

Mayor, Craig S. Dunwell called the Regular Meeting of the Common Council of the Borough of Alpha to order at 7:00 P.M. on Monday, January 25, 2016.

Mayor Dunwell announced that adequate notice of the meeting was given to the Star Gazette 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, 2016, the Municipal Clerk delivered to the Star Gazette 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 Dunwell led prayer and the salute to the flag.

*Roll Call:* Present; Councilwoman Grossman, Councilman Pettinelli, Councilman Preiss, Councilwoman Ronan, Councilman Schwar and Councilman Seiss. Also present, Attorney Christopher Troxell and Clerk, Laurie Barton.

#### *Public Presentation – JCP&L*

A representative from JCP&L spoke before the Mayor and Council summarizing the efforts of those involved with preparing for winter storm Jonas.

The local JCP&L office will be working with the local OEM coordinators with regards to potential storms and preparedness. The shore area was hit pretty hard. 129,000 were out of power and there was loss of life due to the storm. Spoke about proactive notifications and communications and how they will help with residents. They will be sending out notifications in the future depending on where the storm is. A local coordinator will be involved. The Alpha Fire House is working on getting a grant to help with the generator. Organizing education seminars to organizations like senior groups and rotary clubs to educate them on the storm process. Mayor Dunwell stated an applicant came before the LUB and wanted five containers of batteries that will pull power off the grid for frequency control. The Representative said he was not aware of specific project and if they connect to the grid they need to contact the engineering department with JCP&L. The tree trimming program has been enhanced and they are doing

more based on the permission from municipalities and homeowners. They are aggressively working on tree trimming.

*Public Comment:*

Ann Hart, 789 Sigsbee Ave., spoke on her own behalf regarding her appointment made last November from Mayor Hanics. Ms. Hart spoke in length regarding her appointment qualifications and the process of appointees to the library board. Stated she was appointed and/or approved for a three year term. Asked if that was valid and if she was still a member of the library board.

Discussions ensued with Attorney Troxell giving a legal opinion on the appointment that was made with it not being in accordance to New Jersey Statute. Attorney Troxell explained the process of the Mayor bringing names forward to Council for consideration. Stated the three year appointment term is not legal. Those terms ended December 31, 2015.

Councilwoman Ronan stated there should have been discussions on who would fill that open position. Those three people would need to come forward and express their credentials and decision could be made on that motion. Attorney Troxell continued explaining how the Mayor puts the names forward.

Ann Hart stated she did think they were filling the void, at that meeting expressed being on board for a new term. She still wants to be considered to be on the board. Discussions of legality of appointment, terms, and vacated positions ensued.

Ann Hart brought up bylaws and stated a nominating committee should be created. She feels like she was kept in the dark and a courtesy call should have been made. She asked what the criteria was that these other people hold making them much better that she couldn't even be considered. She feels she is a valuable part of the community and still wants to be part of the library board. Lengthy discussions ensued regarding the legality of the appointments and the qualifications of the two that were appointed by Mayor Dunwell.

Councilwoman Ronan made a motion stating in accordance with Roberts Rules, rescind the appointments pending further investigation and review of the additional people that are interested in taking these positions. Councilman Seiss seconded that motion. Councilman Seiss stated he feels the system is flawed, he questions it. Mayor Dunwell Explained the December 11<sup>th</sup> meeting and Executive session regarding personnel and going over appointments.

Councilman Schwar stated that in three months from now a new library board member could come forward to get on the board and we could go through this again. .

Councilman Pettinelli asked where the consistency is. Lengthy discussion ensued questioning the appointments. Roll call: Ayes: Pettinelli, Preiss, Ronan and Seiss. Nays: Grossman and Schwar. Attorney Troxell stated that he didn't this was a proper motion or legal.

Dave Miers – Sampson Ave. - stated this body is obligated to do a do-over. Bylaws of the library state the terms are three year terms. These two new members appointment is for five years. Attorney Troxell believes it is five years. Library Board can be up to five years. Bylaws are three year terms. To come up here is a violation of the bylaws, terms are three years based upon law. Attorney Troxell quoted paragraph 40:54-9 NJSA.

June Heyer, Vice President, Library Board said they did not inform anyone on the Library Board there was an error. Everyone on the Library Board was caught by surprise by the two new members. Mayor Hanics always did it in the past, we always heard, we interviewed them with the Mayor present, he gave the Library Board an opportunity to work with him. Should be a joint effort so we know who is coming in and who is most qualified to come in. We always had Council represented at our meeting. We were not informed, it was done behind our backs.

Sue Smeal, President, and Library Board stated at the meeting in November they presented their resume. Very interested in making library better. When I was at the library, never got an inkling this was going down. As a courtesy as President of the Library Board, communication should be extended. Mr. Trent doesn't even have a library card and he didn't even know where the library was.

Louis Cartabona, 5<sup>th</sup> Avenue – Suggested listening to the people who had a real interest, possibly look at town ordinance and expand board from five to seven members. It's my goal to work with the library board. It's hard to find people to sit on the board. Not sure if the law states a minimum of five, should expand and appoint all of us.

Ann Hart – Stated the bylaws supersede the State. That is her understanding. Board of trustees consists of seven members as follows; president, vice president, secretary, school, admin, Mayor, and two trustees. Seven total. Attorney Troxell stated we cannot infringe upon a State statute. Who runs the library and who doesn't? Library board runs the library, that's how it operates.

Millard Rooks, Vulcanite Ave. – Said if we can't have a vote to remove them, why did we just have one? In the future, don't haphazardly go throwing votes out, makes you look foolish. Slow down and make sure we are doing things properly.

Leo Pursell, High Street – stated he sat up there for 13 years, we never could use funds. The Library Board brought up a list of board members, we appointed them to that board. When their term ran out, why weren't they approached? It's a voluntary job, they are all citizens, and they should have been approached first.

Dave Miers, Sampson Ave., stated to Mayor Dunwell that it's unfair and is not characterizing the situation fairly. Implying that what we did has been illegal, you called the newspaper. We've been going through this process and have had attorneys and auditors. Everything we have been doing is legal from State Library Board. Mayor Dunwell stated that the statute is clear, surplus in excess of prior year budget is to be returned to the governing body, anything above 20% operating budget. Issue is that there is a law; we have to comply with the law.

Debra Miers, Sampson Ave. –. We don't have much for the children. That library offers the littlest to the oldest something. I will hold you to protecting the library. I'll be here to defend the library. Mrs. Miers stated that she will hold each member of Council to that. Do not mess with that library. Bring it up to where it should be, get good legal counsel.

Leo Pursell, High Street – stated that if the issue is that the law was passed, we have an obligation to abide with that.

Sharon Decker, Sigsbee Ave. – asked where you are going to get the money from.

June Heyer – stated her concern on legality of the vote. Ms. Heyer stated that she hopes the appointments are for the good of the library board and not with the money in mind. Issue here has nothing to do with money, it's with appointments.

Councilwoman Ronan stated a potential solution offered is the board being expanded. I move to do that. Attorney Troxell said would have to look at statute, not sure if Mayor's call or Council's call. Mr. Cartabona said if expanding the board it should be done by ordinance.

Ann Hart – Asked when the advisement will be completed. Will I be considered for the board? How will I be notified? I'm not sure what is going on, want to know what happened with the vote and who is on the board. Mayor explained the attorney will look into the law and the motion.

Dave Miers – Request or recommendation that in the future moving forward, that whenever decisions are being made regarding the library, as Mayor making decisions should be in concert with the president of the library board.

Sharon Decker – Stated she received three notifications to move her car on Sigsbee to move it off of Sigsbee and onto Argyle. Can't get out of Argyle. Had a terrible time getting out, terrible time getting back in, got caught on corners.

Councilman Preiss said this was a tremendous storm, our three DPW guys started plowing Friday evening through into Saturday night, 9 or 10 pm. The three guys did the work of five. Ms. Decker suggested having the guys out there earlier. That alley has always been an issue.

*Ordinances:*

Motion made by Councilman Seiss to open the public hearing for Ordinance 2016-01, motion seconded by Councilman Pettinelli, all were in favor.

Motion made by Councilman Schwar to close the public hearing, motion seconded by Councilman Seiss, all were in favor.

Motion to adopt Ordinance 2016-01 made by Councilman Seiss and seconded by Councilman Pettinelli. Roll call: Ayes; Grossman, Pettinelli, Preiss, Councilwoman Ronan, Schwar, and Seiss. Nays; None.

**ORDINANCE 2016-01  
AN ORDINANCE SETTING THE 2016 SALARY RANGES  
FOR ALL OF THE EMPLOYEES OF THE BOROUGH OF ALPHA.**

Section I

**BE IT ORDAINED** by the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey that the annual salaries of the officers and employees of the Borough of Alpha, County of Warren, and State of New Jersey named herein:

Administrative Clerk	\$12.00 - \$20.00/hr
Air Quality	\$1.00-\$2000
Animal Control Officer	\$4,000 - \$7,500
Building Service Worker	\$13.00 – \$18.50/hr
Chief Financial Officer	\$35,000 - \$60,000
Clean Communities Coord.	\$1.00-\$500
Clean Community Worker	\$8 - \$16/hour
Clerk/Typist P/T	\$10.00 – \$18.00/hr
Construction Official	\$15,000 - \$24,000
Code Enforcement Officer	\$2,000 - \$6,000
Court Attendant	\$50 - \$150/per session
Court Clerk	\$10.00 -\$16.00/hr
Court Clerk Call Out	\$20.00 - \$50.00 per call
Court Security	\$50.00 - \$200.00 per session
Council member	\$1,500 -\$3,000
Deputy Borough Clerk	\$13.00 – \$18.50/hr

Emergency Mgmt Coordinator	\$1,500 - \$3,000
Emergency Mgmt Deputy	\$250 – \$1,000
Emergency Equipment Operator	\$12.00-\$30.00/hr
File Clerk	\$8.50-\$12.00/hr
Fire Inspector	\$500 – \$1,500
Housing Liaison	\$1,000-2,500
Insurance Fund Commissioner	\$1 - \$500
Land Use Board Secretary	\$5,000-\$16,000
Mayor	\$1,500 - \$3,500
Supervising Library Assistant	\$35,000 - \$50,000
Library Page	\$10 - \$15/ hour
Municipal Court Administrator	\$1 – \$15,000
Municipal Judge	\$1 – \$10,000
Municipal Prosecutor	\$1 –\$ 5,000
Laborer I	\$49,781.00-\$53,884.57
Laborer II	\$45,197.00-\$48,922.69
Laborer III	\$42,189.00-\$45,666.74
Laborer IV	\$40,181.00-\$43,493.22
Park Attendant I	\$9.00-\$15.00/hr
Park Attendant II	\$10 - \$15/hour
Plumbing Sub-Code Off/Inspector	\$1,000 - \$5,000
Public Defender	\$100 – \$150 per use
Public Works Repairer I	\$59,718.00-\$64,640.10
Public Works Repairer II	\$54,657.00-\$59,162.10
Public Works Repairer III	\$52,473.00-\$56,798.47
Public Works Repairer IV	\$49,576.00-\$53,662.66
PW Superintendent/Lic Water Operator	\$7,500 – \$25,000
Pumping Station Operator	\$10.00-\$16.00/hr
Pumping Stat. Operator Retainer	\$200 - \$300 per qtr
Recycling Coordinator	\$2,000-\$8,000
Registered Municipal Clerk	\$60,000-\$75,000
School Crossing Guard	\$20 - \$30/day
Senior Public Works Repairer	\$79,363.00-\$85,905.08\$
Sewer C-2 Operator	\$8,000-\$16,000
Tax Assessor	\$15,000 – \$20,000
Tax Collector	\$17,500 – \$25,000
Tax Search Officer	\$500 – \$1,000
Utility Collector	\$1,000 – \$21,000
Water Meter Repairer	\$9 - \$25/hour
Zoning Officer	\$2,000 – \$6,000
mileage allowance personal car	.30 -.65/mile

Section II

Longevity: \$500-\$2,500.00 per contract

Section III

Any ordinance or sections of the ordinance of the Borough of Alpha, New Jersey inconsistent herein shall be and the same hereby repealed.

Section IV

This ordinance shall become effective retro to January 1, 2016

*Resolutions:*

Motion made by Councilman Schwar to approve Resolution 2016-34, motion seconded by Councilwoman Grossman. Roll Call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-34**

**A RESOLUTION OF THE BOROUGH OF ALPHA, COUNTY OF WARREN AND STATE OF NEW JERSEY AUTHORIZING AN AGREEMENT WITH THE TOWNSHIP OF MANSFIELD PURSUANT TO THE UNIFORM SHARED SERVICES AND CONSOLIDATION ACT CONCERNING THE SHARED SERVICES OF THE CHIEF FINANCIAL OFFICER**

**WHEREAS**, the Borough of Alpha desires to enter into an agreement with the Township of Mansfield in order to share municipal services to be provided by the Mansfield Chief Financial Officer (“CFO”); and

**WHEREAS**, the Borough of Alpha desires to have, or continue to have, the CFO of Mansfield Alpha provide services to the Borough as a CFO/Treasurer pursuant to the attached shared services agreement (the “Agreement” or “Amended Agreement”); and

**WHEREAS**, both the parties have the authority to enter into the attached Agreement pursuant to New Jersey law, including the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Alpha, in the County of Warren, State of New Jersey, as follows:

1. The Borough of Alpha Council hereby authorizes the shared services agreement (“Agreement”) with Mansfield Township for the services of the CFO and hereby authorizes the Mayor to execute the attached Agreement with the Township of Mansfield concerning the shared services of the Township of Mansfield’s CFO for a term of from January 1, 2016 through December 31, 2019.
2. A copy of this Resolution and Agreement shall be maintained by the Clerk of the Borough of Alpha and forwarded to the Administrator/Clerk of the Township of Mansfield.
3. A copy of this Resolution and Agreement shall be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs.
4. This Resolution shall take effect immediately.

Motion made by Councilman Schwar to approve Resolution 2016-36, motion seconded by Councilwoman Grossman. Roll Call: Ayes; Grossman, Preiss, Ronan, Schwar, and Seiss. Nays; Pettinelli.

**RESOLUTION 2016-36**

**STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION  
GREEN ACRES PROGRAM  
ENABLING RESOLUTION**

**WHEREAS**, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

**WHEREAS**, the Borough of Alpha desires to further the public interest by obtaining a grant of \$250,000 from the State to fund the following properties(s):

**2102-07-010-Alpha Borough Open Space**

**WHEREAS**, the applicant is willing to use the State’s funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

**NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF ALPHA THAT:**

1. The Mayor of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as Alpha Borough Open Space, and;
2. The applicant has its matching share of the project, if a match is required, in the amount of \$350,000.
3. In the event the State’s funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project.
5. This resolution shall take effect immediately.

Motion made by Councilman Schwar to approve Resolution 2016-37, motion seconded by Councilman Preiss. Roll Call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

RESOLUTION 2016-37  
**A RESOLUTION SETTING THE 2016 SALARIES  
 FOR EACH EMPLOYEE OF THE BOROUGH OF ALPHA.**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey that the annual salaries of the officers and employees of the Borough of Alpha, County of Warren, State of NJ:

Administrative Clerk	Melissa Yale	\$12.75 /hour
Air Quality	Open	\$1
Animal Control Officer	Vincent Catalli	\$6429
Building Service Worker	Carla Roselle	\$15.00/hour
Chief Financial Officer	Charles Daniel	\$
Clean Communities Coord.	Tracy Grossman	\$1
Clean Communities Worker	Open	\$12.50/hour
Clerk/Typist	Open	\$15/hour
Construction Official	Kevin Duddy	\$23,200
Code Enforcement Officer	Thomas Fey	\$5,100
Council Member	Tracy Grossman, Thomas Seiss, Peter Pettinelli, Michael Schwar, John Preiss, Kathleen Ronan	\$2,465
Deputy Borough Clerk	Amy Sharpe	\$13.52/hr
Emergency Management Coordinator	Hunter Stagg	\$2019
Emergency Management Deputy	Charles Bodogh Jr.	\$728
Emergency Equipment Operator	Open	\$25.00/hour
File Clerk	Open	\$10.00/hour
Fire Inspector	Open	\$1,000
Housing Liaison	Open	\$1,000
Insurance Fund Commissioner	Michael Schwar	\$1
Land Use Board Secretary	Dolores Hanisak	\$14,998
Supervising Library Assistant	Carla D'Avanzo-Roselle	\$49,700
Library Page	Myrna Minardi	\$14.95/hour
Mayor	Craig S. Dunwell	\$3,210
Laborer 1	Open	\$52,828.01
Laborer 2	Open	\$47,963.42
Laborer 3	Michael Burham	\$44,771.31
Park Attendant, I	John Kszak	\$11.44/hour
<u>Park Attendant, II</u>	Open	\$12.00/hour
Plumbing Subcode Official	Leon Fortin	\$3,200
PW Superintendent/Licensed Water Oper	Remington & Vernick-Jeffrey Whalen	Voucher \$18,000
Public Works Repairer I	Leo Pursell, Jr.	\$63,373.23
Pumping Station Operator	Mark Smith, Charles Bodogh & George Cupon	\$14.35/hour
Pumping Stat. Oper. Retainer	Mark Smith, Charles Bodogh & George Cupon	\$275/qtr
Recycling Coordinator	Thomas Fey	\$6242
Registered Municipal Clerk	Laurie A Barton	\$69,275
School Crossing Guard	Shirly Courter & John Hensberger	\$27.00/day
Senior Public Works Repairer	Charles Olah	\$84,220.66
Sewer C-2 Operator	James Hill, Frey Engineering	Voucher \$12,000
Tax Assessor	Victor Lupi	\$14,999
Tax Collector	Carrie Emery	\$23,372
Tax Search Officer	Carrie Emery	\$617
Utility Collector	Carrie Emery	\$20,000
Water Meter Repairer	Open	\$20/hour
Zoning Officer	Kevin Duddy	\$4,255
Mileage allow personal car		Federal rate



Motion made by Councilman Schwar to approve Resolution 2016-38, seconded by Councilman Pettinelli. Roll Call: Ayes; Grossman, Pettinelli, Preiss, Ronan, and Schwar. Nays; Seiss.

**RESOLUTION 2016-38 (Draft)  
RESOLUTION OF CONCURRENCE**

**WHEREAS**, the New Jersey Department of Transportation Bureau of Traffic Engineering (BTE) conducted a resurvey of speed limit zones along Route NJ 122; and

**WHEREAS**, the BTE determined after its investigation that a speed limit of 40 miles per hour is more realistic and reasonable for the existing conditions for the entire length of Route NJ 122 within the Borough of Alpha; and

**NOW THEREFORE BE IT RESOLVED** that the Mayor and the Borough of Alpha Governing Body hereby concurs with the NJDOT Bureau of Traffic Engineering as follows:

Speed Limit in Alpha Borough along Route NJ 122 for both directions of traffic:

Zone 1: 40 MPH between the westernmost Pohatcong Township-Alpha Borough corporate line and the easternmost Alpha Borough-Pohatcong Township corporate line  
(Approximate mileposts 1.55 to 1.80)

Motion made Councilman Schwar to approve Resolution 2016-39, seconded by Councilwoman Grossman. Roll Call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-39  
RESOLUTION BY THE BOROUGH OF ALPHA, COUNTY OF WARREN, STATE OF NEW JERSEY  
RESOLUTION TO CANCEL CAPITAL ITEMS**

**WHEREAS**, certain General and Utility Capital appropriation balances remain on projects now completed; and

**WHEREAS**, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund or credited to Surplus, and unused debt authorizations may be cancelled;

**NOW THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Alpha that the following unexpended and dedicated balances of General and Utility Capital be cancelled:

<u>Project</u>	<u>Amount Cancelled</u>	
<u>Ord No. Description</u>	<u>Funded</u>	<u>Unfunded</u>
<b>General Capital:</b>		
1998-06 Tax Refunding	\$ 5,680.81	Capital Surplus
2002-07 Var. Improvements	\$ 369.74	Capital Surplus
2007-09 2008 Dump Truck	\$ 1,311.00	Capital Surplus
2009-07 Reconst.-Edge Rd	\$46,537.04	Grants Receivable
2009-08 Lee Avenue	\$47,746.46	Grants Receivable
2009-12 Salt Shed	\$ 298.41	Capital Surplus
2010-04 Bandit Chipper	\$ 505.87	Capital Surplus
2010-05 Digital Rec. System	\$ 27.20	Capital Surplus
2010-07 North Blvd. Curbs	\$ 2,000.00	Capital Surplus
2012-10 North Blvd.	\$21,249.06	Capital Surplus
2012-16 Access Road	\$ 981.25	Capital Surplus
2013-15 Pick Up Truck	\$ 417.00	Capital Surplus

**Utility Capital**

2010-13 Hydrants/Valves	\$ 3.43	Utility Cap. Surplus
2010-18 Meters & Remotes	\$ 4,550.00	Utility Cap. Surplus

Motion made by Councilman Schwar to approve Resolution 2016-40, seconded by Councilman Seiss. Roll Call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-40  
A RESOLUTION AUTHORIZING THE TRANSFER OF 2015  
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 2015 Current Fund 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:

	<b><u>Transfer To:</u></b>	<b><u>Transfer From:</u></b>
Utilities-Telephone	\$800	
Garbage & Recycling – OE	\$2,740	
Engineering – OE	\$500	
Streets & Roads – OE	\$6,100	
Auditing – OE	\$7,500	
Tax Collection – OE	\$1,480	
Recreation – OE	\$130	
Admin & Exec – S&W		\$1,000
Municipal Clerk – S&W		\$2,500
Financial Admin – S&W		\$3,100
Assessment of Taxes – S&W		\$2,650
Tax Collector – S&W		\$400
Building Inspector – S&W		\$1,400
Emergency Management – S&W		\$400
Streets/Roads – S&W		\$4,200
Garbage/Recycling – S&W		\$2,100
Public Property – S&W		\$500
Library – S&W		\$1,000

Motion made by Councilman Schwar to approve Resolution 2016-41, seconded by Councilwoman Grossman. Roll Call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-41  
RESOLUTION AUTHORIZING BOROUGH ENGINEER TO  
PROVIDE CONSULTING ENGINEERING SERVICES  
FOR BOROUGH TAX MAP MAINTENANCE**

**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 services in regard to the Maintenance of the Borough's Tax Maps for the past year (2015) and the current year (2016) in accordance with the firm's proposal January 18, 2016 and June 8, 2015 (attached hereto) and in an amount not to exceed \$4,000.00, 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.

Motion made by Councilman Seiss to approve Resolution 2016-42, seconded by Councilwoman Grossman. Roll Call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-42  
RESOLUTION AUTHORIZING CANCELLATION  
OF MUNICIPAL CERTIFICATE OF SALE**

**WHEREAS**, Certificate of Sale #15-00012 was issued to the Borough of Alpha, 1001 East Boulevard, Alpha, New Jersey, for delinquent 2014 water/sewer on Block 85.02, Lot 11 (1153 Sixth Avenue), assessed to Farres, Michael, at a tax sale held on October 22, 2015; and

**WHEREAS**, this certificate has been fully satisfied;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Municipal Clerk of the Borough of Alpha are hereby authorized to endorse Certificate of Sale #15-00012 for cancellation.

*Approval of Minutes:*

Motion made by Councilman Schwar to approve regular minutes of **2015**: 7/28/2015, 9/8/2015, and 9/21/2015; **2016**: 1/1/2016 and 1/11/2016 with the exception of 1/11/2016 he abstains, seconded by Councilwoman Grossman, all were in favor with the exception of Councilman Schwar abstaining from the 1/11/2016 minutes.

*Department Reports:*

*Administration, Councilman Peter Pettinelli*: Computers are running and waiting for update for Code Enforcement Officer and Clerk. The 2015 Meeting Minutes will be done any day now. Councilman Pettinelli reported that he is impressed with Greenwich's website. A

\$2,500 fee for reconstruction of our website. Councilman Pettinelli stating he is looking around with the idea of a new website. Councilman Pettinelli reported that the Clerk is still missing key from former Councilman Cartabona, key and a codebook.

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

*Finance, Councilman Michael Schwar:* Councilman Schwar reported that he sat and figured out budget numbers, and will get that to CFO to put in the state format. Need to do additional work with salaries, approve increases. Councilman Schwar stated he will be in tomorrow with the Finance Clerk and Thursday with the CFO. One more budget date for water and sewer and talk about any other items for next Wednesday or Thursday. Budget meeting for the 11<sup>th</sup> at 7:00pm? Councilwoman Ronan would like a hard copy of the report. February 9<sup>th</sup> is the next PAIC insurance meeting. In closing, Councilman Schwar approved all bills, salaries, and wages for his department.

*Health and Welfare, Councilwoman Kathleen Ronan:* Councilwoman Ronan reported that she heard from Vince Catalli, the ACO and there were no animal calls. Had a discussion with him at a meeting with Mayor Ellis regarding ACO position. There's going to be some negotiations with a shared service. Between the two towns everyone is on board, details to be determined. Attorneys will look through. Mayor Dunwell asked where we stand with the dumpster issue with solid waste hauler. Councilwoman Ronan said she was not sure yet. Attorney Troxell will speak about this in executive session.

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

*Public Property, Councilwoman Tracy Grossman:* Councilwoman Grossman reported that the ice rink is filled but is covered in snow, and could use help to clear the rink. Councilman Seiss said he noticed that a lot of people are sledding, maybe we can put an area at the park coming off the hill. Councilwoman Grossman said she will look into that. Councilman Schwar advised Councilwoman Grossman to call Phillipsburg because they did something for sledding at Walter's Park. They have signs up now that they can't sled.

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

*Public Safety, Councilman Thomas Seiss:* Councilman Seiss reported that he was in constant contact with the Emergency Management Coordinator and Police with regards to the snow storm to coordinate. Councilman Seiss reported that Mr. Stagg did a great job in coordinating a meeting everyone did a great job. No bills or salaries at this point to approve.

*Public Works, Councilman Jack Preiss:* Councilman Preiss reported that the DPW did an outstanding job. There are still some minor issues of snow. Charlie and crew did a great job.

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

#### *Professional Reports:*

*Mayor, Craig Dunwell:* Mayor Dunwell commended the DPW: Charlie, Pete, and Mike, and the Fire Company for clearing out the hydrants. The emergency management, and police did an outstanding job. Code red did a good job. Will take a few more days for alleys. Anyone with special needs bring to our attention. Requested five minutes executive session for personnel, Code Enforcement Officer and 15 minutes Contractual, Open Space.

*Fire Department, Sean McDyer:* Had four crews out clearing fire hydrants. Thanked borough for use of the backhoe. Cancelled their roast beef dinner. Open invitation for February 27<sup>th</sup>, annual banquet. Not sure what ticket prices will be yet.

*Attorney, Christopher Troxell:* Met with Code Enforcement Officer, Tom Fey. He made some progress and will continue to work on things altering our Ordinances, to address dilapidated properties. Attorney Troxell requested five minutes contractual for garbage, 10 minutes contractual for emergency, and five minutes litigation for finance. Jim Hill put together what occurred with the force main break deeming it an emergency.

After executive session will be two resolutions approving payment to Frey Engineering appropriating payment to contractor. Mayor Dunwell thanked Mr. Hill and local contractor who worked on the break.

*Engineer, Frank Seney:* Mr. Seney gave a summary of the reported that was distributed to Mayor and Council regarding ongoing projects and grants.

*Sewer Engineer, Jim Hill:* Mr. Hill gave the pump station communication update and summarized his monthly report.

*CFO, Charles Daniel:* Mr. Daniel reported that it is tax time. He is making sure they are sending out to the right vendors the 1099 miscellaneous income forms. Looking into number of

funds NJ Cash Management placed there a long time ago. Found out we have multiple funds there. What's in them will be moved over to PNC bank. Need to do a completed authorization to put in his name.

*Clerk, Laurie Barton:* Mrs. Barton provided an update on meeting minutes and also, updated on animal and mercantile licensing.

*Recycling Coordinator, Tom Fey:* Received some reports. Mr. Fey stated he will be making his yearly visit to businesses to get their recycling reports.

*Code Enforcement Officer, Tom Fey:* Code book – prepared a summary of when he took over late 2014 and late 2015. Will forward to director, assistant director, and the Mayor. We met on two properties with the Borough, 631 Dewey and 537 Alpha. Emailed Attorney Troxell to bring Council up to date. Contacted by Susan Olson in reference to 537 Alpha Street. She wanted a letter from me stating what the offenses were. Emailed her a complaint notice, see where it goes for Alpha St. Attorney Troxell took it as good news. Mr. Fey expressed his concerns over rental properties; people move out and they leave trash on the curb.

*Library Board, Sue Smeal:* Ms. Smeal reported that on February 10<sup>th</sup> at 5:30 a presentation by Jeff Finegan who is an expert on George Washington will be given. Carla Roselle will be doing Valentine's Day crafts on February 12<sup>th</sup>.

Mayor Dunwell stated at this time he would like to make the appointment of Kevin Duddy as Fire Inspector. Councilman Seiss made a motion to approve, seconded by Councilwoman Grossman, all were in favor.

*Second Public Comment:*

Sue Smeal – Sigsbee Ave. – asked about curbing, said it was last done 20 years ago at her property. Snow plow has knocked down the curbing. If any curbing can be done it would be great. It doesn't exist anymore. Ms. Smeal also thanked the Clerk for explaining the minutes,

Louis Cartabona – Fifth Avenue – Addressing landlord issue. Landlords run a business. Strongly address and amend the borough code and make landlords register. They can assist the Code Enforcement Officer. Inquiries about school, changes of school. Any up to date report? The public has the right to know of any update of water sewer billing. Revisit rate structure. Has there been any sale exchange of 1992 fire truck pumper?

Pat Fey – East Boulevard – inquired about if the plowing is done by the DPW and added that it is not done and more needs to be plowed.

Tom Fey – East Boulevard – How do we know everyone gets code red calls? Get list from landlords. Why not do sidewalks too along with the curb as well? Drainage on Vulcanite side for years. Hope problem on Olive Street gets fixed quickly with a grant or something.

Louis Cartabona – Fifth Avenue – inquired about newsletter committee and possibly approach Print Plus to get one out.

Steve Knoll – Dewey Avenue –stated his concerns about the 2011 money coming back to the municipality. Mr. Knoll stated he personally feels slighted and being trumped by a resident of 17 years and no library card.

*Payment of Bill and Claims:*

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

Motion made by Councilman Seiss to authorize the CFO to pay all bills approved by the Directors, motion seconded by Councilwoman Grossman. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

Motion made by Councilman Schwar to authorize CFO to pay salaries and wages approved by the directors, motion seconded by Councilwoman Grossman. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

P.O. Type: All				Open: N	Paid: N	Void: N	
Range: First to Last				Rcvd: Y	Held: Y	Aprv: N	
Format: Condensed				Bid: Y	State: Y	Other: Y	
Exempt: Y							
PO #	PO date	vendor	PO Description	Status	Amount	Void Amount	PO Type
15-00432	08/27/15	STAP	STAPLES BUSINESS ADVANTAGE	OFFICE SUPPLIES	Open	400.25	0.00
15-00536	10/13/15	VITAL	VITAL COMMUNICATIONS, INC	POST YEAR (PD5) FORMS	Open	30.00	0.00
15-00640	11/23/15	JIORL	JIORLE'S OFFICE SUPPLIES	NAME PLATE - AMY SHARPE	Open	29.99	0.00
15-00650	12/02/15	HOME	HOME DEPOT/GECF	SUPPLIES	Open	145.83	0.00
15-00670	12/15/15	JIORL	JIORLE'S OFFICE SUPPLIES	NAME PLATES	Open	47.99	0.00
15-00682	12/15/15	RK	RK OCCUPATIONAL & ENVIRONMENT.	RIGHT TO KNOW SURVEY	Open	977.10	0.00
15-00685	12/17/15	QC	EUROFINS QC, INC.	WATER TESTING	Open	55.00	0.00
15-00688	12/17/15	MGL	MGL PRINTING SOLUTIONS	UTILITY FUND CHECKS/ENVELOPES	Open	547.00	0.00
15-00704	12/22/15	CCP	CCP INDUSTRIES	DRIVERS GLOVES	Open	259.30	0.00
15-00712	12/28/15	FWDSL2	FWDSL & ASSOCIATES, LP	LIEN REDEMPTION CERT #15-00002	Open	748.38	0.00
15-00713	12/28/15	FWDSL2	FWDSL & ASSOCIATES, LP	PREMIUM RETURN BLOCK 18, LOT 2	Open	1,200.00	0.00
16-00003	01/05/16	ONECA	ONE CALL CONCEPTS	REGULAR LOCATES	Open	6.20	0.00
16-00007	01/05/16	PUBLI	PUBLIC ALLIANCE INS. COVERAGE	2016 PAIC FIRST INSTALLMENT	Open	30,165.00	0.00
16-00020	01/07/16	REMINGTO	REMINGTON & VERNICK ENGINEERS	FY2016 MUNIC AID APPLICATION	Open	76.00	0.00
16-00021	01/07/16	TILCO	TILCON NEW YORK INC.	ROAD RESURFACING	Open	108,736.63	0.00
16-00022	01/17/16	VERI DSL	VERIZON ONLINE	VERIZON ONLINE/INTERNET	Open	96.99	0.00
16-00023	01/17/16	CEDAR	CEDAR RIDGE LAWN & LANDSCAPE	LAWN CARE SERVICES	Open	3,262.50	0.00
16-00024	01/17/16	VERIZ	VERIZON WIRELESS	C. OLAH WIRELESS PHONE CHARGES	Open	50.65	0.00
16-00025	01/17/16	JEWELL	JEWELL COMPUTING SOLUTIONS LLC	COMPUTER SERVICES	Open	124.66	0.00
16-00026	01/17/16	HARMONY	HARMONY ANIMAL HOSPITAL	STRAY CAT EUTHANASTIA/CREMATION	Open	140.00	0.00
16-00028	01/17/16	ADVANCE	ADVANCED BUSINESS EQUIPMENT	QUARTERLY COST PER COPY	Open	144.00	0.00
16-00029	01/17/16	TRITE	DE LAGE LANDEN FINANCIAL SERV	COPIER LEASE - JANUARY	Open	171.22	0.00
16-00030	01/17/16	PHOENIX	PHOENIX ADVISORS, LLC	CONTINUING DISCLOSURE AGENT	Open	650.00	0.00
16-00031	01/17/16	MARLIN	MARLIN BUSINESS BANK	POSTAGE METER LEASE	Open	308.94	0.00
16-00033	01/17/16	COUN	COUNTY OF WARREN TREASURER	2016 1ST QTR COUNTY TAXES	Open	339,611.58	0.00
16-00034	01/17/16	COUNT	COUNTY OF WARREN TREASURER'S	2016 1ST QTR OPEN SPACE TAXES	Open	19,072.89	0.00
16-00035	01/19/16	WCMCA	WARREN CTY MUNIC CLERKS ASSOC.	2016 WC MUNIC CLERK ASSOC DUES	Open	50.00	0.00
16-00036	01/19/16	NJCON	NJ CONFERENCE OF MAYORS	2016 NJCM MEMBERSHIP DUES	Open	295.00	0.00
16-00037	01/19/16	QC	EUROFINS QC, INC.	WATER TESTING	Open	340.00	0.00
16-00038	01/19/16	NJPLAN	NEW JERSEY PLANNING OFFICIALS	2016 NJPO DUES	Open	325.00	0.00
16-00041	01/19/16	STPWT	STATE OF NEW JERSEY-PWT	2015 4TH QTR WATER SYSTEM TAX	Open	164.00	0.00
16-00042	01/19/16	AQUA	AQUA NEW JERSEY	HYDRANT RENTAL	Open	66.87	0.00
16-00044	01/19/16	LSI	LINE SYSTEMS, INC	JANUARY PHONE CHARGES	Open	717.58	0.00
16-00046	01/20/16	TCTA	TCTA OF NJ MEMBERSHIP SERVICES	2016 TCTA DUES - TAX COLLECTOR	Open	37.50	0.00
16-00047	01/20/16	VERI	VERIZON	LIBRARY PHONE CHARGES	Open	96.28	0.00
16-00051	01/21/16	SHARPE	AMY J. SHARPE	RABIES CLINIC HELP	Open	50.00	0.00
16-00052	01/21/16	BARANSKY	DANIEL BARANSKY	2016 N-2 OPERATOR - JANUARY	Open	893.33	0.00
16-00053	01/21/16	EHLRI	EHRlich, INC.	PEST PROTECTION SERVICE - AUG	Open	189.00	0.00
16-00055	01/21/16	VANCLE	VANCLEEF ENGINEERING ASSOCIATE	BADWAY SUBDIVISION/STRYKER 22	Open	338.00	0.00
16-00056	01/21/16	DEITER	DEITER BROS. HEATING COOLING	REPLACE FURNACE BLOWER MOTOR	Open	243.27	0.00
16-00057	01/21/16	BENSHAFF	BEN SHAFFER RECREATION INC.	OUTDOOR GRILLS	Open	992.00	0.00
Total Purchase Orders:	41	Total P.O. Line Items:	0	Total List Amount:	511,855.93	Total Void Amount:	0.00

*Old Business:*

Councilman Schwar asked if anyone had in mind a conflict Counsel for negotiations with Phillipsburg. Councilman Seiss stated he's been looking at someone and will have a proposal for both a labor and conflict attorney. Councilman Seiss requested 10 minutes executive session for contractual.

*New Business:*

Motion made by Councilman Schwar to approve the pavilion permit for Dave Lynn for June 25<sup>th</sup>, motion seconded by Councilwoman Grossman, all were in favor.

*Executive Session:*

Motion made by Councilman Seiss to pass the following resolution to go into executive session for 50 minutes. Motion seconded by Councilwoman Grossman, 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 one hour(s), 35 minutes, allowing for a five (5) minute recess between the regular session and the executive session.

*Return to Regular Session:*

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

Motion made by Councilman Schwar to approve Resolution 2016-43 for emergency repairs, seconded by Councilwoman Grossman. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays: None.

**RESOLUTION 2016-43**

**RESOLUTION ALLOWING FOR CONTRACTS  
FOR EMERGENCY REPAIRS TO THE BOROUGH OF ALPHA'S  
FORCE MAIN AT COUNTY ROUTE 519 IN THE BOROUGH OF ALPHA**

**WHEREAS**, the Council of the Borough of Alpha – through James Hill, P.E. of Frey Engineering, LLC, the Borough's Utility Engineer – has determined that certain areas of the public sanitary sewer system, including the force main break at County Route 519 near the Pohatcong Elementary School, in the Borough of Alpha are or were in immediate need of repair as an emergent matter; and

**WHEREAS**, the Council of the Borough of Alpha, through its representative, James Hill, P.E., will seek or has sought quotations from at least three vendors for said emergency work, pursuant to New Jersey law and Borough policy; and

**WHEREAS**, the Utility Engineer, James Hill, P.E., has explained that the situation is or was an emergency affecting or likely to imminently affect public health, welfare and/or safety requiring immediate attention; and

**WHEREAS**, said need for emergency work was unforeseen and will not extend into next calendar year; and

**WHEREAS**, said contracts will only address the needs of the emergency – the repair of the sanitary sewer force main as delineated in Frey Engineering, LLC's January 11, 2016 letter.

**NOW, THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that the borough representative, James Hill, P.E. of Frey Engineering, LLC, is hereby authorized to have sought quotations for said emergency work to the Borough's sanitary sewer system for the force main break in the Borough of Alpha at County Route 519 near the Pohatcong Elementary School, pursuant to New Jersey law and Borough policy, and enter into contracts for such emergency work, which shall not extend into the next calendar year, upon written certification of funds by the Borough CFO.

**BE IT FURTHER RESOLVED** by the Borough Council that the following contracts are hereby approved for payment under the emergent circumstances of the force main break repair:

Russell Reid – \$6,723.75 (bypass hauling);

AllState Septic Systems, LLP – \$8,700.00 (bypass hauling);

The Durnin Corporation – \$22,957.00 (licensed plumbing);

Willever Excavating – \$26,827.26 (excavation); and

Oswald – \$1,950.00 (jet and video).

**BE IT FURTHER RESOLVED**, that the Mayor, Clerk, and/or James Hill, P.E. are authorized to execute all necessary documents to effectuate the contracts.

Motion made by Councilman Schwar to approve Resolution 2016-44 motion seconded by Councilwoman Grossman. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-44  
RESOLUTION ALLOWING FOR ENGINEERING COSTS  
FOR EMERGENCY REPAIRS TO THE BOROUGH OF ALPHA'S  
FORCE MAIN AT COUNTY ROUTE 519 IN THE BOROUGH OF ALPHA**

**WHEREAS**, the Council of the Borough of Alpha – through James Hill, P.E. of Frey Engineering, LLC, the Borough's Utility Engineer – has determined that certain areas of the public sanitary sewer system, including the force main break at County Route 519 near the Pohatcong Elementary School, in the Borough of Alpha are or were in immediate need of repair as an emergent matter; and

**WHEREAS**, the Council of the Borough of Alpha, through its representative, James Hill, P.E., will seek or has sought quotations from at least three vendors for said emergency work, pursuant to New Jersey law and Borough policy; and

**WHEREAS**, the Utility Engineer, James Hill, P.E., has explained that the situation is or was an emergency affecting or likely to imminently affect public health, welfare and/or safety requiring immediate attention; and

**WHEREAS**, said need for emergency work was unforeseen and will not extend into next calendar year; and

**WHEREAS**, the Utility Engineer, James Hill, P.E. of Frey Engineering performed professional services for the Borough of Alpha in said emergent situation; and

**WHEREAS**, said engineering professional services as paid pursuant to this resolution only address the needs of the emergency – the repair of the sanitary sewer force main as delineated in Frey Engineering, LLC's January 11, 2016 letter.

**NOW, THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that the borough hereby authorizes payment to Frey Engineering in the amount of \$24,131.99 for said emergency work to the Borough's sanitary sewer system for the force main break in the Borough of Alpha at County Route 519 near the Pohatcong Elementary School, pursuant to New Jersey law and Borough policy, which work and services shall not extend into the next calendar year, upon written certification of funds by the Borough CFO.

**BE IT FURTHER RESOLVED**, that the Mayor, Clerk, and/or James Hill, P.E. are authorized to execute all necessary documents to effectuate the contracts.

Motion to approve ACO appointment of Vince Catalli for 2016, per salary resolution, motion seconded by Councilwoman Grossman, all were in favor.

Motion made by Councilman Schwar to make quarterly payments to Phillipsburg for \$500.00 for vehicle use, motion seconded by Councilman Pettinelli, all were in favor with the exception of Councilwoman Ronan.

*Adjournment:*

Seeing no further business to come before Council, motion made by Councilman Seiss to adjourn at 11:20 P.M., motion seconded by Councilwoman Grossman, all were in favor.

Respectfully submitted,

*Laurie A. Barton*

Borough Clerk