

**REGULAR MEETING MINUTES OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF OGDENSBURG
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM
March 28, 2022**

Mayor Hutnick called the meeting to order at 7:00PM.

Mayor Hutnick led the Pledge of Allegiance.

ROLL CALL: Cowdrick, DeMeo, Nardini, Nasisi, Poyer, Mayor Hutnick

Absent: Alvarez

Also, in attendance was Robert McBriar, Borough Attorney and Mike Marceau, CFO

STATEMENT BY MAYOR: “Notice requirements of P.L. 1975, Open Public Meeting Act, NJSA10:4-6 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 in the Borough Hall on January 4, 2022.”

Councilman DeMeo moved Councilwoman Cowdrick seconded motion for approval of items on the consent agenda.

CONSENT AGENDA

1. Approval of regular meeting minutes from March 14, 2022.
2. Approval of Resolution 30-2022 designating the month of May as “Bag up NJ” month.
3. Approval of Resolution 31-2022 transfer resolution in the amount of \$20,600.00
4. Approval of an application from St. Thomas of Aquin R.C. Church for an off premise 50/50 to be held on September 11, 2022 at 3:00pm.
5. Accept for filing letter dated March 7, 2022 from NJDEP to the Borough Re: Dam Safety Inspection Report for Heater’s Pond Dam.
6. Accept for filing letter dated March 17, 2022 Steven D. Wielkatz, Wielkatz & Company Re: Tom Ferry resignation.
7. Accept for filing letter dated March 3, 2022 from Paige Lockburner, Sussex County Division of Health Re: Mosquito Control.
8. Accept for filing Sandyston Township resolution 26-2022.
9. Accept for filing Andover Township resolution 2022-58.

Before roll call Councilman Nardini questioned item number 5.

Upon Roll call Vote:

Yeas: Cowdrick, DeMeo, Nardini, Nasisi, Poyer

Nays: None Absent: Alvarez Abstain None

ORDINANCE 02-2022

Councilman DeMeo made a motion to adopt Ordinance 02-2022 “AN ORDINANCE OF THE BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 30 OF THE BOROUGH CODE ENTITLED “LAND DEVELOPMENT” AMENDING CHAPTER 30 SECTION 508.”

Prior to final roll call, Mayor Hutnick will open the meeting to the public for any commented regarding Ordinance 02-2022.

Seconded by Councilwoman Cowdrick.

Mayor Hutnick explained ordinance 02-2022 to the public.

Kathy Steven 31 Jefferson Terr. asked if you are going to redo your driveway does it fall under this ordinance.

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Mayor Hutnick commented yes, if you are just going to repave it no. If you were going to put in a new driveway pull out your old one and put in a brand new one then yes and explained.

Upon Roll call Vote Ordinance02-2022:

Yeas: Cowdrick, DeMeo, Nardini, Nasisi, Poyer

Nays: None Absent: Alvarez Abstain None

OLD BUSINESS

Water Billing Dates – Mayor Hutnick commented there is no discussion on the item.

State Fire Marshal Notice of Violations – Councilman Nasisi commented we have the quote for the doors the cost is \$1,305.00 for the two doors.

Mr. McBriar commented the extension was filed via the RIMS electronic service with the Department of Fire. We are still waiting to hear back from them; it was requested we asked for another 60 days until the end of May.

Councilman Nasisi commented on his email to the inspector regarding this [matter the inspector] was going to do the extension.

Mr. McBriar commented we were not going to wait for the State or rely on their representatives for our extension.

Mayor Hutnick commented what we are discussing is we had our annual Fire Safety inspection of the building and we need fire doors for safety precautions one upstairs and one downstairs. It is just taking time to get the doors.

Municipal Budget – M. Marceau, CFO commented nothing new on the budget.

Parks and recreation – Councilwoman Cowdrick commented we will be able to open [the pond] from 12 noon to 6:00pm. She doesn't have a start date at this time.

Mass notification system – Councilman Nardini explained he is finalizing the system and data collection screen. We are working on collecting the data and explained. Councilman Nardini explained the information is in the newsletter and asked if the link could be bold in the newsletter so residents see it.

Plant Street Soccer Field – Mayor Hutnick asked if we did the application. Ms. Hough explained we sent it out and, in an email, it stated in the future we can do a long term [lease]. Mayor Hutnick explained this is the last time we will do this for a single year; next year the DEP will allow us to do this long term and explained.

NEW BUSINESS

Recreation Grant – Councilman Nardini commented he received an email from a resident she heard we had a grant and was asking if we could do something.

Kathy Stevens, 31 Jefferson Terr, asked if the tennis courts can be lined for pickle ball she explained how other towns did this and gave a hand out with an example to the Council. Ms. Steven commented she read in the minutes we received a recreation grant and was wondering if the tennis and basketball courts were part of that plan. Ms. Stevens asked for the Council to consider this.

Councilman Nasisi commented someone else suggested this; we just received the grant and we are looking at the basketball courts they are really popular.

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Mayor Hutnick explained we are kind of stuck at the moment; the reason is we were fortunate enough to received one of the largest grants in the County for a small town we received a seventy-five thousand dollar grant where towns twice our size received twenty-five thousand dollars. The problem is the cost of doing everything and the conditions of those current courts right now is causing a problem which we are trying to work out. If we tear out the basketball and tennis courts and put in brand new ones as well needed we are in the hundreds of thousands of dollars. If we just try to repave between the engineering costs that are required by law if we take out one tennis court and add one basketball court and utilize it for pickleball because there is more basketball played then tennis and explained the cost.

Mayor Hutnick commented we will take into consideration pickleball courts which was already in play anyway. We had applied for a three hundred thousand dollar grant to redo that whole area and we received seventy-five thousand. We will be doing something but it is a matter of what and cost.

There was a brief discussion on the grant and the basketball/tennis courts.

Robin Hough, 3 Wausau Street, Ogdensburg explained the seconded phase of the application was a walking path; the cost for the walking path was seventy-five thousand to do and explained.

Mayor Hutnick commented lets' go through the next item and open to the public.

Newsletter – Mayor Hutnick explained the newsletter which will be going out soon.

Mr. McBriar reminded the Mayor there is an addendum under new business.

ADDENDUM

MUNICIPAL FACILITIES AND RECREATION AREA APPLICATION

Mayor Hutnick commented we have the application that was resubmitted for ORA swim. Councilwoman Cowdrick commented she has their insurance. Mayor Hutnick commented they have all their paper work, the only thing we ask is to keep the roster up to date. If you get people during the year just add this to our list.

Mr. McBriar commented it would be appropriate to entertain a motion approving the application as well as setting the fee. We did that for the other two applicants.

Councilwoman Cowdrick commented we agreed already on \$250.00.

Councilman Nasisi made a motion to approve the facility use from Michelle Nardini, Ogdensburg Recreation Association for the use of Heater's Pond and to determine the seasonal fee to be \$250.00. Seconded by Councilwoman Cowdrick.

Upon Roll call Vote:

Yeas: Cowdrick, DeMeo, Nasisi, Poyer

Nays: None Absent: Alvarez Abstain Nardini

PUBLIC SESSION

Councilman DeMeo moved, Councilman Nasisi seconded motion to open the public session of the meeting. All were in favor.

Vicky Schroder, 12 Willis Drive, Ogdensburg asked if there was a group in town that could get together and get donations from businesses in town. She would be willing to participate.

Mr. McBriar commented other non-profits are certainly free to fund raise on their own capacity the Borough cannot. Mayor Hutnick commented how would that work if a non-profit raised say one hundred dollars and donated that to the Borough. Can they do that.

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Mr. Marceau, CFO commented you would have to apply to the State of New Jersey for a dedication by rider for donations regarding a specific purpose; get approval of that dedicated trust and then we would be able to accept those donations. Mr. Marceau explained a rider; we can do a resolution and send it to the State but they will want an explanation.

Kathy Stevens, 31 Jefferson Terr. Ogdensburg asked if Friend of Ogdensburg could help.

Mayor Hutnick explained that would fall under what was just explained by the CFO. Mayor Hutnick explained again the phases, recreation grant and costs.

Michelle Nardini 5 Ridge Court, Ogdensburg explained a playground she takes her family too.

Elaine Abbott from Wallkill Valley Softball, Alpine Road in Wantage. Ms. Abbott commented we are here because we read through your minutes and we kind of got wind we are going to be charged seven hundred and fifty dollars for the fire house fields. This is her first year taking over; we still didn't receive an invoice we just saw it in the minutes so we are here to see if that will be every year and if that was voted on.

Josh Conklin Beardslee Hill, commented his question is were did that figure come up because he thinks in the minutes it was quoted we charge one hundred and fifty dollars per kid and then sponsors.

Councilman Nasisi commented didn't we just discuss this wasn't there something mentioned about thirty dollars per use.

Councilman DeMeo commented your application was for 23 weeks and that worked out to thirty-one dollars a week which is less then one hour for our DPW and take care of the field each week. We have maintenance costs for all the fields we looked at it; we charged other organizations more to use the fields. We thought that was a reasonable number based on that.

Mr. Conklin commented if you look at past years.

Councilman DeMeo commented in the past years we didn't have the same ordinance.

Mr. Conklin questioned a seven hundred and fifty percent increase.

Councilman DeMeo commented that means you got a great deal last year. Most towns in the area don't rent their fields out to organizations that are not based in their towns.

Vicky Schroder, 12 Willis Ave, commented she is a long-time resident; her daughter grew up through Wallkill Valley Softball a lot of the girls in Ogdensburg play softball and no offense but how is the lake two hundred and fifty dollars and these guys have to pay seven hundred and fifty. They are a great organization but because of rules, regulations, uniforms and equipment they barely have money [left] from year to year. She doesn't agree with this.

Ms. Abbott commented when we apply through Hardyston for their fields we have to give them our roster numbers and they go by a percentage they need fifty one percent for us to use Wheatsworth we only had twenty nine percent and they approved us with no fee. We are just trying to see what our options are.

Danielle VanNess commented we can't afford seven hundred and fifty dollars; we are not an out of town program we take everybody from the district. Just because our PO Box is Franklin doesn't mean we are a Franklin based program she can change it tomorrow to Ogdensburg does that make us an Ogdensburg based program.

Ms. Schroder commented she understands the price you set for Kaboom that is a profitable business. This is the same as ORA there are kids from all four districts including our district.

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Mr. Conklin commented if a kid shows up and can't afford baseball pants or whatever the case is every kid across the board is the same.

Ms. VanNess commented we do have some that can't afford the program so what happens with our fund raising and our sponsorships they went to cover the cost for those girls. We fund raise so some of the girls; some of them Ogdensburg girls can come and be part of the program. Unfortunately, it's a new board this year, we were left with nothing we have to start with the bottom and go up. We don't have seven hundred and fifty dollars we didn't budget for it if you want to set that going forward maybe we can budget for it and readdress it next year. But it isn't in the plans for this year.

Mr. Conklin commented Franklin pond we would have that field for two hundred dollars; to me the justification of this doesn't sink right with him.

Councilwoman Cowdrick commented this is new to us; you didn't have time to budget she gets that; she would be ok with dropping it down to two hundred and fifty dollars which is our lowest that we have in our ordinance if that would work with you guys.

Ms. VanNess commented we didn't budget for this in the past we assumed we put the application fee and get approval like we have every year prior with no fee. Now that we know there is a fee attached with it. Is there a way we can get it waived for this year?

Councilman DeMeo commented this was just for the spring season.

Councilman Poyer commented when this was first brought to us; numbers were brought to us and someone had said this is what surrounding towns were charging so based of this he does believe that is where we got the fee charge from.

Mayor Hutnick commented from the beginning this was going to be a problem because you are going from zero to something instead of a gradual increase.

Mr. McBriar commented the ordinance was adopted on a second reading back in December that provides for a range between \$250.00 to \$2,000.00.

Mayor Hutnick commented so the lowest is \$250.00 and the maximum is \$2,000.00.

Mr. McBriar commented that is correct.

Councilwoman Cowdrick commented so what if we gave them the two hundred and fifty dollars. for the spring and fall season for both season for this year to try and help you out a little bit but we have to stick with our new ordinance.

Mayor Hutnick commented in the past he has not charged for the fields and the town absorbed the costs; the way our budget is with the way our finances are it is simple to just maintain the cost for the fields for gas the lawn mowers we have to recover something.

There was a discussion on the care for the fields, clay and lines for the fields.

Mr. McBriar commented it has to be formulized by a vote of the Council if it is their prerogative it would be a motion to amend the seasonal use fee for Wallkill Softball but again that is up to the vote of this Council.

Councilman Nasisi asked Councilwoman Cowdrick you said for both seasons.

There was a discussion to table this and amend their application.

Councilman Nasisi made a motion to approve Wallkill Softball.

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Mr. McBriar commented we are going to amend their application they submitted it should be updated and resubmitted.

Ms. VanNess when will we be able to use the field. Practice was starting this Friday April 1st.

Mayor Hutnick commented if you want to change this right now you need to make a motion to make the change for this current season based on this current application.

Councilwoman Cowdrick made a motion to amend the fee for this application [Wallkill Valley Softball] the fee to \$250.00. Seconded by Councilman Nasisi.

Councilwoman Cowdrick commented this will give you access for Friday and the amendment will bring to the next meeting.

Mayor Hutnick commented in most cases we can't give away the Borough resources between financials and risk management. This is new to us too and to every organization that wants to use borough properties. We will address internally the fees and come up with an actual fee schedule.

Upon Roll call Vote on amending the fee for Wallkill Valley Softball application:

Yeas: Cowdrick, Nardini, Nasisi, Poyer

Nays: None Absent: Alvarez Abstain: DeMeo

Mr. Conklin thanked the Mayor and Council.

There being no further business from the public, Councilman DeMeo moved, Councilwoman Cowdrick seconded motion to close the public session of the meeting. All were in favor.

EXECUTIVE SESSION

There was no executive session.

PAYMENT OF VOUCHERS

Councilman Nasisi made a motion to review payment of voucher and departmental finance reports.

Seconded by Councilman DeMeo.

Upon Roll call Vote:

Yeas: Cowdrick, DeMeo, Nardini, Nasisi, Poyer

Nays: None Absent: Alvarez Abstain None

Current

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>	<u>REASON</u>
3/17/2022	32615	Bassani Power Equipment, LLC	15.18	
3/29/2022	32616	145 Media	500.00	
3/29/2022	32617	Action Data Services, Inc.	1,194.13	
3/29/2022	32618	Allied Oil	2,192.89	
3/29/2022	32619	Amazon	350.84	

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3/29/2022	32620	American Rock Salt Company, LLC	5,450.67
3/29/2022	32621	Atlantic Communications	2,048.16
3/29/2022	32622	Blue Diamond Disposal, Inc.	17,775.00
3/29/2022	32623	Bullseye Calibration of NJ	505.00
3/29/2022	32624	CenturyLink	1,123.94
3/29/2022	32625	CenturyLink	831.45
3/29/2022	32626	Complete Security Systems, Inc.	24.20
3/29/2022	32627	Danforth's	440.00
3/29/2022	32628	Elizabethtown Gas	2,567.08
3/29/2022	32629	Farmside Gardens, Inc	220.00
3/29/2022	32630	Galls, LLC	271.41
3/29/2022	32631	Horizon BC/BS of NJ	549.80
3/29/2022	32632	Horizon BC/BS of NJ	2,144.32
3/29/2022	32633	JCP&L	3,159.43
3/29/2022	32634	Jersey Central Power & Light	1,147.50
3/29/2022	32635	LINA	216.00
3/29/2022	32636	Lumen Technologies Group	251.26
3/29/2022	32637	Montague Tool & Supply Co	209.07
3/29/2022	32638	Municipal Capital	119.00
3/29/2022	32639	Municipal Software Inc	399.00
3/29/2022	32640	New Jersey Herald	77.10
3/29/2022	32641	ReadyRefresh	1.99
3/29/2022	32642	Schenck Price Smith & King LLP	5,677.50
3/29/2022	32643	Smith, Ken	829.49
3/29/2022	32644	Sparta Discount Tire, Inc.	1,459.08
3/29/2022	32645	Staples Business Advantage	329.59
3/29/2022	32646	Strategic Safety Dynamics, LLC	7,275.60
3/29/2022	32647	The State Capital Title & Abstract CO.	400.00
3/29/2022	32648	Tire King	447.00
3/29/2022	32649	Valley Vision Care, LLC	50.00

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3/29/2022	32650	Varcadipane Jr, William J.	2,067.00
3/29/2022	32651	Verizon Business	97.35
3/29/2022	32652	Wielkocz & Company, LLC	175.00

62,592.03

VOIDS

3/17/2022	32580	Bassani Power Equipment, LLC	429.99	Wrong Amount
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62,162.04

Payroll

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
3/29/2022	2	1131 AFLAC	627.28
			=====
			627.28

Water Op

<u>DATE</u>	<u>CHECK #</u>	<u>PAID TO</u>	<u>AMOUNT</u>
3/29/2022	2	5200 Genserve, LLC	1,379.60
3/29/2022	2	5201 Reliable Restoration Logistics	1,600.00
3/29/2022	2	5202 Staples Business Advantage	6.15
3/29/2022	2	5203 USA Blue Book	130.78
			=====
			3,116.53

There being no further business, Councilman Nasisi moved, Councilwoman Cowdrick seconded motion to adjourn the meeting. All were in favor.

Meeting adjourned at 7:50 p.m.

Robin Hough, Borough Clerk

George P. Hutnick, Mayor

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