

**REGULAR MEETING MINUTES OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF OGDENSBURG
14 HIGHLAND AVE. OGDENSBURG AT 7:00PM
July 10, 2023**

Mayor Hutnick called the meeting to order at 7:05PM.

Mayor Hutnick led the Pledge of Allegiance.

ROLL CALL: Alvarez, Ciasullo (via phone), Cowdrick, Poyer, Ruitenberg, Mayor Hutnick

Absent: DeMeo

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, 2023.”

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

CONSENT AGENDA

1. Approval of regular meeting minutes from June 26, 2023.
2. Approval of Resolution 59-2023 supporting the Drive Sober or Get Pulled Over 2023 Statewide Labor Day Crackdown.
3. Approval of Resolution 60-2023 authorizing the Borough Clerk to renew liquor license 1916-44-003-006 Tammie Mannion ABC Pocket license for the 2023-2024 licensing term.
4. Approval of Resolution 61-2023 approving, ratifying, and memorializing the Civil Service Appointment status of the Borough of Ogdensburg zoning officer/code enforcement officer.
5. Approval of Resolution 62-2023 to redeem a third-party tax sale certificate 2022-012 for 6 Kennedy Ave., Block 16 Lot 3 to PRO Cap 8 FBO Firstrust, P.O. Box 774, Fort Washington, PA, 19034 in the amount of \$1,194.17.
6. Approval of NJABC special event catering permit for Franklin Grill & Tavern LLC. liquor license 1906-33-010-008, PBA #404 food truck festival location Sterling Hill Mine Museum on July 29, 2023 from 11:00am to 6:00pm.
7. Accept for filing Borough of Franklin Ordinance 07-2023.

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Cowdrick, Poyer, Ruitenberg

Nays: None Absent: DeMeo Abstain None

Resolution 59-2023

WHEREAS, over the five-year period 2016-2020 New Jersey roadways experienced 33,798 alcohol involved crashes resulting in 662 fatalities; and

WHEREAS, Alcohol played a lesser role in motor vehicle crashes in 2021, with 125 alcohol-impaired fatalities reported; and

WHEREAS, nearly 18% of all motor vehicle fatalities in New Jersey were a result of one or more drivers driving under the influence of alcohol in 2021; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

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Mr. Dixon's appointment type was thereafter converted to Regular Appointment from an Open Competitive List ("RAO") effective February 13, 2023;

WHEREAS, the Borough desires to approve, ratify, and memorialize the Civil Service appointments heretofore entered into CAMPS by the Borough for Mr. Dixon.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Ogdensburg, County of Sussex, and State of New Jersey hereby approve, ratify, and memorialize the Civil Service appointments heretofore entered into CAMPS by the Borough for Thomas Dixon as described herein, including Regular Appointment from an Open Competitive List ("RAO") to the position of Zoning Officer/Code Enforcement Officer effective February 13, 2023.

Resolution 62-2023

TO REDEEM THIRD PARTY TAX SALE CERTIFICATE# 2022-012

BLOCK 16 LOT 3

8 KENNEDY AVE

WHEREAS, THE TAX COLLECTOR, REGINA FLAMMER HAS ADVISED THAT PAYMENT HAS BEEN RECEIVED IN THE AMOUNT OF \$ 1194.17**

(LIEN 694.17 PREMIUM 500.00)

TO REDEEM TAX SALE CERTIFICATE # 2022-012

WHEREAS,

PPRO CAP 8 FBO FIRSTRUST

P.O. BOX 774

▪ FORT WASHINGTON, PA 19034

- IS THE HOLDER OF TAX SALE CERTIFICATE # 2022-012

AND AS MUCH IS DUE PAYMENT IN THE AMOUNT OF \$ 1194.17

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 \$ 1194.17

TO REDEEM TAX SALE CERTIFICATE # 2022-012

REGINA FLAMMER

TAX COLLECTOR

JULY 5, 2023

ADOPTION OF ORDINANCE 08-2023

Councilwoman Ruitenbergh made a motion to adopt ordinance 08-2023 "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 STORMSEWER SYSTEM (MS4), TIER A COMMUNITY-WIDE ORDINANCES" TO ADD NEW SECTION 18-6 ENTITLED "PRIVATE STORM DRAIN INLET RETROFITTING" Seconded by Councilwoman Cowdrick.

Prior to final roll call, Mayor Hutnick opened the meeting to the public for any comments regarding Ordinance 08-2023.

No one from the public had any comments

Mayor Hutnick closed the meeting to the public for any comments regarding Ordinance 08-2023.

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Cowdrick, Poyer, Ruitenbergh

Nays: None Absent: DeMeo Abstain None

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INTRODUCTION OF ORDINANCE 09-2023

Ms. Ruitenberg made a motion to introduce an ordinance 09-2023 entitled “AN ORDINANCE OF THE BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX, 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 18-7 ENTITLED “ILLICIT CONNECTION”
Seconded by Councilman Poyer.

Public hearing will be held on July 24, 2023.

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Cowdrick, Poyer, Ruitenberg
Nays: None Absent: DeMeo Abstain None

INTRODUCTION OF ORDINANCE 10-2023

Ms. Ruitenberg made a motion to introduce an ordinance 10-2023 entitled “AN ORDINANCE OF THE BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE TO ADD NEW SECTION 11-9 ENTITLED, “LEAD-BASED PAINT INSPECTIONS” REQUIRING INSPECTIONS OF CERTAIN RENTAL DWELLINGS FOR LEAD-BASED PAINT HAZARDS AS MANDATED BY P.L. 2021, C. 182.
Seconded by Councilman Poyer.

Public hearing will be held on July 24, 2023

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Cowdrick, Poyer, Ruitenberg
Nays: None Absent: DeMeo Abstain None

OLD BUSINESS

Police Contract – Mayor Hutnick commented this is going to require an executive session.

First Aid Squad –

Mr. McBriar commented he ordered the title report and once we receive that we will continue with the conversion; we will provide an update at a later date.

Mayor Hutnick explained to the public that the Borough was in the process of finalizing the title search so the Borough can move forward in taking over the First Aid Squad building.

Local Recreation Grant – Mayor Hutnick explained the Borough received a grant for seventy-five thousand dollars to be utilized for a public park and what the funds will be used for.

Heaters Pond –

Councilwoman Cowdrick commented nothing major with the pond. Mayor Hutnick commented the pond is open.

Peddler Permits –

Councilman Ciasullo commented he read what Robin had sent to us and the email from the Chief. This week he will work on this for the next meeting.

Mayor Hutnick commented the Borough has an ordinance for door to door sales people. By ordinance they are required to come to Borough Hall first fill out an application to get a permit which involves registering the individual not the team or business. They need to get a background check and they need to get photo IDs. Which means the Borough has now approved you to go around and peddle your product. Some individuals do not register or go through the process. If someone knocks on your door and you asked for ID and they tell you the town knows

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I'm here; there is a good chance they don't have a permit. If they show you a photo ID from the Borough of Ogdensburg you will be able to identify that person. Mayor Hutnick explained his recommendation is to contact Borough Hall or the police to notify them there is a solicitor going around with no permit.

Mr. McBriar commented Councilman Ciasullo and Mayor Hutnick had recommended we revisit that ordinance to see how it can be approved upon; the original ordinance was adopted in 1976. There have been some efforts to review the application and registration process. Looking at the hours to solicit, whether to have a no knock list which would require a resident that doesn't want to be solicited to get on a list to prevent that. Mr. McBriar commented he will forward Councilman Ciasullo a copy of the handout and explained what was included in the handout.

Mayor Hutnick commented for the public all Borough Ordinances are on line on the Borough website.

Borough Properties for possible Auction – Mayor Hutnick explained a few months ago the Borough went to auction for six properties that were Borough owned. The Borough is not in the property business. All the properties were sold, it went so well that Robin put together another list of Borough owned property; we also have professionals and an auction company that will look at the list. That will be the next phase for a second auction. The money from the auction goes back into the Borough.

Councilwoman Cowdrick asked the Mayor if there were any updates on the emergency notification system.

Mayor Hutnick asked Councilman Ciasullo if there were any updates on the emergency notification system.

Councilman Ciasullo asked about doing this. Mayor Hutnick commented we will go over this when your schedule is free.

Mayor Hutnick explained the Borough is working on a notification like the school has. We will have all the information in the next newsletter.

NEW BUSINESS

Local Planning Grant Presentation –

Ms. Hough explained the special joint meeting with the Mayor and Council and Land Use Board. It has been noticed.

Mayor Hutnick commented it is a public meeting; we have been applying for grants and explained the different grants the Borough has received. Phase two of Edison and Passaic. Now we are working on grants for the other end of the Borough. We have opted to fix our roads and the town events have been on hold.

Ken Fahrenfeld, 5 Thomas Place, Ogdensburg asked about two roads in Ogden Hills that are pretty bad. That was mentioned in the minutes.

PUBLIC SESSION

Councilwoman Cowdrick moved, Councilwoman Ruitenberg seconded motion to open the public session of the meeting. All were in favor.

Ken Fahrenfeld, 5 Thomas Place.

Mayor Hutnick explained to answer your question that was one of the requirements to find streets. The decision was made by utilizing DPW; we went around and looked at what roads

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haven't been touched in forever, what streets are in the most critical condition. We submitted grants for two streets.

Mr. Fahrenfeld explained the drainage issue on his property.

Steve Goff, 3 Marianne Terr. explained he would like to bring up the property we discussed at the last meeting 20 Glen Brook is seems like it is going from bad to worse. The gentleman that owns the property showed up over the weekend and cut some for the lawn. In the back of the property which you can see from Marianne Terrace is just a mess. We've seen more skunks and foxes in the area now.

Mayor Hutnick explained with regards to an update on this, he met with the zoning officer to discuss this property. The zoning officer reached out to the home owner. The reached a tentative mutual agreement. That agreement was the homeowner would come out and get the property cut and cleaned at least take care of the grass. Mayor Hutnick explained the next steps possible with zoning and reaching out to the health department regarding the animals.

Ms. Goff commented his main concern is the kids and a kid getting injured.

Suzanne Brush, 44 Center Street, explained she is here on behalf of the community and a bunch of parents and seeing some town events.

Mayor Hutnick explained we formed a committee to run town events it hasn't gotten started yet. Mayor Hutnick explained the budget is tight this year.

Ms. Brush explained how the town where she works does things.

Mayor Hutnick explain the Borough doesn't have tax ratables it is mostly residents; we don't have a lot of commercial business.

Vicki Schroder, 12 Willis, commented she is one of the people involved in Ogdensburg Day and it wasn't well attended. Unfortunately, it is as big as the town was only able to get. We wanted a carnival too, where she grew up we had all kinds of things like that. When she as a younger parent she had to understand that yes, we are coming saying give us more to do for the kids; but the elderly are coming in and saying cut back our taxes are high. We are looking for different ways to fund raise and get grants.

Ms. Brush asked about getting donations. Ms. Brush gave the Mayor a copy of some ideas the Ogdensburg parent group came up with and are willing to help.

Mayor Hutnick commented there is only one official Facebook page for the town; send us emails and ideas, come to meeting.

Ken Fahrenfeld, 5 Thomas Place suggested once the Borough takes over the First Aid Squad Building you can hold movie night there.

There was a discussion on community events and the municipal alliance program.

Jim Lame, Passaic Ave., explained as you know he is trying to get access on his property you auctioned off. Mr. Lame had a survey from his engineer to show the Council.

Mr. McBriar commented he knows when you first indicated you were interested in getting an access easement; he believes at that time we requested a legal meets and bounds description for a proposed easement area as well as a survey. Mr. McBriar commented he did speak with your attorney today and highlighted the process for him. This information was well received. Mr. McBriar commented we can pass this around for review and the borough will get back to you on it. Obviously, the Borough will have to look at it and see if the proposed access area or easement area will impact in any way the Borough property. We can certainly review this.

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Mr. Lame commented he is just waiting for the next steps.

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

EXECUTIVE SESSION

Mrs. Cowdrick recused herself from executive session and left the meeting.

Councilwoman Ruitenberg moved, Councilman Poyer seconded motion to adopt the following resolution

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;

Police Contract Negotiations

Mr. McBriar commented let the record reflect that Councilwoman Cowdrick will be exiting the meeting.

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Poyer, Ruitenberg

Nays: None Absent: DeMeo Abstain None

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 7:55pm the Mayor and Council went into executive session.

At 8:16pm the Mayor and Council returned from executive session.

PAYMENT OF VOUCHERS

Councilman Poyer made a motion for payment of voucher and review of departmental finance reports. Seconded by Councilman Alvarez.

Councilman Ciasullo questioned the voucher regarding the website asking how many times a year that was paid.

Upon Roll call Vote:

Yeas: Alvarez, Ciasullo, Poyer, Ruitenberg

Nays: None Absent: DeMeo, Cowdrick (left before executive session) Abstain None

CURRENT

DATE	CHECK #	PAID TO	AMOUNT
7/10/2023	33716	145 Media	500
7/10/2023	33717	Allied Oil	1,175.65
7/10/2023	33718	Braen Aggregates, LLC	1,307.39

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7/10/2023	33719	Bullseye Calibration of NJ	145
7/10/2023	33720	Complete Security Systems, Inc.	24.2
7/10/2023	33721	Dover Brake & Clutch Co., Inc	247.45
7/10/2023	33722	Fred Yarosz Janitorial Services LLC	463
7/10/2023	33723	Home Depot	219.97
7/10/2023	33724	JCP&L	2,635.26
7/10/2023	33725	JCP&L	3,816.86
7/10/2023	33726	Kuiken Brothers	47.94
7/10/2023	33727	Lafayette Auto Parts	19.88
7/10/2023	33728	LINA	216
7/10/2023	33729	Loeffel's Waste Oil Service LLC	334
7/10/2023	33730	Lumen Technologies Group	125.42
7/10/2023	33731	Michel Marceau	17.05
7/10/2023	33732	Motorola Solutions, Inc.	396
7/10/2023	33733	Napa Auto Parts	426.25
7/10/2023	33734	Noah's Ark Port-a-Jon	170
7/10/2023	33735	Ogdensburg Board of Education	228,970.67
7/10/2023	33736	RER Supply, LLC	200
7/10/2023	33737	Verizon Business	113.7
7/10/2023	33738	Verizon Wireless	121.1
7/10/2023	33739	Vernon Township	3,315.00
7/10/2023	33740	Weldon Asphalt	378

			245,385.79
			=====
			=
			245,385.79

DOG FUND

DATE	CHEC K #	PAID TO	AMOUNT	AMOUNT	VOID
7/10/2023	3	302 NJ Dept of Health & Senior Service		6.00	
7/10/2023	3	303 State of NJ Division of Employer Accounts	828.75		*Warning voided

				834.75	
				=====	
				834.75	

ADMIN TRUST

DATE	CHECK #	PAID TO	AMOUNT
7/10/2023	3	2197 Pro 8 FBO FirstTrust Bank	1,194.17

			1,194.17
			=====
			=
			1,194.17

GRANT FUND

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DATE	CHEC K #	PAID TO	AMOUNT
7/10/2023	33741	Agra Environmental Services	400

			400
			=====
			=
			400

WATER OPERATING

DATE	CHEC K #	PAID TO	AMOUNT
7/10/2023	5303	Core & Main	567.75
7/10/2023	5304	Genserve, LLC	112.5
7/10/2023	5305	Reliable Restoration Logistics	1,684.00
7/10/2023	5306	State of New Jersey-PWT	93.05

			2,457.30
			=====
			=
			2,457.30

UNEMPLOYMENT TRUST

DATE	CHEC K #	PAID TO	AMOUNT
7/10/2023	124	State NJ Division of Employer Accounts	828.75

			828.75
			=====
			=
			828.75

There being no further business, Councilman Poyer moved, Councilman Alvarez seconded motion to adjourn the meeting. All were in favor.

Meeting adjourned at 8:20p.m.

Robin Hough, Borough Clerk

George P. Hutnick, Mayor

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