

Mayor Hanics called the Meeting of the Common Council of the Borough of Alpha to order at 7:00 p.m. on December 29, 2015

Mayor Hanics 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.

Mayor Hanics led prayer and the salute to the flag.

Roll Call: Present; Councilman Cartabona, Councilwoman Grossman, Councilman Pettinelli, Councilman Rooks, Councilman Seiss, and Councilman Schwar. Also present: Attorney Christopher Troxell. Absent; Borough Clerk, Laurie A. Barton.

Public Comment:

James Simonetti, a candidate for Sheriff, came to the meeting to introduce himself.

Bob Kip, Schley Ave., stated there are 4 wheelers out of control in his neighborhood, they are on the streets and sidewalks, people behind him have three of them. Police have been called but nothing happens.

Mr. Kip brought up the issue of his neighbors lights that are very bright. They are directed at homes. Mr. Kipp also inquired how they were allowed to put a fence up over a manhole.

Mike Savary, Park Ave., asked about Ordinance 2015-07 regarding delinquent payment of water bills. Stated we should have something already to turn the water off.

Jerry Kern, Pohatcong Resident, stated he was told the ordinance did not change and has always been the same. Also asked if there was any update on his situation regarding his water bill.

Attorney Troxell said Council has to make a decision and confer with the utility collector.

Craig Dunwell, 7th Ave., inquired about Ordinance 2015-07 and asked if the percentages mirror what is declared at reorganization. Mr. Dunwell asked if the percentage can be changed?

Mike Savary, Park Ave., asked if anyone is delinquent now, would they be grandfathered in? Attorney Troxell said not grandfathered, he believes it will take affect immediately within 20 days.

Mayor Hanics – announced Kevin Duddy coming into the meeting and asked him questions regarding Mr. Kip’s concerns. The fence on Pursel Street and over manhole, is that allowed? Mr. Duddy said he checked it yesterday, didn’t realize it was within a manhole. Manhole is not used and he would like to check with Charlie Olah. If council wants he will tell him to move the fence away from the manhole. Councilman Schwar asked if we have allowed this before. Mr. Duddy said we haven’t had this situation. He began explaining there is nothing coming into or out of manhole. Councilman Schwar said if we haven’t allowed it before then don’t allow it now. Council agreed the fence should be moved. Mayor Hanics then began asking about the lights on the property and if there is any law stating where bright lights at night should be pointing. Mr. Duddy said there is really no law but he will go over the direction of lighting with the resident when he talks to him about the fence. Councilman Cartabona then asked Mr. Duddy about grease traps and if they are required for every food establishment. Mr. Duddy said yes.

Craig Dunwell , 7th Ave., asked who will be enforcing Ordinance 2015-08. Councilman Schwar said he doesn’t believe anyone has been appointed to enforce.

Ordinances:

Motion made by Councilman Cartabona to open the public hearing for Ordinance 2015-07, motion seconded by Councilwoman Grossman, all were in favor.

Motion to close the public hearing made by Councilman Cartabona and seconded by Councilwoman Grossman, all were in favor.

Motion made by Councilman Cartabona to adopt Ordinance 2015-07, motion seconded by Councilman Rooks. Roll call: Ayes: Cartabona, Grossman, Pettinelli, Rooks and Schwar. Nays: none.

**ORDINANCE 2015-07
WATER DELINQUENT
PAYMENT OF BILLS**

WHEREAS, the Council of the Borough of Alpha desires to amend a portion of Chapter 403-18 Payment of Bills, specifically adding the following and amending 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 “Chapter 403, Payment of Bills be amended and supplemented as follows:

403-18 Payment of bills

A.

All bills for water, except under billing permits, shall be payable on the first day of January, April, July and October. Any balance not paid within 15 days from the due date will be subject to interest calculated at 8% per annum from the due date. If the amount due is greater than \$1,500, the interest will be calculated at a rate of 18% per annum from the due date. Also, any account which is in arrears for greater than six months, upon notice and in addition to the interest, may be subject to having the water turned off. Delinquency or maintaining an outstanding balance for a period of four consecutive quarters shall also constitute grounds for the water being turned off, upon notice and in addition to interest. Outstanding balances of arrearages for greater than six months may not be carried forward to the next year (by simply paying the minimum); same will be considered delinquent and subject to the turn-off hereinabove described, upon notice and in addition to interest. Any account where the water is turned off shall not have the water turned on again until the entire balance(s) of the water and sewer account(s) are paid in full and the fee as set forth in § **403-21B** has been paid.

B.

All unpaid water bills and other water charges shall become liens on the real estate benefiting from the water service, as provided by law, including the New Jersey Revised Statutes.

Motion made by Councilman Cartabona to open the public hearing for Ordinance 2015-08, motion seconded by Councilwoman Grossman, all were in favor.

Motion to close the public hearing made by Councilman Cartabona and seconded by Councilman Rooks, all were in favor.

Motion made by Councilman Schwar to adopt Ordinance 2015-08, motion seconded by Councilman Pettinelli, Roll call: Ayes: Cartabona, Grossman, Pettinelli, Rooks and Schwar. Nays: none.

**ORDINANCE 2015-08
CHAPTER 403. SEWERS
ARTICLE VIII. FOOD-RELATED GREASE CONTROL
§ 403-76.**

The purpose of this article is:

A.

To prevent the obstruction and overflow of the municipal sewer system caused by a blockage or other interference resulting from wastewater discharges containing fats, oils and/or grease from food-related businesses into the Alpha Borough sewer system.

B.

To abate a nuisance and prevent any health hazards created by the discharge of fats, oils, and/or grease into the Alpha Borough sewer system that may threaten or cause injury to public health, safety, and welfare of life, property and/or the environment.

§ 403-77. Definitions.

As used in this article, the following terms shall have the meanings indicated:

EXTERNAL GREASE INTERCEPTOR (EGI)

Also known as a "gravity grease interceptor," and means a plumbing appurtenance or appliance that is designed by a licensed professional engineer to be installed in a sanitary drainage system to intercept non-petroleum fats, oils, and greases (FOG) from a wastewater discharge, is identified by volume, baffle(s), a minimum of two compartments, and gravity separation, and is installed exterior to the establishment.

EXISTING ESTABLISHMENT

Any nonresidential establishment which has obtained a valid sewer connection permit from Alpha Borough Sewerage Utility prior to the effective date of this article. Changes in ownership or use, or major renovations to an existing establishment will cause the establishment to be classified as a new establishment.

FATS, OILS AND/OR GREASE (FOG)

Organic polar compounds derived from animal and/or plant sources that contain multiple carbon chain triglyceride molecules. These substances are detectable and measurable using analytical test procedures established in 40 CFR 136, as may be amended from time to time. All may be referred to herein as “FOG”, “grease” or “greases.”

INTERNAL GREASE INTERCEPTOR (IGI)

Also known as a "hydromechanical grease interceptor," means a plumbing appurtenance or appliance that is installed in a sanitary drainage system to intercept nonpetroleum fats, oils, and grease from a wastewater discharge and is identified by flow rate, separation and retention efficiency. The design incorporates air entrainment, hydromechanical separation, interior baffling, and/or barriers in combination or separately, and an external flow control, with air intake (vent).

NEW ESTABLISHMENT

Any establishment that is not defined as an existing establishment, including change of ownership or use, or major renovations to an existing establishment.

§ 403-78. Enforcement; waiver; construal of provisions.

A.

Alpha Borough Sewerage Utility personnel, board members, or other designated and duly authorized representatives (e.g., Utility Engineer, Licensed Operator, etc.) shall administer, implement and enforce the provisions of this article.

B.

The Alpha Borough Sewerage Utility may waive or relax specific requirements set forth by this article when in its opinion the release of FOG into the sewer system is not likely to occur. The property or business owner shall submit a written request for a waiver from the requirements of this article. The written request shall include supporting documentation as to why the requirements should be waived.

C.

This article shall be liberally construed to permit the Alpha Borough Sewerage Utility to discharge its functions and duties.

D.

The Alpha Borough Sewerage Utility personnel, board members, or other designated representatives (e.g., Utility Engineer, Licensed Operator, etc.), shall exercise his or her discretion with respect to any related matters not directly governed by this article.

§ 403-79. [Reserved for Future Use] Best management practices for grease control in retail food establishments.

Reserved for future use.

§ 403-80. Grease interceptors required.

All nonresidential properties and/or businesses engaged in a food-related business, or which may potentially discharge FOG into the Alpha Borough sewerage system must install, operate and maintain approved grease interceptors or similar technology to achieve compliance with the objectives of this article.

§ 403-81. Prohibited acts.

No person, property owner or business owner shall:

A.

Discharge or cause to be discharged FOG into the Alpha Borough sewer system in a manner that will allow the accumulation of liquid and/or solidified grease that is in a quantity which is capable of being visually observed in the sewer lines or which accumulates within the system in a manner that potentially obstructs or hinders the flow of sewage along its intended path.

B.

Store, dispose of, handle, or discharge FOG in a manner that creates a nuisance or potential nuisance.

C.

Clean grease interceptors, monitoring points and/or sewer lines in a manner that allows solidified or emulsified FOG to be transported into the Alpha Borough sewer system. This includes the improper use of chemicals, hydraulic sewer line jetting without the subsequent reclamation of dislodged FOG, steam cleaning or any other manner that fails to ensure the removal of the FOG from the sewer system prior to release into the downstream Alpha Borough sewer system.

D.

Permit the installation of new or the replacement of existing food grinders and/or garbage disposal units within the plumbing system of any retail food establishment that generates FOG.

E.

Dispose of waste cooking oil into the sewer system. All waste cooking oil shall be collected and stored in leak-proof, securely covered receptacles such as barrels or drums for recycling or an alternate, approved method of disposal. Written documentation of disposal methods must be maintained on-site for a minimum of three years.

§ 403-82. Discharge of wastewater containing fats, oils and/or grease.

A.

Owners of nonresidential properties and/or businesses engaged in a food-related business shall not discharge or cause to be discharged any wastewater containing fats, oils and/or grease, either directly or indirectly, into the Alpha Borough sewer system without complying with this article.

B.

No person, property owner or business owner shall discharge, cause to be discharged, or permit to be discharged into the public sewer system, sanitary wastewater with FOG content in excess of 100 ppm.

C.

Nonresidential properties which must comply with the above include but are not limited to retail food establishments or other nonresidential establishments involved in the production, preparation, manufacture, storage, transportation or handling of food. The Alpha Borough Sewerage Utility may also require other nonresidential properties that are not engaged in a food-related business to adhere to the requirements of this article when, in its opinion, a discharge of FOG is likely to occur.

D.

Sampling and testing shall be conducted in accordance with appropriate methods established in 40 CFR 136.

§ 403-83. Grease control plan required.

All businesses and properties that are required to have a grease interceptor shall have a written grease control plan in accordance with the following requirements. Applications for the grease control plan shall be submitted to the Alpha Borough Sewerage Utility for review.

A.

New establishments.

(1)

All new establishments which require a grease interceptor shall operate under an approved grease control plan. Approval of the grease control plan must be obtained prior to submission of applications for sewer connection permits.

(2)

The grease control plan shall be signed and sealed by a licensed design professional and shall include, at a minimum: a completed Alpha Borough Sewerage Utility Application for Grease Control Plan, detailed plans, equipment listings, equipment specifications, calculations, supporting documentation and operational directives. The plan shall include all grease-related features and components planned for the operation.

(3)

The approved grease control plan shall be maintained on-site and be made immediately available to Alpha Borough Sewerage Utility personnel, board members, or authorized representatives (e.g., Utility Engineer, Licensed Operator, etc.) upon request. Operational maintenance records shall be retained on-site for three years.

(4)

Grease interceptors shall be designed and installed in accordance with the manufacturer's specifications, the current Plumbing and Drainage Institute guidance documents, and the National Standard Plumbing Code in

effect at the date of application for plumbing permits for the project. EGIs shall be designed by a professional engineer and shall meet the standards set forth in

N.J.A.C. 7:9A-8.1.

(5)

Any drain that may potentially receive FOG waste must be directed through an approved grease interceptor. This includes but is not limited to those leading from three-basin sinks, meat/poultry/fish food preparation sinks, scullery sinks, pot wash sinks, floor drains and troughs, soup kettles, woks, hood drains, dishwashers, pre-rinse stations and existing food grinders.

(6)

Grease recovery units, active grease removal components, or alternate technologies for grease control may be permitted if the applicant can demonstrate and certify that the discharge limitations set forth in this article can be achieved.

(7)

Grease interceptors shall be designed and located to facilitate easy access for cleaning and inspection. Access openings, lids, and inspection ports shall not be obstructed.

(8)

A pre-rinse station must be installed immediately adjacent to every automatic dishwasher and shall direct wastewater through a strainer prior to release to the grease interceptor or grease recovery unit.

(9)

New establishments which are heavy grease generators shall be required to install an EGI. These include but are not limited to establishments that operate fixtures similar in nature to a fryer, grill, charbroiler, rotisserie, griddle, wok, or whose menu reflects foods with a high grease or fat content and/or that serve a large population such as a school, hospital, hotel, food court, commercial kitchen, cafeteria serving a building over 20,000 square feet, conference center, or similar facility. The Alpha Borough Sewerage Utility may waive this requirement if the applicant presents sufficient convincing data to demonstrate that the discharge of FOG into the sewers will be prevented through alternative means.

(10)

EGIs shall be installed entirely on the owner's property.

(11)

Grease interceptors shall be sized in accordance with manufacturer's specifications, the current PDI guidance documents, and the National Standard Plumbing Code in effect at the date of application for plumbing permits for the project. Design requirements and sizing formulas are intended as a guide in determining grease interceptor sizes and shall be considered the minimum sanitary sewer protection against prohibited FOG discharge. In approving a design for a grease interceptor, the Alpha Borough Sewerage Utility does not accept liability for the failure of a system to adequately limit concentrations of FOG or to

prevent prohibited discharges of FOG. It shall be the responsibility of the owner to ensure at all times that the appropriate level of treatment and maintenance is provided to comply with this article.

(12)

Nonmonolithic tanks functioning as EGIs in which the seam is below the liquid level shall be designed, installed and inspected under the direction of a licensed professional engineer. Written, signed and sealed leak testing results shall be submitted prior to operation of the unit.

B.

Existing establishments. Existing establishments which do not have an Alpha Borough Sewerage Utility- approved grease control plan shall develop and implement a written grease control plan in accordance with the requirements of this article. Existing establishments shall submit a grease control plan to the Alpha Borough Sewerage Utility within 365 days from the effective date of this article. Grease control plans for existing establishments that do not meet current standards may be approved as “pre-existing non-conformance” until such time as the establishment is considered a new establishment (e.g., change of ownership/use or major renovations). The grease control plan shall at a minimum include:

(1)

A schematic or plan showing the location of the existing grease interceptor(s) or related equipment, including all drains and food-related equipment that are tributaries to the grease interceptor.

(2)

A listing of all food-related equipment on-site that may potentially discharge FOG, including, but not limited to, the three-basin sinks, meat/poultry/fish food preparation sinks, scullery sinks, pot wash sinks, floor drains and troughs, soup kettles, woks, hood drains, dishwashers, pre-rinse stations, and food/garbage grinders and disposals.

(3)

Design specifications on the grease interceptor(s), including but not limited to the manufacturer, model number, certification, and grease retention capacity.

(4)

Maintenance records, including contracts for professional servicing, cleaning logs, and reclamation histories.

(5)

Manufacturer details and maintenance logs and contracts on all chemical additives, alarms, pump systems, filters or similar technologies installed in association with grease control at the establishment.

(6)

Existing establishments are required to comply with the grease control plan approval process for new establishments as set forth above if there is a change of ownership, change of use, the establishment undergoes renovation, or there are documented violations of this article.

C.

Multiuse properties.

(1)

The owner of all nonresidential properties that have one or more FOG-generating establishments must have a grease control plan as set forth in this section. Multiuse properties include but are not limited to shopping centers, malls, retail centers, office parks, and professional centers.

(2)

Multiuse properties that have existing FOG-generating establishments shall submit a grease control plan to the Alpha Borough Sewerage Utility within 365 days from the effective date of this article.

(3)

Grease control plan.

(a)

The grease control plan for existing and proposed multiuse properties shall as a minimum include the following:

[1]

Documentation signed and sealed by a licensed design professional.

[2]

A site plan locating sewer laterals, connections, manholes, inspection ports, monitoring points, EGIs, and related elevations; locations housing EGIs, grease retention capacities for EGIs and supporting calculations.

[3]

Maintenance plans, self-inspection schedules and related documentation for grease control of the property.

[4]

Written rules and requirements for FOG-discharging establishments located on the property.

[5]

Contact names and phone numbers for grease-related emergencies.

[6]

Manufacturer's documentation and maintenance logs for all chemical additives, alarms, pumps, filters or similar technologies installed in association with FOG control on the property.

(b)

The Alpha Borough Sewerage Utility may waive or relax any of these items for existing properties when, in its opinion, the release of FOG into the sewer is not likely to occur or where the establishment has demonstrated that the information is not available.

§ 403-84. Monitoring points.

A.

A monitoring point shall be provided downstream of any EGI outlet and as close as possible to the public sewer main but prior to connection of an additional discharger.

B.

When IGI's are the sole means of grease control for a new establishment, the installation of a monitoring point may be required by the Alpha Borough Sewerage Utility.

C.

New multi-use properties with two or more FOG-generating establishments shall provide a monitoring point.

D.

Monitoring points shall be designed and constructed in accordance with the specifications provided below:

(1) Monitoring points shall be located on private property and downstream of all FOG discharges to be observed and prior to but as close as possible to the municipal sewer connection.

(2) The monitoring point shall be a typical manhole configuration, as per the Alpha Borough Sewerage Utility typical construction details.

(3) Monitoring points shall provide an access point for visual observation of the EGI or IGI effluent. They

shall also accommodate physical access to the effluent by way of entry of the monitoring point.

§ 403-85. Sewer/grease interceptor additives.

A.

The use of chemical additives such as enzymes, emulsifiers, or similar chemicals that will liquefy FOG are prohibited from use where they may be discharged into grease waste sewer lines or grease interceptors.

B.

Bioremediation media which have been approved by the Phillipsburg Sewer Utility may be used for grease control. Bioremediation media shall only be used with approved FOG disposal systems, ASME A112.14.4. These systems shall be designed and installed under the direction of a licensed professional engineer. In no case will the additives negate the requirement for a grease interceptor. The Alpha Borough Sewerage Utility may prohibit the use of specific additives if they may cause adverse effects to any component of the sewer system.

§ 403-86. Maintenance and operation.

A.

Good repair. Grease interceptors, monitoring points, grease recovery units and all associated grease control equipment shall be maintained in good repair and sound operating condition.

B.

Cleaning. Grease interceptors shall be maintained in an efficient operating condition by the periodic removal of accumulated grease, scum, oil, or other floatable substances and solids deposited in the interceptor. Cleaning intervals shall be frequent enough such that grease does not bypass the interceptor. At no time shall the accumulated grease waste within the interceptor be permitted to exceed 25% of the wetted height of the grease interceptor, as measured from the bottom of the device to the invert of the outlet pipe. IGI's shall be cleaned a minimum of one time per month. EGI's shall be cleaned a minimum of one time every three months. Time-interval dependent cleanings can be waived or adjusted if the facility can demonstrate through documentation that the discharge requirements can be met through an alternative schedule. An alternate schedule will not be approved until the interceptor has been operated and cleaned as specified above (i.e., once per month for an IGI or once per three months for an EGI) for a minimum of two years.

(1)

The cleaning of grease interceptors, sewer lines and related equipment shall be performed in a manner that will not permit the discharge of FOG into the sewer system operated by the Alpha Borough Sewerage Utility.

(2)

Solidified FOG that has accumulated in sewer lines on the owner's property shall be removed in a manner approved by the Alpha Borough Sewerage Utility and under no circumstances shall be permitted to be released downstream into the Utility's sewer system.

C.

Notification of sewer line cleaning. Property owners shall notify the Alpha Borough Sewerage Utility prior to jetting or cleaning of the sewer lines external to a structure. Property/Business owners shall notify the Alpha Borough Sewerage Utility 48 hours prior to any routine cleaning operation. Emergency cleanings due to blockages shall be reported to the Alpha Borough Sewerage Utility prior to commencing the cleaning operation.

D.

Safety. Confined space entry associated with the cleaning of sewer lines on private property shall be conducted in a safe manner and comply with OSHA standards, 29 CFR 1910.146. The Department of Emergency Services shall be notified in accordance with the guidelines set forth in this article for activities involving confined space entry.

E.

Records. Written documentation of grease interceptor maintenance and repairs shall be kept on-site for three years. A maintenance log shall be kept which includes at a minimum the following information: date and time of cleaning, quantity of grease removed, results of visual interior self-inspections, disposal of the waste, and name of individual or company performing the maintenance.

F.

Annual Report. Written annual reports documenting maintenance, self-inspections, and repairs shall be submitted annually to the Alpha Borough Sewerage Utility. Annual Reports must be received by **January 31 of each year**. Annual reports shall include the same information as the above-mentioned maintenance log, which includes at a minimum: date and time of cleaning, quantity of grease removed, results of visual interior self-inspections, disposal of the waste, and name of individual or company performing the maintenance. Failure to submit annual reports shall result in a violation and a penalty will be incurred.

G.

Multiuse properties. Owners of multiuse properties that are required to have a grease control plan shall maintain the following documentations: logs with dates of sewer line cleanings, dates and locations of grease-related blockages, name and contact information for professional services, receipts for professional cleaning services, logs of sewer maintenance efforts, and self-inspection records of FOG-generating

establishments. All requested documentation shall be made available to the Alpha Borough Sewerage Utility upon request.

H.

Education. All kitchen employees whose job responsibilities may impact the grease control plan must be trained on the requirements of the facility's plan. A written verification of training shall be retained by the facility during the employee's term of employment with the facility and for three years thereafter.

I.

Posting. Drains that are not directed through a grease interceptor and are located in high grease handling areas of commercial kitchens shall be affixed with a nonabsorbent posting stating "No Grease."

§ 403-87. Inspections.

A.

Authorized representatives of the Alpha Borough Sewerage Utility, including but not limited to Utility personnel, board members, or designated and duly authorized representatives (e.g., Utility Engineer, Licensed Operator, etc.), shall be permitted to enter and inspect all properties that are required to have a grease control plan. This right of investigation and inspection shall include the right to measure, observe, monitor, video (with a sewer camera if deemed necessary by the inspector), photograph, sample, test, record, review and make copies of all pertinent documents.

B.

Inspections shall be performed on between the hours of 8AM and 6PM, Monday through Friday. The Alpha Borough Sewerage Utility is not required to provide notice prior to an inspection.

C.

Inspections shall be performed up to one time annually, unless the initial inspection results in a violation. If the initial inspection results in a violation subsequent inspections shall be performed until such time as no violations exist.

D.

The owner of the property or establishment shall maintain on-site the tools necessary to gain access to grease interceptors, monitoring points and inspection ports at all times.

E.

An inspection fee of \$50.00 shall be charged and is payable to the Alpha Borough Sewerage Utility. A re-inspection fee of \$35.00 shall be charged for each re-inspection. Re-inspections shall be necessary when violations result from the initial inspection.

§ 403-88. Recovery of costs.

In the event it is determined that a blockage or interference of the Alpha Borough sewer system is the result of the discharge from any FOG-generating property, all costs incurred by the Alpha Borough Sewerage Utility will be

charged to the owner and/or tenant. Such costs may include, but are not limited to: costs of investigating the source of and clearing the blockage/interference; damages to sewer lines and pump stations; laboratory testing; administrative, legal and engineering costs, cleanup of pollution to surrounding soils or water and reimbursement of any penalties imposed by regulatory agencies.

§ 403-89. Violations and penalties.

A.

In locations where the property owner differs from the business owner, both parties shall be jointly and separately responsible for ensuring that prohibited items are not discharged into the sewer system.

B.

Each violation of this article shall result in a penalty to be paid to the Alpha Borough Sewerage Utility.

(1)

Penalties for violations of this article shall be as set forth in the Food-Related Grease Control Violation Penalty Schedule.

Table 403-1: Food-Related Grease Control Violation Penalty Schedule

<u>VIOLATION</u>	<u>PENALTY</u>
a) Failure to institute or enforce an approved grease control plan	\$100.00 - \$2,000.00
b) Failure to submit an annual report	\$100.00 - \$2,000.00
c) Failure to grant inspection access	\$200.00 - \$2,000.00
d) Failure to maintain records	\$100.00 - \$2,000.00
e) Failure to properly maintain grease trap	\$200.00 - \$2,000.00

f) Causing a partial or total sanitary obstruction and/or overflow due to a prohibited discharge containing fats, oils and/or grease	\$200.00 - \$2,000.00
g) Causing a health hazard due to a prohibited discharge containing fats, oils and/or grease	\$300.00 - \$2,000.00

(2)

Repeat Offender. An additional penalty shall be imposed when a violation is documented more than one time within a one-year period. The additional penalty will be 50% of the penalty as set forth in the Food-Related Grease Control Violation Penalty Schedule. The additional penalty shall not count towards the “not to exceed” values for items a) through e) in the Food-Related Grease Control Violation Penalty Schedule. Additional repeat offender penalties shall not be applied to the costs as described in § 403-88 Recovery of costs.

C.

Failure to grant access the Alpha Borough Sewerage Utility or their representatives shall be considered a violation.

D.

If a violation results from a prohibited discharge or grease blockage in the Alpha Borough sewer system, the Alpha Borough Sewerage Utility may require design improvements in addition to the penalties assessed.

E.

If a prohibited discharge and/or blockage/interference is a repeat violation, the Alpha Borough Sewerage Utility may require the installation of an audiovisual alarm system equipped with a means of recording and identifying when the storage capacity which allows for efficient operation of the grease interceptor system has been exceeded.

F.

If a prohibited discharge and/or blockage occurs two or more times within a twelve-month period, the violator will be required, under the direction of a licensed design professional, to investigate the source of the prohibited discharge and implement an improved grease control plan to prevent future prohibited releases. The written improved grease control plan shall be submitted to the Alpha Borough Sewerage Utility within 30 calendar days of receipt of the notice of violation for approval. Remedial management plans shall be implemented immediately.

G.

Upon written notification by the Alpha Borough Sewerage Utility of mandated design improvements due to an illegal release of FOG into the sewer system or a documented grease blockage or interference, the owner/operator shall install and maintain said improvements within 90 days. Failure to comply within the allotted time period shall be considered a violation of this article.

Resolutions:

Motion made by Councilman Schwar to approve Resolution 2015-122, motion seconded by Councilwoman Grossman. Roll Call: Ayes; Cartabona, Grossman, Pettinelli, Rooks, Schwar and Seiss. Nays; None.

**RESOLUTION 2015-122
TAX OVERPAYMENT
BLOCK 103/6
928 SEVENTH AVENUE**

WHEREAS, the above property has been granted a veteran deduction for the tax year 2015 in the amount of \$250;

WHEREAS, the 2015 property taxes have been paid in full and this allowance has created an overpayment for 2015;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Borough of Alpha Council this 29th day of December 2015 that the Finance Officer and Tax Collector are hereby authorized to make the necessary adjustments.

**DENNIS, OFFIE
928 SEVENTH AVENUE
ALPHA, NJ 08865
\$250.00**

Motion made by Councilman Seiss to approve Resolution 2015-123, motion seconded by Councilman Cartabona. Roll Call: Ayes; Cartabona, Grossman, Pettinelli, Rooks, Schwar and Seiss. Nays; None.

**RESOLUTION 2015-123
LIEN REDEMPTION
CERTIFICATE #15-00007**

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 29th day of December 2015, that refunds are made to the certificate holder as noted:

FWDSL & Associates, LP
17 West Cliff Street
Somerville, NJ 08876

Block 50.01, Lot 2 – 201 Seventh Avenue
Certificate #15-00007
\$8,040.15

Motion made by Councilman Cartabona to approve Resolution 2015-124, seconded by Councilman Rooks. Roll Call: Ayes; Cartabona, Grossman, Pettinelli, Rooks, Schwar, and Seiss. Nays; None.

**RESOLUTION 2015-124
REDEMPTION**

WHEREAS, the Tax Collector of the Borough of Alpha has advised the Mayor and Borough Council of the Borough of Alpha, that the following property has been redeemed within five (5) years of the tax sale and a premium of \$13,000 was paid at the time of sale,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough of Alpha Council this 29th day of December 2015 that a refund be made to the certificate holder as noted:

FWDSL & Associates, LP
17 West Cliff Street
Somerville, NJ 08876

Block 50.01, Lot 2
Certificate #15-00007
\$13,000

Motion made by Councilman Schwar to approve Resolution 2015-125, seconded by Councilman Rooks. Roll Call: Ayes; Cartabona, Grossman, Pettinelli, Rooks, Schwar, and Seiss. Nays; None.

**RESOLUTION 2015-125
REDEMPTION OF TAX
SALE CERTIFICATE
#15-00004**

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 RESOVLED, by the Mayor and Council of the Borough of Alpha this 29th day of December 2015 that the refunds are made to the certificate holder as noted:

FWDSL & Associates, LP
17 West Cliff Street
Somerville, NJ 08876
Block 29, Lot 2 – 1212 East Boulevard
Amount \$6,244.18

Motion made by Councilman Rooks to approve Resolution 2015-126, seconded by Councilman Pettinelli. Roll Call: Ayes; Cartabona, Grossman, Pettinelli, Rooks, Schwar, and Seiss. Nays; None.

**RESOLUTION 2015-126
PREMIUM REFUND-TAX REDEMPTION**

WHEREAS, the Tax Collector of the Borough of Alpha has advised the Mayor and Borough Council of the Borough of Alpha, that the following properties have been redeemed within (5) years of the tax sale and a premium was paid at the time of sale,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough of Alpha Council this 29th day of December 2015 that refunds been made to the certificate holder as noted:

FWDSL & Associates, LP
17 West Cliff Street
Somerville, NJ 08876
Block 29, Lot 2
Certificate #15-00004
Premium \$7,500

Motion made by Councilman Cartabona to approve Resolution 2015-127, seconded by Councilman Schwar. Roll Call: Ayes; Cartabona, Grossman, Pettinelli, Rooks, Schwar, and Seiss. Nays; None.

**RESOLUTION 2015-127
A RESOLUTION AUTHORIZING THE TRANSFER
OF CURRENT FUND APPROPRIATIONS**

WHEREAS, N.J.S.A 40A:4-58 provides for the transfer of excess appropriations by no less than 2/3 vote of full membership of the governing body during the last two months of the fiscal year and first three months of the next fiscal year; and

WHEREAS, the Chief financial Officer has determined that excess appropriations exist in some accounts and there is need for supplemental appropriations in other accounts in the Year 2014 Current Funds Budget.

NOW THEREFORE BE IT RESOLVED, by Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey, that the following appropriation transfers are hereby approved:

<u>Transfer to:</u>	<u>Transfer from:</u>
Finance-OE	\$140.00
Animal Regulation-S&W \$140.00	

Approval of Minutes:

Motion made by Councilman Cartabona to approve the regular minutes of June 23, 2015 and July 14, 2015, motion seconded by Councilwoman Grossman, all were in favor.

Department Reports:

Administration, Councilman Peter Pettinelli: Councilman Pettinelli stated that the two new PC's were installed today for Kevin Duddy and Tom Fey. Councilman Pettinelli requested 10 minutes in executive session for contractual.

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

Finance, Councilman Michael Schwar: Councilman Schwar spoke about the CFO shared services with Mansfield. He would like everyone to review for next meeting. Councilman Schwar stated that they need to come up with a date for the next budget meeting. It was decided that January 19th would be the next budget meeting. Councilman Schwar reported that the CFO has certified funds for the redundancy project. Councilman Schwar stated that he will not be here for January 12th meeting. Councilman Schwar asked the Deputy Clerk to advise Laurie Barton, Borough Clerk to advertise the next budget meeting to be held on January 9th at 7pm in council chambers.

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

Health & Welfare, Councilman Cartabona: No report.

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

Public Property, Councilwoman Tracy Grossman: Councilwoman Grossman spoke about the Benke Field bleachers. Cost was \$10,000.00. Keller Roofing came back with \$2,785.00 with tin and lumber; \$4,145.00 to remove all. Motion made by Councilwoman Grossman to hire Keller Roofing, seconded by Councilman Cartabona, all in favor. Councilman Schwar stated if we are going to do it, do it right. Councilwoman Grossman also has a \$35,000 estimate for the roof of the Municipal Building.

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

Public Safety, Councilman Millard Rooks: No report. Councilman Schwar did ask Councilman Rooks to call the Phillipsburg Police regarding the four-wheelers in the Borough.

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

Public Works, Councilman Thomas Seiss: Councilman Seiss stated they are moving on with sidewalks project. Frace Street repair is moving slowly and reported that it was scheduled for the 6th and is now moved to the 12th. Frank Seney stated that no one was able to do the 6th so it has actually been scheduled for the 13th. They need all the contractors there so they needed a date to accommodate that.

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

Professionals & Official Reports:

Mayor, Edward Hanics, Jr.: Mayor Hanics thanked everyone for their support during his time as Mayor for the Borough.

Fire Department, Chief Sean McDyer: Mr. McDyer was not present but Councilman Seiss did state the new fire truck went in the shop for a structural issue.

Engineer, Frank J. Seney: Frank Seney stated that the grant application has been submitted and they should hear something within two months. The DOT grant has been approved, and they will do an interview with Laurie as the LPA.

Sewer Engineer, Jim Hill: Jim Hill stated that year end projects are closing. Mr. Hill has a list of projected projects for 2016 which he has provided to Council.

Code Enforcement, Thomas Fey: Mr. Fey stated he will have a full report of 2015 by next meeting.

Public Comment:

Bob Kip, resident, spoke of exceptionally loud cars and asked if there was any ordinance. Neighbor has a mustang in the garage, very loud. Also asked if there was any talk of moving to Pohatcong Police for shared services.

Craig Dunwell stated that Councilman Schwar said he would not be at the 1/12/16 meeting and he just wanted to state the meeting is actually on 1/11/2016, Monday. All January and February meetings will be held on Mondays due to conflict with one of our professionals.

Tom Fey began questioning Benke Field updates and asked why the roof estimate isn't to put the roof back on.

Jack Beatty, West Central Avenue, asked why the Borough is worried about putting walking trails in but they don't take care of anything else. The field has no bathroom, walk a mile to get there. The park needs to be taken care of before discussions take place about a walking trail.

Mike Savary, Park Ave., asked about the dugouts and center field and said they need to have drainage or some way for water to be removed.

Steve Knoll, Library Board member asked about the heating system in the municipal building. He said he asked the Trane worker and Carla Rosselle why it was so cold. Trane said there was a wire they forgot to connect and fixed it on 12/28/15.

Leo Pursel, High St., asked if the libraries are now part of the town. Councilman Schwar has contacted the State Library Board, Borough doesn't control many things of the library. Still trying to find out what our connection or relationship is with the library. Mr. Pursel said percentage of taxes go to the library, they have their own board, they do everything. Councilman Schwar is trying to get straight answers from the State.

Tom Fey, East Blvd., expressed his frustrations regarding Benke field. Mr. Fey asked about painting of dugouts, what happened to the Clean Communities money? Past years we would hire kids and pay them for painting throughout the Borough.

Mike Savary, Park Ave., asked Councilwoman Grossman if Trane knows what they are doing. What is the problem and why are they not getting it right? He asked about dampers for each room.

Payment of Bills & Claims:

Councilman Seiss made a motion to make the director's report a part of the minutes. Councilman Schwar seconded the motion, all were in favor.

Councilwoman Grossman made a motion that the CFO be authorized to pay all bills authorized by the director. Councilman Schwar seconded the motion. Roll call; Ayes; Cartabona, Grossman, Pettinelli, Rooks, Schwar, and Seiss. Nays: none.

Councilman Seiss made a motion that the CFO be authorized to pay all salaries and wages approved by the director, Councilman Pettinelli seconded. Roll call; Ayes; Cartabona, Grossman, Pettinelli, Rooks, Schwar, and Seiss. Nays: none.

December 29, 2015 05:22 PM		BOROUGH OF ALPHA Bill List By P.O. Number				Page No: 1			
P.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		
15-00617	11/12/15	SARTI	SARTINI PLUMBING & HEATING	Repair Sewer Main-Leona Alley	Open	10,500.00	0.00		
15-00676	12/15/15	JCPL	JCP&L	ELECTRICITY CHARGES	Open	4,867.92	0.00		
15-00677	12/15/15	LMR	LMR CLEANOUT & DISPOSAL	TRASH REMOVAL - NOVEMBER	Open	12,833.33	0.00		
15-00678	12/15/15	TROXE	CHRISTOPHER M. TROXELL, ESQ	2015 MUNICIPAL ATTY SVS - DEC	Open	3,750.00	0.00		
15-00679	12/15/15	BARANSKY	DANIEL BARANSKY	2015 N-2 OPERATOR - NOV-DEC	Open	1,666.66	0.00		
15-00680	12/15/15	VERIZ	VERIZON WIRELESS	C. OLAH WIRELESS PHONE CHARGES	Open	50.52	0.00		
15-00681	12/15/15	AMGAS	AMERIGAS - CLINTON 7510	PROPANE	Open	686.96	0.00		
15-00686	12/17/15	DOG	NJ DEPT OF HEALTH & SENIOR SER	NOVEMBER DOG LICENSE REPORT	Open	2.40	0.00		
15-00687	12/17/15	NJSTA	NJ STATE LEAGUE MUNICIPALITIES	ORIENTATION FOR OFFICIALS	Open	360.00	0.00		
15-00690	12/20/15	ELIZGA	ELIZABETHTOWN GAS	GAS CHARGES	Open	481.20	0.00		
15-00691	12/20/15	VERI DSL	VERIZON ONLINE	VERIZON ONLINE/INTERNET	Open	96.99	0.00		
15-00694	12/20/15	FREY ENG	FREY ENGINEERING, LLC	ENGINEERING SERVICES	Open	906.25	0.00		
15-00695	12/20/15	FREY ENG	FREY ENGINEERING, LLC	ENGINEERING SERVICES	Open	1,250.00	0.00		
15-00696	12/20/15	FREY ENG	FREY ENGINEERING, LLC	ENGINEERING SERVICES	Open	10,122.95	0.00		
15-00697	12/20/15	FREY ENG	FREY ENGINEERING, LLC	ENGINEERING SERVICES	Open	6,826.55	0.00		
15-00698	12/21/15	ACTION	ACTION DATA SERVICES	PAYROLL SERVICES	Open	274.35	0.00		
15-00699	12/21/15	EAS	EAS BY ACTION DATA	PAYROLL SERVICES	Open	147.82	0.00		
15-00701	12/22/15	SLC	RIO SUPPLY, INC.	NEW METERS FOR ST. MARY'S	Open	3,823.00	0.00		
15-00706	12/23/15	VITAL	VITAL COMMUNICATIONS, INC	MOD IV/CAMA TAX SYSTEM	Open	102.00	0.00		
15-00718	12/29/15	USPS	UNITED STATES POSTAL SERVICE	2015-2016 USPS PERMIT #662	Open	225.00	0.00		
15-00719	12/29/15	REMINGTO	REMINGTON & VERNICK ENGINEERS	INSPECTION FOR JG OLIVER	Open	664.17	0.00		
15-00720	12/29/15	REMINGTO	REMINGTON & VERNICK ENGINEERS	INSPECTION FOR ROAD OPENING	Open	1,500.00	0.00		
15-00721	12/29/15	REMINGTO	REMINGTON & VERNICK ENGINEERS	WATER SYSTEM CONTROLS-UPGRADES	Open	204.00	0.00		
15-00722	12/29/15	REMINGTO	REMINGTON & VERNICK ENGINEERS	LICENSED WATER OPERATOR 2015-7	Open	1,500.00	0.00		
15-00723	12/29/15	REMINGTO	REMINGTON & VERNICK ENGINEERS	2015 GENERAL ENGINEERING SRVS	Open	114.00	0.00		
15-00724	12/29/15	REMINGTO	REMINGTON & VERNICK ENGINEERS	BANKE FIELD BLEACHER REPAIR	Open	5,803.78	0.00		
15-00725	12/29/15	REMINGTO	REMINGTON & VERNICK ENGINEERS	FY2016 MUNICIPAL AID APP	Open	1,167.50	0.00		
15-00726	12/29/15	ALBOA	ALPHA BOARD OF EDUCATION	DECEMBER 2015 LOCAL SCHOOL TAX	Open	310,475.40	0.00		
Total Purchase Orders:		28	Total P.O. Line Items:	0	Total List Amount:	380,402.75	Total Void Amount:	0.00	

New Business

Councilman Schwar took the time to thank Councilman Rooks, Councilman Cartabona, and Mayor Hanics for their service to the Borough.

Executive Session:

Councilman Pettinelli made a motion to approve the following resolution to go into executive session for 10 minutes for contractual, 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 10 minutes, allowing for a five (5) minute recess between the regular session and the executive session.

Return to regular Session

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

Adjournment:

Seeing no further business to come before Council, motion made by Councilman Rooks to adjourn the meeting at 8:37 pm, motion seconded by Councilman Seiss, all were in favor.

Respectfully submitted,

Amy Sharpe

Deputy Borough Clerk