Mayor Hanics called the Meeting of the Common Council of the Borough of Alpha to order at 7:00 p.m. on Tuesday, September 23, 2014.

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. 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: Councilman Cartabona, Councilman Rooks, Councilman M. Schwar, Councilwoman C. Schwar and Councilman Seiss. Also present; Attorney Christopher Troxell, Borough Clerk, Laurie Barton, Engineer Frank Seney and CFO, Lorraine Rossetti.

Public Comment

Tom Fey, East Blvd., inquired about a date for the Christmas Tree Lighting at Veterans Park. It was consensus of Council to have it on December 5th at 6PM.

Mike Savary, Park Ave., asked about fixing the catch basins on Sigsbee and Park Avenues.

Public Hearing: Proposed Water and Sewer Rate Change Structure

Councilman Schwar reviewed the hand out provided by the CFO for the rate change study.

Councilman Schwar stated that the last rate increase was in 2005. The basis for the rate increase is due to an aging system that needed upgrading, in which has been long overdue.

Public Comment

Mike Savary, Park Ave., asked for an explanation of the billing rate structure for sewer.

Tom Fey, East Blvd., stated he thought businesses already paid more and asked if this was going to be considered.

Sean McDyer, Dewey Ave., stated that businesses pay a higher amount for other utilities.

Chuck Bodogh, East Central Ave., stated that he agrees in what is being proposed tonight and not having businesses pay more.

Chris Dragotta, Lyons Ct., stated a fixed cost and flat rate for everyone should be considered.

Tom Fey, East Blvd., asked what Phillipsburg charges.

Councilman Schwar ended the public hearing stating that this is only the public hearing portion tonight and no ordinance will be introduced.

Bid Openings: Root Control Bid

Attorney Troxell requested five minutes in executive session to discuss the bids received for Root Control.

Ordinance

Motion made Councilman Schwar to approve Ordinance 2014-13 with the public hearing scheduled for October 14th. Motion seconded by Councilman Cartabona; Questions: Discussion ensued regarding wording and declaring a snow emergency. Roll call: Ayes: Cartabona, Rooks, C. Schwar, M. Schwar and Seiss. Nays: none.

ORDINANCE 2014-13 BOROUGH OF ALPHA ORDINANCE OF THE BOROUGH OF ALPHA AMENDING AND SUPPLEMENTING CODE SECTION 116-22 SNOW AND ICE EMERGENCY PARKING REGULATIONS

WHEREAS, the Council of the Borough of Alpha desires to amend a portion of Chapter 116-22, Snow and

Ice Emergency Parking Regulations; violations and penalties, and amend its Code accordingly.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Alpha in the County of

Warren and State of New Jersey that "Section 116, Snow and Ice Emergency Parking Regulations; violations and penalties" be amended and supplemented as follows:

§ 116-22 Snow and ice emergency parking regulations; violations and penalties.

- A. Definition of snow/ice emergency. A snow or ice emergency for parking purposes shall be in effect when declared by the Mayor or the Mayor's designee upon the forecast of more than two inches of snow and/or ice upon paved or concrete streets in the Borough of Alpha. Said notice shall be by posting at the Borough municipal building, posting on the Borough's website, or by any means of electronic or telephonic media.
- B. Parking in a snow/ice emergency.

- 1. In the event of a snow or ice emergency, all motor vehicles shall be removed from the street(s) to driveways or other suitable off-street locations where same are available.
- 2. In the event that any off-street parking is unavailable, any affected motor vehicles shall park on only one side of the street. If the snow emergency is declared on an even-numbered date, said parking shall only be permitted on the side of the streets with even-numbered addresses. If the snow emergency is declared on an odd-numbered date, said parking shall only be permitted on the side of the streets with odd-numbered addresses. If snow emergency extends beyond one day, parking shall then alternate to the opposite side of the street.
- 3. Streets that are designated as "No Parking" shall remain as "No Parking".
- 4. Streets that are designated as "No Parking" on one side of the street only shall have the "No Parking" rule on that side relaxed until the snow emergency is over. Vehicles on such streets shall abide by the emergency parking rules as herein referenced in this ordinance.
- C. Violations and penalties. Any violation of this article shall, upon conviction, be punishable by a fine not exceeding the maximum allowed by law and said motor vehicle may be towed at the Borough's direction with the violator being responsible for all towing and storage costs.

Resolutions

Motion made by Councilman Schwar to approve Resolution 2014-116, motion seconded

by Councilman Rooks. Roll call: Ayes: Cartabona, Rooks, C. Schwar, M. Schwar and Seiss.

Nays: none.

RESOLUTION 2014-116 RESOLUTION AUTHORIZING BOROUGH ENGINEER TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF SEVENTH AVENUE PHASE II

WHEREAS, the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey formally authorizes the firm of Remington & Vernick Engineers to prepare the grant application for the

reconstruction of Seventh Avenue in the Borough, Project Phase II.

NOW, THEREFORE 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 in preparing the grant application for the reconstruction of Seventh Avenue, Project Phase II, in the Borough, and the Borough Council hereby approves the grant application for the reconstruction of Seventh Avenue, Project Phase II, in Avenue, project phase II, in the Borough.

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey, that the Mayor and Clerk are hereby authorized to (execute and) submit an electronic grant application identified as MA-2015 Borough of Alpha to the New Jersey Department of Transportation on behalf of Borough of Alpha.

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Alpha and that their signature(s) constitutes acceptance of the terms and conditions of the grant agreement and hereby approves the execution of the grant agreement.

Motion made by Councilman Rooks to approve Resolution 2014-117, motion seconded by Councilwoman Schwar. Roll call: Ayes: Cartabona, Rooks, C. Schwar, M. Schwar and Seiss. Nays: none.

RESOLUTION 2014-117 REFUND OF UNUSED ESCROW MONIES

WHEREAS, the below listed developer has now completed their application before the Land Use Board,

WHEREAS, a balance of unused monies remain in the developer's escrow account, and

WHEREAS, the proper professionals have signed an escrow release form certifying the work to be complete and all professional payments have been made,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Alpha hereby authorize the Certified Finance Officer to release the estimated account balances below:

Name & Address	Account Number	Amount	
Tamanna LLC	13-001		\$3,866.54
801 Third Avenue			
Alpha, NJ 08865			

Motion made by Councilman Schwar to approve Resolution 2014-118, motion seconded by Councilwoman Schwar. Roll call: Ayes: Cartabona, Rooks, C. Schwar, M. Schwar and Seiss.

Nays: none.

and

RESOLUTION 2014-118 RESOLUTION AUTHORIZING BOROUGH ENGINEER TO PROVIDE CONSULTING ENGINEERING SERVICES FOR PREPARATION OF A NJDOT FY 2015 MUNICIPAL AID GRANT APPLICATION

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 the preparation of a NJDOT FY 2015 Municipal Aid Grant Application for 7th Avenue Phase II in an amount not to exceed \$1,800.00, 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.

Minutes

Motion made by Councilman Schwar to approve the May 13th, May 21st and May 27th minutes with changes, motion seconded by Councilwoman Schwar, all were in favor.

Department Reports

Administration, Councilman Thomas Seiss: No report. Councilman Seiss approved bills, salaries and wages for his department.

Councilwoman Schwar inquired about the social media policy that former Councilman Zikas was researching.

Finance, Councilman Michael Schwar: Councilman Schwar stated the next budget meeting will be scheduled for October 22nd at 7PM. Councilman Schwar discussed the outcome of the Insurance meeting he attended which touched on the topics of OPRA and Executive Sessions.

A meeting with the Library Board is scheduled. Councilman Schwar asked if anyone objected to him helping to clean out the recreation building. Councilman Schwar also spoke with the AYAA and there are old uniforms that need to be discarded that are no longer used.

Councilman Schwar spoke about code violation complaints and suggested that Tom Fey be appointed as the Code Enforcement Officer from today until December 31st prorated. Motion made by Councilman Schwar to approve Resolution 2014-119 appointing Tom Fey as Code Enforcement Officer, motion seconded by Councilman Cartabona. Roll call: Ayes: Cartabona, Rooks, C. Schwar, M. Schwar and Seiss. Nays: none.

RESOLUTION 2014-119 CODE ENFORCEMENT OFFICER

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

To hire Thomas Fey as Code Enforcement Officer for a period from today until end of the year at a prorated salary of \$3,000.00 per year to end December 31, 2014.

Councilman Schwar continued on with his report discussing held Resolutions for various appointments since the beginning of the year.

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

Health and Welfare, Councilman Millard Rooks: Councilman Rooks announced that the recycling area will be open from now until December 1st for fall clean up. Councilman Rooks stated that it will then re-open in the Spring.

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

Councilman Rooks requested five minutes in executive session to discuss potential shared services regarding the leaf recycling area.

Public Property, Councilwoman Carol Schwar: Councilwoman Schwar gave the following report:

Philipsburg Police will coordinate having community service workers paint and power wash the field house. Two broken windows and the hot water heater have been repaired at the field house. Councilwoman Schwar spoke with the grass cutting contractor regarding the quality of grass cutting; another dumpster has been placed at the pool house to finish cleaning it out.

Infield mix will be put down on Benke field, in which Councilman Rooks suggested to do in the Spring.

Councilwoman Schwar received a request to use a metal detector at areas within the pool grounds. Councilwoman Schwar stated that the County is now processing all food establishments' applications and has put the Clerk down as a contact for Alpha's kitchen at the field house.

In closing, Councilwoman Schwar approved bills, salaries and wages for her department.

Public Safety, Councilman Louis Cartabona: Councilman Cartabona reported on the Phillipsburg Court and reports will be provided in the future as was done in the past.

Councilman Cartabona received a request for a speed control sign for 7th Avenue and will be looking into getting prices.

In closing, councilman Cartabona approved bills, salaries and wages for his department.

Public Works, Councilman Thomas Seiss: Councilman Seiss reported that he only received one quote for the restoration of Bagely, Myrtle and Dewey Avenues.

Councilman Seiss requested 20 minutes total for contractual. In closing Councilman Seiss approved bills salaries and wages for his department.

Committee Reports

Open Space: Councilwoman Schwar reported on the presentation to the Warren County Conservancy Land Trust Board on behalf of Alpha regarding acquisition of property in Alpha for preservation. Their next meeting will be October 6th at 7:30 P.M.

Professionals & Officials Reports

Mayor, Edward Hanics: Mayor Hanics received a letter from Mr. Morris on Alpha Street requesting a variance for the installation of gas services. Mayor Hanics and Attorney Troxell discussed the issue of the mail being forwarded incorrectly from the post office stemming from a request to forward Court mail.

Attorney Troxell explained his letter he sent to the post office to remedy the situation, which has impacted other borough mail.

Discussions ensued regarding the property next to the pumping station that has been reverted back to the Borough with regard to a tax lien. Councilman Seiss stated that Mr. Duran who lives next to it wants to purchase it.

Attorney, Christopher Troxell: Mr. Troxell requested five minutes in executive session to discuss the Root Control bids.

Engineer Frank Seney: Mr. Seney reviewed his report that was distributed to Mayor and Council. Discussion ensued regarding the generator grant for the Firehouse.

Sewer Engineer, Jim Hill: Mr. Hill updated Council on the progress of the sewer repairs and upgrades. Mr. Hill reported that the owner's manual for the pump station has been updated.

Public Comment

Mike Savary, Park Ave., suggested the Borough foreclose on the property next to the pump station and keep it for ourselves.

Sean McDyer, Dewey Ave., inquired about the uniforms to be discarded at the field house and asked that it be brought to the fire house clothing bin drop. Chief McDyer explained that the Fire Company receives money for any clothing items dropped.

Charles Bodogh, East Central Ave., commented on the quality of the work done at the monument at Veterans Park.

Payment of Bills and Claims

Motion made by Councilwoman Schwar to have the Directors Reports part of the minutes, motion seconded by Councilman Schwar, all were in favor.

Motion made by Councilman Schwar to authorize the CFO to pay bills approved by Directors, motion seconded by Councilwoman Schwar. Roll Call: Ayes: Cartabona, Rooks, C. Schwar, M. Schwar and Seiss. Nays: Cartabona voting no on bill# 00550.

Motion made by Councilwoman Schwar to authorize the CFO to pay salaries and wages approved by the Directors, motion seconded by Councilman Cartabona. Roll call: Ayes: Cartabona, Rooks, C. Schwar, M. Schwar and Seiss. Nays: none.

ptember :18 PM	19, 2014			OROUGH OF ALPHA List By P.O. Number			Page No: 1	
	: All : First : Condens	to La	st		Open: N Rcvd: Y Bid: Y	Paid: N Held: Y State: Y	Void: N Aprv: N Other: Y Exempt: Y	
	PO Date			PO Description	Status	Amount \	void Amount PO Type	
			WANT BOARD OF EDUCATION	2014 School Tax Due	Open	304,387.70	0.00	
	07/01/14			6/17-7/16 Water Deliveries	Open	4.49	0.00	
				7/18 Legal Ads	Open	12.34	0.00	
4-00472	07/18/14	HUNDE		Copy Paper/Office Supplies	Open	237.97	0.00	
	08/15/14			Toner/Office Supplies - Clerk	Open	98.08	0.00	
4-00483	08/21/14	STAP		Finance-Toner; PubProp-Clock	Open	174.57	0.00	
	08/22/14		STAPLES BUSINESS ADVANTAGE	Aug 2014 Locates/Voice Tickets		54.96	0.00	
	08/31/14		ONE CALL CONCEPTS	8/1-8/22 Legal Ads	Open	184.06	0.00	
14-00493	08/01/14	HUNDE	HUNTERDON COUNTY DEMOCRAT	8/12 Sulf Acid & Caustic Soda	Open	5,811.95	0.00	
14-00496	08/12/14	BCS	UNIVAR USA INC.	7/17-8/16 Water Deliveries	Open	6.98	0.00	
		DEERPARK	DEER PARK DIRECT, DIVISION OF		Open	100.00	0.00	
	09/04/14		ROSSNAGLE'S SERVICE CEN. INC.	9/4 Tow Old Pickup	Open	188.30	0.00	
14-00518	08/04/1	ASSOC	ASSOCIATED FIRE	Fieldhouse Fire Inspection		787.50	0.00	
14-00520	07/31/1	ACCURATE	ACCURATE WASTE SYSTEMS	7/9 Emerg Pumping Svs- 1stAve	Open	2,917.08	0.00	
14-00521	07/09/1	PUMPTNG	PUMPING SERVICES, INC.	7/9 Emerg Svs - 1stAve Valve		500.00	0.00	
14-00522	07/09/1	ALLSTATE	ALLSTATE SEPTIC SYSTEMS, LLP	7/9 Emerg Pumping Svs-1st Ave	Open	375.00	0.00	
14-00523	3 07/09/1	4 APGAR	FRANK F. APGAR & SUNS	7/9 Emerg Pumping Svs-1stAve	Open	541.95	0.00	
	5 07/31/1		SARTINI PLUMBING & HEATING	6/27 Transformer/Filters RTU	Open	200.00	0.00	
	7 07/27/1		MJR SERVICES INC	2014 Tax Bills	Open		0.00	
14 00520	9 09/10/1	A KAPI	KARLS AUTO GLASS	Broken Window Repair-AYAA Bld	g Open	260.00	0.00	
14-0052	0 09/10/1	4 HOME	HOME DEPOT/GECF	Cleaning & Supplies	Open	55.00	0.00	
	2 08/01/1		JCP&L	6/21-9/3 Electric Bills	Open	4,091.98	0.00	
			PAYROLL AGENCY ACCT 751561	9/19/14 Current Fund PR	open	21,691.33		
	5 09/18/1		PAYROLL AGENCY ACCT. 751561	9/19/14 Utility Fund PR	Open	2,668.23	0.00	
	6 09/18/1		LINE SYSTEMS, INC	Sept 2014 Telephone Bill	Open	680.46	0.00	
14-0053	7 09/15/	A TODI THE		9/8 Manhole Reconstruction	Open	5,100.00	0.00	
		4 TOPLINE	PHILLIPSBURG EMERGENCY SQUAD	2014 Pburg EMS Annual Contrib	ou Open	15,000.00	0.00	
	9 09/11/		VERIZON WIRELESS	Aug 2014 Cell Phone Bill	Open	50.45	0.00	
	10 09/04/		ACTION DATA SERVICES	Sept 2014 Payroll Services	Open	108.76	0.00	
		14 ACTION	EAS BY ACTION DATA	Sept 2014 Payroll Services	Open	43.19		
	12 09/08/		NJ STATE LEAGUE MUNICIPALITIE		Open	49.00		
	43 09/04/		AC THE	8/19-9/9 Water Testing	Open	939.00		
14-0054	44 08/19/	14 QC	QC, INC.	TE July 2014 LUB Engineering Sv	s Open	240.00		
		14 VANCLE	NJ DEPT OF HEALTH & SENIOR SE	FR Aug 2014 State Dog Fees	Open	1.20		
14-0054	47 09/09/	14 DOG	NJ DEPT OF MEALTH & SENIOR SE	ES 2014 NJSLOM Registration Fee	s Open	330.00		
	49 09/09/		NJ STATE LEAGUE MUNICIPALITI	Street Opening Escrow Replen	is Open	5,000.00	0.00	
14-005	50 08/28/	14 POHAT	TOWNSHIP OF POHATCONG	Sept 2014 Engineering Service	es Open	20,017.22	0.00	
14-005	51 08/28/	14 FREY E	NG FREY ENGINEERING, LLC	Inv #5104 Leak Rpr/Ellen St	Open	2,116.14	4 0.00	
14-005	52 01/01,	14 PENNB	PENN BOWER	2014 4th Qtr County Tax	Open	409,693.2	0.00	
14-005	55 09/02,	14 COUN	COUNTY OF WARREN TREASURER		Open	22,948.5		
	56 09/02		COUNTY OF WARREN TREASURER'S	Escrow Refund-Tamanna #13-06		3,866.5		
14-005	57 09/01	14 TAMANN	IA TAMANNA, LLC	ESCIOW RETUING Tamarina #15-00	or oben	-,		
100 Mar	100			102 Total List Amount:	831,533.2	3 Total Voi	d amount: 0	00

Old Business

Councilman Schwar discussed a previous request for a variance for a street opening for gas utility line installation, Motion made by Councilman Schwar to approve Mr. Morris at 527 Alpha Street, granting a variance, motion seconded by Councilman Cartabona. Roll call: Ayes Cartabona, M. Schwar and Seiss. Nays: C. Schwar. Abstain: Rooks.

Councilwoman Schwar report that a key fob system will be installed at the field house.

Councilman Cartabona discussed Phillipsburg High School taxes. Councilman Cartabona discussed the aspect of representatives from these districts are not allowed to vote on the issues and added that there should be a regional high school.

Executive Session-45 minutes

Motion made by Councilman Rooks to approve the following resolution to go into executive session, motion seconded by Councilman 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 45 minutes, allowing for a five (5) minute recess between the regular session and the executive session.

Return to Regular Session

Motion to return to regular session made by Councilman Cartabona and seconded by

Councilman Rooks, all were in favor,

Motion made by Councilman Cartabona to approve resolution 2014-120, motion

seconded by Councilman Rooks. Roll call: Ayes: Cartabona, Rooks, C. Schwar, M. Schwar and

Seiss. Nays: none.

RESOLUTION 2014-120 RESOLUTION AWARDING A CONTRACT FOR ROOT CONTROL IN SANITARY SEWER SYSTEM

BE IT RESOLVED by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that a contract is hereby awarded to Duke's Root Control, Inc., having submitted the lowest responsive responsible quote, for root control work in the Alpha Sanitary Sewer System in the amount not the exceed \$28,486.00 upon written certification of funds by the Borough CFO.

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

Motion made by Councilman Cartabona to approve resolution 2014-121, motion seconded by Councilman Schwar. Roll call: Ayes: Cartabona, Rooks, C. Schwar, M. Schwar and Seiss. Nays: none.

RESOLUTION 2014-121 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

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Alpha hereby appoints Christy Rose as Utility Collector in accordance with the salary ordinance which is a provisional appointment from today until the end of the year (12/31/2014).

Motion made by Councilman Rooks to approve Resolution 2014-122, motion seconded by Councilman Cartabona. Roll call: Ayes: Cartabona, Rooks, C. Schwar, M. Schwar and Seiss. Nays: none.

RESOLUTION 2014-122 APPOINTMENT OF ADMINISTRATIVE CLERK FOR THE BOROUGH OF ALPHA

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

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Alpha hereby appoints Christy Rose as Administrative Clerk in accordance with the salary ordinance, which is a provisional appointment from today until the end of the year (12/31/2014).

Discussions of the status of new computers ensued.

Adjourn

With no further business to before Mayor and Council, motion made by Councilman M. Schwar to adjourn, motion seconded by Cartabona, all were favor,

Respectfully submitted,

Laurie. A. Barton

Borough Clerk