Mayor Hanics called the Meeting of the Common Council of the Borough of Alpha to order at 7:00 p.m. on Tuesday, April 10, 2012.

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 January 4, 2012, the Municipal Clerk delivered to The Express-Times and posted on the bulletin board in the Municipal Building, a notice containing the date, time and place of this meeting of the Alpha Borough Council. Also, said notice has been mailed to persons requesting the same.

Mayor Hanics led prayer and the salute to the flag.

Roll Call: Present: Councilman Dunwell, Councilman Pfefferle, Councilman Savary, Councilwoman Schwar and Councilwoman Tarsi. Also present Borough Clerk, Laurie A. Barton, and Borough Attorney Christopher Troxell. Absent: Councilman Zikas.

Bid Opening: Lawn Care Service Bids

Borough Clerk, Laurie Barton opened bids received from the following:

FTS Landscaping Inc	04/10/2012	\$21,700.00
PDN Property Maintenance	04/10/2012	\$25,175.00
Weiss Landscaping	04/10/2012	\$24,640.00
Cut-N-Vac Lawn Care	04/10/2012	\$19,375.00
CJW Lawn Maintenance	04/10/2012	\$33,075.00
Cousins Lawn Maintenance	04/10/2012	\$46,375.00

Motion made by Councilwoman Tarsi to accept the bids, motion seconded by Councilwoman Schwar. Roll call: Ayes: Dunwell, Pfefferle, Savary, Schwar and Tarsi. Nays: none.

Ordinance-2012-04 1st Reading

Motion made by Councilman Pfefferle to approve the following Ordinance with a public hearing scheduled for April 24, 2012. Motion seconded by Councilman Dunwell, roll call: Ayes: Dunwell, Pfefferle, Savary, Schwar and Tarsi. Nays: none.

#### ORDINANCE 2012-04 AN ORDINANCE SETTING THE 2012 SALARY RANGES FOR CERTAIN EMPLOYEES OF THE BOROUGH OF ALPHA.

**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 following officers and employees of the Borough of Alpha, County of Warren, and State of New Jersey named herein shall be as follows:

Water Meter Repairer \$10.00 - \$25.00 per hour;

Clean Communities Worker \$8.00 - \$16.00 per hour; and

Utility Collector \$ 1.00 - \$18,000.00 (per year).

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or sections of the ordinance of the Borough of Alpha, New Jersey inconsistent herein shall be and the same hereby repealed.

This ordinance shall become effective immediately.

#### Resolutions

Motion made by Councilwoman Tarsi to approve the following resolution, motion seconded by Councilwoman Schwar. Questions: Councilman Savary inquired about the physical address of the block and lot listed on resolution. Roll Call: Ayes: Dunwell, Pfefferle, Savary, Schwar and Tarsi. Nays: none.

#### RESOLUTION 2012-58 REDEMPTION OF TAX SALE CERTIFICATE#201008

**WHEREAS**, the Tax Collector of the Borough of Alpha advised Mayor and Council that the following property has been redeemed and the money due thereon paid to the Borough of Alpha Tax Collector;

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Alpha this 10th day of April 2012 that refunds are made to the certificate holder as noted:

CERTIFICATE HOLDER

Arthur Frustaci

92/4

201008

\$1,848.47

1178 Fifth Avenue

Alpha, NJ 08865

Motion made by Councilwoman Tarsi to approve the following resolution, motion seconded by Councilwoman Schwar. Roll Call: Ayes: Dunwell, Pfefferle, Savary, Schwar and Tarsi. Nays: none.

### RESOLUTION 2012-59 TAX SALE CERTIFICATE 201009

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Alpha that the following Tax Sale Certificate(s) having been paid and satisfied in full pursuant to N.J.S.A. 54:5-59. The Mayor and Borough Clerk are hereby authorized and directed to endorse same for cancellation, and affix the Borough Seal, and have same delivered to the property owner(s) or legal representative(s) pursuant to N.J.S.A. 54:5-55.

TAX SALE CERTIFICATE NUMBER BLOCK/LOT AMOUNT

201009 100/2 \$39,546.96

Assessed To: ROTO Development Corp.

Motion made by Councilman Dunwell to approve the following resolution. Motion seconded by Councilwoman Schwar. Roll call: Ayes: Dunwell, Pfefferle, Savary and Schwar. Nays: Tarsi.

## RESOLUTION 2012-60 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 from April 1, 2012 through April 30, 2012.

**NOW THEREFORE BE IT RESOLVED,** that the Governing Body of the Borough of Alpha hereby appoints Lorraine Rossetti as Utility Collector in accordance with the salary ordinance at a salary for 2012 to be set at \$1,500 per month.

The following resolution as tabled by Councilman Dunwell for the next meeting (April 24<sup>th</sup>):

# RESOLUTION 2012-61 RESOLUTION AUTHORIZING BOROUGH ENGINEER TO PROVIDE CONSULTING ENGINEERING SERVICES TO INSTALL AUXILIARY POWER (FRACE ST. WATER TREATMENT PLANT)

**BE IT RESOLVED,** by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that the firm of Remington & Vernick Engineers is hereby authorized to act as the Borough Engineer and proceed with the engineering services in regard to installing auxiliary power at the Frace Street Water Treatment Facility in the Borough for the contemplated scope of work in accordance with the firm's proposal of this date (attached hereto) and in an amount not to exceed \$10,880.00, upon written certification of funds by the Borough CFO.

**BE IT FURTHER RESOLVED,** that the Mayor, Clerk, Borough Attorney, and/or Borough Engineer are authorized to execute all necessary documents to effectuate the services.

#### Department Reports

Administration, Councilwoman Carol Schwar: Councilwoman Schwar announced that she will not be in attendance at the next meeting (April 24<sup>th</sup>), due to her daughter's banquet dinner. Councilwoman Schwar stated that she is willing to call in for the Budget Hearing and vote. Mayor Hanics also announced that he will be out of town for the next meeting.

Councilwoman Schwar addressed the policies of an OPRA request and stated that she contacted the GRC (Government Records Council) and stated that the request from Alex Zikas was too broad and the GRC agreed with her. Discussions ensued regarding Mr. Zikas requesting copies of emails to and from Councilman Dunwell. Lengthy discussions ensued regarding procedures that should be in place for any future OPRA requests that will require a deposit for administrative costs. Councilwoman Schwar noted that the boxes of the request from Mr. Zikas still sit in the Clerk's office.

Councilwoman Schwar continued on with her report and inquired about the website and a Borough email she requested. Councilwoman Schwar stated she spoke with Mr. Vitti from Pharma Care and advised that members of Council are not comfortable having an employee acting as the administrator. It was discussed that if the Borough didn't want to utilize an employee administrator, the employee can deal with the company directly. In closing, Councilwoman Schwar approved bills, salaries and wages for her department.

Finance, Councilman Chris Pfefferle: No report. Councilman Pfefferle added Purchase Order # 12-00187 for R2 Consultant to the bill list. In closing, Councilman Pfefferle approved bills, salaries and wages for his department.

Health and Welfare, Councilman Harry Zikas: No report. Councilwoman Schwar announced that Councilman Zikas had already signed his bills.

Public Property, Councilman Michael Savary: Councilman Savary reported that the stumps were ground off on the corner of Schley and Park Avenue. New playground equipment was delivered. One piece will be sent back due to it being the wrong one delivered.

Councilman Savary checked the power at the monument and stated that there is power there but a ground fault receptor is bad. Councilman Savary will meet with the person who is repairing the pavers at the memorial.

The pavers will be repaired in time for the Memorial on May 20<sup>th</sup>. A discussion about ordering another bronze plate to place additional names at the Memorial was also addressed.

The tub grinder being delayed for two weeks was discussed. The grinder may come in over the weekend for the same price. In closing, Councilman Savary approved bills, salaries and wages for his department.

A discussion of the grass dump area hours was recounted once again by the Mayor. Councilman Dunwell stated he will meet with the DPW and Councilman Savary to set the hours.

Councilwoman Schwar mentioned the football Pop Warner that is run by the AYAA, in which the AYAA is not involved in anymore. This new Pop Warner is using the kitchen facilities in the Borough's field house. Councilwoman Schwar stated that the organization is not affiliated with the Borough. During the discussion, Councilman Savary suggested ground rules to be set and proof of insurance being provided from the Pop Warner.

Public Safety, Councilwoman Klara Tarsi: Councilwoman Tarsi summarized the police report received from the Chief. In closing, Councilwoman Tarsi approved bill, salaries and wages for her department.

Public Works, Councilman Craig Dunwell: Councilman Dunwell reported on the installation of the water meters and stated that 90% have been installed; the last 10% will take just as much time. Councilman Dunwell reported on the gas line break and reported some homes in the immediate area were evacuated. No one was injured and no property was damaged. Councilman Dunwell reported on the sewer main problem on Williams Street; sewage was coming up from the ground. There were some roots observed in the area of the break. The C2 Operator will have someone there to camera the line and cut the roots. A meeting is scheduled for tomorrow morning with the vendor who designed the water treatment plant from 25 years ago. A meeting in the afternoon will be held with Remington & Vernick for test diggings at 897 South Blvd. Councilman Dunwell reported on the large sinkhole on Pursel Street. In closing, Councilman Dunwell approved bills, salaries and wages for his department.

Councilman Dunwell requested 15 minutes in executive session for potential litigation for billing practice in the Water Utility.

Councilwoman Tarsi inquired about the recent DEP letter. Councilman Dunwell elaborated on the correspondence from the DEP; citing that the Borough must provide emergency power supply at the water plant.

Mayor Hanics stated he received two phone calls from residents inquiring about the need for them to hire a plumber to replace faulty valves.

Councilman Dunwell explained that it is up to the homeowner to hire whoever they would like to install the valves. Mr. Sands can be hired to install the valve, but it is separate from him installing the meters.

#### Committee Reports

**Newsletter:** Councilwoman Schwar reported on the progress of the newsletter and anticipates it to go out by April  $20^{th}$ .

Community Day: Councilwoman Tarsi reported that Community Day will be held on September 8<sup>th</sup> from noon until 9:00 p.m. Councilwoman Tarsi provided the following information: there are 6 bands scheduled, fireworks will be scheduled, the Fire Company is being asked to run a beer stand. They will keep all the proceeds for their anniversary. Food vendors will also be scheduled.

#### Professionals & Officials Reports

Mayor, Edward Hanics: Mayor Hanics reported on the summary of the budget he received from the Emergency Squad. Mayor Hanics reviewed correspondences he received through his office concerning the grant for the streets project (\$200,000.00) and an invite to the Emergency Squad Banquet.

Fire Department, Charles Bodogh: Chief Bodogh reported on the gas line break near Schley Avenue. Councilman Dunwell inquired about the reverse 911 alert system and stated people from as far away as New York received the alert and that his name and number was included in the alert. Mr. Stagg (OEM Coordinator) explained the reason for Councilman Dunwell's information provided in the alert.

Chief Bodogh continued, requesting the fire hydrant near the old Charlie Browns restaurant be raised. Councilman Dunwell responded, stating that they will raise the hydrant.

Emergency Squad, Brad Fagan: Mr. Fagan gave the report from the Emergency Squad for January, February and March.

Mr. Fagan asked that a committee between Alpha and Pohatcong be formed to discuss the Alpha Station building and the lease terms.

Attorney, Christopher Troxell: Attorney Troxell requested 20 minutes in executive session for contractual. Mr. Troxell briefly discussed a phone call he received from a resident concerning boundary lines and added that this is a neighbor dispute and not a Borough issue.

*Engineer's Report*: Councilman Dunwell briefly went through the Engineers report in the absence of the Engineer (report distributed to Mayor and Council), regarding various projects throughout the Borough.

Borough Clerk, Laurie Barton: The Clerk briefly reported on the Clerk Conference that was held at the end of March. The Clerk reported that she is now processing the renewals for liquor licenses and the licensees will have to fill out a full 12-page application this year for renewal. Councilman Dunwell inquired about the transfer of the liquor license for Charlie Browns that he read about in the newspaper and asked if the Clerk is involved with that process. The Clerk explained the transfer process and stated that she has not received a complete application that needed to be amended from the potential buyer.

Recycling Coordinator, Tom Fey: Mr. Fey reported his attendance at the Warren County Recycling Meeting. Mr. Fey reported that at the April 5<sup>th</sup> Solid Waste Advisory meeting, the Freeholders approved his membership. Mr. Fey reported he will be in class tomorrow and Thursday. A recycling seminar will be held at the Warren County Technical School in which he will attend.

Mr. Fey requested recycling barrels be placed at the park, which are available from the County. Mr. Fey suggested having them chained down and placed next to the garbage cans. Mr. Fey requested an article be placed in the newsletter regarding recycling.

Mr. Fey inquired about the grass cutting at the firehouse and why it wasn't included in the bid proposal. Councilman Savary stated that he was told that the firehouse cuts the grass themselves.

#### Public Comment

George Cupon, Sampson Avenue inquired about grass cutting bids for the sewer plant and water pumping stations.

Anthony Procita, Springtown Road, asked if the Borough was cutting back workers from the DPW. Mayor Hanics responded that the Borough is not cutting any workers. Councilman Dunwell explained the need to farm out the cutting of grass and that the DPW employees are doing more pressing jobs that need their attention.

Tom Fey, East Blvd, stated that he wants to see all of Council at the May 20<sup>th</sup> Memorial Day Service.

Louis Cartabona, Fifth Avenue, questioned the first reading on the budget and inquired about a statement last year that was made about letting go a DPW employee. Mr. Cartabona inquired about the water service lines. Mr. Cartabona asked if the Ordinance Committee had anything to report on the chicken situation. Mr. Cartabona suggested having a yearly license fee for oil and propane commercial tanks, with regards to huge oil storage tanks in Alpha. Mr. Cartabona also inquired on the following: yearly tonnage report being submitted on time, paving update for Industrial Avenue and well head protection concerns.

#### Payment of Bills and Claims

Motion made by Councilman Savary to have the directors reports part of the minutes, motion seconded by Councilwoman Tarsi, all were in favor.

Motion made by Councilman Pfefferle to authorize the CFO to pay bills approved by the directors, and holding bill# 12-00168 (Councilman Savary stating that he will notify the CFO to hold the bill), motion seconded by Councilman Savary. Roll call, Ayes: Dunwell, Pfefferle, Savary, Schwar and Tarsi. Nays: none.

Nays: none.

Motion made by Councilwoman Tarsi to authorize the CFO to pay all salaries and wages approved by the Directors, motion seconded by Councilwoman Schwar. Roll call, Ayes: Dunwell, Pfefferle, Savary, Schwar and Tarsi. Nays: none.

O. Type: All Range: First Format: Condensed	to La	ast		Open: Rcvd: Bid:	Y Held: Y	Void: N Aprv: N Other: Y	Exempt: Y
# PO Date Ve	endor		PO Description	Status	Amount	Void Amount	РО Туре
-00774 12/12/11 PO		POWERCO, INC	hyd hose for case backhoe	Open	135.44	0.00	
		REMINGTON & VERNICK ENGINEERS		0pen	11,304.00	0.00	
00050 02/14/12 FLI		FLEMINGTON DEPARTMENT STORE	work shoes for DPW per contrct		338.90	0.00	
00078 02/24/12 FOI		FORT DEARBORN LIFE INSURANCE	2012 Employee Life Insurance	Open	138.75	0.00	
		FREY ENGINEERING, LLC	2012 Sewer Operator Services	Open	1,000.00	0.00	
00081 02/24/12 LOF		TOWNSHIP OF LOPATCONG	2012 Assessor ComputerAir Card		43.05	0.00	
00082 02/24/12 MAI			2012 Postage Meter Lease	Open	390.00	0.00	
00084 02/24/12 TRI		DE LAGE LANDEN FINANCIAL SERV		Open	274.98	0.00	
00085 02/24/12 VEF			2012 DSL Internet Service	Open	91.99	0.00	
		REMINGTON & VERNICK ENGINEERS	A SAME OF THE SAME	Open	1,500.00	0.00	
00128 03/01/12 AQU		AQUA NEW JERSEY	HYDRANT	Open	62.49	0.00	
00137 03/01/12 NJN		NJN PUBLISHING	Ads Published NJN Publishing	Open	71.02	0.00	
00139 03/01/12 NJW		NJ WATER ASSOCIATION	2012 Membership	Open	295.00	0.00	
00141 03/01/12 INT		INTL INSTITUTE MUNICIPAL CLERK		Open Open	135.00	0.00	
00153 03/09/12 EQU		EQUISOL MATERIAL S	Troubleshoot SCADA System	Open	1,900.00	0.00	
00160 03/20/12 WAM		WARREN MATERIALS	QPR Cold Patch	Open	901.52	0.00	
00161 03/20/12 ONE		ONE CALL CONCEPTS	Mark-Outs	Open	6.72	0.00	
00164 03/20/12 KUT			MASON DUMP TIRES	Open	350.68	0.00	
00167 03/20/12 NJN 00168 03/21/12 BOY		NJN PUBLISHING	LAND USE ADS	Open	101.37	0.00	
00176 03/22/12 EAS		BOYCE ASSOCIATES EAS BY ACTION DATA	PLAYGROUND EQUIPMENT	Open	1,839.92	0.00	
0179 03/23/12 R2C		R2 CONSULTANTS	EAS by ADS fees per ending 3/9 Replace failed hrd drv server		192.84 359.95	0.00	
01/9 03/23/12 K2C				Open		0.00	1
		FERGUSON BATH & KITCHEN		Open Open	27.28 690.50¥	0.00	ipdated amount
0190 03/29/12 BAEF		AER AGGREGATES, INC.		Open	1,205.57	0.00	aman
0192 03/29/12 POWE		OWERCO, INC		Open Open	158.97	0.00	
0194 03/29/12 PAGA		RANK PAGANO		Open Open	332.50	0.00	
0196 03/29/12 CONT		CONTRACTORS EQUIPMENT CO., INC		Open Open	197.20	0.00	
0197 03/29/12 CAPI				Open	2,471.27	0.00	
0199 04/03/12 ACTI			AND THE RESERVE THE PROPERTY OF THE PROPERTY O	Open	775.49	0.00	
0200 03/31/12 PAYR				Open	13,530.80	0.00	
0201 03/31/12 PAYR		1000 BB		Open	18,914.57	0.00	
0203 04/05/12 ZBRO		BROTHERS CONCRETE CONTR, INC		Open	94,282.02	0.00	
0204 04/05/12 VANC		ANCLEEF ENGINEERING ASSOCIATE		Open	850.00	0.00	
0205 04/05/12 AARO	DE L'			Open	150.00	0.00	
0206 04/05/12 JCPL				Open	1.340.50	0.00	
0207 04/05/12 COYN		DYNE CHEMICAL ENVIRON SERVICE		open .	704.00	0.00	
0208 04/05/12 VANC			van Cleef MetroPCS Escw 11-001 (		480.00	0.00	
209 04/05/12 QC			QC LABORATORIES-ANLSYS/TESTING O		1.010.00	0.00	
212 04/09/12 STPW			Jan-Feb-Mar 2012 Wtr Sys Tax C		294.12 🗸	0.00	
214 04/10/12 APLU				pen	825.00-	0.00	
215 04/10/12 SART	TI SA	ARTINI PLUMBING & HEATING	1771	pen	8,614.11	0.00	
216 04/10/12 VANCI		NCLEEF ENGINEERING ASSOCIATE		pen	5,122.50	0.00	
Purchase Orders:	44	Total P.O. Line Items: 17	77 Total List Amount: 173,4	10.02 т	Total Void Amo	unt:	0.00
.00198 USF	PS 1	mail 2012/2 utility	Dille	÷	'328.3a		****

#### Old Business

Councilwoman Tarsi stated that she would like to see a public hearing on the police contract. It was the consensus of Council to schedule a public hearing with regards to the Police Contract, to be held at the May  $22^{nd}$  Council meeting at 7:00 p.m.

Councilman Dunwell stated he will speak with the Engineer tomorrow concerning the DEP remediation notice regarding the removal of an underground gasoline tank.

Mayor Hanics briefed Council on a fundraiser called Bowling for Kids that will be held on April 28<sup>th</sup>.

New Business

Motion made by Councilwoman Tarsi to approve the following pavilion permit with waiver of fee, motion seconded by Councilman Pfefferle, all were in favor.

Pavilion permit: Ms. Schocko (Alpha Fire Dept Car Show) request waiver of fee.

Motion made by Councilwoman Schwar to approve the following Social Affair Permit, motion seconded by Councilman Pfefferle, all were in favor.

Social Affair Permit SA-2012-2: LAO Association, April 28, 2012 at the Alpha Fire Department.

Motion made by Councilwoman Tarsi to approve the following Bingo application, motion seconded by Councilwoman Schwar, all were in favor.

#### Bingo Application-BA-2012-1 (Alpha PTO)

**Executive Session** 

Motion made by Councilwoman Tarsi to approve the following resolution to go into executive session for 50 minutes. Motion seconded by Councilman Pfefferle, all were in favor.

#### **EXECUTIVE SESSION 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.

- 1. The public shall be excluded from discussion(s) of the hereinafter specified subject matter(s).
- 2. The general nature of the subject matter(s) to be discussed is: Personnel, Litigation and/or Contractual,
- 3. It is anticipated at this time, that the above stated subject matter(s) will be made public when it is no longer a matter of confidentiality.
- 4. Action may or may not be taken after executive session.

**NOW THEREFORE BE IT RESOLVED**, by the governing body of the Borough of Alpha that the public shall be excluded from an executive session for approximately 40 minutes, allowing for a five (5) minute recess between the regular session and the executive session.

Return to Regular Session

Motion made by Councilman Dunwell to return to regular session, motion seconded by Councilwoman Schwar, all were in favor.

Motion made by Councilwoman Tarsi to approve the following resolution:

RESOLUTION 2012-62 LAWN CARE SERVICES CONTRACT AWARD

WHEREAS, the Council of the Borough of Alpha has publicly bid for lawn care services to be performed

in the Borough of Alpha for Borough property; and

WHEREAS, bids were received and the lowest bid was submitted by Cut-N-Vac Lawn Care Systems, Inc.,

of Bethlehem, Pennsylvania in the amount of \$19,375.00;

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Alpha that the lawn care

services contract be awarded to the lowest bidder, Cut-N-Vac Lawn Care Systems, Inc, for \$19,375.00 for the

period of April 15, 2012 to December 31, 2012.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to execute all

documents, including the contract.

Motion seconded by Councilman Dunwell. Questions: Councilman Savary stated that he

did not like the word 'execute'. Attorney Troxell made clear to Councilman Savary that execute

means to sign. Roll call, Ayes: Dunwell, Pfefferle, Savary, Schwar and Tarsi. Nays: none.

Adjourn

There being no further business to come before Council at this time, on motion made by

Councilwoman Tarsi and seconded by Councilman Dunwell, this meeting adjourned at 10:05

p.m.

Respectfully submitted,

Laurie A. Barton, R.MC

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