective Action Plan – the Fixed Assets Inventory. The Borough will work on getting one established.

Motion by Councilman Sena, seconded by Councilman Law to accept the Synopsis of Audit 2016.

Roll Call vote showed all members present in favor.

Certification of receipt of Audit to be signed by Governing Body Members

All Council members present signed the Certification of receipt of Audit.

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. Borough of Hamburg v Plaza 23 (Tax Court)

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

Mayor Marino stated that CFO Dawn Babcock and Treasurer Christine Licata will be attending also.

All in favor.

Motion by Councilman Law, seconded by Councilman Sena to enter into Executive Session at 8:11 pm. All in favor.

Motion by Councilman Law, seconded by Councilman Sena to return to the Regular Meeting at 8:28 pm. All in favor.

ENGINEERING:

None

MAYOR'S AGENDA:

1. Meeting Cancellation and Meeting Date: July 2017

The Attorney will be away for the July 3rd meeting so that meeting will be cancelled with the Regular Meeting scheduled for the July 17th date.

2. Surplus Sale – 2004 Ford Pick Up

One bid was received for the 2004 Ford pick-up in the amount of \$300.00

Motion by Councilman Garrett, seconded by Councilman Law to accept the \$300.00 bid for the 2004 Ford pick-up truck. All in favor.

3. Shared Services Meeting - Hardyston

Mayor Marino informed the Council that shared services are being looked into for many services within the borough. The Mayor and Councilman Krasnomowitz will make up a committee to discuss. Should the services concern Police, then Councilman Barr would be involved; BPW would include Councilman Garrett; etc. Mayor Marino will contact the appropriate people with meeting dates and times.

COMMITTEE REPORTS

COUNCILMAN BARR

1. POLICE COMMISSIONER

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

Monthly report for March

The March 2017 monthly report for the Police Department showed 902 calls of service, including 3 arrests, 8 motor vehicle accidents, and 34 motor vehicle summonses issued (ETickets – 34, hard copies – 0).

Director Yahm stated the Alcotest machine costs approximately \$12-13,000.00 and then for the service contract brings it to under \$20,000.00. Mayor Marino asked if this could be done under a shared service and Mr. Yahm replied it could; it would be our operator but their machine. When asked, Mr. Yahm said we used the Alcotest machine 6-10 times last year. He will get the numbers for the next meeting.

The key fob for the cleaning personal was straightened out.

The officers were on the road for 5 hours for a road detail on Oak and Rt. 23.

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

Mayor Marino added that the Borough will continue to save money using shared services as everything is going up and without giving up our services.

COUNCILMAN KRASNOMOWITZ:

3. LAND USE BOARD

No meeting scheduled for this month.

COUNCILMAN BURD

No report given due to absence

COUNCILMAN LAW

2. FIRE COMMISSIONER AND OEM

Memo from Hamburg Fire Department regarding 2020 Annual Fireman’s Inspection Day and Parade.

Mayor and Council are in receipt of a memo from the Hamburg Fire Dept. regarding holding the 2020 Annual Fireman’s Inspection Day and Parade in Hamburg, saying it is the 100th year of the town being incorporated and of the 1st Annual Inspection Day and Parade that was held in Hamburg. Mayor Marino would like a vote of support done tonight and then, next month, when there is a full council, a vote to put money in the budget over the next three years to support the function and numbers.

Motion by Councilman Law, seconded by Councilman Sena to support the Fire Dept. in holding the 2020 Annual Fireman’s Inspection Day and Parade in Hamburg in 2020. All in favor.

EMS Report for March

2 fire; 1 MVA; 0 alarm; 12 medical; 0 trauma; 0 mental health; 0 stand-by; 0 community service; 0 cancelled en- route. Mutual Aid – into Hardyston –1; into Wantage - 1. Total calls for the year- 68. Total man hours for the year: 166.

No Fire Report was available.

DOT signs

Councilman Law also thanked OEM and all that were involved in obtaining the two DOT signs as part of the State program against texting and driving. The signs are placed in areas on Rt. 23 and on Rt. 94.

COUNCILMAN GARRETT

1. BUILDING AND GROUNDS

Landscape Quotes for 2017

Council is in receipt of two quotes for landscaping for the 2017 year. Councilman Garrett relayed that although he contacted 3 companies, he only received 2 quotes. He also said the Road Dept. will be taking care of some of the weeding and mulching in front of the buildings. Macmillan Service, formally A-Way to keep it green, submitted a total proposal of \$11,450.00. Farmside Landscape & Design submitted a total proposal of \$11, 275.00 for same services.

Motion by Councilman Garrett, seconded by Councilman Sena to go with Farmside Landscape & Design for landscaping services for 2017 as outlined in submitted proposal.

Roll call vote showed all Council members present in favor.

3. BOARD OF PUBLIC WORKS

BPW made a motion to allow one additional EDU to 130 Route 23 South, converting a one family home into a 2 unit rental. The applicant understands this is for EDU allocation only and does not guarantee application approval from the Land Use Board.

Motion by Councilman Garrett, seconded by Councilman Law to give an additional EDU to 130 Route 23 South, making a total of 2 EDUs for the property, so that the owner may proceed to the Land Use Board.

Roll Call vote showed all Council members present in favor.

There will not be a meeting in April but water turn-offs will proceed.

COUNCILMAN SENA

1. FINANCE / TAX DEPARTMENT

Motion by Councilman Sena, seconded by Councilman Garrett to accept the resolution to redeem Tax Sale Certificate #2016-001 in them amount of \$17092.52. All in favor.

Motion by Councilman Sena, seconded by Councilman Garrett to accept the resolution to redeem Third Party Tax Sale Certificate #14-072 in the amount of \$46,374.17; the resolution to redeem Third Party Tax

Sale Certificate #2016-21 in the amount of \$3,609.73; and the resolution to redeem Third Party Tax Sale Certificate #2016-008 in the amount of \$11,589.68. All in favor.

2. ROAD DEPARTMENT

Street sweeping will be taking place shortly and then the Road Dept. will be crack filling the roads afterwards. A few STOP signs also need to be replaced.

3. BOARD of HEALTH

The next quarterly meeting will be held on April 11th at 6:30 pm. A new business, Two Teaspoons, is going in at 2 Main Street and is waiting for its' approvals from the county Board of Health.

4. RECREATION

Councilman Sena said the Family Swim night was held at the YMCA with about 35 in attendance. Activities coming up include Skylands Ice Skating on 4/19; Miners baseball game on 7/1; Hamburg Day on 8/20; and Sussex County Day on 9/17. Community enhancement donations were made to the Fire Dept. and for use for Sussex County Day.

Councilman Sena presented a recommendation from Recreation for Helen Kaposi as Female Senior of the Year, saying she just turned 102 and a lifetime resident. Councilman Krasnomowitz stated that she is very active with the senior group also. All Council members thought it was a wonderful idea.

Motion by Councilman Sena, seconded by Councilman Garrett to nominate Helen Kaposi as Female Senior of the Year. All in favor.

PUBLIC PORTION:

Motion by Councilman Law, seconded by Councilman Sena 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 – BOE Liaison- relayed the school is putting on the play Shrek Jr. on April 6th and 7th.

Councilman Sena asked is the town would be allowed to put Recreation notices on the school message sign. In discussing this, other entities have asked that their functions be displayed on the Borough sign and have been denied. Guidelines would have to be established. Councilmen Sena and Krasnomowitz both stated that functions involving the school kids would probably be a good idea for attendance numbers. Ms. Frayko will check into this.

Pat Hanna – 33 Weatherhill Road – complained that there is speeding on Wallkill Ave from Rt. 94 to Rt. 23. There is no sidewalk on the left side, only on the right, so kids do walk in the road, and she is concerned for their safety. The “25 MPH” speed limit sign is barely legible. Director Yahm is asked to put the digital speed limit sign out showing “your speed”, and a new speed limit sign should be ordered. Speed bumps were asked about but not feasible as then the road is hard to maintain. She was also advised to record the license plate and report it to the police. Ms. Hanna also stated the storm sewer on Wallkill Ave, on the grassy property, has water coming up out of it. Mike Schneider will look at it and should it be on private property, advise the association. She also mentioned the excess debris behind two properties on the corner which will be looked into.

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 for action of foreclosure 62 Falcon Ridge Way (3/7/2017)
2. Copy of letter regarding Ballyowen v Hamburg Petition of Appeal (3/7/2017
3. Notice of bankruptcy 178 Falcon Ridge Way N (3/7/2017)

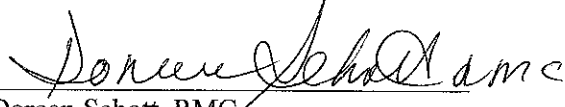
4. Notice of pending foreclosure 37 Spruce Hills Court (3/7/2017)
5. Notice from Elizabethtown Gas for approval of increases base tariff rates (3/7/2017)
6. Notice of ownership change 30 Holly Drive to Federal Home Loan (4/3/2017)
7. From Sussex County Health notice of approved food establishment for Two Teaspoons Main Street (4/3/2017)
8. From NJDEP EarthdayNJ.org flyer (4/3/2017)
9. NJLM 2017 Municipal Directory (4/3/2017)
10. JCPL notice of tree trimming and meter reading (4/3/2017)
11. NJDEP notice to SCMUA regarding physical connection permit No 1283(4/3/2017)
12. NJ Courts, notice of court visit. (4/3/2017)
13. Tax Court Notice Plaza 23 v Hamburg (4/3/2017)
14. From Sussex County notice of annual Mosquito Control (4/3/2017)
- 14a. Waters, McPherson, McNeil announce new members of the firm (4/3/2017)
15. Notice of pending foreclosure 68 Falcon Ridge Way N (4/3/2017)
16. Notice of pending foreclosure 10 Governor Haines Street (4/3/2017)
17. Notice of pending foreclosure 40 Village Drive (4/3/2017)
18. Notice petition of Appeal SC Taxation 11 Winding Brook Way (4/3/2017)
19. Sussex County Open Space Minutes January 2017 (4/3/2017)
20. Notice of bankruptcy 6 Card Street (3/24/2017)
21. Petition to appeal Wild Turkey Golf Club (3/24/2017)
22. NJLM Legislative bulletin March 2017 (3/24/2017)
23. Notice of foreclosure 10 Oak Street (3/27/2017)
24. Site Remediation Program – Accurate Forming (3/28/2017)

ADJOURNMENT

Motion by Councilman Law, seconded by Councilman Sena to adjourn the meeting at 8:10 pm. All in favor.

Date Approved 5/1/17

Date Released 5/1/17



 Doreen Schott, RMC
 Municipal Clerk

Submitted by Kathy Garrett