

**REGULAR MEETING MINUTES OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF OGDENSBURG
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM
June 12, 2023**

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

Mayor Hutnick led the Pledge of Allegiance.

ROLL CALL: Alvarez, Ciasullo, Cowdrick, DeMeo, Poyer, Ruitenberg, Mayor Hutnick

Also, in attendance was Mike Marceau, CFO

STATEMENT BY MAYOR: “Notice requirements of P.L. 1975, Open Public Meeting Act, NJS10:4-6 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, 2023.”

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

CONSENT AGENDA

1. Approval of regular meeting minutes from May 22, 2023.
2. Approval of Resolution 47-2023 to approve a third-party tax sale certificate #2022-009 for 46 Edison Ave. Block 9 Lot 6 to Pro Cap 8 FBO Firstrust Bank, P.O. Box 774 Fort Washington, PA 19034 in the amount of \$8,862.17.
3. Approval of Resolution 48-2023 authorizing the Borough Clerk to renew the following liquor licenses for the 2023-2024 licensing term; license 1916-32-004-006 Stew N Dolly’s Place LLC., 1916-33-002-006 Atlantic Manor LLC., and 1916-31-005-001 Ogdensburg Fire Department.
4. Approval of Resolution 49-2023 to hire lifeguards for the 2023 swim season.
5. Approval of Resolution 50-2023 authorization for participation in the County of Sussex, Volunteer Fire and Emergency Medical Services Grant Program funded by the American Rescue Plan Act’s (ARPA) Coronavirus State and Local Fiscal Recovery Funds (SCLFRF), Assistance listing #21.027.
6. Approval of Resolution 51-2023 to approve a third-party certificate #2022-006 for 92 High Street, Block 6 Lot 3 to Pro Cap 8 Firstrust Bank P.O. Box 774 Fort Washington, PA 19034 in the amount of \$1,067.65.
7. Accept for filing letter dated April 26, 2023 received May 19, 2023 from Diane Dow NJDEP Fish and Wildlife Re: Highland Applicability Determination application.
8. Accept for filing letter dated May 11, 2023 to Ms. Cluelow from David Golden, NJDEP Fish and Wildlife Re Highland Applicability Determination Application.
9. Accept for filing Township of Fredon Resolution 2023-52.
10. Accept for filing Township of Hampton Resolution supporting Dennis Branch of the Sussex County Library System Renovation Project.

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Cowdrick, DeMeo, Poyer, Ruitenberg

Nays: None Absent: None Abstain None

Resolution 47-2023

TO REDEEM THIRD PARTY TAX SALE CERTIFICATE# 2022-009

**BLOCK 9 LOT 6
46 EDISON AVE**

WHEREAS, THE TAX COLLECTOR, REGINA FLAMMER HAS ADVISED THAT PAYMENT HAS BEEN RECEIVED IN THE AMOUNT OF \$ 8862.17**

(LIEN 8362.17 PREIMUN 500.00)

TO REDEEM TAX SALE CERTIFICATE # 2022-009

**REGULAR MEETING MINUTES OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF OGDENSBURG
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM
June 12, 2023**

WHEREAS,
PRO CAP 8 FBO FIRSTRUST BANK
P.O. BOX 774
FORT WASHINGTON, PA 19034

IS THE HOLDER OF TAX SALE CERTIFICATE # 2022-009
AND AS MUCH IS DUE PAYMENT IN THE AMOUNT OF \$ 8862.17
TO REDEEM SAME.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE
BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX, STATE OF
NEW JERSEY, THAT APPROVAL BE GRANTED TO ISSUE A CHECK
IN THE AMOUNT OF \$ 8862.17
TO REDEEM TAX SALE CERTIFICATE # 2002-009

REGINA FLAMMER
TAX COLLECTOR
MAY 18, 2023

Resolution 48-2023

**RESOLUTION AUTHORIZING THE BOROUGH CLERK TO RENEW LIQUOR
LICENSES FOR THE 2023-2024 LICENSING TERM**

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF
OGDENSBURG, COUNTY OF SUSSEX, STATE OF NEW JERSEY, THAT THE
FOLLOWING APPLICATIONS FOR THE RENEWAL OF LIQUOR LICENSES IN THE
BOROUGH OF OGDENSBURG FOR THE 2023-2024 LICENSING YEAR, EFFECTIVE
JULY 1, 2023, BE AND THE SAME HEREBY APPROVED:

PLENARY RETAIL CONSUMPTION – \$414.00

LICENSE #	LICENSEE	ESTABLISHMENT	ADDRESS
1916-32-004-006	Stew N Dollys Place LLC.		46 Main Street
1916-33-002-006	Atlantic Manor LLC.	Atlantic Manor LLC.	83 Main Street

PLENARY RETAIL DISTRIBUTION - \$302.00

CLUB LICENSE - \$70.00

1916-31-005-001	Ogdensburg Fire Dept.	Ogdensburg Fire Dept.	30 Main Street
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Resolution 49-2023

RESOLUTION TO HIRE LIFEGUARDS FOR THE 2023 SWIM SEASON

BE IT HEREBY RESOLVED by the Mayor and Common Council of the Borough of
Ogdensburg that the following persons be hired for the 2023 swim season pending certification:

Lifeguards

Dean O’Dell	\$15.00
Justyn Hetman	\$14.25

Borough Swim Lessons

Boro Swim Lessons will be held the July 10th – 14th and July 17th – 21st
The lessons will be performed by the life guards.

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Resolution 50-2023

RESOLUTION RE: AUTHORIZATION FOR PARTICIPATION IN THE COUNTY OF SUSSEX VOLUNTEER FIRE AND EMERGENCY MEDICAL SERVICES GRANT PROGRAM FUNDED BY THE AMERICAN RESCUE PLAN ACT'S (ARPA) CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS (SCLFRF), ASSISTANCE LISTING #21.027

WHEREAS; the U.S. Department of Treasury, Coronavirus State of Local Fiscal Recovery Funds (CSLFRF), Assistance Listing #21.027, was established by the American Rescue Plan Act of 2021, to provide \$350 billion in emergency funding for eligible state, local, territorial and tribal governments; and

WHEREAS; local governments are permitted to direct these CSLFRF dollars under eligible category 2.34 Negative Economic Impacts, Assistance to Impacted Non-Profit Organizations so that they may use the grant funds to recover from the economic impacts of COVID-19; and

WHEREAS; the County of Sussex has created a Volunteer Fire and Emergency Medical Services Grant Program, directing up to \$410,000.00 in total for the program; and

WHEREAS; distribution of this grant will use American Rescue Plan Act of 2021 (ARPA) funding, and as such has been determined to be included within one (1) of the four (4) statutory categories, and is compliant with 31 CFR Part 35; and

WHEREAS; the Board of County Commissioners approved Resolution 213-2023 authorizing the use of funds received under the American Rescue Plan Act for the Volunteer Fire and Emergency Medical Services Grant Program allowing up to \$10,000 per volunteer organization; and

WHEREAS; the County requests authorization by the municipality to participate in the grant program and requests identification of the Volunteer Fire Companies and Emergency Medical Service organizations that serve each municipality.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Ogdensburg in the County of Sussex, State of New Jersey does hereby authorize participation in the Volunteer Fire and Emergency Medical Services Grant Program; and

BE IT FURTHER RESOLVED that the governing body of the Borough of Ogdensburg recognizes the following volunteer organization that serve this Municipality:
Ogdensburg Fire Department; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the County CFO/Treasure and the County Qualified Purchasing Agent.

Resolution 51-2023

TO REDEEM THIRD PARTY TAX SALE CERTIFICATE# 2022-006

**BLOCK 6 LOT 3
92 HIGH STREET**

WHEREAS, THE TAX COLLECTOR, REGINA FLAMMER HAS ADVISED THAT PAYMENT HAS BEEN RECEIVED IN THE AMOUNT OF \$ 1067.65
(LIEN 567.85 PREMIUM 500.00)**

TO REDEEM TAX SALE CERTIFICATE # 2022-006

WHEREAS,

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14 HIGHLAND AVE. OGDENSBURG AT 7:00PM**

June 12, 2023

PRO CAP 8 FIRSTRUST BANK
P.O. BOX 774
FORT WASHINGTON, PA 19034

IS THE HOLDER OF TAX SALE CERTIFICATE # 2022-006
AND AS MUCH IS DUE PAYMENT IN THE AMOUNT OF \$ 1067.65
TO REDEEM SAME.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE
BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX, STATE OF
NEW JERSEY, THAT APPROVAL BE GRANTED TO ISSUE A CHECK
IN THE AMOUNT OF \$ 1067.65
TO REDEEM TAX SALE CERTIFICATE #2022-006

REGINA FLAMMER
TAX COLLECTOR
MAY 23, 2023

ADOPTION OF ORDINANCE 05-2023

Councilman Ciasullo made a motion to adopt ordinance 05-2023 “AN ORDINANCE OF THE BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY AMENDING CHAPTER 18 OF THE BOROUGH CODE ENTITLED “MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4), TIER A COMMUNITY-WIDE ORDINANCES” TO ADD NEW SECTION 18-3 ENTITLED “LITTER CONTROL”. Seconded by Councilman DeMeo.

Prior to final roll call Mayor Hutnick opened the meeting to the public for any comments regarding ordinance 05-2023.

No comments from the public.

Mayor Hutnick closed the meeting to the public for any comments regarding Ordinance 05-2023.

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Cowdrick, DeMeo, Poyer, Ruitenber

Nays: None Absent: None Abstain None

INTRODUCTION OF ORDINANCE 06-2023

Councilman Ciasullo made a motion to introduce an ordinance 06-2023 entitled “AN ORDINANCE OF THE BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY AMENDING CHAPTER 18 OF THE BOROUGH CODE ENTITLED “MUNICIPAL SEPARATE STORM SEWER SYSTEM (ms4), TIER A COMMUNITY-WIDE ORDINANCES: TO ADD NEW SECTION 18-4 ENTITLED “IMPROPER DISPOSAL OF WASTE”. Seconded by Councilman DeMeo.

Public hearing will be held on June 26, 2023.

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Cowdrick, DeMeo, Poyer, Ruitenber

Nays: None Absent: None Abstain None

INTRODUCTION TO ORDINANCE 07-2023

Councilman Ciasullo made a motion to introduce ordinance 07-2023 entitled “AN ORDINANCE OF THE BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY AMENDING CHAPTER 18 OF THE BOROUGH CODE ENTITLED “MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4), TIER A COMMUNITY-WIDE ORDINANCES” TO ADD NEW SECTION 18-5 ENTITLED “YARD WASTE COLLECTION PROGRAM”. Seconded by Councilman DeMeo.

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Public hearing will be held on June 26, 2023.

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Cowdrick, DeMeo, Poyer, Ruitenberg

Nays: None Absent: None Abstain None

OLD BUSINESS

Local Planning Grant – Mayor Hutnick explained we joined the SC Chamber of Commerce; the local planning grant will meet with the Chamber and discuss what has been done so far in Main Street.

Property Maintenance Code from Land Use Board – Mayor Hutnick commented there is nothing from the last Land Use Board meeting. Mayor Hutnick commented to remove this from the agenda for now.

Police Contract – Mayor Hutnick commented it was returned and went for a final attorney review on the Borough’s side.

First Aid Squad – Mayor Hutnick asked if we still need this on the agenda; all the permits are closed and Mr. McBriar is working on the title search.

Ad for lifeguards – Heaters Pond Opening Date

Councilwoman Cowdrick explained she has two guards; we can pretty much get through the season with two guards. We have swim team covered; they have to adjust one day that we are not able to open. Councilwoman Cowdrick commented she has the paper work ready to hand into the County; we can plan to open on the 17th provided everything else falls into place.

Mayor Hutnick asked how many days per week are we opening.

Councilwoman Cowdrick commented it’s going to be seven days per week the 17th and 18th is our first opening then we are closed that first week; then explained how coverage will be.

Mr. Marceau explained he thinks this might cause an overtime issue and some sort of violation with consecutive days worked. We should talk to the labor attorney.

Councilman DeMeo commented anything over 40 hours would be overtime but he didn’t know about consecutive days worked.

There was a discussion on the number of hours to work and possibly changing the hours the pond is open due to only having two lifeguards.

Mr. Marceau commented he requested we contact the labor attorney on this matter but he didn’t hear back from anyone. Mr. Marceau asked if the Council wanted him to contact the labor attorney.

Mayor Hutnick commented yes.

The discussion continued on possibly not having the pond open every day.

Mayor Hutnick suggested before making any decisions to see what the labor attorney says first.

Mayor Hutnick commented since we only have two lifeguards he would like the Council to consider raising them up one dollar a piece since they are going to be putting in so much time.

Councilman DeMeo asked do we have to repost [the job] if we do for Civil Service.

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Ms. Hough explained with Civil Service the Governing Body sets the rate of pay; but we already passed the resolution with their salary and suggested amending the resolution.

Mayor Hutnick explained leave everything as is; Council is agreeing on the increase. The next meeting amend the resolution and go back [retro pay].

Local Recreation Grant – Mayor Hutnick explained last meeting we discussed the quote to redo the basketball/tennis courts that was really high. There is a company that has work in town they reviewed the bid specs we are waiting on receiving those numbers from them. [This company is with the Sussex County COOP].

NEW BUSINESS

DPW Summer Help – Mayor Hutnick explained we have a DPW employee going out again on medical leave. We will need to find summer help for three to three and a half months.

There was a discussion on how many hours someone needs to work to get unemployment and the need to hire summer help for the DPW Department.

Mayor Hutnick commented let’s put an ad out for seasonal help.

Borough Properties for possible Auction – Mayor Hutnick explained a packet prepared on Borough owned properties to auction off. If that is an interest to everyone go over the packet and we can discuss at the next meeting.

PUBLIC SESSION

Councilman DeMeo move, Councilwoman Cowdrick seconded the motion to open the public session of the meeting. All were in favor.

No one stepped forward.

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

EXECUTIVE SESSION

There was no executive session.

PAYMENT OF VOUCHERS

Councilman DeMeo made a motion to review payment of vouchers and departmental finance reports. Seconded by Councilman Ciasullo.

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Cowdrick, DeMeo, Poyer, Ruitenberg

Nays: None Absent: None Abstain None

CURRENT

DATE	CHECK #	PAID TO	AMOUNT
6/12/202	3	33622 Action Data Services, Inc.	158.92
6/12/202	3	33623 Allied Oil	3,472.07
6/12/202	3	33624 Amazon	452.28

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6/12/202	3	33625	B and M Aquatics LLC	584.99
6/12/202	3	33626	Bassani Power Equipment, LLC	54.47
6/12/202	3	33627	Blue Diamond Disposal, Inc.	21,000.00
6/12/202	3	33628	Braen Aggregates, LLC	307.29
6/12/202	3	33629	Brightspeed	19.9
6/12/202	3	33630	Brightspeed	54.18
6/12/202	3	33631	BrightSpeed	736.6
6/12/202	3	33632	Brightspeed	378.55
6/12/202	3	33633	Brightspeed	251.17
6/12/202	3	33634	Brightspeed	63.18
6/12/202	3	33635	Brightspeed	58.76
6/12/202	3	33636	Brightspeed	99.53
6/12/202	3	33637	Brightspeed	50.44
6/12/202	3	33638	Brightspeed	56.17
6/12/202	3	33639	Bullseye Calibration of NJ	145
6/12/202	3	33640	Complete Security Systems, Inc.	24.2
6/12/202	3	33641	Fred Yarosz Janitorial Services LLC	463
6/12/202	3	33642	Genserve, LLC	132.99
6/12/202	3	33643	gWorks	3,450.00
6/12/202	3	33644	Hardyston Township	4,482.73
6/12/202	3	33645	Home Depot	350.44
6/12/202	3	33646	Horizon BC/BS of NJ	2,420.10
6/12/202	3	33647	JCP&L	111.61
6/12/202	3	33648	JCP&L	1,705.02
6/12/202	3	33649	JCP&L	52.81
6/12/202	3	33650	JCP&L	47.26
6/12/202	3	33651	JCP&L	8,706.16
6/12/202	3	33652	LINA	216
6/12/202	3	33653	Lumen Technologies Group	125.42
6/12/202	3	33654	Lumen Technologies Group	125.62

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6/12/202	3	33655	Mascuch, Maria	500
6/12/202	3	33656	Michel Marceau	118.1
6/12/202	3	33657	Municipal Capital	119
6/12/202	3	33658	New Jersey Herald	329.17
6/12/202	3	33659	Noah's Ark Port-a-Jon	340
6/12/202	3	33660	Ogdensburg Board of Education	220,164.00
6/12/202	3	33661	Poster Compliance Center	135.9
6/12/202	3	33662	Sanfilippo, Joseph	162.5
6/12/202	3	33663	Smith, Ken	822.61
6/12/202	3	33664	State Toxicology Laboratory	45
6/12/202	3	33665	Sussex County Municipal Utility	329
6/12/202	3	33666	Tire King	20
6/12/202	3	33667	Township of Sparta, Police Dept.	3,799.31
6/12/202	3	33668	Varcadipane Jr, William J.	1,930.50
6/12/202	3	33669	Verizon Business	217.65
6/12/202	3	33670	Verizon Wireless	120.94

				279,510.54
				=====
				279,510.54

DOG FUND

DATE	CHEC K #	PAID TO		AMOUNT
5/29/202	3	299	NJ Dept of Health & Senior Service	Service 30.00
6/12/202	3	300	NJ Dept of Health & Senior Service	Service 24.60

				54.6
				=====
				=
				54.6

GRANT FUND

DATE	CHEC K #	PAID TO		AMOUNT
6/12/202	3	33671	Hardyston Township	1,517.27

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1,517.27
=====

=

1,517.27

WATER OP

DATE	CHEC K #	PAID TO	AMOUNT
6/12/202			
3	5298	Hamburg Plumbing Supply Co	14.68
6/12/202			
3	5299	Reliable Restoration Logistics	1,684.00
6/12/202			
3	5300	Rio Supply, Inc.	6,708.00

			8,406.68
			=====
			=
			8,406.68

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

Meeting adjourned at 7:24p.m.

Robin Hough, Borough Clerk

George P. Hutnick, Mayor