

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF HAMBURG HELD ON JULY 7, 2021 AT THE MUNICIPAL BUILDING, 16 WALLKILL AVE., HAMBURG, NJ**

\*\*\*\*\*

**CALL TO ORDER:**

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

**SALUTE TO THE FLAG:**

**ROLL CALL:**

Mayor Marino requested a roll call:

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

Absent: Councilmember Law

Also Present: Doreen Schott

Kathy Garrett

Attorney Clemack

**STATEMENT OF CERTIFICATION:**

Clerk will advise:

Adequate notice of this meeting has been provided to the public and the press January 10, 2021 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".

**June 7, 2021 – Regular Meeting Minutes**

Motion by Councilmember Garrett, seconded by Councilmember Oehler to approve the June 7, 2021 Regular Meeting Minutes of the Mayor and Council.

Roll call:

Ayes: Krasnomowitz, Oehler, Burd, Garrett, Sena

Nays: None

Abstain: None

Absent: Law

**APPROVAL OF BILLS:**

As there are no additions or deletions to the bill list, motion by Councilmember Garrett, seconded by Councilmember Oehler to open the meeting to the public with regards to the bill list only. All Councilmembers present in favor.

Hearing no comments from the public, motion by Councilmember Garrett, seconded by Councilmember Burd to close to the public. All Councilmembers present in favor.

Motion by Councilmember Oehler, seconded by Councilmember Krasnomowitz to approve and pay the bill list as presented.

Roll call:

Ayes: Krasnomowitz, Oehler, Burd, Garrett, Sena

Nays: None

Abstain: None

Absent: Law

**ORDINANCES:**

**ORDINANCE #07-2021 Second Reading**

**AN ORDINANCE AMENDING CHAPTER 215- ENTITLED ZONING ORDINANCE, ARTICLE XXVI – PROHIBITED USES - OF THE CODE OF THE BOROUGH OF HAMBURG COUNTY OF SUSSEX, STATE OF NEW JERSEY PROHIBITING CANNABIS CULTIVATION, PRODUCTION, MANUFACTURE AND SALE.**

Motion by Councilmember Krasnomowitz, seconded by Councilmember Oehler for Attorney Clemack to read the Ordinance by title for second reading and publication. All Councilmembers present in favor.

**AN ORDINANCE AMENDING CHAPTER 215- ENTITLED ZONING ORDINANCE, ARTICLE XXVI – PROHIBITED USES - OF THE CODE OF THE BOROUGH OF HAMBURG COUNTY OF SUSSEX, STATE OF NEW JERSEY PROHIBITING CANNABIS CULTIVATION, PRODUCTION, MANUFACTURE AND SALE.**

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to open the meeting to the public for any questions and comments they may have with regards to the ordinance prior to adoption. All Councilmembers present in favor. The ordinance was introduced at the May 3, 2021, regular meeting and published as provided by law; considered for final adoption at the June 7, 2021 regular meeting of the Hamburg Mayor and Council and postponed for final adoption and public hearing until July 7, 2021.

**PUBLIC HEARING**

Hearing no comments from the public, motion by Councilmember Garrett, seconded by Councilmember Sena to close to the public. All Councilmembers present in favor.

Motion by Councilmember Sena, seconded by Councilmember Oehler to adopt the ordinance as presented.

Roll call:

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

**Resolution from Land Use Board supporting Ordinance #07-2021 as written**

Mayor added that all Councilmembers received the resolution from the Land Use Board supporting Ordinance 07-2021.

**ORDINANCE #08-2021 First Reading**

**CAPITAL ORDINANCE PROVIDING FOR PAVING AND IMPROVEMENTS TO WALLKILL AVE, WISHING WELL ROAD AND VARIOUS OTHER ROADS AS NEEDED IN THE BOROUGH BY THE BOROUGH OF HAMBURG, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$60,000 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH AND \$165,850 FROM THE DOT GRANT FOR A TOTAL APPROPRIATION OF \$225,850 TO PAY FOR THE COST THEREOF.**

Motion by Councilmember Oehler, seconded by Councilmember Burd for Attorney Clemack to read the Ordinance by title for first reading and publication. All Councilmembers present in favor. CAPITAL ORDINANCE PROVIDING FOR PAVING AND IMPROVEMENTS TO WALLKILL AVE, WISHING WELL ROAD AND VARIOUS OTHER ROADS AS NEEDED IN THE BOROUGH BY THE BOROUGH OF HAMBURG, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$60,000 THEREFOR FROM THE CAPITAL IMPROVEMENT

FUND OF THE BOROUGH AND \$165,850 FROM THE DOT GRANT FOR A TOTAL APPROPRIATION OF \$225,850 TO PAY FOR THE COST THEREOF.

Motion by Councilmember Garrett, seconded by Councilmember Sena to approve the ordinance on first reading and introduction with said ordinance to be published in full with second reading scheduled for August 1, 2021.

Roll call:

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

**RESOLUTIONS:**

Motion by Councilmember Sena, seconded by Councilmember Burd to accept 2021-53 – Chapter 159 – Clean Communities Grant as presented. All Councilmembers present in favor.

Motion by Councilmember Sena, seconded by Councilmember Oehler to accept 2021-54 – Police Director Appointment as presented. All Councilmembers present in favor.

Motion by Councilmember Sena, seconded by Councilmember Burd to accept 2021-55 – Municipal Aid Grant 2022 as presented.

Motion by Councilmember Garrett, seconded by Councilmember Oehler to open the meeting to CFO Christine Licata for a financial overview. All Councilmembers present in favor.

Ms. Licata informed the Council that the current balance of the Capital Improvement Fund is \$20,000.00 after payment to the 2021 Municipal Aid Grant. The Budget Committee will need to discuss how to replenish this account when they meet to discuss the 2022 budget to support the 2022 Municipal Aid Grant if awarded. The CFO also mentioned the Borough received the first ½ of the American Recovery Funds from the State Treasury Office. The 2<sup>nd</sup> half will be received in 2022. The CFO briefly explained the categories in which funds can be spent and suggested the funds can be best utilized under water/sewer infrastructure. Ms. Licata also mentioned that the Borough could use funds for recovery on loss of revenue which on State calculation was about \$20,000.00. The Council needs to notify the CFO before the year end if they want to use a portion of the revenue recovery and Council will also look into water/sewer projects that would qualify use of the American Recovery Funds.

Motion by Councilmember Garrett, seconded by Councilmember Oehler to close to the CFO. All Councilmembers present in favor.

All Councilmembers present in favor.

Motion by Councilmember Sena, seconded by Councilmember Burd to accept 2021-56 - SFY 21 – Body Worn Cameras as presented. Councilmember Krasnomowitz added that this is required by law; the resolution is in the amount of \$26,494.60 and it will cost \$36,000.00 to outfit the department. All Councilmembers present in favor.

**ATTORNEY HOUR:**

**ENGINEERING:**

**MAYOR’S AGENDA**

Mayor received correspondence from the residents on Mulberry Street thanking the Council for repairing Longview Drive and also thanking the Road Dept. for the wonderful repair job they did,

relaying it was much appreciated.

Mayor advised Councilmembers a Color Run was being held by the Hamburg PTA on September 25, 2021, 9:30-11:30 am at the recreation fields. This same event was held a few years ago and was very successful. Councilmember Krasnomowitz added this is a cool program which introduces ladies to running and training and a lot of fun to watch.

COVID 19 update- All Borough buildings are now open, 16 months later. It was a tough time but all meetings are back to being in person.

Hamburg School referendum – Mayor attended the meeting along with a small group of representatives from the school. The note for the addition will be paid off but the building is in disarray with the roof, bathrooms, old building, and some classrooms needing renovations and is a \$7.3 million project. There will be State Aid and the referendum will need voter approval.

**CONSENT AGENDA:**

**ALL MATTERS LISTED BELOW ARE CONSIDERED TO BE ROUTINE IN NATURE AND WILL BE ENACTED BY ONE MOTION, THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF ANY DISCUSSION IS DESIRED, THAT PARTICULAR ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY.**

Zoning Report – 2021

Construction Report – 2021

Police Report – 2021

EMS Report – May 2021

Tax Collector Report – May 2021

Treasurer Report – May 2021

Motion by Councilmember Krasnomowitz, seconded by Councilmember Oehler to accept the consent agenda as presented. All Councilmembers present in favor.

**COMMITTEE REPORTS:**

**COUNCILMEMBER KRASNOMOWITZ**

Statewide Insurance Loss Control Visit showed great compliance.

Councilmember Krasnomowitz stated with the resignation of a police officer last month, the committee met and decided upon a new hire for the position. Ryan McDermott, lives in Augusta but is a Police Officer in Camden, and has four months training so he will be able to be on his own sooner.

Motion by Councilmember Krasnomowitz, seconded by Councilmember Burd to hire Ryan McDermott for the position of Patrolman with a start date of August 2, 2021.

Roll call:

Ayes: Krasnomowitz, Oehler, Burd, Garrett, Sena

Nays: None

Abstain: None

Absent: Law

Councilmember Krasnomowitz added Mike Postorino, our Police Director/Public Safety Director, has a good handle on what is going on here in town. He helps with the OEM Liaison and building, Court, plumbing at the municipal building – will do what is asked of him and thanked him for all

that he does.

### **COUNCILMEMBER OEHLER**

Councilmember Oehler announced the winners of the Hamburg Contests: Miss Hamburg is Vanessa Hasbrouck, Little Mr. is Jaxon Willey, and Little Miss is Grace Zicarelli. The All-Holiday Picnic will be held on August 15<sup>th</sup> at the Hamburg Rec Fields. Recreation Commission will be meeting July 20<sup>th</sup> with Historic Commission meeting on July 26<sup>th</sup>.

### **COUNCILMEMBER BURD**

Motion by Councilmember Burd, seconded by Councilmember Garrett to approve the said dates for the Hamburg Fire Department – Road Fund Drive- Rt 23/94 – 8:00-5:00 pm (July 24<sup>th</sup>, August 21<sup>st</sup>, October 16<sup>th</sup> and November 13<sup>th</sup>, 2021. All Councilmembers present in favor.

Motion by Councilmember Burd, seconded by Councilmember Oehler to approve the Social Affairs Permit for the Hamburg Fire Department – Clambake, August 28, 2021 2:00 – 6:00 pm. All Councilmembers present in favor.

Motion by Councilmember Krasnomowitz, seconded by Councilmember Oehler to approve the Social Affairs Permit for the Hamburg Fire Department – PBA Fundraiser, September 25, 2021 4:00 – 9:00 pm, noting the Hamburg Police Dept. runs the event. All Councilmembers present in favor.

Councilmember Burd relayed Wallkill Valley Regional High School - Notice of Special Election, September 28, 2021 6:00 am – 8:00 pm, a proposal to renovate the auditorium, HVAC, shop, fire alarms, lockers, and football field and tennis courts. The project is approximately \$3.5 million for the voters.

Councilmember Burd also stated Hamburg Borough School District. Bond Proposal Question – November 2, 2021 General Election- a proposal to provide for renovations, alterations and improvements in the amount of \$4,201,800.00. The next in person meeting of the Hamburg BOE meeting is July 27<sup>th</sup>.

### **COUNCILMEMBER LAW**

### **COUNCILMEMBER GARRETT**

Councilmember Garrett relayed there are about 450 new meters left to install, hoping to finish this year. The Road Dept. is going to start installing one Saturday a month, adding another Saturday soon.

Councilmember Garrett received an email from Elijah McClean who did the Eagle Scout project at the recreation fields. The Council donation of \$200.00 was not used as he received so many of the project items donated. He wondered what the Council wanted him to do with the money, and, after discussion, it will be used at the park for something honoring the Boy Scouts.

The 300,000 gallon water tank has been drained and is being worked on.

### **COUNCILMEMBER SENA**

The search for the Road Supervisor is still ongoing and there is a meeting scheduled for July 8<sup>th</sup>.

### **PUBLIC PORTION:**

Motion by Councilmember Oehler, seconded by Councilmember Krasnomowitz to open the

meeting to the public for any questions or comments they might have with regard to the good and welfare of the Borough. All Councilmembers present in favor.

Donna Raquet – 35 Bluffs Court- asked the Council to consider installing a large mirror on the telephone pole across from the entrance to the Bluffs. She relayed to them that cars come flying down the road around the bend, making it very dangerous to leave the development. Councilmember Krasnomowitz said he was riding his bike on the road the other day and he had to slam on his brakes due to a car coming out of the Bluffs without stopping. He added that line stripping the roadway could help.

Philip Graziano – 89 Bluffs Court – agreed with Ms. Raquet with the dangerous situation that it is. He said that the Police Officers are trying to help but added that proper signage could also help.

Sheila Frayko – BOE Liaison – Mayor asked what the numbers were for the school referendum were but offhand she was unsure of them.

Motion by Councilmember Garrett, seconded by Councilmember Oehler to close to the public. All Councilmembers present in favor.

#### **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.**

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 (s).

No Executive session.

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

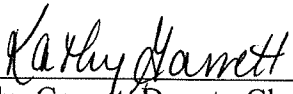
1. Correspondence from Sussex County Division of Health (6/16/2021)
2. Sussex County Open Space Minutes February 2021 (6/16/2021)
3. Hamburg Land Use Board Minutes (6/16/2021)
4. From Wilentz Attorney at Law - notice of Wallkill Valley Regional High School proposed facilities improvements. (6/18/2021)
5. Franklin Borough – Ordinance amending Land Development – prohibiting certain cannabis establishments and related activities.
6. From OSHA – workplace guidelines and COVID 19 (6/21/2021)
7. From Sussex County – Month of May Board of Health activity (6/23/2021)
8. NJLM – Bills of Interest (6/23/2021)
9. State of NJ – NJDEP Discharge notification 10 Rt 23 – Oil Heating
10. Hardyston – Ordinance prohibiting operation of any Cannabis Business in town (6/29/2021)

- 11. FY 2021 SCMUA Rate Schedule (6/29/2021)
- 12. Sussex County Planning Board Minutes May 2021 (6/29/2021)

Motion by Councilmember Garrett, seconded by Councilmember Oehler to adjourn the meeting at 7:45 pm. All Councilmembers present in favor.

Date approved 8/2/2021

Date released 8/2/2021



\_\_\_\_\_  
Kathy Garrett, Deputy Clerk