

REGULAR MEETING
APRIL 9, 2012

The fourth regular meeting of the Mayor and Council of the Borough of Ogdensburg, Sussex County, New Jersey was held in the Council Chambers of the Borough Hall on April 9, 2012.

Mayor Steve Ciasullo called the meeting to order at 7:00 P.M.

Upon roll call, the following council members appeared and answered the call: Amodeo, Andrews, Ingerto, McGuire, Opilla. Absent, Hann.

Notice requirements of the Open Public Meeting Act N.J.S.A. 10:4-6 et. Seq. have been satisfied with a schedule of all meetings together with the time, location and agenda of same being sent to the New Jersey Herald and New Jersey Sunday Herald and posted on the bulletin board January 3, 2012.

Councilman Opilla moved, Councilman Ingerto seconded motion for approval of items on the Consent agenda.

1. Approval of Minutes from March 12th Regular Meeting
2. Approval of Minutes from, March 26th Work Session
3. Approval of Raffle License No. 496 for a 50/50 to be held by St. Thomas of Aquin, RCC on September 9, 2012.

Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla.

Councilman Ingerto moved, Councilman McGuire seconded motion to open the public session of the meeting. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla.

Christine Scalpone, 6 Bettino Dr. attended the meeting to speak about the Homestead and would like Council to consider keeping the Homestead open. Jean Castimore asked about the Municipal Drug Alliance. Mayor informed Ms. Castimore that they are still looking for someone to take the position of Chairperson. Right now we have someone doing it temporarily, but will continue to look for someone who will be able to take the position over. Ms. Castimore also asked about advertising for the next meeting of the Alliance. She was informed that as soon as dates are decided, the Clerk can advertise the meetings. Ms. Castimore asked about the energy program for the Historical Building and First Aid Squad. Ms. Castimore was informed that as of right now nothing is going on. The Historical building they are going to leave the light fixtures but put in energy efficient bulbs. With the First Aid Squad we are waiting for Elizabeth Town Gas to start digging again so they can run the gas line. Once the gas line is in then the furnace and lights can be done. There being no further business from the public, Councilman McGuire moved, Councilman Ingerto seconded motion to close the public session of the meeting. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla.

Councilman McGuire moved, Councilman Ingerto seconded motion to adopt the following resolution. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla.

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg, County of Sussex, State of New Jersey, as follows:

The public shall be excluded from discussion of an action upon the hereinafter specified subject matter(s). The general nature of the subject matter to be discussed is as follows:

Contracts

It is anticipated at this time that the above stated subject matter will be made public when settled.

Action may be taken on the above listed matter/matters or on other matters discussed in closed session. This resolution shall take effect immediately.

At 7:14 p.m. Councilman McGuire moved, Councilman Ingerto seconded motion to go into executive session to discuss contracts. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla.

At 7:50 p.m. Mayor and Council returned to the regular meeting.

Councilman McGuire moved, Councilman Ingerto seconded motion to open the public hearing on an ordinance entitled **AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A-45.14)**. Yeas: Amodeo, Andrews, Ingerto, McGuire Opilla.

There being no comment from the public, Councilman McGuire moved, Councilman Ingerto seconded motion to close the public session. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla.

Councilman McGuire moved, Councilman Ingerto seconded motion for adoption of said ordinance. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 1.

Councilman McGuire moved, Councilman Ingerto seconded motion to open the public hearing on the 2012 Municipal Budget. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla.

Auditor gave an overview of the budget. There is a zero increase for municipal taxes. There being no comment from the public, Councilman McGuire moved, Councilman Ingerto seconded motion to close the public hearing on the 2012 Municipal Budget. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla.

Councilman McGuire moved, Councilman Ingerto seconded motion for adoption of the 2012 Municipal Budget. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 2.

Councilman McGuire moved, Councilman Opilla seconded motion to adopt the following resolution.

WHEREAS, there is a receivable with an offsetting appropriation from the State of New Jersey for the 2011 Municipal Alliance Grant in the amount of \$221.39 and a local share of \$42.28 for 2011; and

WHEREAS, this receivable is no longer collectible as revenue and the remaining appropriations will not be expended.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the receivable and budget appropriations be cancelled to current fund balance. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 3.

Councilman Ingerto moved, Councilman McGuire seconded motion to adopt the following resolution.

WHEREAS, the Sussex County Municipal Utilities Authority (hereinafter "SCMUA") has passed a resolution agreeing to shared services of their Certified Recycling Professional (CRP) with the Borough of Ogdensburg by providing the services of a CRP for submission of the Borough of Ogdensburg's 2011 Recycling Tonnage Report to the Department of Environmental Protection; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et. Seq.) (hereinafter, "the Act") provides that local units of government may enter into a contract to provide or receive any service that either local unit participating in the Agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating units (N.J.S.A. 40A:65-4); and

WHEREAS, the Borough of Ogdensburg will prepare the 2011 Recycling Tonnage Report; and

WHEREAS, the Borough of Ogdensburg has requested the services of the SCMUA in the form of the District Recycling Coordinator as a Certified Recycling Professional to certify and submit the required 2011 Borough of Ogdensburg Recycling Tonnage Report to the New Jersey Department of Environmental Protection by April 30, 2012; and

WHEREAS, the SCMUA has the qualified staff to certify the Recycling Tonnage Report prepared by the Borough of Ogdensburg and electronically submit it to the New Jersey Department of Environmental Protection on behalf of the Borough of Ogdensburg under the terms and conditions set forth in the Shared Services Agreement.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Ogdensburg, County of Sussex, State of New Jersey as follows:

1. The Mayor and Council are hereby authorized and directed to execute a Shared Services Agreement, a copy of which is attached hereto, with SCMUA for the provision of Certified Recycling Professional Services to certify and submit the Borough of Ogdensburg's 2011 Recycling Tonnage Report to NJDEP.
2. All SCMUA Staff and Professionals are authorized to take any and all necessary actions to see to the implementation of this Resolution
3. This Resolution shall take effect immediately.

Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 4.

Councilman Amodeo moved, Councilman McGuire seconded motion to adopt the following resolution.

BE IT HEREBY RESOLVED that the Ogdensburg Governing Body recognizes and accepts the revised Agreement of Use Form for the Ogdensburg Municipal Recreational area. This Agreement of Use Form allows Ogdensburg residents to reserve the use of Heater's Pond or memorial Park at no cost with a \$50.00 refundable deposit.

Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 5.

Councilman McGuire moved, Councilman Opilla seconded motion to adopt the following resolution.

WHEREAS, Dennis Moeller, 118 Long Pond Rd., Hewitt, NJ 07421, has paid for a lien against Block 26.09 Lot 38, for the years 2010 in the amount of \$400.00 with interest and statutory fees of \$61.72, cost of sale \$15.00, totaling \$476.72.

WHEREAS the homeowner paid the lien on said block and lot.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the proper officials be authorized and hereby instructed to refund the amount of \$476.72 to Dennis Moeller.

Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 6.

Councilman McGuire moved, Councilman Opilla second motion to adopt the following resolution.

WHEREAS, Dennis Moeller, 118 Long Pond Rd., Hewitt, NJ 07421, has paid for a lien against Block 3.07 Lot 3, for the years 2010 & 2011 in the amount of \$486.95 with interest and statutory fees of \$68.58, cost of sale \$15.00, totaling \$570.53.

WHEREAS the homeowner paid the lien on said block and lot.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the proper officials be authorized and hereby instructed to refund the amount of \$570.53 to Dennis Moeller.

Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 7.

Councilman McGuire moved, Councilman Opilla seconded motion to adopt the following resolution.

WHEREAS, Another Lien LLC, 1 Vista Drive, Sparta, NJ 07871, has paid for a lien against Block 3.07 Lot 12, for the years 2010 & 2011 in the amount of \$522.20 with interest and statutory fees of \$88.82, cost of sale \$15.00, totaling \$626.02.

WHEREAS the homeowner paid the lien on said block and lot.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the proper officials be authorized and hereby instructed to refund the amount of \$626.02 to Another Lien LLC.

Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 8.

Councilman McGuire moved, Councilman Opilla seconded motion to adopt the following resolution.

WHEREAS, Jesse Wolosky, 1 Vista Drive, Sparta, NJ 07871, has paid for a lien against Block 3.04 Lot 31, for the years 2008 & 2009 in the amount of \$380.06 with interest and statutory fees of \$1,251.45, cost of sale \$15.00, totaling \$1,646.51.

WHEREAS the homeowner paid the lien on said block and lot.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the proper officials be authorized and hereby instructed to refund the amount of \$1,646.51 to Jesse Wolosky.

Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 9.

Councilman McGuire moved, Councilman Opilla seconded motion to adopt the following resolution.

WHEREAS, Another Lien LLC, 1 Vista Drive, Sparta, NJ 07871, has paid for a lien against Block 23 Lot 2, for the years 2010 & 2011 in the amount of \$495.20 with interest and statutory fees of \$89.61, cost of sale \$15.00, totaling \$599.81.

WHEREAS the homeowner paid the lien on said block and lot.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the proper officials be authorized and hereby instructed to refund the amount of \$599.81 to Another Lien LLC.

Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 10.

Councilman Ingerto moved, Councilman Opilla seconded motion to adopt the following resolution.

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2011 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and indicate the assent of the Borough of Ogdensburg to the efforts contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ogdensburg that the Borough of Ogdensburg hereby endorses the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection, Office of Recycling and designates, Donna Paiva Recycling Coordinator, 14 Highland Avenue, Ogdensburg, NJ to ensure that the said Application is properly filed.

BE IT FURTHER RESOLVED that, should monies be received from the recycling tonnage grant, said monies shall be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla. Copy attached as Schedule 11.

NEW BUSINESS

Councilman McGuire spoke about putting money into Capital Improvement for road work to be done. A list will be made up of what roads need repair. Council went over the salary ordinance. Brief discussion on salaries for part time positions which are not filled. Councilman Ingerto spoke about getting smoke detectors for the Municipal Building and also spoke about getting a key pad on the entrance to the police department door. Councilman Ingerto will be getting quotes. Councilman Ingerto also informed Mayor and Council that he has spoken to someone in the New Jersey Division of Fish and Wildlife about getting Grass Carp in Heaters Pond and was told that the Borough needs to get a permit for Grass Carp for Heaters Pond. Councilman Ingerto was sent an application but because of the restrictions, which involves the acreage of

the pond that is required, the Borough may not qualify. Councilman Ingerto will send in the application and see if the Borough may qualify. Mayor spoke about a potential parking lot by the Edison House and if a business owner was interested in leasing the property for a number of years and afterwards it would go back to the town, could some type of contract be worked out with the Borough. The attorney informed the Mayor that it can be done. It is a public improvement financed by private donations on public property and the town gives up no rights to the property. Further discussion will be forthcoming.

OLD BUSINESS

Council discussed police coverage for the 5K Run that will be coming up. It was suggested to use the same procedure as last year. It was mentioned that Michael Blahut from the First Aid Squad will need to speak with Council regarding the number of police officers needed for the run. The Fireman’s County parade will also need to be looked into for coverage. Council spoke briefly about the list for hiring a patrolman. A new list will have to be obtained and a decision made as to when to hire a new police officer. A brief discussion was had on the recreation meeting with Hardyston. It was felt that Hardyston should separate the Littell Center from Recreation and that it was basically about funding the Center. Hardyston still wants any town who does not join their Recreation group to have each child pay for the sport they sign up for.

Councilman McGuire moved, Councilman Andrews seconded motion for review and payment of vouchers. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla.

CURRENT

DATE	CHECK #	PAID TO	AMOUNT	VOID
03/12/12	25364	Wallkill Valley Regional H.S.	(38,646.24)	**
03/13/12	25369	Petty Cash Fund	74.92	
03/20/12	25370	CenturyLink	1,278.78	
03/20/12	25371	CenturyLink	45.00	
03/20/12	25372	Elizabethtown Gas	586.07	
03/20/12	25373	JCP&L	1,786.57	
03/20/12	25374	Wallkill Valley Regional H.S.	68,646.24	
03/21/12	9999	Neopost - Postage EFT	400.00	
03/23/12	9999	Payroll Account	47,349.70	(Manual)
03/26/12	25375	US Postal Service	45.00	
03/27/12	25376	Aetna Inc	861.46	
03/27/12	25377	LINA	175.00	
03/27/12	25378	CenturyLink	76.23	
03/27/12	25379	Horizon BC/BS of NJ	6,351.62	

03/27/12	25380	Horizon BC/BS of NJ	1,892.71	
03/27/12	25381	Horizon BC/BS of NJ	1,157.96	
03/27/12	25382	Bollinger	1,321.00	
03/27/12	25383	Verizon Business	101.46	
04/02/12	9999	Depository Trust	95,000.00	(Manual)
04/02/12	9999	Depository Trust	8,500.00	(Manual)
04/02/12	9999	Ogdensburg Payroll Account	103,480.00	(Manual)
04/02/12	9999	Ogdensburg Payroll Account	42,196.00	(Manual)
04/05/12	25384	Ford Motor Credit Company	844.92	
04/06/12	9999	Payroll Account	36,180.47	(Manual)
04/09/12	25385	A A Fence & Mason Co.	346.50	
04/09/12	25386	Allied Oil LLC	3,366.71	
04/09/12	25387	Another Lien, LLC	626.02	
04/09/12	25388	Another Lien, LLC	599.81	
04/09/12	25389	Atlantic Communications	95.00	
04/09/12	25390	B & R UNIFORM	137.00	
04/09/12	25391	Braen Aggregates, LLC	45.81	
04/09/12	25392	CDI Computer Dealers, Inc.	1,261.68	
04/09/12	25393	Crum, Susan	35.64	
04/09/12	25394	Diamond Sand & Gravel, Inc.	100.00	
04/09/12	25395	Dolan & Dolan Esqs.	706.59	
04/09/12	25396	F.W. Bennett & Son, Inc.	194.85	
04/09/12	25397	Falcon Cleaning	375.00	
04/09/12	25398	Finch Fuel Oil Company, Inc.	1,528.17	
04/09/12	25399	Global Waste Industries, Inc.	13,082.18	
04/09/12	25400	International Salt Co., LLC	4,211.85	
04/09/12	25401	JCP&L	2,543.63	
04/09/12	25402	Jan-Mar Alarm Company	75.00	
04/09/12	25403	Kuiken Brothers	1,808.28	

04/09/12	25404	Laddey, Clark & Ryan	2,955.00	
04/09/12	25405	MicroSystems-NJ.com, LLC	1,800.00	
04/09/12	25406	Moeller, Dennis	570.53	
04/09/12	25407	Moeller, Dennis	476.72	
04/09/12	25408	Montague Tool & Supply Co.	109.91	
04/09/12	25409	Neopost Leasing	150.87	
04/09/12	25410	New Jersey Herald	96.20	
04/09/12	25411	Ogdensburg Board of Education	181,548.00	
04/09/12	25412	ProPay Inc	304.91	
04/09/12	25413	Staples Business Advantage	13.99	
04/09/12	25414	Statewide Insurance Fund	32,364.00	
04/09/12	25415	Sussex County Assessor's Assoc.	100.00	
04/09/12	25416	Township of Sparta, Police Dept.	12,650.00	
04/09/12	25417	Township of West Milford	12,066.60	
04/09/12	25418	Treasurer, State of NJ	25.00	
04/09/12	25419	US Postal Service	190.00	
04/09/12	25420	Van Cleef Engineering Assoc. llc	687.50	
04/09/12	25421	Verizon Wireless	80.04	
04/09/12	25422	Wallkill Valley Regional H.S.	68,646.24	
04/09/12	25423	Winters Auto Parts, Inc	509.81	
04/09/12	25424	Wolosky, Jesse	1,646.51	

			433,776.49	
			332,706.17	Manual
			=====	
			766,482.66	
		** Voided checks issued in an earlier period	(38,646.24)	
			=====	
			727,836.42	

WATER OPERATING

DATE	CHECK #	PAID TO	AMOUNT
03/20/12	4203	JCP&L	2,187.38
04/02/12	8888	Ogdensburg Payroll Account	5,000.00 (Manual)
04/09/12	4204	JCP&L	2,425.00
04/09/12	4205	One Call Concepts, Inc.	9.44
04/09/12	4206	Peters, Ann	327.72
04/09/12	4207	Philadelphia Business Forms Co.	466.00
04/09/12	4208	State of New Jersey-PWT	81.99

			5,497.53
			5,000.00 Manual
			=====
			10,497.53

DOG FUND

DATE	CHECK #	PAID TO	AMOUNT
4/9/2012	117	NJ Dept of Health & Senior Services	54.60

			54.60
			=====
			54.60

GRANT FUND

DATE	CHECK #	PAID TO	AMOUNT
04/09/12	25425	Gibson, Connie	100.87
04/09/12	25426	Grinnell Recycling, Inc.	75.00
04/09/12	25427	Kuiken Brothers	53.51
04/09/12	25428	Sabourin, Patricia	20.48
04/09/12	25429	Sussex County Municipal Utility	150.00

			399.86
			=====
			399.86

DEVELOPER'S ESCROW

DATE	CHECK #	PAID TO	AMOUNT
04/09/12	2010	Dolan & Dolan Esqs.	273.47

273.47
 =====
 273.47

PAYROLL

DATE	CHECK #	PAID TO	AMOUNT	
03/23/12	9999	Internal Revenue Service - 941	9,969.50	(Manual)
03/23/12	9999	Net Payroll/Direct Deposit	31,425.93	(Manual)
03/23/12	9999	State of NJ - Groos Income Tax	1,225.41	(Manual)
03/23/12	11443	Franklin Ogdensburg F.O.P.	420	(Manual)
04/02/12	9999	Division of Pensions and Benefits	47,196.00	(Manual)
04/02/12	9999	Division of Pensions and Benefits	103,480.00	(Manual)
04/04/12	9999	Division of Pensions and Benefits	4,885.07	(Manual)
04/04/12	9999	Division of Pensions and Benefits	2,244.83	(Manual)
04/06/12	9999	Internal Revenue Service - 941	8,701.16	(Manual)
04/06/12	9999	Net Payroll/Direct Deposit	21,716.78	(Manual)
04/06/12	9999	State of NJ - Groos Income Tax	1,154.84	(Manual)
04/09/12	217	AFLAC	341.36	

			341.36	
			232,419.52	Manual
			=====	
			232,760.88	

Departmental Finance Reports were handed in for review.

There being no further business, Councilman McGuire moved, Councilman Opilla seconded motion to adjourn the meeting. Yeas: Amodeo, Andrews, Ingerto, McGuire, Opilla.

Meeting adjourned at 10:05 p.m.

Borough Clerk

Mayor