

Mayor Hanics called the Reorganization Meeting of the Common Council of the Borough of Alpha to order at 7:00 p.m. on Tuesday, January 4, 2011

Mayor Hanics announced that adequate notice of the meeting was given to the Star Gazette and posted on the bulletin board in the Clerk's office satisfying the requirements of the Open Public Meeting Act:

NOTICE

Pursuant to the provisions of the Open Public Meetings Act, adequate notice of this meeting has been given. On December 15, 2010, the Municipal Clerk delivered to the Star Gazette and posted on the bulletin board in the Municipal Clerk's office a notice containing the date, time, and place of this meeting of the Borough Council. Also said notice has been mailed to persons requesting the same.

Mayor Hanics led prayer and the salute to the flag.

Oaths of Office for Incoming Council Members

Attorney Troxell conducted the Oaths of Office for Craig S. Dunwell and Rudolph C. Pfefferle.

Roll Call:

Mayor Hanics being in the Chair, Councilman Dunwell, Councilman Gara, Councilman Pfefferle, Councilman Savary, Councilwoman Tarsi and Councilman Zikas .

Mayor Hanics announced the appointment of Departments as the following:

Director of Administration: Councilman Zikas, Deputy: Councilwoman Tarsi.

Director of Finance: Councilman Pfefferle, Deputy: Councilman Dunwell.

Director of Public Works: Councilwoman Tarsi, Deputy: Councilman Pfefferle.

Director of Public Property: Councilman Savary, Deputy: Councilman Zikas.

Director of Public Safety: Councilman Gara, Deputy: Councilman Savary.

Director of Health & Welfare: Councilman Dunwell, Deputy: Councilman Gara.

Appointments

Kevin Duddy	Building Inspector	1 year
Kevin Duddy	Construction Official	1 year
Kevin Duddy	Electrical Inspector	year
Kevin Duddy	Zoning Officer	1 year
Charles Olah	Clean Communities Coord.	1 year
Van Cleef	Certified P.W. Manager	1 year
Albert Hopping	Fire Inspector	1 year

Discussions ensued regarding the appointment of the Animal Control Officer and the duties thereof with concerns with picking up wild animals.

Motion made by Councilwoman Tarsi to hold the appointment of the Animal Control Officer, motion seconded Councilman Gara, roll call: Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: None.

Motion made by Councilwoman Tarsi to hold off on the water/sewer collector appointment until January 11, 2010, motion seconded by Councilman Zikas, Roll Call: Ayes: Gara, Tarsi, Zikas and Mayor voting yes to break the tie. Nays: Dunwell, Pfefferle and Savary.

Discussion ensued with Councilman Dunwell presenting a resolution for the appointment of Lorraine Rossetti to water and sewer utility collector.

Motion made by Councilman Dunwell to approve the following resolution:

**RESOLUTION 2011-19
RE-APPOINTMENT OF UTILITY COLLECTOR FOR THE BOROUGH OF ALPHA**

WHEREAS, the position of Utility Collector exists within the Borough of Alpha and on the Salary Ordinance and Salary Resolution; and

WHEREAS, the term of office shall be a one year term to ensure the continuity in performance of duties with the term commencing on the actual date of appointment.

WHEREAS, the original date of appointment of utility Collector was in 1999;

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Alpha hereby re-appoints Lorraine Rossetti as Utility Collector in accordance with the salary ordinance at a salary for 2011 to be set at \$14,000; and

BE IT FURTHER RESOLVED, the new operating hours effective January 1, 2011 shall be Tuesday evenings from 5:30 until 7:00 to coincide with Council.

Motion seconded by Pfefferle, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary and Zikas. Nays: Tarsi.

Appointments to Library Board

Kathleen McHenry, five year term, 01-1-11 -12 to 12-31-2016 and Maura Poquat five year term 01-1-11 to 12-31-2016.

Councilman Pfefferle asked that the appointments made be voted on. Motion made by Councilman Savary to approve the library appointments, Councilman Gara seconded, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: None.

Motion made by Councilwoman Tarsi to accept the Mayors Standing Departments, motion seconded by Councilman Zikas, roll call, Ayes: Gara, Tarsi and Zikas. Nays: Dunwell, Pfefferle and Savary. Mayor voting yes to break the tie to approve the standing departments.

Motion made by Councilwoman Tarsi to approve the Appointments of Kevin Duddy, Charles Olah, Van Cleef and Albert Hopping, motion seconded by Councilman Gara, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Council Representative to Land Use

Nominations to Land Use Board-Councilman Mike Savary voted in by the majority of the council as the Land Use Board representative.

Council President

Councilman Zikas nominated Councilman Robert Gara as Council president, motion seconded by Councilwoman Tarsi roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Ordinance

Motion made by Councilman Savary to change the salary ordinance 2011-01 to the air quality salary to one dollar, motion seconded by Councilman Dunwell, lengthy discussions ensued regarding the salaries of Air Quality, Clean Communities Coordinator, Emergency Equipment Operator and Public Works Superintendent/License Water Operator.

ORDINANCE 2011-01
AN ORDINANCE SETTING THE 2011 SALARY RANGES
FOR ALL OF THE EMPLOYEES OF THE BOROUGH OF ALPHA.

Section I

BE IT ORDAINED by the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey that the annual salaries of the officers and employees of the Borough of Alpha, County of Warren, and State of New Jersey named herein:

Air Quality	\$1.00
Animal Warden	\$4,000 - 7,500
Building Service Worker	\$13.00 – 18.50/hr
Chief Financial Officer	\$55,000 - 65,000
Clean Communities Coord.	\$1.00
Clerk/Typist P/T	\$10.00 – 18.00/hr
Construction Official	\$15,000 - 24,000
Code Enforcement Officer P/T	\$2,000 - 5,000
Court Clerk	\$10.00 -16.00/hr
Court Clerk Call Out	\$20.00 - 50.00 per call
Council member	\$1,500 -3,000
Deputy Borough Clerk P/T	\$13.00 – 18.50/hr
Emergency Mgmt Coordinator	\$1,500 -3,000
Emergency Mgmt Deputy	\$250 – 1,000
Emergency Equipment Operator	\$12.00-30.00/hr
File Clerk P/T	\$6.00-9.50/hr
Fire Inspector	\$500 – 1,500
Insurance Fund Commissioner	\$1.00
Mayor	\$1,500 - 3,500
Municipal Court Administrator	\$10,000 – 15,000
Municipal Judge	\$5,000 – 10,000
Municipal Prosecutor	\$2,000 – 5,000
Park Attendant I & II	\$8.00-12.00/hr

Land Use Bd. Secretary	\$5,000 - 16,000
Plumbing Sub-Code Off/Insp	\$1,000 - \$5,000
Public Defender	\$100 – 150 per use
Public Works Repairer II	\$50,000.00 - 55,000
Public Works Superintendent/Lic. Water Operator	\$7,500 - 25,000
Public Works Repairer I	\$50,000 - 60,000
Pumping Station Operator	\$9.00-15.00/hr
Pumping Stat. Oper. Retainer	\$200 - 300 per qtr
Recycling Coordinator	\$2,000-5,000
Registered Municipal Clerk	\$55,000-\$65,000
School Crossing Guard	\$26/day
Senior Public Works Repairer	\$60,000 – 80,000.00
Sewer C-2 Operator	\$1,500-2,500
Tax Assessor	\$15,000 – 25,000
Tax Collector	\$15,000 – 25,000
Tax Search Officer	\$500 – 1,000
Utility Collector	\$14,000 – 24,000
Zoning Officer	\$2,000 – 5,000
mileage allowance personal car	.25 -.65/mile

Section II

Longevity: \$500-2,500.00 per contract

Section III

Any ordinance or sections of the ordinance of the Borough of Alpha, New Jersey inconsistent herein shall be and the same hereby repealed.

Section IV

This ordinance shall become effective retro to January 1, 2011

Roll Call: Ayes: Dunwell, Pfefferle and Savary. Nays: Gara, Tarsi and Zikas. Mayor voted no, to break the tie, motion fails.

Resolutions

Discussions ensued regarding Resolution 2011-01 with regard to meeting dates and agenda items.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-01

RESOLUTION BY THE MAYOR AND COUNCIL OF THE BOROUGH OF ALPHA, WARREN COUNTY, STATE OF NEW JERSEY, IN REGARD TO REGULAR MEETINGS

WHEREAS, Section 13 of the Open Public Meetings Act, Chapter 231, P.L. 1975, requires that at least once a year not later than January 10th of such year shall post and mail to newspapers designated by said body the Regular Meeting dates during the succeeding year.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey that Bill Paying Meetings of the Alpha Borough Council shall be held at 7:00pm prevailing time, on the SECOND Tuesday and Regular Meeting be held on the FOURTH Tuesday of each month (unless noted otherwise) for the year 2011, except when said meetings shall be duly advertised according to Section 13 of the Open Public Meetings Act, Chapter 231. The dates of said meetings are as follows:

- | | |
|----------------------|-----------------|
| January 4(Re-Org),25 | July 12,26 |
| February 8,22 | August 9,23 |
| March 8, 22 | September 13,27 |
| April 12,26 | October 11,25 |
| May 10,24 | November 10, 22 |
| June 14,28 | December 13, 27 |

BE IT FURTHER RESOLVED, that all meetings shall be held at the Borough Municipal Building, 1001 East Boulevard, Alpha, NJ 08865 and are open to the public.

BE IT FURTHER RESOLVED, that the Star Gazette and/or the Express Times be designated as the official newspapers and should be authorized for all legal publications and notices required for publication according to law.

BE IT FURTHER RESOLVED that the format for regular meetings of Council be as follows:

Regular Meeting Agenda
Call to Order
Prayer & Salute to the Flag
Roll Call
Public Comment
Bids (*If Applicable*)
Ordinances
Resolutions
Approval of Minutes
Department Reports
Committee Reports
Public Comment
Payment of Bills & Claims
Old Business
New Business
Adjournment

Motion seconded by Councilman Dunwell, roll call: Ayes: Dunwell, Gara, Pfefferle and Savary. Nays: Tarsi and Zikas.

Motion made by Councilman Pfefferle to approve the following resolution:

RESOLUTION 2011-02
BANK DEPOSITORIES

BE IT RESOLVED, by the Mayor and members of Common Council of the Borough of Alpha, New Jersey, that pursuant to the statutes in such cases made and provided for, that PNC Bank, Alpha, New Jersey is hereby designated as the primary depository for the current funds, water utility funds, capital funds, and various other funds of the Borough of Alpha, and the Borough of Alpha payroll account.

BE IT FURTHER RESOLVED that Bank of America, TD Bank, Team Capital and State of New Jersey Cash Management Fund will be utilized as necessary. The CFO, Tax Collector, Construction Official, Court Administrator and Municipal Clerk are hereby authorized and directed to deposit all funds for the above listed accounts in the aforesaid depositories for the Borough of Alpha.

Motion seconded by Councilwoman Tarsi, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-03
BILL PAYING POLICY

WHEREAS, all bills must be rendered before the meeting of the Common Council of the Borough of Alpha; and

WHEREAS, bills must be itemized fully and signed claimant's certification be presented.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and member of the Common Council of the Borough of Alpha, that all bills submitted and approved by the Common Council

be paid on the following day after approval, unless otherwise deemed appropriate and necessary by the members of the Common Council.

Motion seconded by Councilman Pfefferle, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-04
RESOLUTION OF THE BOROUGH OF ALPHA, COUNTY OF WARREN, STATE OF
NEW JERSEY FIXING THE RATE OF INTEREST TO BE CHARGED ON
DELINQUENT TAXES OF ASSESSMENTS.

WHEREAS, NJSA 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement or discount for the late payment of taxes as provided by law; and

WHEREAS, NJSA 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00 and allows an additional penalty of 6% be collected against a delinquency in excess of \$10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year;

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

1. The Tax Collector is hereby authorized and directed to charge 8% per annum on the first \$1,500.00 of taxes becoming delinquent after due date and 18% per annum on any amount of taxes in excess of \$1,500.00 and allows an additional penalty of 6% to be collected against delinquency in excess of \$10,000 on properties that fail to pay the delinquency prior to the end of the calendar year.

2. Effective January 1, 2011, there will be a ten (10) day grace period of quarterly tax payments made by cash, check, or money order.

3. Any payments not made in accordance with paragraph two of this resolution shall be charged interest from the due date as set forth in paragraph one of this resolution.

4. A certified copy of this resolution shall be provided by the Borough Clerk to the Tax Collector and Borough Auditor.

Motion seconded by Councilman Gara, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-05
TAX REFUND PROCEDURES UNDER \$5.00

WHEREAS, the State of New Jersey allows a municipal employee to process the cancellation of any property tax refund or delinquencies of less than \$5.00; and

WHEREAS, the municipal employee allowed to process the cancellation shall be the Tax Collector; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Common Council of the Borough of Alpha hereby authorize the Tax Collector of the Borough of Alpha to process cancellations of any property tax refund or delinquency of less than \$5.00.

Motion seconded by Councilman Savary, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-06
BOROUGH ATTORNEY

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR
AND OPEN CONTRACT FOR BOROUGH ATTORNEY

WHEREAS, the Borough of Alpha through its Common Council has a need to acquire the goods or service to be provided hereunder as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5* as applicable; and,

WHEREAS, the Borough Clerk and/or CFO has determined and certified in writing that the value of the service or acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is 1 year(s); and

WHEREAS, Christopher M. Troxell Esq. has submitted a proposal or request indicating he will provide the services of Borough Attorney as agreed to under separate contract for \$43,000.00, plus additional compensation for additional specified work; and

WHEREAS, Christopher M. Troxell has completed and submitted a Business Entity Disclosure Certification which certifies that he, a sole proprietor, has not made any reportable contributions to a political or candidate committee in the Borough of Alpha in the previous one year, and that the contract will prohibit him from making any such reportable contributions through the term of the contract, and

WHEREAS, the Borough CFO has certified that there are sufficient and available funds as required under the law, specifically as per *N.J.A.C. 5:30-5.4*.

NOW THEREFORE, BE IT RESOLVED that the Council of the Borough of Alpha hereby authorizes the Mayor and Borough Clerk to enter into a contract with Christopher M. Troxell Esq. as attached hereto and described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED that the Municipal Clerk shall publish such notice as required under the law. This appointment is made without competitive bidding as professional services under the provisions of the Local Public Contracts Law, as provided in N.J.S.A. 40A:11-5 because said office requires services performed by a person or persons qualified to practice recognized professions, and it is not possible to obtain competitive bids and according to other applicable statutes.

Motion seconded by Councilman Zikas, roll call, Ayes: Gara, Savary, Tarsi and Zikas.
Nays: Dunwell and Pfefferle.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-07
UTILITY ADJUSTMENTS AND REFUNDS UNDER \$5.00

WHEREAS, the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey authorize the Utility Collector to make adjustments and to process the cancellation of any refund or delinquencies of less than \$5.00 on water and sewer accounts.

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpha, County of Warren, and State of New Jersey, so authorize the Utility Collector to act as stated above as of January 1, 2011.

Motion seconded by Councilman Dunwell, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-08
RESOLUTION FOR 2010/2011 TAX APPEALS

WHEREAS, the Mayor and Council authorize the Municipal Attorney of the Borough of Alpha to file Municipal Appeals and enter into stipulations on behalf of the Borough of Alpha.

Motion seconded by Councilman Pfefferle, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-09
AUDITOR

WHEREAS, the Borough of Alpha has a need to acquire an Auditor as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and,

WHEREAS, the CFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is 1 year(s) and may be extended 1 time(s) as approved by this governing body; and

WHEREAS, Thomas M. Ferry, C.P.A., of Ferraioli, Wielkotz, Cerullo & Cuva has submitted a proposal indicating he will provide the Borough of Alpha as Auditor for the amount of \$17,000; and

WHEREAS, Thomas M. Ferry, C.P.A. of Ferraioli, Wielkotz, Cerullo & Cuva has completed and submitted a Business Entity Disclosure Certification which certifies that Thomas M. Ferry, C.P.A. of Ferraioli, Wielkotz, Cerullo & Cuva has not made any reportable contributions to a political or candidate committee in the Borough of Alpha in the previous one year, and that the contract will prohibit Thomas M. Ferry, C.P.A. of Ferraioli, Wielkotz, Cerullo & Cuva from making any reportable contributions through the term of the contract, and

WHEREAS, the Borough CFO has determined that adequate funding will be provided for in the temporary and final 2011 municipal budget, as required under the law, as per *N.J.A.C. 5:30-5.4*.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Alpha authorizes the Mayor and Borough Clerk to enter into a contract with Thomas M. Ferry, C.P.A. of Ferraioli, Wielkotz, Cerullo & Cuva as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution. *and,*

BE IT FURTHER RESOLVED that this resolution be advertised as required by law in the official newspaper of the Borough of Alpha within 10 days of passage.

Motion seconded by Councilman Zikas roll call, Ayes: Gara, Tarsi and Zikas. Nays: Dunwell, Pfefferle and Savary. Mayor voted no, resolution fails. Councilman Pfefferle stated that he will be looking into getting quotes on Auditor services.

Motion made by Councilwoman Tarsi to approve the following resolution:

**RESOLUTION 2011-10
BOND COUNSEL**

BE IT RESOLVED by the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey as follows:

1. Gibbons, Del Deo, Griffinger and Vecchione is hereby retained as Municipal Bond Counsel of the Borough of Alpha for the year 2011.

2. This retainer is awarded without competitive bidding as a “Professional Service” under provisions of the Local Public Contracts Law as provided by NJSA 40A:11-5 because it requires service performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.

3. A copy of this resolution shall be published in the Star Gazette, Hackettstown, New Jersey as required by law within 10 days of passage.

Motion seconded by Councilman Pfefferle, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

**RESOLUTION 2011-11
PROSECUTOR**

BE IT RESOLVED by the Mayor and Council of the Borough of Alpha, County of Warren, and State of New Jersey as follows:

1. Christopher Troxell is hereby retained as Interim Municipal Prosecutor of the Borough of Alpha.

2. This retainer is awarded without competitive bidding as a “Professional Service” under provisions of the Local Public Contracts Law as provided by NJSA 40A:11-5 because it requires service performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.

3. A copy of this resolution shall be published in the Star Gazette, Hackettstown, New Jersey as required by law within 10 days of passage.

Motion seconded by Councilman Gara roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

**RESOLUTION 2011-12
PUBLIC DEFENDER**

BE IT RESOLVED by the Mayor and Council of the Borough of Alpha, County of Warren, and State of New Jersey as follows:

1. Scott Wilhelm is hereby retained as Public Defender of the Borough of Alpha for the year 2011.

2. This retainer is awarded without competitive bidding as a “Professional Service” under provisions of the Local Public Contracts Law as provided by NJSA 40A:11-5 because it requires

service performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.

3. A copy of this resolution shall be published in the Star Gazette, Hackettstown, New Jersey as required by law within 10 days of passage.

Motion seconded by Councilman Dunwell roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilman Pfefferle to approve the following resolution:

RESOLUTION 2011-13
APPOINTING PUBLIC ALLIANCE INSURANCE
COVERAGE FUND COMMISSIONER

BE IT RESOLVED, by the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey, that it hereby appoints Klara Tarsi as Fund Commissioner and Rudolph Pfefferle, as Alternate Fund Commissioner to the Public Alliance Insurance Coverage Fund; and

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to the Following:

1. Klara Tarsi, Fund Commissioner
2. Rudolph Pfefferle, Alternate Fund Commissioner
3. Public Alliance Insurance Coverage Fund

Motion seconded by Councilman Dunwell roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilman Pfefferle to approve the following resolution:

RESOLUTION 2011-14
LABOR ATTORNEY

BE IT RESOLVED by the Mayor and Council of the Borough of Alpha, County of Warren, and State of New Jersey as follows:

1. Andrew Kinsey, of Florio, Perrucci, Steinhardt & Fader, LLC. Law Firm, is hereby retained as the Labor Attorney of the Borough of Alpha.

2. This retainer is awarded without competitive bidding as a “Professional Service” under provisions of the Local Public Contracts Law as provided by NJSA 40A:11-5 because it requires service performed by a person authorized by law to practice a recognized profession and it is not possible to obtain competitive bids.

3. A copy of this resolution shall be published in the Star Gazette, Hackettstown, New Jersey as required by law within 10 days of passage.

Motion seconded by Councilman Dunwell roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-15
RISK MANAGEMENT CONSULTANT

WHEREAS, the Borough of Alpha has resolved to join the Public Alliance Insurance Coverage Fund (“PAIC”) following a detailed analysis; and

WHEREAS, the Bylaws of PAIC require that each entity designate a Risk Management Consultant to perform various professional services as detailed in the Bylaws and Risk Management Plan; and

WHEREAS, the Bylaws indicated that PAIC shall pay each Risk Management Consultant a fee to establish annually by the Executive Committee:

NOW THEREFORE BE IT RESOLVED, that the Borough of Alpha does hereby appoint **Charter Partners**, as its Risk Management Consultant in accordance with the Fund’s Bylaws.

Motion seconded by Councilman Zikas roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

**RESOLUTION 2011-16
DESIGNATION OF A PUBLIC AGENCY COMPLIANCE OFFICER
FOR THE BOROUGH OF ALPHA**

WHEREAS, the State Department of Treasury Division of Contract Compliance and Equal Employment Opportunity in Public Contracts requires a Public Agency Compliance Officer; and

WHEREAS, the P.A.C.O. is the liaison between the Division and the Public agency (Alpha) and is the Public Agency point of contact for all matters concerning implementation and administration of the Statute; N.J.A.C 17:27-3.2; and

WHEREAS, the P.A.C.O. is also responsible for administering contracting procedures pertaining to equal employment opportunity regarding both the public Agency (Alpha Borough) and the service providers. The service providers shall include but shall not be limited to goods and services vendor, professional service vendors and construction contractors; and

BE IT FURTHER RESOLVED, the P.A.C.O. must have the authority to recommend changes to effectively support the implementation of the statute and its regulations.

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Alpha hereby designates Laurie A. Barton, Municipal Clerk, as the P.A.C.O beginning January 1, 2011 and ending December 31, 2011.

Motion seconded by Councilman Dunwell roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-17
2011 TEMPORARY BUDGET FOR THE WATER & SEWER UTILITY FUND

WHEREAS, N.J.S.A 40A:4-19 provides that where any contracts, commitments, or payments are to be made prior to the final adoption of the 2011 budget, temporary appropriations should be made for purposes and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty (30) days of January 2011; and

WHEREAS, the total appropriations in the 2010 Water/Sewer Utility Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of \$776,080.00; and

WHEREAS, 26.25 % of the total appropriations in the 2010 Water/Sewer Utility Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2010 budget is the sum of \$203,721.00;

NOW, THEREFORE, BE IT RESOLVED, that the following Water/Sewer Utility Operating appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for her records:

Salaries & Wages	\$ 67,000.00
Other Expenses	\$131,421.00
Social Security	\$ 5,000.00
Unemployment	\$ 300.00
Total limited to 26.25%	\$203,721.00
Debt Service	\$ 16,200.00
Total Temporary Budget	\$219,921.00

Motion seconded by Councilman Gara roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-18
2011 TEMPORARY BUDGET FOR THE CURRENT FUND

WHEREAS, NJSA 40A:4-19 provides that where any contracts, commitments, or payments are to be made prior to the final adoption of the 2011 budget, temporary appropriations should be made for purposes and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty (30) days of January 2011; and

WHEREAS, the total appropriations in the 2010 Current Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of \$2,231,805.56; and

WHEREAS, 26.25 % of the total appropriations in the 2010 Current Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2010 budget is the sum of \$585,848.95;

NOW, THEREFORE, BE IT RESOLVED, that the following Current Fund Operating appropriations attached be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for her records:

Appropriations limited to 26.25%	\$547,065.00	(detail attached)
Debt Service	\$ 14,800.00	

CURRENT FUND 2011 TEMPORARY BUDGET

2011

Temporary Budget
 APPROPRIATIONS

Administration	S&W		4,725
OE		8,000	
Clerk	S&W		21,725
OE		2,000	
Finance	S&W		16,550
OE		1,200	
Audit Services	OE		5,000
Payroll Services	OE		3,000
Assessor	S&W		5,000
OE		2,000	
Collector	S&W		6,000
OE		1,000	
Legal	OE		15,000
Engineering	OE		7,000
Public Property	S&W		2,625
OE		6,500	
Planning Board	S&W		5,025
OE		6,000	
Fire Operating	OE		6,000
Police	S&W		2,500
Court	S&W		7,400
OE		800	
Public Defender	S&W		325
Prosecutor	S&W		725
Emergency Mgmt	S&W		725
OE		400	
Streets & Roads	S&W		6,000
OE		15,500	
Garbage	OE		51,000
Animal Regulation	S&W		1,000
OE		1,000	
Utilities- Gasoline	OE		2,400
Street Lighting	OE		6,500
Propane	OE		4,000
Telephone	OE		4,500
Electric	OE		3,500
Building Inspector	S&W		7,900
OE		200	
Computers	OE		3,500
TOTAL		244,225	
Social Security		6,500	
Unemployment		500	
Group Insurance		25,000	
Other Insurance		75,000	
PERS		47,840	
Interlocal Police		148,000	
302,840			
Total Appropriations limited to 26.25%		547,065	
NJ Economic Loan		14,800	
Total Appropriations		561,865	

Motion seconded by Councilman Pfefferle roll call, Ayes: Dunwell, Gara, Pfefferle,
 Savary, Tarsi and Zikas. Nays: none.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2011-20

A RESOLUTION AMENDING THE REIMBURSEMENT OF IN CASH IN LIEU OF MEDICAL BENEFITS TO ELIGIBLE EMPLOYEES WAIVING COVERAGE

WHEREAS, all Elected Official and employees of the Borough of Alpha working 35 or more hours per week and elected officials are eligible for Borough-paid medical benefits through the State of New Jersey Health Benefit Plan (the NJ Direct Plan of New Jersey State Health Benefits);

WHEREAS, medical benefits include medical, prescription and dental insurances;

WHEREAS, some employees and elected officials may experience an unwanted duplication of benefits;

WHEREAS, those employees and elected officials with duplication may seek to waive insurance coverage and be reimbursed up to one-half of the cost in cash in lieu of for same pursuant to the State of New Jersey Health Benefit Plan.

WHEREAS, the Mayor and Council of the Borough of Alpha wish to update their waiver payments to reflect their desire for savings;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Alpha that the State of New Jersey Health Benefit Plan has amended that the amount be reduced to no cash in-lieu of, (zero dollars).

Motion seconded by Councilman Dunwell, roll call, Ayes: Dunwell, Pfefferle, Savary and Tarsi. Nays: Gara and Zikas.

Land Use Member Appointments

Motion made by Councilman Gara to accept and approve the following Land Use Board

Appointments:

Tom Seiss	Term: 01/1/11-12/31/15
Luis Pettinelli	Term: 01/1/11-12/31/15
Mike Savary	Term: 01/1/11-12/31/12
Alternates	
Mike Wambold	Term: 01/1/11-12/31/13
Lorraine Rossetti	Term: 01/1/11-12/31/12 (Employee Appointment)

Motion seconded by Councilwoman Tarsi, roll call: Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Motion to approve OEM officers by Councilman Gara:

Hunter Stagg, Coordinator

George Gal, Deputy

Motion seconded by Councilwoman Tarsi, roll call, Ayes: Dunwell, Gara, Pfefferle, Savary, Tarsi and Zikas. Nays: none.

Oaths of Office as a Group for Professionals and Staff

Borough Clerk, Laurie Barton, administered the Oath of Office to Professionals and Staff.

Public Comment

Mayor Hanics, Councilwoman Tarsi, Councilman Savary and Councilman Gara briefly gave New Year's acclamations and wished a happy New Year and look forward to working with the new Council.

Assemblyman Eric Peterson wished the Mayor and Council a Happy New Year and briefly gave a statement on working together.

Luis Cartabona , Fifth Avenue welcomed the new councilmen and invited the Assemblyman to come to the 100th year anniversary.

Adjourn:

There being no further business to come before Council at this time, on motion by Councilman Gara and seconded by Councilman Savary this meeting adjourned at 8:45 p.m.

Respectfully submitted,

Laurie A. Barton, RMC