

Council President Michael Schwar called the Meeting of the Common Council of the Borough of Alpha to order at 7:00 p.m. on Monday, January 26, 2015.

Council President Schwar announced that adequate notice of the meeting was given 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 1, 2015, the Municipal Clerk delivered to the Star Gazette/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.

Council President Schwar led prayer and the salute to the flag.

Roll Call: Present; Councilman Cartabona (*arrived at 7:29 p.m.*), Councilman Pettinelli, Councilman Rooks, Councilman Schwar, and Councilman Seiss. Also present: Attorney Christopher Troxell. Absent: Mayor Hanics, Councilwoman Grossman and Borough Clerk, Laurie Barton

Public Hearing-5th Avenue.

Motion made by Councilman Seiss to table the 5th Avenue Public Hearing to the next meeting, motion seconded by Councilman Cartabona, all were in favor.

Ordinance

Motion made by Councilman Rooks and seconded by Councilman Pettinelli to open the public hearing on Ordinance 2015-1, all were in favor. Hearing no public comment, motion made by Councilman Rooks to close the public hearing, motion seconded by Councilman Pettinelli, all were in favor.

Motion made by Councilman Rooks to adopt Ordinance 2015-1, motion seconded by Councilman Pettinelli. Roll Call: Pettinelli, Rooks, Schwar and Seiss. Nays: none.

ORDINANCE 2015-1 AN ORDINANCE SETTING THE SALARY RANGE FOR THE HEREIN NAMED 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 salary of the following officers and/or employees of the Borough of Alpha, County of Warren, and State of New Jersey named herein shall be as follows:

TEMPORARY CFO	\$40.00 - \$60.00 per hour
ASSISTANT TO THE FINANCE OFFICE	\$40.00 - \$60.00 per hour

Any ordinance or sections of the ordinance of the Borough of Alpha, New Jersey inconsistent herein shall be and the same hereby repealed. These salary ranges are based, in part, on civil service or department of personnel information.

This ordinance shall become effective immediately.

Resolutions

Motion made by Councilman Rooks to approve Resolution 2015-25, motion seconded by Councilman Pettinelli. Discussions: Councilman Seiss inquired what the purpose of this resolution is. Councilman Seiss made motion to table resolution, motion seconded by Councilman Rooks, all were on favor.

Motion made by Councilman Seiss to approve Resolution 2015-26, motion seconded by Councilman Rooks. Roll call: Ayes: Pettinelli, Rooks, Schwar and Seiss. Nays: None.

**RESOLUTION 2015-26
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

WHEREAS, N.J.S.40A:11-5 provides that such professional services to be provided by the Consultant as described herein may be awarded by the Authority without public advertising for bids.

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 for the calendar year 2015, not to exceed \$15,000.00 for the purpose of preparing operator reports for filing with the receiving treatment facility as required by NJDEP, emergency responses as required, and for providing advice and comment to Council for proper operation of the sewer utility system, and upon certification of funds by the Borough CFO. For the purpose special projects deemed necessary by Council and funded by bond issue or capital funds all expenditures would have to be approved by Council before such projects are undertaken. Such projects would include measures to maintain, upgrade, or repair the sewer utility in an effort to reduce flows, and operate the system in accordance with NJDEP regulations cited under N.J.A.C. 7:10A, "Rules and Regulations Governing the Licensing of Water Supply and Wastewater Treatment System Operators, last revised December 2008" and made part of this resolution.

Motion made by Councilman Seiss to approve Resolution 2015-27, motion seconded by Councilman Rooks. Roll call: Ayes: Pettinelli, Rooks, Schwar and Seiss. Nays: None.

**RESOLUTION 2015-27
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 Jeffrey Whalen; 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 Jeffrey Whalen 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 2015 (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 *NJS*A 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 Seiss to approve Resolution 2015-28, motion seconded by Councilman Rooks. Roll call: Ayes: Pettinelli, Rooks, Schwar and Seiss. Nays: None.

**RESOLUTION 2015-28
N2 OPERATOR APPOINTMENT**

WHEREAS, the Borough of Alpha is required to have a licensed N2 operator (industrial discharge operator) by the State of New Jersey; and

WHEREAS, the State of New Jersey has issued a discharge permit for the Frace Street water treatment plant requiring reporting be done by a licensed N2 operator; 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 Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that Daniel Baransky of Milford, New Jersey is hereby appointed N2 Operator (industrial discharge operator) for the Borough of Alpha, duly licensed by the State of New Jersey at a contract amount of Ten Thousand Dollars (\$10,000.00) for the calendar year 2015 upon certification of funds by the Borough CFO.

Motion made by Councilman Rooks to approve Resolution 2015-29, motion seconded by Councilman Pettinelli. Discussions ensued regarding how this policy was created and for what positions. Motion made by Councilman Rooks to table this resolution until next meeting, motion seconded by Councilman Seiss, all were in favor.

Motion made by Councilman Pettinelli to approve Resolution 2015-30, motion seconded by Councilman Schwar. Roll call: Ayes: Pettinelli, Rooks, Schwar and Seiss. Nays: None.

RESOLUTION 2015-30
RESOLUTION OF THE BOROUGH OF ALPHA, COUNTY OF WARREN, STATE OF NEW JERSEY
FIXING THE 2015 SHUT-OFF DATES TO BE EXERCISED ON DELINQUENT UTILITY CONSUMER
ACCOUNTS

WHEREAS, the Borough of Alpha Code, specifically § 403-18 A. permits the water shut off for any account which is in arrears for greater than six months; and

WHEREAS, the proper notice required to be provided by said Code 403-18 is met by quarterly generated and provided Delinquent Notices and Shut-Off Letters;

WHEREAS, the Mayor and Common Council of the Borough of Alpha would like to set specific calendar dates for water to be shut off for delinquent accounts of greater than six months to aid in utility collection effectiveness:

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 to generate and mail Notices of Delinquency to all consumers with a delinquent balance of Five Dollars (\$5) or more.
2. The Utility Collector is hereby authorized to generate and mail Letters of Shut-Off to all consumers with a delinquent balance in arrears for a period greater than six months. Letters shall be mailed 7 days prior to the established shut-off dates indicated below.
3. The Utility Collector is authorized to issue a consumer shut-off list each quarter on the day before the specific dates of February 25th, May 27th, August 26th and December 16th. The water will be shut off by the Borough DPW on or after the herein stated specific dates.
4. A certified copy of this resolution shall be provided by the Borough Clerk to the Utility Collector.

Motion made by Councilman Seiss to approve Resolution 2015-31, motion seconded by Councilman Rooks. Roll call: Ayes: Pettinelli, Rooks, Schwar and Seiss. Nays: None.

RESOLUTION 2015-31
2014 OVERPAYMENTS

WHEREAS, the following properties have an overpayment of 2014 property taxes;

WHEREAS, these overpayments occurred due to a successful tax appeal;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Alpha this 26th day of January 2015 that the Tax Collector and Finance Officer refund the following:

Virginia Tarsi
Block 13, Lot 1.01
1041 West Boulevard
Alpha, NJ 08865
Amount \$54.56

Bodogh, Charles, Thomas & Paul
Block 81, Lot 3
117 East Central Boulevard
Alpha, NJ 08865
\$172.25

Motion made by Councilman Seiss to approve Resolution 2015-32, motion seconded by Councilman Pettinelli. Roll call: Ayes: Pettinelli, Rooks, Schwar and Seiss. Nays: None.

**RESOLUTION 2015-32
REDEMPTION OF TAX
SALE CERTIFICATE
#201403**

WHEREAS, the Tax Collector of the Borough of Alpha advised the Mayor and Council that the following properties have 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 26th day of January 2015 that the refunds are made to the certificate holder as noted:

US Bank Cust PC5 Sterling National
US Bank Global Corp Trst Serv
50 South 16th Street, Suite 1950
Philadelphia, PA 19102
Block 6, Lot 1
Amount \$301.43
Property Location – 840 South Blvd

Approval of Minutes

Motion made by Councilman Rooks to approve the following minutes: 08/12/2014 and 09/09/2014, motion seconded by Councilman Seiss, all were in favor with the exception of Councilman Pettinelli abstaining.

Motion made by Councilman Rooks to approve and hold the following executive session minutes: 07/08/14, 07/22/14, 08/12/14, 09/09/14 & 09/23/14, motion seconded by Councilman Seiss, all were in favor with the exception of Councilman Pettinelli abstaining.

Department Reports

Administration, Councilman Peter Pettinelli: Councilman Pettinelli reported on the Clerk currently working on animal and mercantile licenses and updating the website. In closing, Councilman Pettinelli approved all bills, salaries and wages for his department.

Finance, Councilman Michael Schwar: Councilman Schwar reported on pursuing a new CFO. Councilman Schwar will be attending a reorganization meeting for PAIC in two weeks. Councilman Schwar reported on the survey that was done throughout the buildings. In closing, Councilman Schwar approved bills, salaries and wages for his department.

Public Property, Councilman Seiss (Deputy): Councilman Seiss gave an update on the ice skating rink and the progress in getting it filled.

Public Safety, Councilman Millard Rooks. Councilman Rooks reported on meeting with all department heads with regards to the Police Chief, Fire Chief and Court Administrator.

A Community Day was discussed for having in the spring and hosting a National Night out here in the Borough. Councilman Rooks discussed the possibility of creating a Police Explorers for the children here in Alpha. Discussion with the Police Chief regarding traffic issues in the Borough occurred at the meeting. Councilman Rooks requested five minutes in executive session for Personnel with regard to the OEM Coordinator. Councilman Rooks added to the bill list a bill from Staples for Court in amount of \$491.60.

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

Public Works, Councilman Thomas Seiss: Councilman Seiss reported on the DPW being busy with snow plowing and difficulty with residents not moving their vehicles.

Councilman Seiss met with Jim Hill for a timeline on projects for this year and met with Remington & Vernick for projects on moving forward for this year. Councilman Seiss requested 20 minutes in executive session for personnel. In closing, Councilman Seiss approved bills, salaries and wages for his department.

Discussions ensued regarding roads that need repair and receiving grants from the State.

Health and Welfare, Councilman Louis Cartabona: Councilman Cartabona discussed the workshop for Land Conservation in Trenton, NJ. In closing, Councilman Cartabona approved bills, salaries and wages for his department.

Professionals and Officials Reports

Mayor, Edward Hanics: Council President Schwar reported on the following correspondences received through the Mayors office: Warren County Complete Streets workshop on February 10th at the Washing Township Municipal Building. Warren County Preservation Day at Rutherford Hall on Sunday May 31st in Allamuchy.

Fire Chief, Sean McDyer: Chief McDyer gave the end of year report for the month of December, there were 134 calls. The inspection trip for the new Pierce Fire Truck was moved up to February 19th through the 21st. The rink was filled half way last night. An invite was extended to Council for the Annual Fireman's Banquet.

OEM, Hunter Stagg: Mr. Stagg reported on the Code Red alert for the snow storm. Mr. Stagg reported on getting a timeline together for this year for projects and hiring a Deputy OEM Coordinator.

Attorney, Christopher Troxell: Mr. Troxell requested five minutes in executive session for contractual for the DPW contract. Attorney Troxell requested to add another public comment to tonight's agenda.

Public Comment

Carol Schwar, 4th Ave., discussed public comment on the agenda. Mrs. Schwar discussed the pretreatment ordinance for grease in the sewers and form letters that are sent to restaurants by the County Board of Health. Mrs. Schwar discussed the HVAC system that needs to be fixed. Mrs. Schwar discussed about water from the pool for the ice skating rink from information that was given last year. Mrs. Schwar stated her surprise on the message that was on the Boroughs Facebook not being about parking due to the storm but rather the information was on the ice skating rink. The Code Red message given out by OEM should have been more specific with regards to parking during a snow emergency.

Payment of Bills and Claims

Motion made by Councilman Seiss to have the Directors reports be made part of the minutes, motion seconded by Councilman Rooks, all were in favor.

Motion made by Councilman Seiss to authorize the CFO to pay all bills approved by the Directors, with the additions, motion seconded by Councilman Rooks. Roll call: Ayes: Cartabona, Pettinelli, Rooks, Schwar and Seiss. Nays: None.

Motion made by Councilman Seiss to authorize the CFO to pay salaries and wages approved by the directors, motion seconded by Councilman Cartabona. Roll call: Ayes: Cartabona, Pettinelli, Rooks, Schwar and Seiss. Nays: None.

O. 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 #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
14-00704	12/09/14	HOME	HOME DEPOT/GEFC	Light Bulbs & Ice Pellets	Open	50.40	0.00
14-00713	11/25/14	FREY	BRUCE & SANDRA FREY	2015 Vet Fee - Rabies Clinic	Open	100.00	0.00
14-00758	12/31/14	STAP	STAPLES BUSINESS ADVANTAGE	Cleaning Supplies	Open	28.02	0.00
14-00760	12/31/14	FLEMD	FLEMINGTON DEPARTMENT STORE	Work Shoes - Per Contract	Open	99.95	0.00
14-00761	12/31/14	FLEMD	FLEMINGTON DEPARTMENT STORE	Work Shoes - Per Contract	Open	109.99	0.00
15-00001	01/01/15	ALBOA	ALPHA BOARD OF EDUCATION	2015 School Tax Due	Open	304,387.70	0.00
15-00020	01/13/15	TAYLOR	TAYLOR RENTAL	100 lb Propane Tank	Open	80.00	0.00
15-00022	01/13/15	HOME	HOME DEPOT/GEFC	bags of cold patch	Open	103.48	0.00
15-00023	01/21/15	HOME	HOME DEPOT/GEFC	Skating Rink Supplies	Open	223.28	0.00
15-00024	01/06/15	PETTY	PETTY CASH	Clerk-Petty Cash Reimbursement	Open	58.70	0.00
15-00025	01/05/15	AMGAS	AMERIGAS - CLINTON 7510	1/5 Propane Delivery	Open	516.83	0.00
15-00026	01/01/15	COYNE	COYNE CHEMICAL	12/9-12/22 FerCl/SodHyp/Chorin	Open	2,186.30	0.00
15-00027	01/15/15	FINCH	FINCH FUEL OIL CO., INC.	1/15 Fuel Deliveries	Open	645.81	0.00
15-00028	01/01/15	LEHIGH	LEHIGH VALLEY SITE CONTRACTORS	12/30 Notice to bidders	Open	725.70	0.00
15-00029	01/01/15	NJN	NJN PUBLISHING	12/26 ReOrg Meeting Ad	Open	25.34	0.00
15-00030	01/01/15	ACTION	ACTION DATA SERVICES	12/26-1/9 Payroll Services	Open	242.70	0.00
15-00031	01/01/15	EAS	EAS BY ACTION DATA	12/26-1/9 Payroll Services	Open	144.82	0.00
15-00032	01/01/15	JCP&L	JCP&L	9/23-1/19 Electric Bills	Open	6,510.56	0.00
15-00033	01/01/15	NJSTA	NJ STATE LEAGUE MUNICIPALITIES	2015 NJLM Membership Dues	Open	328.00	0.00
15-00034	01/14/15	ELIZGA	ELIZABETHTOWN GAS	12/10-1/10 Propane Heat Bills	Open	2,141.25	0.00
15-00035	01/18/15	FREY ENG	FREY ENGINEERING, LLC	Jan 2015 Engineering Services	Open	20,376.53	0.00
15-00036	01/15/15	LSI	LINE SYSTEMS, INC	Jan 2015 Telephone Bill	Open	1,328.76	0.00
15-00037	01/01/15	OKAUT	OK AUTO 4WD AND TIRE	PO #14-00757 Remaining Balance	Open	409.04	0.00
15-00038	01/02/15	BCS	UNIVAR USA INC.	1/2-1/7 CaustSoda & Sulf Acid	Open	6,056.03	0.00
15-00039	01/10/15	MCQUAID	KELLY MCQUAID	2015 Rabies Clinic Asst	Open	25.00	0.00
15-00040	01/01/15	CYPHERS	BRENDA CYPHERS	2015 Rabies Clinic Assistant	Open	25.00	0.00
15-00041	01/07/15	ALLIED	ALLIED OIL, LLC	1/7 Gasoline Delivery	Open	687.42	0.00
15-00042	01/13/15	PUBWK	PWANJ C/O LINDY MAHEDY CPWM	2015 Public Works Assoc. Fees	Open	50.00	0.00
15-00043	01/13/15	METZE	METZ & SON ELECTRICAL, INC	1/7 Frace St Emerg Repairs	Open	652.96	0.00
15-00044	01/13/15	NJWAT	NJ WATER ASSOCIATION	2015 NJ Water Assoc Fees	Open	325.00	0.00
15-00045	01/01/15	SLC	RIO SUPPLY, INC.	2015 Utility Meter Software	Open	4,500.00	0.00
15-00046	01/01/15	COUN	COUNTY OF WARREN TREASURER	2015 1st Qtr County Taxes	Open	350,050.51	0.00
15-00047	01/01/15	COUNT	COUNTY OF WARREN TREASURER'S	2015 1st Qtr Open Space Taxes	Open	23,441.56	0.00
15-00048	01/01/15	EDMUN	EDMUNDS & ASSOCIATES, INC.	2015 Edmunds Software Maint	Open	10,229.00	0.00
15-00050	01/01/15	REMINGTO	REMINGTON & VERNICK ENGINEERS	Aug 2014 Engineering Services	Open	13,150.43	0.00
15-00051	01/22/15	USBANK	US BANK CUST FOR PRO CAPITAL	B6/L1 Cert #20143 Lien Redemp	Open	301.43	0.00
15-00052	01/22/15	VTARSI	VIRGINIA TARSI	Tarsi-Bodogh Tax Overpymt/Ref	Open	54.56	0.00
15-00053	01/22/15	BODOGH	BODOGH, CHARLES, THOMAS,&PAUL	B81/13 Bodogh-Tax Overp/Refund	Open	172.25	0.00
15-00054	01/04/15	VERIZ	VERIZON WIRELESS	Dec2014/Jan2015 Cell Phone	Open	100.99	0.00
Total Purchase Orders: 40				Total P.O. Line Items: 69	Total List Amount: 750,645.30	Total Void Amount: 0.00	

Old Business

Councilman Seiss discussed the position of the T-3 Operator, and stated that the Engineer sent a response on behalf of the Borough.

New Business

Motion made by Councilman Seiss and seconded by Councilman Rooks to approve the pavilion with waiver of fee for AYAA on June 13th, all were in favor.

Motion made by Councilman Seiss and seconded by Councilman Rooks to approve the pavilion with waiver of fees for St. Mary's Church on June 28th, all were in favor.

Executive Session

Motion made by Councilman Seiss to approve the following resolution, motion seconded by Councilman Cartabona, 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 30 minutes, allowing for a five (5) minute recess between the regular session and the executive session.

Return to Regular Session

Motion made by Councilman Seiss to return to regular session, motion seconded by Councilman Cartabona, all were in favor.

Motion made by Councilman Seiss to approve Resolution 2015-33, motion seconded by Councilman Rooks. Roll Call: Ayes: Cartabona, Pettinelli, Rooks, Schwar and Seiss. Nays: none.

**RESOLUTION 2015-33
DEPUTY OEM**

BE IT RESOLVED, by the Borough Council that Charles Bodogh Jr, shall be appointed to the position of Deputy OEM Coordinator per the salary ordinance at a salary of \$750.00 for the calendar year of 2015, upon certification of funds by the CFO, Temporary CFO, or Treasurer.

Motion made by Councilman Seiss to hire a temporary DPW sub contractor for purpose of emergency situations at a negotiated rate equivalent to the salary ordinance, not to exceed \$2,625.00, motion seconded by Councilman Rooks. Roll Call: Ayes: Cartabona, Pettinelli, Rooks, Schwar and Seiss. Nays: none.

Adjourn

Seeing no further business to come before Council, motion made by Councilman Rooks to adjourn at 8:32 P.M., motion seconded by Councilman Seiss , all were in favor.

Respectfully submitted,

Laurie A. Barten
Borough Clerk