

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF HAMBURG HELD ON APRIL 17, 2023 AT THE MUNICIPAL BUILDING, 16 WALLKILL AVE., HAMBURG, NJ**

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**CALL TO ORDER:**

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

**SALUTE TO THE FLAG:**

**STATEMENT OF CERTIFICATION:**

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 Endres
Councilmember Oehler	Councilmember Haig
Councilmember Burd	Councilmember Sena

Also Present: Attorney Clemack  
Doreen Schott

**BUDGET ADOPTION**

The Mayor and Council had a public hearing of the 2023 Hamburg Municipal Budget. Same was published on April 4, 2023 in the NJ Herald / Sunday Herald as required by law.

**PUBLIC HEARING**

Motion by Councilmember Law, seconded by Councilmember Oehler to open the meeting to the public with all members present in favor. Hearing no comment from the public, motion by Councilmember Law, seconded by Councilmember Hair to close the meeting to the public with all members present in favor.

Mayor and members thank the finance committee, Acting CFO and Donnell Bright for all the work that was done on the budget.

Borough Clerk offered the following resolution;

**BE IT RESOLVED** by the Councilmembers of the Borough of Hamburg, County of Sussex, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, an authorization of the amount of \$3,7000,934.23

Motion by Councilmember Oehler, seconded by Councilmember Law to accept the resolution as offered.

Roll Call

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

Absent      None

**RESOLUTIONS:**

**RESOLUTION OF THE MAYOR AND COUNCIL  
BOROUGH OF HAMBURG**

**#2023-50**

**Collective Bargaining Agreement  
I.B.T.C.W.H.A. Local 125 - DPW**

**WHEREAS**, the Governing Body has been in collective bargaining negotiations with the Department of Public Works union representative; and

**WHEREAS**, they have agreed upon all the terms and conditions

**NOW THEREFORE, BE IT RESOLVED that** the Council authorizes the Mayor of the Borough of Hamburg to execute the Department of Public Works Collective Bargaining Agreement on behalf of the Borough of Hamburg.

Motion by Councilmember Sena, seconded by Councilmember Burd to adopt resolution 2023-50. All members present in favor.

**RESOLUTION OF THE MAYOR AND COUNCIL  
BOROUGH OF HAMBURG**

**Authorizing using the American Rescue Plan (ARP) Funding  
to pay for Police Vehicle Equipment  
Resolution # 2023-51**

**WHEREAS**, the United States Congress passed the American Rescue Plan Act of 2021, effective March 11, 2021 (“ARPA” or the “Act”).

**WHEREAS**, the Final Rule adopted by the Department of Treasury provides that participants may use ARPA Funds for the provision of government services up to the amount of the experienced revenue loss, whether that be the standard allowance amount or the amount calculated using the formula set forth in the Rule

**WHEREAS**, government services generally include any service traditionally provided by a government, unless Treasury has stated otherwise. The Rule and other guidance provides that “government services” expressly recognized by Treasury include, but are not limited to, (a) road building and maintenance, and other infrastructure; (b) health services; (c) general government administration, staff, and administrative facilities; (d) environmental remediation; (e) provision of police, fire, and other public safety services (f) maintenance or pay-go funded building infrastructure; and (g) modernization of cybersecurity, including hardware, software, and protection of critical infrastructure

**WHEREAS**, the Mayor and Council of the Borough of Hamburg has identified a project or expenditure which, in the judgment of the Mayor and Council, qualifies as a permitted use of the ARPA Funds, in direct support of the provision of governmental services, which consists of the following: Purchase of Police Vehicle Equipment (the “Expenditure”) in the amount of \$30,455.17

WHEREAS, the Mayor and Council believes that it is in the best interest of the Borough of Hamburg and its residents to approve the Expenditure and authorize the use of a portion of ARPA funds for the Expenditure

NOW THEREFORE, the Mayor and Council for the Borough of Hamburg believes, in exercising its reasonable judgment, that the Expenditure meets the criteria in ARPA and the Final Rule, and is a permissible expenditure of ARPA Funds for the provision of government services. The Expenditure is hereby authorized and shall be paid for from the ARPA Funds.

Motion by Councilmember Law, seconded by Councilmember Oehler to adopt resolution 2023-51. All members present in favor.

**Committee Report:**

**CR Law**

**Upfitting of 2 police vehicles**

Councilmember Law advises that he received 3 quotes from General Sales Administration, Northeast Communications Inc and 10-75 Emergency Vehicles for the purpose of upfitting the 2 new 2023 Tahoe's for the police department. He is recommending that we approve the low bid from General Sales Administration who is under state contract as well. The monies will be provided by the American Rescue Plan Funding (resolution 2023-51).

Motion by Councilmember Oehler, seconded by Councilmember Law to authorize General Sales Administration. All members present in favor.

Councilmember Law advises that Patrolman Matthew Dobrowolski has started work today and Patrolman Mark Marcone will be going for his testing tomorrow

**Cr Haig**

**EDU Allocation**

Councilmember Haig has a recommendation from the Board of Public Works to approve 40 EDUs for 98 Route 23 North, Block 36, Lot 2. The applicant will be making application before the Land Use Board. Mayor advises that this a good project and good for the town.

Motion by Councilmember Haig, seconded by Councilmember Burd to approve the 40 EDUs for 98 route 23 North, Block 36, Lot 2. All members present in favor.

**PUBLIC PORTION**

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

Motion by Councilmember Law, seconded by Councilmember Oehler to open the meeting to our professionals.

Councilmember Sena discusses the American Rescue Monies and what the plan is for monies received. CFO advises that the first tranche of monies was dedicated to water and sewer infrastructure. The second tranche of \$163,000.00 was received of which \$30,000 went for upfitting the two new police vehicles. New guidelines were put in place and the use of the monies is not as restrictive as it was prior. Noted is that the monies need to be encumbered by 2024 and spent by 2026. Mayor attended the conference of mayors and while there the governor spoke about using the American Rescue Monies for vehicle purchases. Ms. Donelle Bright will check with the auditors if

this is something we can do. Recap of monies is as follows:

\$168,000. received in 1<sup>st</sup> tranche, \$30,000. was used for police car upfitting leaving \$130,000. We anticipate approximately \$78,000. was received from FEMA which is the re-imbusement for the OEM digital sign. Councilmember Law questions whether we can use any of the money for the OEM trailer re-imbusement.

Councilmember Endres discusses the tennis court property. This property is from a Green Acre's grant, the town will send a letter requesting that the use be modified to include basketball and possibly pickleball. Councilmember Haig has been in contact with a company and will provide further updates.

Councilmember Sena discusses the Rt 23 property presently owned by the borough, questions what is procedure should the town want to put the property up for auction. Ms. Bright advises the town has 2 options; 1. Full public auction; 2. Private auction if the property is adjacent, attorney Clemack advises this is only if the lot is undersized. The town would set a minimum, it wants to re-coop monies already spent on the property to date. With regards to uses, it would depend on the present zone and would more than likely have to go before the Land Use Board. Council discusses asking the tax assessor for recommendations of certified appraisers.

Motion by Councilmember Law, seconded by Councilmember Endres to authorize a certified appraisal for Block 31, Lot 2; Route 14 Route 23. All members present in favor.

Councilmember Haig updates on various projects withing the borough. The interior borough hall painting is scheduled for April 29<sup>th</sup> and 30<sup>th</sup>. Incandescent lighting is no longer permitted and replacement bulbs are unavailable, all lighting within the borough will need to be LED. Members discuss replacing the existing holes from the existing fixture in the meeting room with all LED high hats, also, will be replacing the broken shades throughout the borough hall with new.

#### **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.

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.

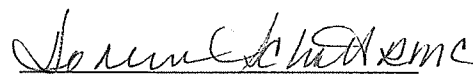
NOW, THEREFORE, the Mayor and Council enters into executive based upon the foregoing.

#### **ADJOURNMENT**

Motion by Councilmember Haig, seconded by Councilmember Oehler to adjourn the meeting. All members present in favor. Meeting adjourned

Date approved: 5/1/2023

Date released: 5/1/2023

  
Doreen Schott, Municipal Clerk