

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF HAMBURG HELD ON JANUARY 18, 2023 AT THE MUNICIPAL BUILDING, 16 WALLKILL AVE., HAMBURG, NJ

CALL TO ORDER:

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

SALUTE TO THE FLAG:

STATEMENT OF CERTIFICATION:

Clerk advised adequate notice of this meeting has been provided to the public and the press January 11, 2023 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".

ROLL CALL:

Mayor Krasnomowitz requested a roll call:

Councilmember Law	
Councilmember Oehler	Councilmember Haig
Councilmember Burd	Councilmember Sena

Also Present: Attorney Clemack
Doreen Schott

ORDINANCES

Ordinance # 01-2023 – 2nd Reading

CALENDAR YEAR 2023

MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Motion by Councilmember Haig, seconded by Councilmember Law for Attorney Clemack to read the Ordinance by title for second reading and publication. All Councilmembers present in favor.
CALENDAR YEAR 2023

MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Motion by Councilmember Oehler, seconded by Councilmember Haig to open the meeting to the public for any questions or comments they may have with regards to the ordinance prior to adoption. All members present in favor. The ordinance was introduced at the January 4, 2023 regular meeting and published as provided by law; considered for final adoption at the January 18, 2023 meeting of the Hamburg Mayor and Council. Hearing no comment from the public, motion by Councilmember Haig, seconded by Councilmember Sena to close the meeting to the public. All members present in favor.

Motion by Councilmember Oehler, seconded by Councilmember Law to adopt the ordinance.

Roll Call

Ayes Burd, Oehler, Law, Haig, Sena
Nays None
Abstain None
Absent None

Ordinance # 02-2023 – 2nd Reading

AN ORDINANCE AMENDING CHAPTER 156, ENTITLED PROPERTY, VACANT, ABANDONED AND FORECLOSED, AND CHAPTER 156-A – PROPERTY, REGISTRATION STATEMENT OF THE CODE OF THE BOROUGH OF HAMBURG, COUNTY OF SUSSEX, STATE OF NEW JERSEY TO ESTABLISH A REGISTRY FOR PROPERTY IN FORECLOSURE AND TO PROVIDE REQUIREMENTS FOR MAINTENANCE AND FEES, FINES AND PENALTIES FOR NON-COMPLIANCE AND TO PROVIDE FOR ANNUAL RENEWAL OF REGISTRATION.

Motion by Councilmember Haig, seconded by Councilmember Law for Attorney Clemack to read the Ordinance by title for second reading and publication. All Councilmembers present in favor. AN ORDINANCE AMENDING CHAPTER 156, ENTITLED PROPERTY, VACANT, ABANDONED AND FORECLOSED, AND CHAPTER 156-A – PROPERTY, REGISTRATION STATEMENT OF THE CODE OF THE BOROUGH OF HAMBURG, COUNTY OF SUSSEX, STATE OF NEW JERSEY TO ESTABLISH A REGISTRY FOR PROPERTY IN FORECLOSURE AND TO PROVIDE REQUIREMENTS FOR MAINTENANCE AND FEES, FINES AND PENALTIES FOR NON-COMPLIANCE AND TO PROVIDE FOR ANNUAL RENEWAL OF REGISTRATION.

Motion by Councilmember Haig, seconded by Councilmember Law to open the meeting to the public for any questions or comments they may have with regards to the ordinance prior to adoption. All members present in favor. The ordinance was introduced at the January 4, 2023 regular meeting and published as provided by law; considered for final adoption at the January 18, 2023 meeting of the Hamburg Mayor and Council. Hearing no comment from the public, motion by Councilmember Haig, seconded by Councilmember Law to close the meeting to the public. All members present in favor.

Motion by Councilmember Law, seconded by Councilmember Oehler to adopt the ordinance.

Roll Call

Ayes Burd, Oehler, Law, Haig, Sena
Nays None
Abstain None
Absent None

Ordinance #03-2023 – 2nd Reading

CAPITAL ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS BY THE BOROUGH OF HAMBURG, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING THEREFORE THE SUM OF \$47,000.00 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH

Motion by Councilmember Haig, seconded by Councilmember Law for Attorney Clemack to read the Ordinance by title for second reading and publication. All Councilmembers present in favor. CAPITAL ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS BY THE BOROUGH OF HAMBURG, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING THEREFORE THE SUM OF \$47,000.00 AND PROVIDING THAT

SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH

Motion by Councilmember Burd, seconded by Councilmember Law to open the meeting to the public for any questions or comments they may have with regards to the ordinance prior to adoption. All members present in favor. The ordinance was introduced at the January 4, 2023 regular meeting and published as provided by law; considered for final adoption at the January 18, 2023 meeting of the Hamburg Mayor and Council. Hearing no comment from the public, motion by Councilmember Oehler, seconded by Councilmember Law to close the meeting to the public. All members present in favor.

Motion by Councilmember Law, seconded by Councilmember Oehler to adopt the ordinance.

Roll Call

Ayes	Burd, Oehler, Law, Haig, Sena
Nays	None
Abstain	None
Absent	None

Committee Report

Councilmember Law

Towing Ordinance Amendment

Mayor and Council are in receipt of document from Garden State Towing Association -Maximum NJ State Police Rates. Councilmember Law advises that he is recommending that our present towing ordinance be amended to include rates as identified in the above document; that there be an 8-mile limit from the center of town (municipal complex).

Motion by Councilmember Haig, seconded by Councilmember Law to have attorney prepare ordinance for towing amending rates and limit for towing companies to reside.

Roll Call

Ayes	Burd, Oehler, Law, Haig, Sena
Nays	none
Abstain	none
Absent	none

Councilmember Haig

DPW – Vehicle Report

Councilmember Haig discusses a report prepared by DPW Acting Supervisor regarding the inventory and status of the fleet. Noted is Truck # 4 – 2014 Ford F-350 is in very poor condition both cosmetically and mechanically, burns oil, leaks oil, rotten undercarriage, bent plow frame; recommends that this vehicle will need to be replaced. Councilmember Haig recommends that they begin the process of looking for another vehicle, possible even a F250.

Motion by Councilmember Law, seconded by Councilmember Oehler to authorize getting prices on what it would cost to replace 2014 Ford F-350, DPW truck #4. All Councilmembers present in favor.

Vehicle Purchase – 2022-F-550 Route 23 Automall and Tony Sanchez Ltd – Hoist, Hydraulics, Spreader and Plow

Councilmember Haig advises that the DPW F -550 that was ordered in 2021 in the amount of

\$88,939. has been cancelled by the manufacturer. Members are in receipt of a quote of Route 23 Auto Mall, Butler NJ for a 2022 F-550 Chassis 4x4 SD Regular Cab, state contract T-3036 in the amount of \$66,985.00 and a quote from Tony Sanchez Ltd, Ledgewood NJ for Hoist, Hydraulics, Spreader and Plow, state contract 89306 in the amount of \$32,000.00. Councilmember recommends that the council consider these purchases.

Motion by Councilmember Haig to authorize the purchase of a 2022 F-550 from Route 23 Automall, Butler NJ, state contract T-3036 in the amount of \$66,985.00 and Hoist, Hydraulics, Spreader and Plow from Tony Sanchez, Ledgewood NJ, state contract 89306 in the amount of \$32,000.00.

Roll Call

Ayes	Burd, Oehler, Law, Haig, Sena
Nays	None
Abstain	None
Absent	None

Resolution # 2023-20 Contract – Cancellation of Commercial Maintenance Agreement Reiner Group, Inc.

Councilmember Haig advises he is recommending that the governing body cancel the existing contract with Reiner Group. The existing contract requires 30 days written notice; contract expires February 28, 2023.

Motion by Councilmember Haig, seconded by Councilmember Law to approve resolution # 2023-20. All members present in favor.

Atomic Air Mechanical LLC

Councilmember Haig recommends following: quote from Atomic Air Mechanical LLC for Commercial Maintenance within the borough to include EMS building furnace, Police Department furnace, DPW 4 Ceiling Heaters, Court furnace and Town / Fire Department 2 boilers. This is a local company, quote is \$1705.00.

Motion by Councilmember Haig, seconded by Councilmember Law to authorize mayor to sign the contract to Atomic Air Mechanical LLC for commercial maintenance contract. All members present in favor.

Municipal Meeting Room File Cabinet

Mayor advises that he instructed Lt. Tangorra to contact attorney of record for employee to get the keys from employee as instructed by the attorney on record. Lt Tangorra advised he contacted the attorney's office and there was no response. Councilmember Haig would like the police present when they remove the lock from the file cabinet. Discussion ensues with regards to the proposed police building on Rt 23 property. Mayor would like the council's feelings on this project, whether to continue? unknown funding? there is presently an empty courthouse? Members feel this needs to be revisited to see if there might be a better use of the facility and property.

Motion by Councilmember Haig, seconded by Councilmember Oehler to form a committee consisting of Councilmember Haig, Councilmember Law, Councilmember Oehler, substitute Councilmember Sena to look into proceeding with the project of the police building or to explore other options.

Roll Call

Ayes	Burd, Oehler, Law, Haig, Sena
Nays	None
Abstain	None

Absent None

Mayor

Altice USA

Mayor Krasnomowitz addresses an email from Altice USA regarding the Fiber to Home Project. They are requesting a Zoom meeting to go over the installation process to include traffic safety protocols and address any issues. Mayor authorizes a committee of OEM Coordinator, Police Lt., DPW Acting Supervisor and Council Liaison Law to be involved in project.

Zoning Officer Hours

Mayor advises that new regulations regarding vacant properties have been enacted, as such there will be a need for the zoning officer to have extended hours.

Motion by Councilmember Law, seconded by Councilmember Oehler to increase the zoning officer's hours to one full day a week. All members present 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 Negotiations – PBA Local 138**
2. **Contract Negotiations – DPW Local 125**
3. **Employee Negotiation - Police**
- 4.

WHEREAS, N.J.S.A. 10:14012(b) of the Open Public Meetings Act provided for matters of this nature to be discussed in executive session; and

WHEREAS, the minutes of the executive session shall be taken and made available to the Public upon conclusion of the matter and provided that the privacy rights of the person will not be violated; and;

WHEREAS, the Mayor and Council may take formal action on the matter discussed in executive session or any others matters when it returns from the executive session.

NOW, THEREFORE, the Mayor and Council enters into executive based upon the foregoing.

Motion by Councilmember Law, seconded by Councilmember Haig to come out of executive session. All members present in favor.

Councilmember Haig discusses the wall behind the water tower and the need to replace the block wall which is falling. He has a recommendation from the BPW and quote from Sunnyside Landscaping to repair the wall in the amount of \$14,500. He advises that they solicited from 2 other vendors but they did not respond. He will obtain the names of the other vendors and this will be carried until the next meeting. Councilmember Sena advises that there is money in the water sewer budget to cover.

Councilmember Haig discusses purchasing a Leak detection tool, in 2022 DPW supervisor advised him there were 5000 leaks, money spent last year to call in a contractor was approximately \$5,000., \$3,000 in 2021. The cost of the equipment is between 4 -5 thousand dollars. This too can come out of the water sewer department. - CARES money.

Councilmember Haig would like to see that after November of each year all purchases need council approval, both Mayor and Councilmember Sena are in agreement. In the past money is spent from the department's budgets after November, problem being that often there are still outstanding bills that have not gotten to finance yet and then there is an overdrawn when departments think they have a certain balance towards the end of year.

Motion by Councilmember Sena, seconded by Councilmember Haig that any purchase over the amount of \$750.00 needs council approval if it is after Thanksgiving. Purchases must be comingled if using the same vendor and any amount below \$750.00 after same date, the council liaison for that department needs to be notified.

Roll Call

Ayes	Burd, Oehler, Law, Haig, Sena
Nays	None
Abstain	None
Absent	None

Councilmember Burd advises the council will have before them next month 3 candidates for the council vacancy: Mr. Ronald Garrett, Mr. George Endress and Mrs. Jeanette Tempe

Councilmember Law advises that he is working on the radio issue, there may be room on the Hardyston tower, he will keep the council informed.

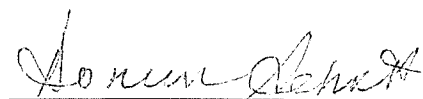
PUBLIC PORTION:

Motion by Councilmember Law, seconded by Councilmember Haig to open the meeting to the public, hearing no comment, motion by Councilmember Oehler, seconded by councilmember Law to close the meeting to the public. All members present in favor.

ADJOURNMENT

Motion by Councilmember Haig, seconded by Councilmember Law to adjourn the meeting at 8:20 pm.

All members present in favor.



Doreen Schott, RMC

Municipal Clerk

Date approved: 2/6/23

Date released: 2/6/23