

**MINUTES OF THE REGULAR MEETING (HELD BY WAY OF TELEPHONIC) OF THE
MAYOR AND COUNCIL OF THE BOROUGH OF HAMBURG HELD ON SEPTEMBER
9, 2020 AT THE MUNICIPAL BUILDING, 16 WALLKILL AVE., HAMBURG, NJ**

CALL TO ORDER:

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

SALUTE TO THE FLAG:

ROLL CALL:

Mayor Marino requested a roll call:

Councilmember Krasnomowitz

Councilmember Law

Councilmember Oehler

Councilmember Garrett

Councilmember Burd

Mayor Marino

Absent: Councilmember Mark Sena

Also, Present: Doreen Schott

STATEMENT OF CERTIFICATION:

Clerk advised:

Adequate notice of this meeting has been provided to the public and the press January 10, 2020 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".

August 3, 2020 Regular Meeting Minutes

Motion by Councilmember Krasnomowitz, seconded by Councilmember Garrett to approve the August 3, 2020 Regular Meeting Minutes of the Mayor and Council.

Roll Call

Ayes: Krasnomowitz, Burd, Garrett

Nays: None

Abstain: Oehler, Law

Absent: Sena

APPROVAL OF BILLS

As there are no additions or deletions to the bill list, motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to open the meeting to the public for the bill list only. All members present in favor.

Hearing no comments from the public, motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to close the meeting to the public. All members present in favor.

Motion by Councilmember Burd, seconded by Councilmember Oehler to pay the bills.

Roll Call

Ayes: Krasnomowitz, Oehler, Burd, Law, Garrett

Nays: None

Abstain: None

Absent: Sena

ORDINANCES:

ORDINANCE # 06-2020 – Second Reading

CAPITAL ORDINANCE PROVIDING FOR PAVING AND IMPROVEMENTS TO MULBERRY ST. (Heritage Lane to dead-end), HILLSIDE DRIVE, SUNRISE COURT, HIGH STREET, LONGVIEW DRIVE, CENTER STREET AND VARIOUS OTHER ROADS AS NEEDED IN THE BOROUGH BY THE BOROUGH OF HAMBURG, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$110,000 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH AND \$135,000 FROM THE DOT GRANT FOR A TOTAL APPROPRIATION OF \$245,000 TO PAY FOR THE COST THEREOF.

Motion by Councilmember Krasnomowitz, seconded by Councilmember Oehler for Attorney Clemack to read Ordinance by title for second reading and publication. All members present in favor.

CAPITAL ORDINANCE PROVIDING FOR PAVING AND IMPROVEMENTS TO MULBERRY ST. (Heritage Lane to dead-end), HILLSIDE DRIVE, SUNRISE COURT, HIGH STREET, LONGVIEW DRIVE, CENTER STREET AND VARIOUS OTHER ROADS AS NEEDED IN THE BOROUGH BY THE BOROUGH OF HAMBURG, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$110,000 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH AND \$135,000 FROM THE DOT GRANT FOR A TOTAL APPROPRIATION OF \$245,000 TO PAY FOR THE COST THEREOF.

Motion by Councilmember Krasnomowitz, seconded by Councilmember Garrett to open the meeting to the public for any questions and /or comments they may have with regards to the ordinance prior to adoption. All members present in favor. The ordinance was introduced at the August 3, 2020 regular meeting and published as provided by law. Hearing no comment from the public, motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to close the meeting to the public. All members present in favor.

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to adopt the ordinance as presented.

Roll Call

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|----------|--|
| Ayes: | Krasnomowitz, Oehler, Burd, Law, Garrett |
| Nays | None |
| Abstain: | None |
| Absent: | Sena |

ORDINANCE # 07-2020 – Second Reading

AN ORDINANCE AMENDING ARTICLE 1- ESTABLISHMENT; ARTICLE 11 – AID AND AMBULANCE SERVICES; AND ARTICLE 111 – RESIDENCY RESTRICTIONS OF CHAPTER 20 FIRE DEPARTMENT OF THE CODE OF THE BOROUGH OF HAMBURG, NEW JERSEY

Motion by Councilmember Krasnomowitz, seconded by Councilmember Garrett for Attorney Clemack to read Ordinance by title for second reading and publication. All members present in favor.

AN ORDINANCE AMENDING ARTICLE 1- ESTABLISHMENT; ARTICLE 11 – AID AND AMBULANCE SERVICES; AND ARTICLE 111 – RESIDENCY RESTRICTIONS OF CHAPTER 20 FIRE DEPARTMENT OF THE CODE OF THE BOROUGH OF HAMBURG, NEW JERSEY

Mayor advises that the change to the ordinance is due to not having a first aid squad. Membership has not changed. Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to open the meeting to the public for any questions or comments they may have with regards to the ordinance prior to adoption. All members present in favor.

Hearing no comment from the public, motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to close the meeting to the public. All members present in favor.

Councilmember Burd advises that he has made the Fire Department aware of the amendment.

Councilmember Law advises he would like to see section 6 include Public Safety Director and Fire Commissioner. Mayor advises it is not necessary as the Council Liaison Member has jurisdiction over any other employee. Councilmember Law discusses section on membership, Mayor advises life membership has not changed for members who live within the 2-mile radius of the fire department. Since there is no longer an ambulance squad there are no longer vehicles to drive. Anyone who was a life member is still a life member; they are just inactive. Mayor further explains this amendment was made for insurance purposes, we are required to supply an active roster which has to reflect the ordinance and also reflect that fact that there are no ambulances to drive.

RESOLUTIONS:

2020-54 –Resolution to Cancel Outstanding Check

Motion by Councilmember Krasnomowitz, seconded by Councilmember Garret to accept resolution # 2020-54. All members present in favor.

2020-56 – Hazard Mitigation Plan

Motion by Councilmember Krasnomowitz, seconded by Councilmember Garrett to accept resolution #2020-56. All members present in favor.

2020-57 – R & L Datacenters Inc (payroll company)

Mayor advises that the CFO was notified that the present payroll company with very short notice advised they would no longer continue to provide the service. There was a time frame factor involved and the CFO makes the recommendation to go with R & L Datacenter.

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to accept resolution #2020-57. All members present in favor.

2020-58 – Abate Interest for Water / Sewer due to Covid 19

Mayor advises that the borough is keeping track of water replacement needs, we are still not going inside private residences and will continue to monitor the situation as it relates to Covid 19.

Motion by Councilmember Krasnomowitz, seconded by Councilmember Garrett to accept resolution # 2020-58. All members present in favor.

ATTORNEY HOUR

Collective Bargaining – Teamsters Union

Attorney Clemack advises he has nothing to report

MAYOR'S AGENDA:

1. Discussion of Newton Resolution -Separate Taxation – Sussex County Dispatch Service

Last month the Mayor asked the council to review the resolution from Newton regarding separate taxation with regards to the Sussex County Dispatch Service. Members discuss and are in favor of the resolution.

Motion by Councilmember Krasnomowitz, seconded by Councilmember Garrett to adopt resolution Requesting the County of Sussex to Provide a Separate Taxation to Municipalities that Utilize the Sussex County Dispatch Service. All members present in favor.

2. Route 94 / 23 Highway Work

Mayor addresses the recent work that took place on Route 94 and State Highway 23. He advises that the town was not given notice of the work that was going to be taking place until the state put the signs up. He is sorry for the inconvenience it caused some residence and advises that he is always accessible should they want to address a matter with him.

3. Covid Update

Mayor advises that we are still following the state and federal guidelines, the building is still closed to the public. Certain fixtures have been put in place in the borough hall such as a gate and plexiglass for the departments who have high public interaction. The Land Use Board will be meeting via telephonic next month for housekeeping business. No decision will be made on Trunk or Treat at this time. We will wait to see if there is any guidance from the state regarding Halloween. A decision will be made at next meeting. Mayor commends OEM and all on the good work that has been done through this crisis.

4. Trestle Fence

Mayor advises he is working on having a fence installed by the trestle, presently waiting on quotes.

5. Fire Call – Hamburg School

Mayor discusses recent fire call at the Hamburg School. There was a wait time as the person with the key had to come from Stockholm. He would like to see others who are in a closer vicinity such as the Fire Chief, Assistant Chief etc be given a key so they have immediate access.

LIQUOR LICENSE RENEWAL-2020-2021 LICENSE YEAR

The Licenses listed below have received tax clearance, fees have been paid and police have no issues

• Marketplace Liquors LLC 199-33-005-006

Clerk confirms that all paperwork is in order, tax clearance received all fees paid.

Motion by Councilmember Law, seconded by Councilmember Garrett to approve the 2020-2021 Liquor License Renewal for Marketplace Liquors LLC. All members present are in favor.

COMMITTEE REPORTS:

COUNCILMEMBER KRASNOMOWITZ

COUNCILMEMBER OEHLER

COUNCILMEMBER BURD

• Hamburg School Opening Update

Councilmember Burd advises that prior to the school opening he was given a tour of the school and what was in place for Covid 19. Ms. Sigman, Superintendent, Mr. Baumgartner, Vice Principal and Mr. Jones, Board of Education President were all present. Councilmember Burd advises that he was a little apprehensive however, upon arrival he found a very positive atmosphere, when entering there is an area for temperature taking, masks and social distancing guidelines are fully in place. Classes have been set up in small (pod) settings. The lunch room and gymnasium are being used as classrooms.

Councilmember Burd advises if 1 case is confirmed the Sussex County Health Department takes over, should there be 2 confirmed cases the school will close. Councilmember again advises that he was extremely impressed with what the school had in place and found everything impeccable.

COUNCILMEMBER LAW

- **Recycling**

Councilmember Law advises that due to state budgetary cuts we will be seeing a decrease in both recycling monies and clean community monies.

COUNCILMEMBER GARRETT

- **“Welcome to Hamburg” Signs**

Councilmember Garrett advises that he is presently working with J. Geddis to get the (4) “Welcome to Hamburg” signs cleaned and repainted. The total cost will be \$1820.00

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to authorize the quote from John Geddis for the painting of the existing 4 Welcome to Hamburg signs for a total cost of \$1820.00. All members present if favor.

- **Demolition of Well House Building**

Councilmember Garrett advises he is presently working on getting the demolition of the Well house Building. The study was conducted and paint tested; the building is safe to abate. He has obtained 3 quotes. He will be meeting with the 3 contractors as the quotes received are not all addressing the same issues. This will be addressed next month.

Rapid Pump has been working with Mike Schneider on the Lime Kiln Pump Station and it is repaired.

All pump stations are up and running properly. Councilmember Garrett advises that the DPW has been doing concrete work by the school and repairing a wall by the school, he advises that they did a great job. The little league fields are open, the borough maintains the fields; Little League supplies all signage, disinfectant etc. Along with that all borough buildings and vehicles all are supplied with sanitizers for the employees use.

COUNCILMEMBER SENA (Mayor Marino addresses)

- Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to approve the Resolution to authorize approval of tax exemption Block 25, Lot 19 (C1001) in the amount of \$2434.91. All members present in favor.
- Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to approve Resolution to refund for tax overpayment Block 25, Lot 19 (C1001) in the amount of \$2434.91. all members present in favor.

CONSENT AGENDA:

All matters listed below are considered to be routine in nature. There will be no separate discussion of the items, if any discussion is desired, that particular item will be removed from the consent agenda.

- Zoning Reports – July and August 2020
- Construction Reports – July and August 2020
- Police Report – July and August 2020
- EMS Report –
- Tax Collector Report – July and August 2020
- Treasurer’s Report – July and August 2020

Motion by Councilmember Krasnomowitz, seconded by Councilmember Oehler to accept the Consent Agenda as presented. All in favor.

PUBLIC PORTION:

Motion by Councilmember Garrett, seconded by Councilmember Burd to open the meeting to the

public for any questions, comments they may have.

Ms. Kimberly Sigman – School Superintendent thanks the Hamburg Police for their interaction on opening day and thanks Councilmember Burd for his kind words, she advises they are all glad to have school back in session. She advises regarding the issue of keys; the Police Department and Fire Department have keys as per protocol. She will check to make sure keys work properly. She advises that the janitor across the street was not available that night but that she able to watch the whole incident on video and staff members that responded were from Franklin.

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to close the meeting to the public. All in favor

Mayor Marino reminds all that for at least October and November, the meetings will be held by way of telephonic.

EXECUTIVE SESSION RESOLUTION:

Attorney Clemack will offer 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. none

WHEREAS, N.J.S.A. 10:14012(b) of the Open Public Meetings Act provided for matters of this nature to be discussed in closed session; and

WHEREAS, the minutes of the closed session be taken and made available to the Public upon conclusion of the matter;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council advises the public that formal action may be taken later this evening on the matters discussed in closed session or on other matter.

CORRESPONDENCE (Parenthesis indicate correspondence already copied and the date it was copied to Council)

1. From State of NJ – Transportation Alternative Set Aside Program (8/5/2020)
2. NJLM Annual Conference (8/5/2020)
3. Hamburg Medical Associates -notice of retirement (8/10/2020)
4. NJLM – Annual Audit Statement (/10/2020)
5. From SB Bank One – Notice of Provident Bank joining SB One Bank (8/12/2020)
6. Notice – Skylands Urgent Care, Franklin – Open (8/12/2020)
7. State of NJ – 2020 TA Step Aside Program (8/12/2020)
8. From JCO=PL – Notice of Public Hearing (8/14/2020)
9. Resolution from SC Board of Chosen Freeholders opposing exclusive use of mail-in ballots for General Election (8/19/2020)
10. NJLM Annual Conference Transition to virtual conference (8/24/2020)
11. JCPL – notice of public hearing – proposed rate increases (8/26/2020)
12. Notice Warren & Sussex County Soil Conservation District merged into Upper Delaware Conservation District. (8/26/2020)
13. Resolution from LUB – 55 Gingerbread Castle Road (8/28/2020)
14. Resolution Fredon Township – opposing exclusive use of mail in Ballots for General Election (9/2/2020)
15. From governor's Office – corrected dates of food, gym opening (9/2/2020)
16. Executive Directive# 20-019 from NJ Department of Health – Indoor Dining (9/2/2020)

17. Executive Order 183 – Indoor dining (9/2/2020)
18. From NJ Health – Health and Safety Standards for indoor dining pursuant to Executive Order No. 183 (9/2/2020)
19. Marathon Energy Correspondence (9/4/2020)
20. NJ Transit Public Hearing Notice (9/4/2020)

ADJOURNMENT

Motion by Councilmember Garrett, seconded by Councilmember Krasnomowitz to adjourn the meeting. All members present in favor

Meeting adjourned – 7:35 pm

Minutes Approved:

Minutes Released: 10/5/2020



Doreen Schott, RMC