

**MINUTES OF THE REGULAR MEETING (HELD BY WAY OF TELEPHONIC) OF THE MAYOR AND COUNCIL OF THE BOROUGH OF HAMBURG HELD ON NOVEMBER 2, 2020 AT THE MUNICIPAL BUILDING, 16 WALLKILL AVE., HAMBURG, NJ**

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**CALL TO ORDER:**

Mayor Marino called the meeting to order at 7:00 p.m.

**SALUTE TO THE FLAG:**

Mayor Marino offers a moment of silence for Judge Mulhern.

**ROLL CALL:**

Mayor Marino requested a roll call:

Councilmember Krasnomowitz	Councilmember Law
Councilmember Oehler	Councilmember Garrett
Councilmember Sena	Councilmember Burd
Mayor Marino	

Also, Present: Doreen Schott

**STATEMENT OF CERTIFICATION:**

Clerk will advise:

Adequate notice of this meeting has been provided to the public and the press January 10, 2020 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”.

**October 5, 2020 Regular Meeting Minutes**

Motion by Councilmember Krasnomowitz, seconded by Councilmember Oehler to approve the minutes of October 5, 2020.

Mayor Marino makes reference page 3 of the September minutes in regards to Halloween; it states that the borough will not be cancelling Halloween but advises that residents should follow the COVID 9 guidelines of the Governor’s executive orders with regards to face masks, social distancing etc.

Roll Call

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

**APPROVAL OF BILLS:**

As there are no additions or deletions to the bill list, motion by Councilmember Krasnomowitz, seconded by Councilmember Oehler to open the meeting to the public for the bill list only. All members present in favor

Hearing no comments from the public, motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to close the meeting to the public. All members present in favor.

Motion by Councilmember Burd, seconded by Councilmember Garrett to pay the bills.

Roll Call

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

**ORDINANCES:**

There are no ordinances

**RESOLUTIONS:**

**2020-62 – Budget Transfer**

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to accept resolution. All members present in favor.

**2020-63 – Abate Interest for water / sewer due to Covid-19.**

Motion by Councilmember Sena, seconded by Councilmember Oehler to accept resolution. All members present in favor

**2020-64 – School Choice Week**

Motion by Councilmember Krasnomowitz, seconded by Councilmember Burd to accept resolution. All members present in favor.

**2020-65 Local Government Emergency fund (CRF) Grant**

Mayor advises that we will put in for this grant and may obtain \$21,000.00 in funding. Motion by Councilmember Garrett, seconded by Councilmember Oehler to accept resolution. All members present in favor.

**2020-66 Permission for the dedication of rider for outside employment of off duty municipal officers trust fund required by Local Finance Notice (LFN) 2020-14.**

Mayor advises that this pertains to when outside contractors hire police officers for traffic control on jobs. Motion by Councilmember Krasnomowitz, seconded by Councilmembers Oehler to accept resolution. All members present in favor.

**2020-67 – Appointment of Statewide Insurance Fund Commissioner (Rich Krasnomowitz) for 2021**

Motion by Councilmember Garrett, seconded by Councilmember Burd to accept resolution. All members present in favor.

**2020-68 – Appointing Statewide Insurance Risk Management Consultant (Morville Agency) for 2021.**

Motion by Councilmember Krasnomowitz, second by Councilmember Garrett to accept resolution. All members present in favor.

**2020-69 – Official Depositories – update to Resolution #2020-04.**

Motion by Councilmember Sena, seconded by Councilmember Krasnomowitz to accept resolution. All members present in favor.

**2020-70 – Road Department Salary (Under Mayor)**

**2020-71 – Change Order for Tilcon New York Inc, MA 2020 Grant.**

Mayor advises that there is a change order in the work performed by Tilcon New York Inc. in a decrease of \$8,214.43 from the awarded contract.

Motion by Councilmember Sena, seconded by Councilmember Law to accept resolution. All members present in favor.

**ATTORNEY HOUR**

**Collective Bargaining – DOW Contract**

Attorney advises that the contract has been signed by the Borough and was sent to the union representative for signature. Once received back it will be distributed.

**Correction to 2020 Reorganization Minutes**

Attorney advise that the 2020 Reorganization Minutes incorrectly show the term for Judge James Sloan to expire on December 31, 2021. As a three-year term the correct date of the term to expire is 12/31/2020.

Motion by Councilmember Sena, seconded by Councilmember Law to correct the 2020 Reorganization Minutes to accurately show the term of Judge James Sloan to expire on December 31, 2020. All members present in favor.

**MAYOR’S AGENDA:**

**Covid Update**

Mayor advises that we are still following all the guidelines set forth for Covid-19. We will be implementing the guidelines set forth in the recent Executive Order 192 from Governor Murphy. Per executive order anyone entering any work station will be required to take a temperature check, fill out a Covid-19 Visitor Questionnaire, social distance of 6 feet and wear masks indoors at work when in common areas. All departments were given a directive on this new protocol. This is to go into effect 6:00 am, November 5, 2020. Mayor advises that he would like to see at the January Council meeting the council come back in chambers for the meeting. He further advises that should any member not feel comfortable coming they may continue through telephonic. We will discuss further at the December meeting.

**Resolution 2020-70 – Salary Increase Road Department Supervisor**

Mayor advises that the road supervisor always received what the road department received through any negotiations. The present DPW contract gives the road department employees a \$1.00 an hour raise, resolution 2020-70 would continue that for the DPW Road Supervisor. Members discuss that this has been back practice and should not change now.

Motion by Councilmember Sena, seconded by Councilmember Garrett to accept resolution 2020-71.

**Roll Call**

Ayes	Krasnomowitz, Oehler, Burd, Law, Garrett, Sena
Nays	None
Abstain	None
Absent	None

**Borough Sick Time and Holiday Time Policy**

Mayor advises that the DPW contract also increases the sick time and holidays granted. The DPW contract gives DPW members 15 sick days and one additional holiday called a “choice” day. Discussion ensures as to whether the council wants to extend that to the remaining full-time employees not covered by the contract.

Motion by Councilmember Krasnomowitz, seconded by Councilmember Law to increase the sick time to 15 days and add an addition holiday for a total of 12 Holidays to be effective January 1, 2021.

**Roll Call**

Ayes	Krasnomowitz, Oehler Burd, Law, Sena
Nays	None
Abstain	Garrett

Absent            None

**DPW Supervisor – Benefit Time**

Mayor advises that Road Supervisor Mike Schneider is present requesting that he be able to carry benefit time above the allotted amount. He advises that he has 4 weeks this year plus the 3 weeks carried from last year and an employee is on family leave. Mayor advises that other employees are not allowed to carry more than permitted. Councilmember Krasnomowitz states that you cannot wait until the end of the year to use vacation time, it has to be used throughout the year.

Councilmember Sena wants to see some used by the end of the year, Councilmember Garrett advises he is left shorthanded so he should be allowed to carry the extra time. Councilmember Law questions whether anyone else in the department can do the water department work. Mayor advises this is not the issue. Mr. Schneider states it is up to the council but he has one employee out, now has Covid testing to do, paperwork. Councilmember Burd states that he has to find a way to use this time. Mayor advises that at the end of employment only a certain amount of time per policy will be able to be carried so it must be used.

Motion by Councilmember Sena, seconded by Councilmember Burd that an effort must be made to try and use 1-2 weeks prior to the end of this year. All members present in favor.

**COMMITTEE REPORTS:**

**COUNCILMEMBER KRASNOMOWITZ**

**SIF Risk Control Grant**

Councilmember Krasnomowitz advises that the Borough received the 2020 SIF Risk Control Grant in the amount of \$1,334.25. The funds will be used to purchase additional cones for the DPW.

**COUNCILMEMBER OEHLER**

Councilmember Oehler advises that a meeting with Historic Preservation Specialist Andrea Tinegy was cancelled. No rescheduled date has been set as of yet. Mayor reminds everyone that we are still working under the executive orders set by the governor. Unless mandatory no meeting should be held. The Land Use Board has no new cases. He further advises that Executive Order 192 also includes the Fire Department with regards to the new protocols set in place. They were given all the information as the other departments within the Borough.

**COUNCILMEMBER BURD**

Councilmember Burd questions the status on a letter received from the state regarding non-compliance with the EMS department. Mr. Postorino advises he has reached out to the state and has not heard back but did advise that Hamburg no longer has an EMS department and all calls are handled by a private entity.

**COUNCILMEMBER LAW**

**Recycling Budget**

Councilmember Law happily advises that the Recycling / Clean Community Monies that were to be taken out of the State Budget for 2021 has been re-instated back into the State Budget.

**COUNCILMEMBER GARRETT**

**Covid Sanitation**

Councilmember Garrett advises that the Covid team is still doing sanitation spraying on a weekly basis to all borough facilities. The Playground and park will be closed as of 12/ 1 /2020. Road Supervisor advises that the porta potty's will be removed mid-November.

**NSI Quotes –**

Councilmember Garrett advises that there have been problems with well #3 not shutting off resulting in the road supervisor continually having to check on it. He has presented to the Mayor and Council (2) quotes from NSI (Neal Systems Incorporated); one for engineering and Installation of Samsara Device for Monitor and Control at (2) Well Sites and Tank Farm in the amount of

\$12,200.00 and one quote to Monitor and Control (2) Well Sites and Tank Farm for \$9,444.00.

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to open the meeting to John Perry, Water Superintendent. All members present in favor.

Mr. Perry discusses the 2 quotes. The Samsara system uses digital technology with sensors and transmitters for the wells and tanks, with alarms that are set to signal high and low levels of the water; this will alert the town to any issues going on within the system. As previously stated, the cost of the system hardware with data dashboard for 5 years is \$9,444.00 and the installation of the system is a one-time fee of \$12,200.00. The company NSI is on state Contact. This project may possibly qualify for the CARES Act for funding which we are presently pursuing.

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to purchase the (NSI) Neal Systems Incorporated Water system for a total of \$21,644.00 with a 10% discount. Roll Call

Ayes	Krasnomowitz, Burd, Oehler, Law, Garrett, Sena
Nays	None
Abstain	None
Absent	None

## **COUNCILMEMBER SENA**

### **CONSENT AGENDA:**

**All matters listed below are considered to be routine in nature. There will be no separate discussion of the items, if any discussion is desired, that particular item will be removed from the consent agenda.**

- Zoning Reports – September 2020
- Construction Reports – September 2020
- Police Report –
- EMS Report – July, August, September 2020
- Tax Collector Report –
- Treasurer’s Report – September 2020

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to accept the Consent Agenda as presented. All members present in favor.

Plaza 23 Tax- Appeal update- Attorney advises there has been no response to recent offer

### **PUBLIC PORTION :**

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to open the meeting to the public for any questions, comments they may have. All members present in favor. Keith Sukennikoff – Hamburg OEM – With regards to the water system and the CARE’S act he advises that everything should go through FEMA and the consultant the borough is using.

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to close the meeting to the public.,

### **EXECUTIVE SESSION RESOLUTION:**

Attorney Clemack will offer 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. None**

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.

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

1. Local Finance 2020-23 (10/7/2020)
2. Resolution opposing relocation from state recycling (10/7/2020)
3. 2020 Certification of the table of equalized valuations (10/7/2020)
4. From DCA Local Government Emergency Fund (CRF) Grant Application (10/1/2020)
5. CRF Grant Program Description and Guidelines (10/19/2020)
6. Local Finance Notes 2020-25 -Recent Tax Collection and Tax Appeal Legislation (10/19/2020)
7. FY 2021 Proposed rate schedule effective December 1, 2020 (10/19/2020)
8. Tax court – Ballyowen golf Club, USA v Borough of Hamburg (10/12/2020)
9. Tax Court – Wild Turkey Golf Club v Borough of Hamburg (10/13/2020)
10. CARES Act Funding for Sussex County (10/12/2020)
11. From the State of NJ to Fire – EMS – Investigation Control (10/21/2020\_
12. Notice of Outdoor Liquor Permits Extended (10/21/2020)
13. From the State of NJ – Block 34, Lot 10 – Underground Storage (10/23/2020)
14. From Jason Capizzi – Request for RFP / RFQ for 2021 Bond counsel Services (10/26/2020)
15. Notice from County regarding Freeholder Title Change (10/28/2020)

Mayor reminds everyone that Decembers meeting will be held via telephonic and planning to hold January's meeting in house.

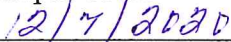
**ADJOURNMENT**

Motion by Councilmember Krasnomowitz, seconded by Councilmember Garrett to adjourn the meeting. Meeting adjourned at 7:50 All members present in favor.



Doreen Schott, RMC

Municipal Clerk



Date Released