

Mayor Edward Hanics called the Reorganization Meeting of the Common Council of the Borough of Alpha to order at 12:00 Noon on Tuesday, January 1, 2013.

Mayor Edward Hanics announced that adequate notice of the meeting was given to the Express-Times 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 12, 2013, the Municipal Clerk delivered to the Express-Times 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.

Oath of Office

Assemblyman Erik Peterson presided over the swearing in office oaths to Louis Cartabona and Michael Savary.

A motion made by Councilman Zikas to appoint Michael Schwar for the remaining term of former Councilman Chris Pfefferle, motion seconded by Councilman Dunwell. Roll call: Ayes: Cartabona, Dunwell, Savary, Schwar (Carol) and Zikas. Nays: none.

Roll Call:

Mayor Hanics, Councilman Cartabona, Councilman Dunwell, Councilman Savary, Councilwoman Schwar, Councilman Schwar and Councilman Zikas.

Appointment of Mayor's Standing Departments

Motion made by Councilman Zikas to approve the following standing departments, motion seconded by Councilman Cartabona, all were in favor:

Director of Administration: Councilwoman Carol Schwar .
Deputy: Councilman Dunwell

Director of Finance: Councilman Michael Schwar
Deputy: Councilman Zikas

Director of Public Works: Councilman Craig Dunwell
Deputy: Councilman Savary

Director of Public Property: Councilman Michael Savary
Deputy: Councilman Cartabona

Director of Public Safety: Councilman Louis Cartabona
Deputy: Councilman Schwar

Director of Health & Welfare: Councilman Harry Zikas
Deputy: Councilwoman Schwar

Appointments

Motion made by Councilman Dunwell to appoint Councilman Savary as the Clean Communities Coordinator for 1-year term, motion seconded by Councilwoman Schwar. Roll call: Ayes: Cartabona, Dunwell, C. Schwar, M. Schwar and Zikas. Nays: None. Abstain: Savary.

Motion made by Councilman Dunwell to appoint Remington & Vernick as the Certified Public Works Manager to a 1-year term, motion seconded by Councilman Savary. Roll call: Ayes Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: None.

Motion made by Councilwoman Schwar to appoint Kevin Duddy as Fire Inspector for a 1-year term, motion seconded by Councilman Dunwell. Roll call: Ayes Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: None.

Motion made by Councilwoman Schwar to appoint Leon Fortin as Plumbing Sub Code Official for one year, motion seconded by Councilman Dunwell. Roll call: Ayes Cartabona, Savary, C. Schwar, M. Schwar and Zikas. Nays: None. Abstain: Dunwell.

Library Appointments

Mayor Hanics presented Dave Miers as an appointment to the Library Board for a three year term ending December 31, 2015. Councilman Dunwell requested any Library Board appointments at this time.

Councilman Cartabona moved to approve the appointment of Dave Miers to the Library Board for a three year term, motion seconded by Councilman Zikas. Roll Call: Ayes: Cartabona, C. Schwar, M. Schwar and Zikas. Nays: Dunwell and Savary.

Election of Council Representative to the Land Use Board

Nominations to the Land Use Board were as follows: Nominated made by Councilman Dunwell and seconded by Councilman Zikas for Councilman Savary to be the representative to the Land Use Board.

Nomination made by Councilman Zikas for Councilman Savary as Council President. Councilman Savary declined nomination.

Nomination made by Councilman Dunwell for Councilwoman Schwar as Council President, seconded by Councilman Savary, all were in favor with the exception of Councilman M. Schwar and Councilwoman C. Schwar abstaining.

Resolutions

Motion made by Councilman Zikas to approve the following resolution, motion seconded by Councilman Cartabona. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

RESOLUTION 2013-01
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 Regular Meetings of the Alpha Borough Council shall be held at 7:00pm prevailing time, as indicated below for the year 2013, 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 1 (Re-Org), 8,22	July 9
February 12, 26	August 13
March 12, 26	September 10, 24
April 9, 23	October 8, 22
May 14, 28	November 12, 26
June 11,25	December 10, 30

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
Professionals & Officials Reports
Public Comment
Payment of Bills & Claims
Old Business
New Business
Executive Session (*As Needed*)
Adjournment

Motion made by Councilman Zikas to approve the following resolution, motion seconded by Councilwoman C. Schwar. Roll Call: Ayes: Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none. Abstain; Cartabona.

RESOLUTION 2013-02
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 made by Councilman Zikas to approve the following resolution, motion seconded by Councilman Savary. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

**RESOLUTION 2013-03
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 made by Councilman Savary to approve the following resolution, motion seconded by Councilman Zikas. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

**RESOLUTION 2013-04
RESOLUTION OF THE BOROUGH OF ALPHA, COUNTY OF WARREN, STATE OF NEW JERSEY
FIXING THE RATE OF INTEREST TO BE CHARGED ON DELINQUENT TAXES OR 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, 2013, there will be a ten (10) day grace period of quarterly tax payments made by cash, check, credit card 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 made by Councilman Cartabona to approve the following resolution, motion seconded by Councilman Zikas. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

**RESOLUTION 2013-05
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 made by Councilman Zikas to approve the following resolution, motion seconded by Councilman Cartabona. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

**RESOLUTION 2013-06
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 services 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 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 one 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, Esq. 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 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 *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 to enter into a contract with Christopher M. Troxell, Esq., 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.

BE IT FURTHER RESOLVED that the 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 person or persons qualified to practice recognized professions, and it is not possible to obtain competitive bids, and according to other applicable statutes.

Motion made by Councilman Zikas to approve the following resolution, motion seconded by Councilwoman C. Schwar. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

**RESOLUTION 2013-07
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, 2013.

Motion made by Councilman Zikas to approve the following resolution, motion seconded by Councilwoman C. Schwar. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

**RESOLUTION 2013-08
RESOLUTION FOR 2012/2013 TAX APPEALS**

BE IT RESOLVED, the Mayor and Council so 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 made by Councilman Zikas to approve the following resolution, motion seconded by Councilman Savary. Roll Call: Ayes: Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none. Abstain: Cartabona.

**RESOLUTION 2013-09
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 2013.
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 made by Councilwoman C. Schwar to approve the following resolution, motion seconded by Councilman Zikas. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

**RESOLUTION 2013-10
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 2013.
2. This retainer is awarded without competitive bidding as a "Professional Service" under provisions of the Local Public Contracts Law as provided by N.J.S.A. 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 made by Councilwoman C. Schwar to approve the following resolution, motion seconded by Councilman Zikas. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

**RESOLUTION 2013-11
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, 2013 and ending December 31, 2013.

Resolution 2013-12 was tabled to the January 8th meeting by Councilman Zikas and seconded by Councilman Cartabona, all were in favor.

Motion made by Councilwoman C. Schwar to approve the following resolution, motion seconded by Councilman Zikas. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

**RESOLUTION 2013-13
RECYCLING COORDINATOR**

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

1. Thomas Fey is hereby retained as Recycling Coordinator of the Borough of Alpha, at a salary as reflected in the salary resolution for the year 2013.

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 and/or Express Times Newspaper as required by law within 10 days of passage.

4. The Borough of Alpha agrees to pay for the education training required for this employee to comply with state statutes and requirements. If the employee hereby stated decides to leave the Borough of Alpha within one year of the training, he will be responsible for the cost of the tuition and cost of the education.

Resolution 2013-14 was tabled to the January 8th meeting by Councilman Cartabona and seconded by Councilman Dunwell, all were in favor.

Motion made by Councilwoman C. Schwar to approve the following resolution, motion seconded by Councilman Zikas. Roll Call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

**RESOLUTION 2013 -15
RESOLUTION TO AUTHORIZE THE BOROUGH CFO
TO PAY CERTAIN BILLS, CLAIMS AND INVOICES**

WHEREAS, all bills, claims, and invoices for payment by the Borough of Alpha must be submitted to the Borough of Alpha Council for consideration before payment is made; and

WHEREAS, due to the nature of certain bills, claims, and invoices and the timing of particular meetings of the Council, certain bills, claims and invoices should be paid when presented which are statutory and /or regular in nature, rather than be held for the next meeting of the Borough Council due to the nature of such;

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. Council approves of and hereby authorizes the Chief Financial Officer (CFO) of the Borough of Alpha to make payment(s) between meetings of certain bills, claims and invoices in an amount of \$1,000.00 or less.

2. The CFO is further authorized and directed to prepare the proper vouchers for payment of the above when same are properly presented to the CFO for payment, and present the bill, claim, or invoice on the Bill List to be approved by the Borough Council at the next public meeting.

3. A certified copy of this resolution shall be forwarded to the Borough CFO.

Motion made by Councilman Savary to approve the following resolution, motion seconded by Councilwoman C. Schwar. Roll Call: Ayes: Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none. Abstain: Cartabona.

RESOLUTION 2013-16
RESOLUTION OF THE BOROUGH OF ALPHA, COUNTY OF WARREN, STATE OF NEW JERSEY
FIXING THE RATE OF INTEREST TO BE CHARGED ON DELINQUENT UTILITY CONSUMER
ACCOUNTS.

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;

WHEREAS, the Mayor and Common Council of the Borough of Alpha would like to apply and follow tax collection interest regulations with utility collection as well:

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 Utility Collector is hereby authorized and directed to charge 8% per annum on the first \$1,500.00 of utility fees becoming delinquent after due date and 18% per annum on any amount of utility fees 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, 2013, there will be a fifteen (15) day grace period of quarterly utility payments made by cash, check, credit card 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 Utility Collector and Borough Auditor.

Resolution 2013-17 was tabled to the January 8th meeting by Councilman Dunwell and seconded by Councilman Zikas, all were in favor.

Resolution 2013-18 was tabled to the January 8th meeting by Councilman Cartabona and seconded by Councilman Zikas, all were in favor.

Motion made by Councilman Dunwell to approve the following resolution, motion seconded by Councilman Savary. Roll Call: Ayes: Dunwell, Savary, C. Schwar and M. Schwar. Nays: Cartabona and Zikas.

RESOLUTION 2013-19
A RESOLUTION AUTHORIZING THE
HIRING OF LABOR/EMPLOYMENT COUNSEL

WHEREAS, the Council of the Borough of Alpha deems the hiring of a labor/employment lawyer to be in the best interests of the Borough of Alpha;

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Alpha that Francesco Taddeo, Esq., a New Jersey licensed attorney, be hired or retained as labor/employment counsel for the Borough of Alpha for the calendar year 2013 at a rate of \$165.00 per hour, upon certification of funds by the CFO, and subject to proper documentation being provided by Attorney Taddeo to the Clerk.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to execute the contract and any related documents.

Resolution 2013-20 was tabled to the January 8th meeting by Councilman Savary and seconded by Councilman Dunwell, all were in favor.

Motion made by Councilman Zikas to approve the following resolution, motion seconded by Councilman Dunwell. Roll Call: Ayes: Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none. Abstain: Cartabona.

**RESOLUTION 2012-21
RISK MANAGEMENT CONSULTANT**

WHEREAS, the Borough of Alpha as resolved to join 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 indicate that PAIC shall pay each Risk Management Consultant a fee to be established annually the Executive Committee.

NOW THEREFORE, BE IT RESOLVED, that the Borough of Alpha does hereby appoint Public Entity Advocates, LLC (formally known as Charter Partners) as its Risk Management Consultant in accordance with the Fund's Bylaws.

Motion made by Councilman Zikas to approve the following resolution, motion seconded by Councilman Dunwell. Roll Call: Ayes: Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none. Abstain: Cartabona.

**RESOLUTION 2013-22
2013 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 2013 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 2013; and

WHEREAS, the total appropriations in the 2012 Current Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of \$2359,182.56; and

WHEREAS, 26.25 % of the total appropriations in the 2012 Current Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2012 budget is the sum of \$619,285.42;

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%	\$615,000.00	(detail attached)
Debt Service	\$ 14,600.00	

Motion made by Councilman Zikas to approve the following resolution, motion seconded by Councilwoman C. Schwar. Roll Call: Ayes: Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none. Abstain: Cartabona.

**RESOLUTION 2013-23
2013 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 2013 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 2013; and

WHEREAS, the total appropriations in the 2012 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 \$869,288.00; and

WHEREAS, 26.25 % of the total appropriations in the 2012 Water/Sewer Utility Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2012 budget is the sum of \$228,188.10;

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	\$ 35,000.00
Other Expenses	\$190,000.00
Social Security	\$ 2,500.00
Unemployment	\$ 300.00
Total limited to 26.25%	\$227,800.00

Public Comment

Tom Fey, East Blvd, asked if a Fund Commissioner needs to be a member from Council. Attorney Troxell answered that yes it should be someone from Council appointed as a Commissioner.

Mayor Hanics wished everyone a Happy and Prosperous New Year.

Councilman Louis Cartabona thanked his friends , family and supporters.

Adjourn

There being no further business to come before Council at this time, on motion made by Councilman Zikas and seconded by Councilwoman Schwar this meeting adjourned at 12:35 p.m.

Respectfully submitted,

Laurie A. Barton, P.M.C.