

Mayor Dunwell called the Meeting of the Common Council of the Borough of Alpha to order at 7:00 p.m. on April 12, 2016

Mayor Dunwell 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, 2016, 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 Dunwell led prayer and the salute to the flag.

*Roll Call:* Present; Councilwoman Grossman, Councilman Pettinelli, Councilwoman Ronan, Councilman Schwar and Councilman Seiss. Absent; Councilman Preiss (came in at 7:29pm).

#### *Public Comment:*

Steve Vulcowich (sp), Wayne Street, stated he was denied a gas line into his home due to recently paved road, that has a five year moratorium. Mr. Vulcowich is requesting a waiver.

Motion to grant waiver made by Councilman Seiss, seconded by Councilwoman Grossman. Withdrawn by Attorney. Frank is calling Gas Company to okay line installation, stating that there doesn't need to be formal action.

#### *Ordinances:*

Motion to approve Ordinance 2016-5 made by Councilman Schwar and seconded by Councilwoman Grossman. Roll call: Ayes: Grossman, Pettinelli, Schwar, and Seiss. Nays: Ronan.

#### **ORDINANCE 2016-5 BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$750,000 FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF ALPHA, IN THE COUNTY OF WARREN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$600,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF ALPHA, IN THE COUNTY OF WARREN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvement described in Section 3 of this Bond Ordinance (the “Improvement”) is hereby authorized to be undertaken by the Borough of Alpha, in the County of Warren, New Jersey (the “Borough”) as a general improvement. For the said Improvement there is hereby appropriated the amount of \$750,000, such sum includes the sum of \$150,000 as the down payment (the “Down Payment”) required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the additional cost of the Improvement not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$600,000 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said Improvement or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$600,000 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

The Improvements hereby authorized and the purposes for the financing of which said obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bond or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

| Improvement<br>of Purpose   | Appropriation<br>and Estimated<br>Cost | Maximum<br>Amount<br>of Bonds or Notes | Period of<br>Usefulness |
|---|--|--|-------------------------|
| (i) Improvements to the Municipal Building, including a new roof, telephone system and audio visual improvements to council chambers, including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk. | \$ 90,000                              | 72,000                                 | 15 years                |
| (ii) Road improvements on Industrial Drive, including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk.   | 380,000                                | 304,000                                | 20 years                |
| (iii) Flood mitigation detention basin on preserved parkland, located at Block 97, Lot 1, including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk.   | 200,000                                | 160,000                                | 15 years                |
| (iv) Acquisition of a mason dump truck for the Department of Public Works.  | 80,000                                 | 64,000                                 | 5 years                 |
| <b>TOTAL</b>  | <b>\$750,000</b>                       | <b>\$600,000</b>                       |                         |

(a) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvement is \$600,000.

(b) The estimated cost of the Improvement is \$750,000 which amount represents the initial appropriation made by the Borough.

#### SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the municipal finance officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

#### SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Municipal Clerk and is available for public inspection.

#### SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvement described in Section 3 of this Bond Ordinance is not a current expense, and is a capital improvement or property that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvement, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the Bonds authorized by this Bond Ordinance, is 16.46 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Municipal Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this Bond Ordinance by \$600,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$250,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

#### SECTION 7:

Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

#### SECTION 8:

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this Bond Ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

#### SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvement prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the cost of the Improvement is \$600,000.

#### SECTION 10:

This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Motion to approve Ordinance 2016-6 with the public hearing scheduled for May 10, 2016 made by Councilman Schwar and seconded by Councilwoman Grossman. Roll Call: Ayes; Grossman, Pettinelli and Schwar Nays; Pettinelli and Ronan. Ordinance Fails.

#### **ORDINANCE 2016-6**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,000,000 FOR WATER UTILITY IMPROVEMENTS IN AND BY THE BOROUGH OF ALPHA, IN THE COUNTY OF WARREN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$950,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

#### *Resolutions:*

Motion made by Councilman Schwar to approve Resolution 2016-78, motion seconded by Councilman Pettinelli. Roll Call: Ayes; Grossman, Pettinelli, Schwar, and Seiss. Nays; None. Abstain; Ronan.

#### **RESOLUTION 2016-78 RESOLUTION AUTHORIZING BOROUGH ENGINEER TO EXECUTE CHANGE ORDER ON THE CONTRACT FOR PIPING & VALVE UPGRADES AT FRACE WATER TREATMENT PLANT**

**BE IT RESOLVED**, by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that the Borough Engineer, Remington & Vernick Engineers, is hereby authorized to proceed with the change order on the contract for the Piping & Valve Upgrades at Frace Water Treatment Plant and to execute all documents in accordance therewith upon written certification of funds by the Borough CFO, as follows:

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

|                   |                                      |                     |
|-------------------|--------------------------------------|---------------------|
| <b>Deletions:</b> | <b>1) Temporary Piping, Complete</b> | <b>-\$30,000.00</b> |
|-------------------|--------------------------------------|---------------------|

**Total cost savings: \$ 24,601.00**

Motion made by Councilman Schwar to approve Resolution 2016-79, motion seconded by Councilwoman Grossman. Roll Call: Ayes; Grossman, Pettinelli, Ronan, Schwar, and Seiss. Nays; None.

- a. Payment of interest and debt redemption charges
- b. Deferred charges and statutory expenditures
- c. Cash deficit of preceding year
- d. Reserve for uncollected taxes
- e. Other reserves and non-disbursement items
- f. Any inclusions of amounts required for school purposes.

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate and correctly stated,
- b. Items of appropriation are properly set forth
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

**BE IT FURTHER RESOLVED** that the Municipal Clerk shall cause a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Motion to approve Ordinance 2016-7 with the public hearing scheduled for May 10, 2016 made by Councilman Schwar and seconded by Councilwoman Grossman. Roll call: Ayes: Grossman, Pettinelli, Ronan, Schwar, and Seiss. Nays: None.

#### **ORDINANCE 2016-7**

#### **“CAP” ORDINANCE TO EXCEED INDEX RATE FOR THE YEAR 2016**

**(N.J.S. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.14 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% or the Cost of Living Increase (COLA), whichever is less, over the previous year’s final appropriations, subject to certain exceptions; and

**WHEREAS**, P.L. 1986, C.203 amended the Local Government Cap Law, to provide that a municipality may, in any year in which the index rate is less than 2.0% increase its final appropriations by a

percentage rate greater than the index rate but not to exceed the 3.5% rate as specified in law, when authorized by ordinance, and

**WHEREAS**, the COLA rate for 2016 has been certified by the Director of the Division of Local Government Services in the Department of Community Affairs as 0.0%; and

**WHEREAS**, the Borough Council of the Borough of Alpha in the County of Warren finds it advisable and necessary to increase its budget by more than 2.0% over the previous year's final appropriations, in the interest of promoting health, safety and welfare of the citizens; and

**WHEREAS**, the Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$50,300.46 in excess of the increases in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

**WHEREAS**, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be regained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Alpha, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring that, in the 2016 budget year, the final appropriations of the Borough of Alpha shall, in accordance with this ordinance and P.L. 1986, C. 203, and be increased by 3.5% amounting to \$50,300.46 and that the 2016 municipal budget for the Borough of Alpha be approved and adopted in accordance with this ordinance; and

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either if the next two succeeding years; and

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of Division of Local Government Services within 5 days of introduction; and

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Motion made by Councilman Schwar to approve Resolution 2016-80, motion seconded by Councilwoman Grossman. Roll Call: Ayes; Grossman, Pettinelli, Ronan, Schwar, and Seiss. Nays; None.

Councilman Preiss came it at this time (7:29pm), voted yes on Resolution 2016-80.

Resolution 2016-80

**2016 Municipal Budget**

**BOROUGH OF ALPHA, COUNTY OF WARREN  
FOR THE CALENDAR YEAR ENDED DECEMBER 31, 2016**

**Revenue and Appropriation Summaries**

| Summary of Revenues - Current Fund  | Anticipated         |                     |
|-------------------------------------|---------------------|---------------------|
|                                     | 2016                | 2015                |
| 1. Surplus                          | 919,000.00          | 438,000.00          |
| 2. Total Miscellaneous Revenues     | 599,484.42          | 287,961.39          |
| 3. Receipts from Delinquent Taxes   | 150,000.00          | 150,000.00          |
| 4. Local Tax for Municipal Purposes | 1,814,231.00        | 1,825,240.93        |
| <b>Total General Revenues</b>       | <b>3,482,715.42</b> | <b>2,701,202.32</b> |

| Summary of Appropriations - Current Fund                | 2016 Budget         | Final 2015 Budget   |
|---|---------------------|---------------------|
| 1. Operating Expenses: Salaries & Wages                 | 525,093.00          | 499,320.60          |
| Other Expenses  | 1,815,567.42        | 1,358,274.39        |
| 2. Deferred Charges & Other Appropriations              | 146,455.00          | 157,345.33          |
| 3. Capital Improvements                                 | 539,800.00          | 212,762.00          |
| 4. Debt Service   | 120,800.00          | 138,500.00          |
| 5. Judgments  | 10,000.00           | 10,000.00           |
| 6. Reserve for Uncollected Taxes                        | 325,000.00          | 325,000.00          |
| <b>Total General Appropriations</b>                     | <b>3,482,715.42</b> | <b>2,701,202.32</b> |
| <b>Total Number of Employees - Full &amp; Part Time</b> | <b>28.0</b>         | <b>34.0</b>         |

| 2016 Dedicated Water/Sewer Utility Budget               |                   |                   |
|---|-------------------|-------------------|
| Summary of Revenues                                     | Anticipated       |                   |
|   | 2016              | 2015              |
| 1. Surplus  | 101,710.00        | 148,000.00        |
| 2. Miscellaneous Revenues                               | 889,000.00        | 824,000.00        |
| <b>Total Revenues</b>                                   | <b>990,710.00</b> | <b>972,000.00</b> |
| Summary of Appropriations                               | 2016 Budget       |                   |
|   | 2016 Budget       | Final 2015 Budget |
| 1. Operating Expenses: Salaries & Wages                 | 79,210.00         | 114,048.00        |
| Other Expenses  | 666,950.00        | 594,152.00        |
| 2. Capital Improvements                                 | 15,000.00         | 12,500.00         |
| 3. Debt Service   | 172,600.00        | 243,100.00        |
| 4. Deferred Charges & Other Appropriations              | 6,950.00          | 8,200.00          |
| <b>Total Appropriations</b>                             | <b>940,710.00</b> | <b>972,000.00</b> |
| <b>Total Number of Employees - Full &amp; Part Time</b> | <b>3</b>          | <b>1</b>          |



Motion made by Councilman Schwar to approve Resolution 2016-81, motion seconded by Councilwoman Grossman. Roll Call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-81  
RESOLUTION GRANTING A WAIVER  
OF THE 5-YEAR STREET OPENING MORATORIUM**

**WHEREAS**, the Mayor and Council have made certain improvements to the Borough streets, including a recent overlay to Winter Street; and

**WHEREAS**, the Borough has an ordinance that provides for a five-year street opening moratorium when improvements have been made to a Borough Street; and

**WHEREAS**, a resident may request a waiver of said moratorium; and

**WHEREAS**, Steve Bulkilvish has requested a waiver of the five-year street opening moratorium to have natural gas service hooked up to this property at 9 Wayne Street (Block 42, Lot 4), Alpha Borough, Warren County, New Jersey, citing hardship.

**NOW THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Alpha that a waiver of the five-year street opening moratorium is hereby granted to Steve Bulkilvish for his property at 9 Wayne Street for reasons set forth in the meeting of the Borough Council on April 12, 2016.

**BE IT FURTHER RESOLVED** by the Borough Council that the Mayor, Clerk, and Borough Engineer may execute any and all documents related to such waiver and communicate same to the natural gas service utility.

*Department Reports:*

*Administration, Councilman Peter Pettinelli:* Councilman Pettinelli reported that the computer for Tom Fey has a virus. Discussions of dump area ensued. In closing, Councilman Pettinelli approved all bills, salaries, and wages for his department.

*Finance, Councilman Michael Schwar:* Councilman Schwar thanked the Mayor, Council, and CFO on budget. Councilman Schwar reminded Council on the procedures for thresholds, quote and bid thresholds. Councilman Schwar stated that he provided numbers to library board president for their meeting. In closing, Councilman Schwar approved all bills, salaries, and wages for his department.

Mayor Dunwell stated he would like to take this time, being that Councilman Preiss is now present to reconsider Ordinance 2016-6. The change will be one dollar more.

Motion made by Councilman Schwar and seconded by Councilwoman Grossman to approve Ordinance 2016-6. Roll Call: Ayes; Grossman, Pettinelli, Preiss, and Schwar. Nays; Ronan and Seiss. Motion passes.

**ORDINANCE 2016-6**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,000,001 FOR WATER UTILITY IMPROVEMENTS IN AND BY THE BOROUGH OF ALPHA, IN THE COUNTY OF WARREN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$950,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF ALPHA, IN THE COUNTY OF WARREN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 11:

The improvement described in Section 3 of this Bond Ordinance (the “Improvement”) is hereby authorized to be undertaken by the Borough of Alpha, in the County of Warren, New Jersey (the “Borough”) as a general improvement. For the said Improvement there is hereby appropriated the amount of \$1,000,001, such sum includes the sum of \$50,001 as the down payment (the “Down Payment”) required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 12:

In order to finance the additional cost of the Improvement not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$950,000 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said Improvement or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$950,000 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 13:

The Improvements hereby authorized and the purposes for the financing of which said obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bond or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

| Improvement<br>of Purpose   | Appropriation<br>and Estimated<br>Cost | Maximum<br>Amount<br>of Bonds or Notes | Period of<br>Usefulness |
|---|--|--|-------------------------|
| (i) Improvements to Frace Street Water Treatment Plant, including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk. | \$250,001                              | \$237,500                              | 40 years                |

| Improvement<br>of Purpose  | Appropriation<br>and Estimated<br>Cost | Maximum<br>Amount<br>of Bonds or Notes | Period of<br>Usefulness |
|--|--|--|-------------------------|
| (ii) Improvements to Distribution System, including water mains and valves, and including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk.            | 450,000                                | 427,500                                | 40 years                |
| (iii) Improvements to Pursel Street and Industrial Drive Standpipes and Frace Street Well, including all structures and appurtenances, work and materials necessary therefor or incidental thereto, as shown on and in accordance with plans and specifications therefor on file with the Borough Clerk. | 300,000                                | 285,000                                | 40 years                |
| <b>TOTAL</b>   | <b>\$1,000,001</b>                     | <b>\$950,000</b>                       |                         |

(a) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvement is \$950,000.

The estimated cost of the Improvement is \$1,000,001 which amount represents the initial appropriation made by the Borough.

SECTION 14:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the municipal finance officer of the Borough (the “Chief Financial Officer”); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 15:

The capital budget of the Borough is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Municipal Clerk and is available for public inspection.

#### SECTION 16:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvement described in Section 3 of this Bond Ordinance is not a current expense, and is a capital improvement or property that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvement, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the Bonds authorized by this Bond Ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Municipal Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this Bond Ordinance by \$950,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$350,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

#### SECTION 17:

Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

#### SECTION 18:

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this Bond Ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

#### SECTION 19:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvement prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the cost of the Improvement is \$950,000.

#### SECTION 20:

This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

*Health & Welfare, Councilwoman Kathleen Ronan:* Councilwoman Ronan reported on complaint of skunks and possums on Dewey Avenue. In closing, Councilwoman Ronan approved all bills, salaries, and wages for her department.

*Public Property, Councilwoman Tracy Grossman:* No report. In closing, Councilwoman Grossman approved all bills, salaries, and wages for her department.

*Public Safety, Councilman Thomas Seiss:* Councilman Seiss reported that he met with the Police Chief regarding parking issues on North Boulevard. Councilman Seiss will meet with the school administrator and get recommendations. In closing, Councilman Seiss approved all salaries for his department, has no bills.

*Public Works, Councilman Jack Preiss:* Councilman Preiss reported that “Children at Play” signs were installed near the Bagelsmith. Street sweeping is scheduled for April 18<sup>th</sup> and 21<sup>st</sup>. In closing, Councilman Preiss approved all bills, salaries, and wages for his department.

*Professionals & Official Reports:*

*Mayor, Craig S. Dunwell:* Mayor Dunwell reported on correspondences received through his office from the DOT. Mayor Dunwell polled Council on whether they should apply for a federal grant again for sidewalks for all around the Borough. Councilman Seiss and Councilman Schwar would like to see numbers first. Mayor Dunwell reported on the invitation from JCP&L’s open house. Mayor Dunwell also reported on the following; Outreach Program on April 30<sup>th</sup> at the Warren County Library, 1:00-3:00pm. Emergency Squad 80<sup>th</sup> Anniversary Banquet in May at Architects Golf Club. Mayor Dunwell requested the following executive sessions: 45 minutes executive session for personnel DPW, 10 minutes contractual Aqua, 10 minutes contractual Easement, 20 minutes contractual redevelopment & leasing, 15 minutes personnel DPW, 5 minutes contractual Pursel Street water tank, and 15 minutes litigation COAH.

*Police Department, Chief James Faulborn:* Chief Faulborn provided the March report. Discussion of issues with kids walking to school ensued.

*Fire Department, Chief Sean McDyer:* Chief McDyer provided the March report. Chief McDyer expressed his concerns on the new weight limit on the High Street Bridge. Chief McDyer announced that this Sunday the pork and sauerkraut dinner will be held.

*Attorney, Christopher Troxell:* Attorney Troxell reported on the recent property acquisition closing; the property development off of 519 on March 29<sup>th</sup> . Attorney Troxell asked if Council wants to put the land out for bid for farming. Motion made by Councilman Seiss, seconded by Councilwoman Grossman to allow the Attorney to draft a bid notice for the land to be farmed with a minimum bid of \$100. All were in favor.

*Engineer, Frank J. Seney:* Mr. Seney referred Mayor and Council to the April 12<sup>th</sup> report summary. Councilman Seiss questioned item #8 on the report not being authorized.

*Sewer Engineer , Jim Hill:* Mr. Hill referred Mayor and Council to his report. Projects on hold until budget passed. Mr. Hill reported that they started up the degreaser again, if second round is in good form, they will switch to a permanent basis.

Councilman Schwar discussed the phone system prompts. Mayor Dunwell responded that the phone system is 20 years old. Mayor Dunwell requested an additional 10 minutes executive session for phones.

*Code Enforcement, Thomas Fey:* Councilman Pettinelli gave report in Mr. Fey's absence. He met with Kevin Duddy for the Lacaruba complaint, a complaint letter should be written. Councilman Pettinelli requested five minutes executive session for personnel Zoning Officer.

#### *Public Comment*

Jack Beatty, West Central, inquired about the pool being filled with water and having mosquitos.

Lisa Banbaci, Garfield Street, email about work being done on 7<sup>th</sup> Avenue and asked if there was anything else to that project.

Jack Beatty, West Central, inquired about the status of Leigh Fuel.

#### *Payment of Bills & Claims:*

Councilman Pettinelli 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; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays: none.

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

April 12, 2016  
06:09 PM

BOROUGH OF ALPHA  
Bill List By P.O. Number

*Updated*  
Page No: 1

| 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                 |
| 16-00178               | 03/08/16 | QC       | EUROFINS QC, INC.             | WATER TESTING                  | Open               | 95.00       | 0.00                    |
| 16-00194               | 03/16/16 | BAER     | BAER AGGREGATES, INC.         | QUARRY PROCESS                 | Open               | 819.04      | 0.00                    |
| 16-00198               | 03/17/16 | MGL      | MGL PRINTING SOLUTIONS        | HOMESTEAD BENEFIT BILLS        | Open               | 55.00       | 0.00                    |
| 16-00203               | 03/17/16 | OPDK     | OPDYKE'S SALES & SERVICE      | 2001 INT'L 4900 TRUCK REPAIR   | Open               | 534.80      | 0.00                    |
| 16-00204               | 03/17/16 | MONTAGE  | MONTAGE ENTERPRISES           | STD MUSHROOM SHOE/PINS/BOLTS   | Open               | 502.34      | 0.00                    |
| 16-00207               | 03/19/16 | STORR    | STORR TRACTOR CO.             | CUTTING EDGE                   | Open               | 201.30      | 0.00                    |
| 16-00208               | 03/19/16 | FASTENAL | FASTENAL                      | NAT NYLN TUBE                  | Open               | 67.88       | 0.00                    |
| 16-00229               | 03/29/16 | NJPDES   | TREASURER-STATE OF NJ         | STORMWATER DISCHARGE RENEWAL   | Open               | 1,050.00    | 0.00                    |
| 16-00230               | 03/29/16 | NJPDES   | TREASURER-STATE OF NJ         | SURFACE WATER GPA MOD          | Open               | 2,300.00    | 0.00                    |
| 16-00231               | 03/29/16 | HANICS   | CINDY HANICS                  | 2016 EASTER EGG HUNT SUPPLIES  | Open               | 908.20      | 0.00                    |
| 16-00233               | 03/29/16 | ALLIED   | ALLIED OIL, LLC               | 930CT PREMIUM NOLEAD GASOLINE  | Open               | 585.05      | 0.00                    |
| 16-00234               | 03/29/16 | RUEFF    | SANDY RUEFF                   | 10/7/15-1/5/16 WEBSITE UPDATES | Open               | 367.50      | 0.00                    |
| 16-00235               | 03/29/16 | GIBBO    | GIBBONS P.C.                  | BOND ORDINANCE #2013-10 AMEND  | Open               | 475.00      | 0.00                    |
| 16-00237               | 03/31/16 | JIORL    | JIORLE'S OFFICE SUPPLIES      | 3 Line Signature Stamp         | Open               | 22.99       | 0.00                    |
| 16-00238               | 03/31/16 | COYNE    | COYNE CHEMICAL                | SODIUM HYPOCHLORITE 15%        | Open               | 3,450.60    | 0.00                    |
| 16-00239               | 03/31/16 | ABE MAT  | A.B.E MATERIALS               | HIGH PERFORMANCE COLD PATCH    | Open               | 118.75      | 0.00                    |
| 16-00240               | 03/31/16 | EZPASS   | NJ E-ZPASS                    | TOLL PAYMENT VIOLATION         | Open               | 36.50       | 0.00                    |
| 16-00243               | 03/31/16 | NJADVMD  | NJ ADVANCE MEDIA              | ADVERTISING FEES               | Open               | 314.75      | 0.00                    |
| 16-00244               | 03/31/16 | JCP&L    | JCP&L                         | ELECTRICITY CHARGES            | Open               | 876.44      | 0.00                    |
| 16-00245               | 04/03/16 | COUN     | COUNTY OF WARREN TREASURER    | 2016 2ND QTR COUNTY TAXES      | Open               | 339,611.58  | 0.00                    |
| 16-00246               | 04/03/16 | COUNT    | COUNTY OF WARREN TREASURER'S  | 2016 2ND QTR OPEN SPACE TAXES  | Open               | 19,072.89   | 0.00                    |
| 16-00247               | 04/03/16 | HEALTH   | STATE OF NJ HEALTH BENEFITS   | FEB'16/MAR'16 HEALTH BENEFITS  | Open               | 16,988.54   | 0.00                    |
| 16-00248               | 04/03/16 | AQUA     | AQUA NEW JERSEY               | 12/29-3/28/16 HYDRANT RENTAL   | Open               | 72.60       | 0.00                    |
| 16-00250               | 04/03/16 | LMR      | LMR CLEANOUT & DISPOSAL       | TRASH REMOVAL - MARCH          | Open               | 12,833.33   | 0.00                    |
| 16-00251               | 04/03/16 | ONECA    | ONE CALL CONCEPTS             | REGULAR LOCATES                | Open               | 18.75       | 0.00                    |
| 16-00252               | 04/05/16 | ACTION   | ACTION DATA SERVICES          | PAYROLL SERVICES               | Open               | 296.78      | 0.00                    |
| 16-00253               | 04/05/16 | EAS      | EAS BY ACTION DATA            | PAYROLL SERVICES               | Open               | 144.82      | 0.00                    |
| 16-00254               | 04/05/16 | TOWNP    | TOWN OF PHILLIPSBURG          | TRAFFIC CONTROL-1/7&8/16       | Open               | 2,380.50    | 0.00                    |
| 16-00256               | 04/05/16 | NJADVMD  | NJ ADVANCE MEDIA              | ADVERTISING FEES               | Open               | 1,827.25    | 0.00                    |
| 16-00257               | 04/06/16 | SANDOR   | SANDOR EXCAVATING             | BLUE KRYLON MARKING PAINT      | Open               | 225.00      | 0.00                    |
| 16-00258               | 04/07/16 | AMGAS    | AMERIGAS - CLINTON 7510       | PROPANE                        | Open               | 611.83      | 0.00                    |
| 16-00259               | 04/12/16 | TROXE    | CHRISTOPHER M. TROXELL, ESQ   | 2016 MUNICIPAL ATTY SVS-APRIL  | Open               | 3,750.00    | 0.00                    |
| 16-00265               | 04/12/16 | REMINGTO | REMINGTON & VERNICK ENGINEERS | Frace Strt WTP Upgrades        | Open               | 1,918.75    | 0.00                    |
| 16-00266               | 04/12/16 | REMINGTO | REMINGTON & VERNICK ENGINEERS | Frace Strt WTP Upgrades        | Open               | 2,509.35    | 0.00                    |
| 16-00267               | 04/12/16 | REMINGTO | REMINGTON & VERNICK ENGINEERS | Upgrade - Water System Control | Open               | 7,392.27    | 0.00                    |
| 16-00268               | 04/12/16 | REMINGTO | REMINGTON & VERNICK ENGINEERS | Upgrade Chlorination System    | Open               | 840.00      | 0.00                    |
| 16-00269               | 04/12/16 | REMINGTO | REMINGTON & VERNICK ENGINEERS | Piping & Valve Upgrades-Fraces | Open               | 2,826.00    | 0.00                    |
| Total Purchase Orders: |          | 37       | Total P.O. Line Items:        | 0                              | Total List Amount: | 426,101.38  | Total Void Amount: 0.00 |

*Old Business:*

Discussions of the possibility of re-opening the pool entailed with having it put on the November ballot.

*New Business:*

Motion made by Councilman Schwar to approve Town Wide Yard Sale presented by the PTO for June 4<sup>th</sup> and June 5th, seconded by Councilwoman Grossman, all were in favor.

Motion made by Councilman Seiss to approve Pavillion Permit with alcohol for Kristen Korbobo: June 4th, seconded by Councilwoman Grossman, all were in favor.

Rob Gash, Phillipsburg Colts received call, rough time in enrollment of football and cheerleading. They are leaving Pop Warner and merging with Little Liners. Will be able to keep the name for two years, after that, take on Phillipsburg name. Still want to use our fields for practice and games.

Councilman Schwar discussed the issues of the Fire Department vehicles being titled to the Borough.

*Executive Session:*

Councilman Schwar made a motion to the following resolution to go into executive session for 2 hours and 7 minutes for contractual, litigation, and/or personnel. 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 2 hour(s), 7 minutes, allowing for a five (5) minute recess between the regular session and the executive session.

*Return to Regular Session:*

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

Motion made by Councilman Schwar to approve \$3,500 for a quote received for a well screen for Pursel Street water tank, motion seconded by Councilwoman Grossman. All were in favor.



*Adjournment:*

Seeing no further business to come before Council, motion made by Councilwoman Grossman to adjourn this meeting at 10:49 pm, motion seconded by Councilman Pettinelli, all were in favor.

Respectfully submitted,

*Laurie A. Barten*

Borough Clerk