

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF HAMBURG HELD ON AUGUST 7, 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 Barr	Councilman Law
Councilman Krasnomowitz	Councilman Garrett
Councilman Burd	Councilman Sena
Mayor Marino	

Also Present: Kathy Garrett
Richard Clemack, Attorney

STATEMENT OF CERTIFICATION:

Deputy 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".

July 17, 2017 Regular Meeting Minutes

Motion by Councilman Sena, seconded by Councilman Garrett to approve the July 17, 2017 Regular Meeting Minutes of the Mayor and Council.

Roll Call showed all members present in favor.

July 17, 2017 Executive Session Minutes

Motion by Councilman Sena, seconded by Councilman Law to approve the July 17, 2017 Executive Session Meeting Minutes of the Mayor and Council.

Roll Call:

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

APPROVAL OF BILLS:

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

Motion by Councilman Sena, seconded by Councilman Burd to approve and pay the bill list as presented. Roll Call showed all members present in favor.

ORDINANCES:

ORDINANCE #03-2017 – 1ST Reading

CAPITAL ORDINANCE PROVIDING FOR PAVING AND IMPROVEMENTS TO OAK STREET, MULBERRY STREET, AND VARIOUS OTHER ROADS AS NEEDED IN THE BOROUGH BY THE BOROUGH OF HAMBURG, IN THE COUNTY OF SUSSEX, NEW JERSEY,

APPROPRIATING \$55,000 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH AND \$72,000 FROM THE DOT GRANT FOR A TOTAL APPROPRIATION OF \$127,000 TO PAY FOR THE COST THEREOF.

Motion by Councilman Sena, seconded by Councilman Burd for Attorney Clemack to read the Ordinance by title for the first reading and publication. All in favor.

CAPITAL ORDINANCE PROVIDING FOR PAVING AND IMPROVEMENTS TO OAK STREET, MULBERRY STREET, AND VARIOUS OTHER ROADS AS NEEDED IN THE BOROUGH BY THE BOROUGH OF HAMBURG, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$55,000 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH AND \$72,000 FROM THE DOT GRANT FOR A TOTAL APPROPRIATION OF \$127,000 TO PAY FOR THE COST THEREOF.

Motion by Councilman Sena, seconded by Councilman Garrett to approve the ordinance on first reading and introduction with said ordinance to be published in full with second reading scheduled for September 6, 2017.

Roll Call:

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

RESOLUTIONS:

2017-37 – Premium payment turned over to treasurer

Motion by Councilman Sena, seconded by Councilman Garrett to accept Resolution 2017-37 – Premium payment turned over to treasurer.

Mayor Marino clarified this tax sale certificate #12-003 was not redeemed within five years from the date of sale so the premium payment is turned over to the town.

All in favor.

2017-38 – Cancel Capitol Ordinance Balance

Motion by Councilman Sena, seconded by Councilman Law to accept Resolution 2017-38 – Cancel Capitol Ordinance Balance as listed.

All in favor.

ATTORNEY HOUR:

1. Mid-American Salt, LLC v MCCPC

Attorney Clemack stated that this case is now in court and will give updates as received.

ENGINEERING:

MAYOR’S AGENDA:

1. 2017 Garage Sale Date

Motion by Councilman Barr, seconded by Councilman Law to set the annual town wide 2017 garage sale dates for the last Saturday and Sunday in September. All in favor.

2. 2017 Municipal Aid Program Award

Mayor Marino informed the Council the town received the 2017 Municipal Aid Program in the amount of \$72,000.00 for roadway resurfacing of Mulberry Street and Oak Street.

Motion by Councilman Barr, seconded by Councilman Sena to accept the award of the 2017 Municipal Aid Program. All in favor.

3. Jury Duty Policy

Mayor Marino discussed the jury duty policy of the town, stating that our personnel policy does not have anything in place for this. He believes the town should pay full time personnel and at this time of discussion, this is affecting a part time person, and that part time should be covered also. When asked, Kathy Garrett said she has attended three days so far.

Motion by Councilman Barr, seconded by Councilman Sena to amend the personnel policy as of January 2017 to include Jury Duty with compensation.

Roll Call:

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

4. Diabetes Partnership – request to use meeting room for 6 week workshop

A request was received to use the meeting room for a 6 week workshop on Diabetes beginning in October.

Motion by Councilman Barr, seconded by Councilman Sena to approve said request. All in favor.

COMMITTEE REPORTS

COUNCILMAN BARR

Councilman Barr mentioned to the Council members that he would like residents that need a handicap access / temporary access to be able to construct one and that the permit fees be waived for the use of building a ramp for handicap access. This would also pertain to Land Use and Zoning fees.

Attorney Clemack stated that he will review the information.

Motion by Councilman Barr, seconded by Councilman Krasnomowitz to endorse such request. All in favor. Construction will also be notified.

1. 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 2017 monthly report for the Police Department showed 796 calls of service, including 2 arrests, 13 motor vehicle accidents, and 49 motor vehicle summonses issued (ETickets – 49, paper copies – 0).

Director Yahm stated there will be overtime again this month as there was a medically treated person in the hospital before he went to jail and although the prosecutor’s office assisted with the manpower, the Borough still had the majority of it, thereby resulting in an overtime spike.

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

2. HISTORIC COMMISSION / HISTORIC SOCIETY

Councilman Barr stated the Baptist church was purchased and the new property owner is looking to preserve the property with all good intentions as a historic value.

COUNCILMAN KRASNOMOWITZ:

1. OFFICE ADMINISTRATION

Appointment of CFO – Christine Licata- rice notice issued

Councilman Krasnomowitz stated that CFO Christine Licata was appointed last month but a salary was never mentioned.

Motion by Councilman Krasnomowitz, seconded by Councilman Barr to appoint Christine Licata as CFO as of July 1, 2017 at a salary of \$65,000.00.

Councilman Law asked how much that currently would raise her salary and Councilman Krasnomowitz answered \$1500.00, adding the money was there from the previous CFO’s budget.

Roll call vote showed all members present in favor.

2. CONSTRUCTION DEPARTMENT

Monthly report July 2017

The monthly report for July 2017 showed there were 14 permits issued, 0 certificates of occupancy, and 10 certificates of approvals with a total of \$3027.00 collected in fees for the month of July.

3. LAND USE BOARD

A new business on Main Street is going in – Two Teaspoons Bakery – that is coming along and will be a good addition to Main Street.

4. INSURANCE

2017 Statewide Resolution to Join; Indemnity and Trust Agreement; Contract Form

Motion by Councilman Krasnomowitz, seconded by Councilman Sena to accept the Resolution to Join the Statewide Insurance Fund and sign the Indemnity and Trust Agreement with Statewide Insurance Fund. All in favor.

COUNCILMAN BURD

4. BOARD OF EDUCATION

Councilman Burd stated that people need to go to the school board for information and answers to their questions regarding the school and taxes. He reviewed that the school has approximately 250 students, not 204 as listed in the paper, and that 32 attend the charter school. It costs about \$15,500.00 per student for each one to attend there plus transportation costs. If these 32 students would stay in Hamburg School, it would bring the enrollment up to 282 and the numbers would be greatly reduced and this would also reflect a savings of about \$500,000.00 for the school. Councilman Barr stated that when the Charter School program first went into effect, he believes there was a cap of 13 students to be taken, but it never stayed at that number because the charter school makes money this way. Hamburg School also loses State credit. Hamburg School brought in preschool and handicap programs to save money.

COUNCILMAN LAW

2. FIRE COMMISSIONER AND OEM

Fire Calls for July

Not available.

EMS Calls for July

3 fire; 1 MVA; 0 alarm; 11 medical; 2 trauma; 2 mental health; 0 stand-by; 3 community service; 3 cancelled en- route. Mutual Aid – into Vernon – 1, into Wantage – 1, into Other - 1. Total calls for the year- 157. Total man hours for the year: 408.

Social Affairs Permit – Extension of premise Clam Bake, Fire Department-August 26, 2017 1:30 – 6:00 pm

Councilman Law stated the Police Dept. revealed no issues with the application, nor had any complaints or calls for service relating to past events.

Motion by Councilman Law, seconded by Councilman Sena to approve the Social Affairs Permit for the Fire Department Clam Bake on August 26, 2017. All in favor.

COUNCILMAN GARRETT

1. BUILDING AND GROUNDS

Borough Engineer John Ruschke sent a letter to the property owners of the Post Office to repair the crumbled sidewalk and curb. Councilman Garrett is concerned about this being done before winter, especially so there will not be any issues with plowing.

3. BOARD OF PUBLIC WORKS

There was a water main break and a generator burned out. Mike Schneider did obtain three comprable

quotes for a new generator –a Champion from Tractor Supply at a cost of \$999.99; Generac from Lowes at \$1199.00; Lifan from Bassani at \$1400.00.

Motion by Councilman Garrett, seconded by Councilman Law to purchase the Champion Generator from Tractor Supply at a cost of \$999.99. All in favor.

COUNCILMAN SENA

1. FINANCE / TAX DEPARTMENT

No monthly report.

Councilman Sena also clarified that only 22-23% of all taxes paid are on municipal level. Councilman Barr added this is the most aggressive Council – we are always looking for ways to save money, but again, are only able to do so on the part of the 22% of municipal taxes.

2. ROAD DEPARTMENT

Councilman Garrett stated the sink hole on Wallkill Ave by the school has been fixed and the Road Dept. did it quickly and a great job.

Lead Man appointment

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

Mike Schneider stated that Alec Yanish has taken over as Lead Man in the Road Dept. along with a \$.50 per hour raise.

Mayor Marino stated this is informational as Mr. Schneider as foreman has the capability to promote within his department.

Mr. Schneider also said he was down a man since one part time person left last month. He will see the Borough Clerk about advertising for the position.

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

Motion by Councilman Sena, seconded by Councilman Garrett to endorse Alec Yanish as Lead Man in the Road Dept. with a \$.50 per hour raise above the last lead man. All in favor.

4. RECREATION

The Miners baseball game was successful, selling approximately 150 tickets. Evening in the Park was attended by about 60-80 people. Hamburg Day is August 20th from 12 noon – 4 pm and vendors are encouraged. Trunk or Treat is scheduled for October 29th. Breakfast with Santa will be held December 9th. Tree Lighting is set for December 1st. Sussex County Day will be held on September 17th.

PUBLIC PORTION:

Motion by Councilman Garrett, 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.

Jackie Espinosa – JCP&L – was glad to hear the Borough was going to be attending Sussex County Day. She also said that on August 25th from 5:30 – 7:30 pm was the 2017 SCLOM membership Mixer / Bocce night at the Mohawk House. She is hoping that Hamburg will be able to attend.

Councilman Garrett asked Ms. Espinosa to take a look at one of the telephone poles by the Post Office on Main Street as it is leaning badly.

Motion by Councilman Barr, seconded by Councilman Garrett 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. Contract Services with Hardyston

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 Sena, seconded by Councilman Law to enter into Executive Session. All in favor.

Discussion regarding Contract Services with Hardyston.

Motion by Councilman Garrett, seconded by Councilman Law to return to the Regular Meeting at 8:30 pm. All in favor.

No action taken.

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

1. June 2017 Monthly Program Report – Littell Center (7/21/2017)
2. Copy of notice Federal National Mortgage Association – Trinace Clark
3. Copy of Notice of Tort Claim – Bryce Evans (7/21/2017)
4. Notice of new business zoning permit for 49 Gingerbread Castle Rd.((7/24/2017)
5. Sussex County Planning Board Minutes June 5, 2017 (7/24/2017)
6. No further action letter – Underground storage tank removal 89 Vernon Ave (8/7/2017)
7. Notice of Special Board of Ed Meeting (7/31/2017)
8. Statewide Insurance Fund Renewal (7/31/2017)
9. Information from NJ DOT regarding several grants (7/31/2017)
10. From Statewide Insurance Fund letter of denial B. Evans claim (7/31/2017)
11. Meeting cancellation notice Sussex County Water Quality (8/1/2017)
12. Meeting cancellation notice Solid Waste Advisory Council (8/1/2017)
13. NJLM Annual Audit Statement (8/1/2017)

ADJOURNMENT

Motion by Councilman Barr, seconded by Councilman Sena to adjourn the meeting at 8:31 pm. All in favor.

Date Approved _____

Date Released _____

Kathy Garrett
Deputy Clerk