

Mayor Hanics called the Meeting of the Common Council of the Borough of Alpha to order at 7:00 p.m. on Tuesday, February 12, 2013.

Mayor 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 January 3, 2013, 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 Cartabona, Councilman Dunwell, Councilman Savary (*arrived at 7:10 p.m.*), Councilwoman Schwar, Councilman Schwar (*arrived at 7:15 p.m.*) and Councilman Zikas. Also present Borough Clerk, Laurie A. Barton, CFO, Lorraine Rossetti, Engineer Stephanie Cuthbert and Attorney Christopher Troxell (*arrived 8:45p.m.*).

Public Comment

Richard Pel, 2nd Avenue discussed in length, the debris of garbage at the Bagelsmith strip mall.

Discussions ensued with the garbage containers being inadequate for the amount of garbage from the businesses.

Councilman Zikas stated he will have the Borough Attorney draft a letter to be sent to the landlord of the strip mall and copies sent to the businesses regarding the garbage debris issue.

Ordinance

Motion made by Councilman Zikas to open the public hearing for the following ordinance. Motion seconded by councilman Dunwell, all was in favor.

ORDINANCE 2013-01

AN ORDINANCE PROVIDING FUNDING FOR SEWER IMPROVEMENTS AND APPROPRIATING \$20,000 OF UTILITY CAPITAL FUND BALANCE FOR SUCH PURPOSE.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ALPHA, IN THE COUNTY OF WARREN AND STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The Borough of Alpha, in the County of Warren, in the State of New Jersey, authorizes the sewer improvements including but not limited to, camera analysis and improvements of the sanitary sewer system in the Borough of Alpha to be funded from the sources specified in Section 2 of the Ordinance.

Section 2. The amount of \$20,000.00 is hereby appropriated from the Utility Capital Fund Balance for the purpose stated in Section 1 of the Ordinance.

Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Borough determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the Borough of Alpha may lawfully make as a general improvement.

Section 4. All ordinances or parts of ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistency.

Section 5. This Ordinance shall take effect immediately upon due passage and publication according to law.

Hearing no public comment, on motion by Councilman Cartabona to close the public hearing, motion seconded by Councilwoman Schwar, all were in favor.

Motion made by Councilman Dunwell to adopt the foregoing ordinance, motion seconded by Councilwoman Schwar. Roll call: Ayes: Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

Resolutions

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

RESOLUTION 2013-31 C-2 OPERATOR APPOINTMENT

WHEREAS, the Borough of Alpha is required to have a licensed C-2 sewer operator by the State of New Jersey; and

WHEREAS, the Borough has sought applicants for such a position to provide this professional service, pursuant to New Jersey law.

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Alpha, County of Warren, State of New Jersey that James Hill of Frey Engineering, LLC, Lebanon, New Jersey is hereby appointed C-2 Sewer Operator for the Borough of Alpha, duly licensed by the State of New Jersey at a salary of \$12,000.00 for the calendar year 2013, upon certification of funds by the Borough CFO.

Motion made by Councilman Dunwell 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 2013-32 WATER UTILITY OPERATOR

WHEREAS, the Mayor and Borough Council desire to ensure that the Borough's water utility is well maintained and that the quality of water is acceptable under state resolutions; and

WHEREAS, the Borough is need of a licensed water operator licensed by the State of New Jersey for the Borough Water Utility; and

WHEREAS, Remington & Vernick Engineers has a professional licensed water operator affiliated with its firm, namely William C. Packer III; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and the Council of the Borough of Alpha, County of Warren, and State of New Jersey hereby appoint William C. Packer III as the Borough's licensed water operator, for the firm of Remington & Vernick Engineers, at an annual fee of \$18,000.00 for the calendar year 2013 (to be paid on a monthly basis), including the job duties of Public Works Superintendent and Licensed Water Operator, upon certification of funds by the Borough CFO.

BE IT FURTHER RESOLVED, that this is awarded without competitive bidding as a "professional service" under the provisions of the Local Public Contract Law as provided by *NJSA 40A: 11-5* because it requires service performed by a person authorized by law to practice as a recognized profession and it is not possible to obtain competitive bids.

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

**BOROUGH OF ALPHA RESOLUTION 2013-33
ENGINEERING SERVICES
SPECIAL PROJECTS ENGINEER
ALPHA SAFE ROUTES TO SCHOOLS
FEDERAL PROJECT #STP – COOS (051)
NJDOT PROJECT #7502304**

WHEREAS, the Borough of Alpha is still in need of engineering services to complete the Alpha Safe Routes to Schools project for the time period commencing January 1, 2013 through December 31, 2013, or upon completion of the project including all associated State and Federal closeout documentation; and

WHEREAS, the Borough of Alpha has been awarded a NJDOT grant and currently is in contract to complete the Alpha Safe Routes to Schools project; and

WHEREAS, the Borough of Alpha has retained Stanley J. Schrek, P.E. of the firm of Van Cleef Engineering Associates, LLC (VCEA), located at 755 Memorial Parkway, Phillipsburg, New Jersey (08865) as the previous engineer of record for the Borough of Alpha and accordingly has requested that the firm complete construction observation and contract administration of the aforementioned project; and

WHEREAS, the Borough of Alpha and the Engineer wish to enter into an agreement for such services.

NOW, THEREFORE BE IT RESOLVED, by the Borough of Alpha (and Stanley J. Schrek, P.E. for Van Cleef Engineering Associates) that the parties agree as follows:

1. VCEA shall be compensated on a time and material basis at the maximum hourly rate of One Hundred Twenty Dollars per hour (\$120.00) for all engineering services rendered;
2. Engineering services may be performed for the Borough of Alpha by other principals and employees of the firm of Van Cleef Engineering Associates under the direct supervision of Stanley J. Schrek, P.E. when Stanley J. Schrek is unavailable or when otherwise necessary and desirable. Such services shall be compensated in accordance with the "2013 Schedule of Hourly Fees" attached hereto and made a part hereof;
3. This agreement shall cover the period from January 1, 2013 to December 31, 2013;
4. VCEA agrees that no services shall be performed unless specific approval is granted, in writing, by an appropriate municipal official;
5. Van Cleef Engineering Associates will carry, at its expense during the appointment period, professional liability insurance;

6. Van Cleef Engineering Associates has a valid “Business Registration Certification” (BRC), a copy of which has been or will be submitted to the clerk;
7. If any provisions of this agreement is held to be void or unenforceable under any law, it shall be deemed to be stricken; all remaining provisions shall, nevertheless, continue to be valid and binding upon the parties. The parties agree that this agreement shall be reformed to replace such stricken provision or part thereof, with a valid and enforceable provision which comes as close as possible to expressing the intention of the stricken provision.

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

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

**RESOLUTION 2013-34
A RESOLUTION AUTHORIZING THE
HIRING OF SPECIAL SEWER COUNSEL**

WHEREAS, the Council of the Borough of Alpha deems the hiring of a special sewer counsel to represent the Borough to be in the best interests of the Borough of Alpha;

WHEREAS, the services of special sewer counsel would be exempted from public bidding, 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.

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Alpha that Mason, Griffin & Pierson, P.C., of 101 Poor Farm Road, Princeton, NJ 08540, a New Jersey firm of licensed attorneys, be hired or retained as special sewer counsel for the Borough of Alpha for the calendar year 2013 at a rate of \$175.00 per hour, upon certification of funds by the CFO, and subject to proper documentation being provided by the firm to the Clerk.

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

Motion made by Councilman Dunwell 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 2013-35
NOTICE TO BIDDERS
PIPING AND VALVE UPGRADES
AT THE FRACE WATER TREATMENT PLANT
FOR THE BOROUGH OF ALPHA**

WHEREAS, the Borough of Alpha will be required to publicly bid for the project herein named as the Piping and Valve Upgrades at the Frace Water Treatment Plant for the Borough of Alpha in the Borough of Alpha, Warren County, New Jersey; and

WHEREAS, the Borough has and hereby does authorize such advertising for bids for such purpose; and

WHEREAS, it is in the best interest of the Borough to do so pursuant to law.

NOW THEREFORE BE IT RESOLVED by the Common Council of the Borough of Alpha that the following notice is advertised:

NOTICE TO BIDDERS

PUBLIC NOTICE IS HEREBY GIVEN that sealed bids will be received by the **Borough of Alpha** for the Piping and Valve Upgrades at the Frace Water Treatment Plant **for the Borough of Alpha** in the **Borough of Alpha, Warren County, New Jersey**.

Bid forms, contracts and specifications are on file at the office of Remington & Vernick Engineers, 232 Kings Highway East, Haddonfield, New Jersey 08033.

Said Bids will be received, opened and read aloud in public at the **Alpha Borough Municipal Building, 1001 East Boulevard, Alpha Borough, New Jersey, 08865, Warren County, New Jersey** on **Thursday March 7, 2013 at 1:30 PM prevailing time**.

Copies of the bid forms, contracts and specifications may be obtained from said Remington & Vernick Engineers, by prospective bidders upon request, upon payment of the sum of \$75.00 for each set.

PAYMENT MUST BE RECEIVED PRIOR TO OBTAINING SAID SPECIFICATIONS, EITHER BY MAIL OR IN PERSON.

NO BIDS ARE TO BE DROPPED OFF AT THE ENGINEER'S OFFICE.

The **Borough of Alpha** reserves the right to consider the bids for sixty (60) days after the receipt thereof, and further reserves the right to reject any or all bids, either in whole or in part and also to waive any informality in any and make such awards or take action as may be in the best interest of the **Borough of Alpha**.

Bids must be on the bid form prepared by Remington & Vernick Engineers, in the manner designated therein and required by the specifications, must be enclosed in sealed envelopes bearing the name and address of the bidder on the outside and also bearing on the outside reference to the particular work bid upon. Said bids shall be addressed to **Borough of Alpha, Municipal Building, 1001 East Boulevard, Alpha, New Jersey, 08865, Attention: - Laurie Barton, Clerk**.

Each bid shall be accompanied by a certified check, cashier's check or bid bond duly executed by the bidder as principal and having as surety thereon a surety company approved by the **Borough of Alpha** in an amount not less than ten percent (10%) but in no case in excess of \$20,000.00 of the amount bid. Any such bid bond shall be without endorsement or conditions. Bid shall also be accompanied by a certificate letter from a surety company stating that it will provide the bidder with the completion bond.

The award of the contract shall be made subject to the necessary moneys to do the work being provided by the **Borough of Alpha** in a lawful manner. The contract to be executed by the successful bidder will provide that it shall not become effective until the necessary moneys to do the work have been provided by the **Borough of Alpha** in a lawful manner. The award shall further be subjected to the securing of necessary State, Federal or Local permits governing the work.

Bidders are required to comply with the requirements of N.J.S.A. 10:5-31 et. seq., N.J.A.C. 17:27 (Affirmative Action), P.L. 1963. C150 (New Jersey Prevailing Wage Act), and Americans with Disabilities Act of 1990 (42 U.S.C. 12101, et.seq.).

The contractor is further notified that he must comply with P.L. 1977, c. 33, and submit a Disclosure Statement listing stockholders with his bid.

The contractor is further notified that he must comply with P.L. 1999 c.238 Public Works Contractor Registration Act and he and any subcontractors must be registered in accordance with the act.

The contractor is also further notified that he must comply with P.L. 2004 c. 57 and submit proof of business registration and submit proof of business registration for any named subcontractors in accordance with the act.

By Order of the
Borough of Alpha, Warren County, New Jersey

Dated: February 22, 2013

Motion made by Councilman Dunwell 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 2013-36
LIEN REDEMPTION
CERTIFICATE #2012001**

WHEREAS, the Tax Collector of the Borough of Alpha has advised the 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 Borough of Alpha Council this 12TH day of February 2013, that refunds are made to the certificate holder as noted:

US Bank Cust for ProCapital I, LLC
US Bank TLSG
50 South 16th Street
Suite 1950
Philadelphia, PA 19102
Block 29, Lot 7 – 631 Dewey Avenue
Certificate #2012001
\$1,180.42

Motion made by Councilman Dunwell 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 2013-37
LIEN REDEMPTION
CERTIFICATE #2012002**

WHEREAS, the Tax Collector of the Borough of Alpha has advised the 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 Borough of Alpha Council this 12TH day of February 2013, that refunds are made to the certificate holder as noted:

US Bank Cust for ProCapital I, LLC
US Bank TLSG
50 South 16th Street
Suite 1950
Philadelphia, PA 19102
Block 52, Lot 2 – 403 Alpha Street
Certificate #2012002
\$1,394.40

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

**RESOLUTION 2013-38
A RESOLUTION SETTING THE 2013 SALARIES
FOR AN EMPLOYEE OF THE BOROUGH OF ALPHA.**

BE IT RESOLVED by the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey that the following person be hired at the following salary effective January 1, 2013-December 31, 2013:

Court Attendant	Irene Brownell	\$100.00 per Court Session
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Motion made by Councilman Cartabona 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 2013-39
A RESOLUTION SETTING THE 2013 SALARY
FOR AN EMPLOYEE OF THE BOROUGH OF ALPHA.**

BE IT RESOLVED by the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey that the following person be hired at the following salary effective January 1, 2013-December 31, 2013

Court Attendant Alternate	George Cupon	\$100.00 -Only for sessions actually worked in absence of regular Court Attendant.
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Motion made by Councilwoman C. Schwar to approve the following resolution. Motion seconded by Councilman Dunwell, roll call: Ayes: Cartabona, Dunwell, Savary, C. Schwar and M. Schwar. Nays: Zikas.

**RESOLUTION 2013-40
A RESOLUTION SETTING THE 2013 SALARY
FOR AN EMPLOYEE OF THE BOROUGH OF ALPHA.**

BE IT RESOLVED by the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey that the following person be hired at the following salary effective January 1, 2013-December 31, 2013:

Court Security Officer	Michael Clancy	\$100.00 -per Court Session
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Motion made by Councilwoman C. Schwar 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 2013-41
APPOINTMENT OF COURT CLERK
FOR THE BOROUGH OF ALPHA**

WHEREAS, the position of Court Clerk exists within the code of the Borough of Alpha and on the Salary Ordinance and Salary Resolution; and

NOW THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Alpha hereby appoints Dawn Laird as Court Clerk per the salary resolution at the rate of \$15.45 per hour according to the salary resolution.

Motion made by Councilwoman C. Schwar 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 2013-42
RESOLUTION AUTHORIZING BOROUGH ENGINEER
TO EXECUTE CHANGE ORDER ON THE CONTRACT
FOR WATER SOFTENER PRESSURE VESSEL INSTALLATION**

BE IT RESOLVED, by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that the Borough Engineer, Remington & Vernick Engineers, is hereby authorized to proceed with the change order on the contract for the water softener pressure vessel installation and to execute all documents in accordance therewith upon written certification of funds by the Borough CFO, as follows:

The following changes are hereby authorized by the Borough at the specified prices:

Deletions:	1) Spark Test Lining of Vessel, Complete	- \$3,800.00
	2) Disconnect & Isolate Water Softener with 8" Butterfly Valve, Complete	- \$3,000.00
	3) Allowance for Spot Repair of Existing Lining and Additional Unforeseen Work as Directed	- \$20,000.00.
Addition:	1) All work on January 17, 2013 quotation from Municipal Maintenance Co. for new filter piping, filter valves, and all work for filter vessel replacement (see attached)	+ \$22,100.00.

Total cost savings: \$ 4,700.00.

BE IT FURTHER RESOLVED, that the Mayor, Clerk, and/or Borough Engineer are authorized to execute all necessary documents to effectuate the contract change order with Municipal Maintenance Co.

Department Reports

Administration, Councilwoman Carol Schwar: Councilwoman Schwar stated that the building will be closed on the 27th due to training for the Clerk and the Deputy Clerk. Mrs. Schwar spoke about her discussion with the Insurance Broker, Suzie Stark regarding the fill out forms for Tort Claims. Councilwoman Schwar added that any claims need to be reported immediately.

Councilwoman Schwar outlined the policy of the minutes with corrections; to email her any corrections or comments and then Councilwoman Schwar will forward to the Clerk for correction. This will avoid any duplicate emails with the same corrections to the Clerk.

Councilwoman Schwar inquired about the Library. Mayor Hanics stated that the meeting was canceled from last night and he would like for the CFO, Councilman Schwar and Councilwoman Schwar present for the next meeting.

Discussions of a downed tree on East Boulevard reported from a resident ensued.

Councilwoman Schwar continued with her report and stated that she would like to attend a seminar for Council Presidents and Mayors held by the League. Motion made by Councilman Zikas to allow the Mayor and Council President to attend the seminar, motion seconded by Councilman Cartabona, all were in favor with the exception of Councilman Schwar and Councilwoman Schwar abstaining.

Councilwoman Schwar gave the report submitted from the Code Enforcement Officer,

Councilwoman Schwar requested 45 minutes in executive session for personnel to discuss the Clerk's Office. In closing, Councilwoman Schwar approved bills, salaries and wages for her department.

Finance, Councilman Michael Schwar: No report. Councilman Schwar reminded Council of the cut off time to submit to the bill list to the CFO. In Closing, Councilman Schwar approved bills, salaries and wages for his department.

Health and Welfare, Councilman Harry Zikas Jr.: Councilman Zikas gave the Warren County Board of Health report for the month of January. Councilman Zikas added that he is having trouble contacting the garbage hauler for the Borough (Waste Management). Councilman Zikas stated he will work the Mr. Troxell to get in touch with the hauler.

Brief discussions ensued regarding the handling of garbage cans being tossed on the street after pick up by the garbage hauler's employees.

Public Property, Michael Savary: No report. Councilman Savary approved bills, salaries and wages for his department.

Public Safety, Councilman Louis Cartabona: Councilman Cartabona briefly discussed an incident that occurred at the library. Discussions of security and type of locks in the building were discussed. In closing, Councilman Cartabona approved bills, salaries and wages for his department.

Public Works, Councilman Craig Dunwell: Councilman Dunwell reported on the repair of two sink holes and added that the water softener tank has been ordered. Councilman Dunwell advised Council that he will be attending an upcoming Phillipsburg Sewer meeting and recapped the meeting that was held last Tuesday in Phillipsburg.

Councilman Dunwell gave an update on the 7th Avenue sewer main project. Councilman Dunwell added that he will be discussing a CAP Ordinance for introduction at the next meeting for the water and sewer system upgrades. Councilman Dunwell requested five minutes in executive session for litigation and fifteen minutes for potential litigation and contractual.

In closing, Councilman Dunwell approved bills, salaries and wages for his department.

Committee Reports

Recreation-Councilwoman Schwar requested 30 minutes in executive session for potential litigation.

Insurance-Councilman Schwar stated the next meeting will be held on February 26th at 9:30 a.m.

Employee Contract-Councilman Schwar stated that the committee will meet with the Borough's Labor Attorney on March 12th.

Professionals & Officials Report

Mayor, Edward Hanics: Mayor Hanics received a letter from the State Department of Transportation stating the Borough will be receiving an additional \$200,000.00 grant for the Safe Routes to School Project. Discussions ensued regarding what streets will be affected in getting improvements with the additional grant monies.

Police, Chief James Falbourn: Chief Falbourn gave the call/police report from January. Mr. Faulborn briefly stated that the library incident is an active criminal investigation.

Councilman Cartabona requested five minutes in executive session for Chief Faulborn to discuss the library incident in executive session.

Fire Department, Charles Bodogh: Chief Bodogh gave the fire call reports for the months of January and February.

OEM, Hunter Stagg: Mr. Stagg gave an update on the FEMA reports and damage that occurred from Super Storm Sandy. Mr. Stagg reported on possible training through the County for his department. Mr. Stagg inquired about 7th Avenue being closed today and asked if the Fire Chief was made aware of this closure. Mr. Stagg continued on with his report and reported on possible grants for the Fire Department and the municipality for generators.

Engineer's Report: Councilman Dunwell briefed the Mayor and Council in the absence of the Engineer, on his report that was distributed prior to the meeting.

Councilman Dunwell also reported on the letter of intent that was submitted to FEMA January 21st for an emergency generator (for fire house).

CFO, Lorraine Rossetti: Ms. Rossetti reminded Council that bills are not to leave the building. Ms. Rossetti continued on with her report stating that 2012 year end is still not closed out and that the Auditors will be in tomorrow.

Recycling Coordinator, Tom Fey: Mr. Fey reported that he is receiving recycling reports from businesses at Industrial Park. Mr. Fey stated he will be attending a meeting at the end of the month with the Solid Waste Advisory.

Discussions ensued regarding the waste receptacles at the strip mall next to Bagelsmith.

Attorney Christopher Troxell: Councilman Dunwell in the absence of Mr. Troxell gave the Attorney report. Councilman Dunwell explained a bill that is being submitted by him regarding lawyer fees due with being charged with defiant trespassing while passing out water shut off notices (*charges were dismissed*).

Public Comment

Klara Tarsi, West Blvd., discussed the public sale of Sammy's Drive In and asked if the Borough would send someone to attend the sale to possibly purchase benches that will be for sale.

Motion made by Councilman Dunwell to approve Councilman Savary to attend the auction at Sammy's, hearing no second motion fails.

Charles Bodoogh, East Central Ave., inquired about trees on Vulcanite Avenue being heavily overgrown.

Mike (*inaudible last name*), Williams St., complained of the salt being used by the DPW that has destroyed part of his lawn. Councilman Dunwell offered to look at the lawn damage.

Councilman Schwar inquired about a welcome packet for new members of Council and commented on the code book and who should be signing certain bills for certain departments.

Attorney's Report: Mr. Troxell reported a call he received from Glen Williams who represents Linde, in which he sent over a proposed license agreement for an easement. Mr. Troxell commented that he will review this and commented that he wasn't sure if this was a Borough issue.

Councilman Dunwell reported on a phone call he received from a cell company who would like to put two dishes on top of the Pursel Street water tower, in which could generate revenue for the Borough. Councilman Dunwell stated he will turn this over to the Engineer for review.

Councilman Savary inquired about the procedure for reviewing the cameras at the salt shed. Councilman Savary added that he believes there are ongoing dumping issues.

Attorney Troxell stated that the cameras at this time are off limits and to check with the Phillipsburg Police. Mayor Hanics stated he will call the detective who is involved with the cameras and video.

Councilman Cartabona requested five minutes in executive session for litigation.

Payment of Bills and Claims

Councilman Dunwell holding Purchase Order # 12-00736 Roto Rooter.

Motion made by Councilwoman Schwar to have the director's reports part of the minutes, motion seconded by Councilman Zikas. Roll call: Ayes Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

Motion made by Councilwoman Schwar to have the CFO authorized to pay all bills approved by the director's, motion seconded by Councilman Zikas. Roll call: Ayes Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

Motion made by Councilwoman Schwar that the CFO be authorized to pay all salaries and wages approved by the Directors, motion seconded by Councilman Zikas. Roll call: Ayes Cartabona, Dunwell, Savary, C. Schwar, M. Schwar and Zikas. Nays: none.

0. Type: All
Range: First to Last
Format: Condensed

Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

#	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
-00736	11/06/12	ROTO	ROTO ROOTER / KIRBY ASSOCIATES Kirby/Roto - Jetted Manholes	Open	2,500.00	0.00	
-00844	12/19/12	DEERPARK	DEER PARK DIRECT, DIVISION OF 10/17-11/16 - Drinking Water	Open	29.77	0.00	
-00898	12/31/12	NORFOLK	NORFOLK SOUTHERN CORPORATION Inv #90054508 Misc Consult Fee	Open	3,740.63	0.00	
-00912	12/31/12	STAP	STAPLES BUSINESS ADVANTAGE Computer Monitor - Utility	Open	112.00	0.00	
-00926	12/31/12	STAP	STAPLES BUSINESS ADVANTAGE Desk Calendar-Tax Collector	Open	10.21	0.00	
-00927	12/31/12	NAPA	CARVER'S AUTO PARTS OF WC Fuel & Oil for Backhoe	Open	27.48	0.00	
-00928	12/31/12	HOME	HOME DEPOT/GEFC Hasp & Lock/Ind Park-Cleaner	Open	16.60	0.00	
-00003	01/30/13	AQUA	AQUA NEW JERSEY 2013 Hydrant Rentals	Open	62.49	0.00	
-00004	01/30/13	CARRO	CHARLES E. CARRO, ESQ 2013 Municipal Prosecutor Fees	Open	433.32	0.00	
-00006	01/31/13	TROXE	CHRISTOPHER M. TROXELL, ESQ 2013 Municipal Atty Services	Open	7,170.00	0.00	
-00007	01/31/13	TOWNP	TOWN OF PHILLIPSBURG 2013 Police Coverage-P'Burg	Open	64,166.66	0.00	
-00008	01/31/13	VERI DSL	VERIZON ONLINE 2013 DSL Internet Service	Open	295.82	0.00	
-00009	01/31/13	BITTONE	BITTONE TIRE & SERVICE CENTER Truck #4 Tire Repair	Open	45.14	0.00	
-00010	01/31/13	TRITE	DE LAGE LANDEN FINANCIAL SERV Richo MP3351 3yr Lease-Monthly	Open	549.96	0.00	
-00014	02/05/13	HOME	HOME DEPOT/GEFC Frace St - Garage - Mun Bldg	Open	235.17	0.00	
-00016	02/06/13	PAYRO	PAYROLL AGENCY ACCT 751561 12/28/12 Payroll-Current Fund	Open	23,657.98	0.00	
-00017	02/06/13	PAYRO	PAYROLL AGENCY ACCT 751561 12/28/12 Utility Fund Payroll	Open	5,371.79	0.00	
-00018	01/31/13	PAYRO	PAYROLL AGENCY ACCT 751561 1/4/13 Current Fund Payroll	Open	14,588.89	0.00	
-00019	01/31/13	PAYRO	PAYROLL AGENCY ACCT 751561 1/4/13 Utility Fund Payroll	Open	4,346.38	0.00	
-00020	01/31/13	PAYRO	PAYROLL AGENCY ACCT 751561 1/25/13 Current Fund PR	Open	20,624.02	0.00	
-00021	01/31/13	PAYRO	PAYROLL AGENCY ACCT 751561 1/25/13 Utility Fund PR	Open	3,795.15	0.00	
-00022	02/07/13	PAYRO	PAYROLL AGENCY ACCT 751561 2/8/13 Current Fund PR	Open	15,318.90	0.00	
-00023	02/07/13	PAYRO	PAYROLL AGENCY ACCT 751561 2/8/13 Utility Fund PR	Open	3,683.00	0.00	
-00024	02/07/13	QC, INC.	QC, INC. 12-17 - 1/15 Water Testing	Open	100.00	0.00	
-00027	02/07/13	JCPL	JCP&L 12/2-1/28 Electric Bills	Open	7,122.71	0.00	
-00028	02/07/13	JIORL	JIORLE'S OFFICE SUPPLIES M Schwar, Name Plate	Open	24.99	0.00	
-00029	02/07/13	HASSL	ASCOM HASSLER/GE CAP PROG 1/17 Postage Machine Refill	Open	500.00	0.00	
-00032	02/07/13	PUBLI	PUBLIC ALLIANCE INS. COVERAGE 2013 PAIC Annual Assessment	Open	29,750.00	0.00	
-00033	02/07/13	PAYRO	PAYROLL AGENCY ACCT 751561 2/8/13 Animal Fund PR	Open	558.44	0.00	
-00034	02/07/13	COUN	COUNTY OF WARREN TREASURER 2011 & 2012 Added WC Taxes	Open	305,309.40	0.00	
-00037	02/07/13	NJTRES	TREASURER STATE OF NJ DEPT. OF 2012 4th Qtr State TrainingFee	Open	409.00	0.00	
-00039	02/07/13	ACTION	ACTION DATA SERVICES Jan 2013 Payroll Services	Open	111.09	0.00	
-00040	02/07/13	EAS	EAS BY ACTION DATA Jan 2013 Payroll Services	Open	44.28	0.00	
-00041	02/07/13	ELIZGA	ELIZABETHTOWN GAS 12/10-1/10 Propane Bills	Open	881.55	0.00	
-00043	02/07/13	ACTION	ACTION DATA SERVICES Inv #17115 Payroll Services	Open	122.42	0.00	
-00044	02/07/13	COUNT	COUNTY OF WARREN TREASURER'S 2013 1st Qtr Open Sp Cty Taxes	Open	32,614.81	0.00	
-00045	02/07/13	LSI	LINE SYSTEMS, INC 1/1-1/31 Phone Bill	Open	608.66	0.00	
-00046	02/07/13	TADDEO	FRANCESCO TADDEO, LLC 1/30/13 Labor Attorney Fees	Open	165.00	0.00	
-00047	02/07/13	VANCLE	VANCLEEF ENGINEERING ASSOCIATE 11/1-11/30 Ferguson Site Plan	Open	365.00	0.00	
-00048	02/07/13	SEWER	MASON, GRIFFIN & PIERSON 2012 Dec Professiona Services	Open	1,785.00	0.00	
-00049	02/07/13	REMINGTO	REMYNGTON & VERNICK ENGINEERS 2012 Dec Timesheets- Engineer	Open	25,109.50	0.00	
-00050	02/07/13	REMINGTO	REMYNGTON & VERNICK ENGINEERS Engineer Insp Svc-Frace St.WTP	Open	9,625.00	0.00	
-00051	02/07/13	VANCLE	VANCLEEF ENGINEERING ASSOCIATE 12/1-12/31 Lee Ave Ped Bridge	Open	1,035.00	0.00	
-00052	02/07/13	POWERPOO	POWER POOL PLUS INC. Sandy-Emergency Generator	Open	366.87	0.00	
-00054	02/07/13	DOG	NJ DEPT OF HEALTH & SENIOR SER 2013 Jan-Feb Dog Rprt-St Fees	Open	197.40	0.00	
-00058	02/07/13	NAPA	CARVER'S AUTO PARTS OF WC Mason Dump - Parts	Open	78.61	0.00	
-00064	02/07/13	EAS	EAS BY ACTION DATA Inv #17116 Payroll Services	Open	74.28	0.00	
-00068	02/07/13	ECONO	ECONO SIGNS Inv #10-906254 Signs & Brackts	Open	865.20	0.00	
-00071	02/07/13	TAYLOR	TAYLOR RENTAL Blades,Nuts,Ring...for Chipper	Open	438.18	0.00	
-00073	02/07/13	FINCH	FINCH FUEL OIL CO., INC. 1/10 Fuel Delivery	Open	1,267.05	0.00	

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
3-00077	02/11/13	CATALLI VINCENT CATALLI	2013 ACO Annual Truck Allowanc	Open	41.74	0.00		
3-00078	02/11/13	DEACO THOMAS DEACON	2013 ACO Truck Allowance-Deaco	Open	41.66	0.00		
3-00079	02/11/13	USBANK US BANK CUST FOR PRO CAPITAL	Lien Redemption Cert#2012002	Open	1,394.40	0.00		
3-00080	02/11/13	USBANK US BANK CUST FOR PRO CAPITAL	Lien Redemption Cert#2012001	Open	1,180.42	0.00		
3-00082	02/12/13	WASTE WASTE MANAGEMENT OF NJ	2013 Solid Waste/Recycling	Open	32,474.00	0.00		
3-00083	02/12/13	JCPL JCP&L	1/8-2/7 Electric Bills	Open	668.20	0.00		
3-00084	02/12/13	PRIDE PRIDE CONSTRUCTION CO.	2/4/13 Sinkhole Rpr Schley Ave	Open	2,000.00	0.00		
3-00085	02/12/13	PRIDE PRIDE CONSTRUCTION CO.	2/7/13 Sinkhole Rpr-Frace WTP	Open	2,270.00	0.00		
3-00086	02/12/13	MUNICIPAL MUNICIPAL MAINTENANCE CO.	Water Softener Pymt Cert #1	Open	39,600.00	0.00		
3-00087	02/12/13	PENNB PENN BOWER	water Main Improvm Cert #5	Open	69,039.09	0.00		
3-00088	02/12/13	VANCLEE VANCLEEF ENGINEERING ASSOCIATE	Highlands Plan Conformance	Open	19,882.50	0.00		
3-00089	02/12/13	SEWER MASON, GRIFFIN & PIERSON	2013 Jan Professional Services	Open	210.00	0.00		
Total Purchase Orders:		63	Total P.O. Line Items:	204	Total List Amount:	759,112.81	Total Void Amount:	0.00

Old Business

Councilman Cartabona inquired about renovations to the municipal building that was previously discussed. Councilman Savary responded that it is still being discussed.

New Business

Motion made by Councilman Zikas to approve the following, motion seconded by Councilwoman Schwar, all was in favor:

Approval of pavilion permit: **St. Mary's Church** for June 30th (request waiver of fee)

Motion made by Councilman Zikas to approve the following, motion seconded by Councilwoman Schwar, all were in favor:

Approval of pavilion permit: **Kaleidoscope Cloggers** for Sept 15th (request fee waiver)

Motion made by Councilman Zikas to approve the following, motion seconded by Councilman Schwar, all were in favor with the exception of Councilman Cartabona voting no:

Approval of pavilion permit: **Huntington Fire Co** for July 7th (request waiver of fee)

Executive Session

Motion made by Councilman Zikas to go into executive session for two hours (2) and fifteen (15) minutes, motion seconded by Councilwoman Schwar, 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, two hours and 15- minutes, allowing for a five (5) minute recess between the regular session and the executive session.

Return to Regular Session

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

Adjourn

There being no further business to come before Council at this time, on motion made by Councilman Zikas and seconded by Councilman Dunwell, this meeting adjourned at 10:08 p.m.

Respectfully submitted,

Laurie A. Barton, R.M.C