

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF HAMBURG HELD ON NOVEMBER 6, 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 Burd
Mayor Marino	

Absent: Councilman Sena

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 to the provisions of the "Open Public Meetings Act".

October 2, 2017 Regular Meeting Minutes

Motion by Councilman Garrett, seconded by Councilman Law to approve the October 2, 2017 Regular Meeting Minutes of the Mayor and Council.

All Council members present in favor.

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

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

Roll call showed all Council members present in favor.

ORDINANCES:

ORDINANCE #05-2017 – 1ST Reading

AN ORDINANCE AMENDING CHAPTER 197-TOWING-OF THE CODE OF THE BOROUGH OF HAMBURG TO INCREASE CERTAIN FEES FOR TOWING COMPANY SERVICES AND TO PROVIDE FOR ADMINISTRATIVE FEE PAYABLE BY A TOWING COMPANY

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

AN ORDINANCE AMENDING CHAPTER 197-TOWING-OF THE CODE OF THE BOROUGH OF HAMBURG TO INCREASE CERTAIN FEES FOR TOWING COMPANY SERVICES AND TO PROVIDE FOR ADMINISTRATIVE FEE PAYABLE BY A TOWING COMPANY

Motion by Councilman Law, seconded by Councilman Krasnomowitz to approve the ordinance on first reading and introduction with said ordinance to be published in full with second reading scheduled for December 4, 2017.

Councilman Law added this was to bring the towing fees back up to where they should be as this ordinance has not been updated for quite some time. It brings the fees more in line with the State Police rates and the rates charged by other towns within the county. These rates will be good for 5 years.

Roll call vote showed all Council members present in favor.

MAYOR’S AGENDA:

1. Mayor Marino asked all Council members that if they are not able to attend a meeting to please contact the Borough Clerk before 3 pm or himself if after that time.

2. Mayor Marino requested that the monthly bill vouchers no longer leave the municipal building but are signed in house.

COMMITTEE REPORTS:

COUNCILMAN KRASNOMOWITZ:

1. POLICE COMMISSIONER

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

Monthly Report for October

The October 2017 monthly report for the Police Department showed 1117 calls of service, including 5 arrests, 15 motor vehicle accidents, and 118 motor vehicle summonses issued (E-Tickets – 114, paper copies – 7).

Director Yahm, after reading the report, said that most of the training for the officers was done in house but some training did have to be done outside which did incur some overtime. He added that he was waiting for information on the amount of the vehicle repairs for vehicle #5 which needs a new engine. Director Yahm said no major repairs will be done on this vehicle; he would take it out of service if needed. He also stated that the cost of a new vehicle would be between \$35-40,000.00 and should hopefully have more information by the December meeting.

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

2. OFFICE ADMINISTRATION

Part time Administrative Assistant / Accounts Payable Hire

Councilman Krasnomowitz informed the Council that Ms. Jean Stephens, a Borough resident, was hired for the office and started work on November 1st at a rate of \$13.00 hour.

3. CONSTRUCTION DEPARTMENT

Monthly report September 2017

The monthly report for September 2017 showed there were 19 permits issued, 1 certificates of occupancy, and 6 certificates of approvals with a total of \$10,239.00 collected in fees for the month of September.

4. LAND USE BOARD / HISTORIC COMMISSION

Land Use will be meeting on Monday, November 13th at 7 pm. 20 Vernon Ave will be attending requesting a D Variance. Also attending will be Felix the Cat, who just notified them after an informal meeting that they will not be going ahead with their project.

5. INSURANCE**Loss Control Service Visit**

A safety committee meeting was held in October and it was a positive meeting. There were no incidents reported to date this year. Councilman Krasnomowitz encouraged all members to view the received report.

COUNCILMAN BURD:

Councilman Burd reported that after the Republican Committee met, it was decided that no names will be submitted for a Council person at this time due to the time frame.

COUNCILMAN LAW**2. FIRE COMMISSIONER AND OEM****Fire Report for October**

3 fire; 3 MVA; 0 alarms; 0 smoke condition; 0 smell gas/smoke; 0 traffic cont; 0 assist EMS; 0 stand-by; 1 medi-vac; 1 public service; 0 cancelled en-route. Mutual Aid – into McAfee -1; into Wantage – 3. Total calls for the year – 103. Total man hours for the year: 642.

EMS Report for October

0 fire; 5 MVA; 0 alarm; 10 medical; 1 trauma; 0 mental health; 0 stand-by; 4 community service; 1 cancelled en- route. Mutual Aid – into Hardyston – 3; into Wantage - 2. Total calls for the year- 232. Total man hours for the year: 708.

EMS Department Application – Frank L. Basek Jr.

Councilman Law presented the EMS application for Frank L. Basek Jr., stating the background check and medical check were complete.

Motion by Councilman Law, seconded by Councilman Krasnomowitz to accept Frank L. Basek Jr. as an EMS driver for the Borough of Hamburg.

Councilman Garrett stated there was a problem as the application was signed by a Frank L. Basek but the background check was for a Frank L. Basek Jr. He added that he knows both men, has no problem with either one, but wondered which one the application was for.

At that point, Councilman Law noted it also and withdrew the motion until further clarification.

COUNCILMAN GARRETT:**1. BUILDING AND GROUNDS****Request to purchase benches for recreation field**

Councilman Garrett informed the Council that the previously approved benches for the rec fields were not ordered. He found benches that were similar to the ones already there, were \$100.00 less expensive and the company is under State Contract. He would like to order them instead.

Motion by Councilman Garrett, seconded by Councilman Law to order the benches that match the rec field benches with General Recreation Inc. which is under State Contract. All in favor.

With regards to planting trees by the playground at the rec fields, the spring will be the best time to plant.

Councilman Garrett commented on the Trunk or Treat that was held on October 29th. He said there were about 12 cars that participated and 35 kid's trunk or treating and a little drizzle from time to time. The rec board had donuts and each kid / family left with 2 pumpkins and had a terrific time, adding that it was a successful event.

3. BOARD OF PUBLIC WORKS**Warranty Extension – Versa Probe for reading Badger meters from Northop Grumman**

Councilman Garrett presented a recommendation from the BPW for the extended warranty from Northop Grumman for the VersaProbe equipment that is used with reading the Badger meters. This is due for

renewal at a cost of \$427.00 and covers the warranty period of December 1, 2017 thru November 30, 2018. Motion by Councilman Garrett, seconded by Councilman Law to accept the recommendation of the BPW for the VersaProbe warranty at \$427.00 to cover the warranty period of December 2017 thru November 2018. All in favor.

COUNCILMAN SENA:

Report given by Mayor Marino

1. FINANCE / TAX DEPARTMENT

The Tax Collector’s Report for September 2017 showed \$289,633.99 being collected.

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

Resolution to redeem third party tax sale certificates 17-0009 in the amount of \$3580.92; Resolution to redeem third party tax sale certificates 2016-018 in the amount of \$4133.07; Resolution to redeem third party tax sale certificates 2016-007 in the amount of \$1380.82; Resolution to redeem third party tax sale certificates 15-013 in the amount of \$100277.58; and Resolution to redeem third party tax sale certificates 2016-027 in the amount of \$14695.55.

Roll call showed all Council members present in favor.

3. BOARD of HEALTH

2018 Shared Service Agreement – Wantage Township – Animal Control

Council is in receipt of the 2018 Shared Service Agreement for the Animal Control Officer and Municipal Dog Pound Facility with Wantage Township. Services for 2017 cost \$11,750.00 with services for 2018 reflecting a 2% increase, making it a total of \$11,985.00.

Motion by Councilman Garrett, seconded by Councilman Law to accept the 2018 Shared Services Agreement with Wantage Township for the Animal Control Officer and Municipal Dog Pound Facility at a cost of \$11,985.00. All in favor.

Rabies Clinic –December 6, 2017; 4 – 7 PM

The clinic will be held at the fire house at the above date and time.

4. RECREATION

Request to purchase benches for recreation field – discussed under Buildings and Grounds

PUBLIC PORTION:

Motion by Councilman Law, seconded by Councilman Garrett 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.

Jamie McCurry – Fire Chief – stated that the Truck committee has gotten all the details together for the new engine and would like to sit down and discuss them with Council members. He informed the Council that as of January 1st there will be a 5% increase on the price of the truck. Mayor Marino replied that there is a lot going on right now with the budget but he still wanted to meet with the committee, see what they came up with but it may have to be put on hold for the time being.

Sheila Frayko – Board of Education Liaison – reminded the Council the Sussex County School Board will be holding the forum at 7 pm on December 6th at the Sparta High School to answer questions regarding the school consolidation.

Director Yahm – stated he would look into the damaged bench at the rec fields. Mike Schneider added that a leg on one of the portable benches on the soccer field was bent back / broken but he has repaired it. Councilman Krasnomowitz added there is one more week of travel soccer scheduled but the rec games are finished.

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

Councilman Garrett relayed that he saw Dan Barr and he is in the process of cleaning out his home. Mr. Barr has obtained historical items pertaining to Hamburg and Councilman Garrett would like to see everything come back here, so somehow space needs to be found to store the items. But first, Councilman Garrett would like to have a letter sent to Mr. Barr saying that we do want the items that he has. All members agreed.

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. Personnel Issues – Public Defender; Judge
2. Contract Negotiations - Police
3. Litigation (Farruggio vs Borough of Hamburg)

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

Motion by Councilman Law, seconded by Councilman Krasnomowitz to enter into Executive Session at 7:25 pm. All in favor.

Discussion regarding Personnel Issues – Public Defender; Judge; Contract Negotiations – Police; and Litigation (Farruggio vs Borough of Hamburg).

Motion by Councilman Law, seconded by Councilman Krasnomowitz to return to the Regular Meeting All in favor.

Motion by Councilman Law, seconded by Councilman Burd to approve James P. Sloan as Municipal Judge as of January 1, 2018 for a three (3) year term at a salary of \$25,000.00 per year. Roll call vote showed all Council members present in favor.

Motion by Councilman Law, seconded by Councilman Krasnomowitz to approve Daniel Colfax as Municipal Public Defender as of January 1, 2018 for a one (1) year term at a salary of \$4500.00 per year. Roll call vote showed all Council members present in favor.

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

1. Notice of pending foreclosure 118 Falcon Ridge Way N (10/3/2017)
2. NJLM proposed membership dues (10/13/2017)
3. Monthly report Littell Center – September 2017 (10/13/2017)
4. NJ Assembly Resolution 216
5. NJ Solid Waste Advisory Agenda 10/10/17
6. SCMUA proposed 2018 Rates
7. Transfer Title foreclosure 9 Michael Court
8. Resolution from Lafayette Bills 1045 and 10-46

9. SC Water Quality Police Advisory meeting cancellation
10. Ames Rubber Corp Site Remediation program
11. Mortgage Contracting Service 39 Lawrence Street
12. Borough of Franklin amended Ordinance Active Adult Housing District
13. Notice 20 Vernon Avenue – Variance
14. JCPL Holiday Lights
15. NJ Transit Notice of Public Hearing
16. Notice of foreclosure 3 Willow Circle

ADJOURNMENT

Motion by Councilman Law, seconded by Councilman Krasnomowitz to adjourn the meeting at 8:30 pm.
All in favor.

Date Approved 12/4/17

Date Released 12/4/17


Doreen Schott, RMC
Municipal Clerk

Submitted by Kathy Garrett