

Mayor Dunwell called the Meeting of the Common Council of the Borough of Alpha to order at 7:00 p.m. on May 10, 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, Councilman Preiss, Councilwoman Ronan, Councilman Schwar and Councilman Seiss.

*Public Comment:*

Joey Fore, Morris Street, requested any status of two gas stations mentioned at the last meeting.

Tim Mellert, North Boulevard, asked for definition of no dogs allowed in the park. People are being asked to remove their dogs from the park. Councilman Seiss to review Ordinance of "No Dogs in the Park."

*Bid Opening: Farmland Lease*

The Clerk proceeded to open the bids received for Farmland Lease.

Motion made by Councilman Seiss to accept the bids received for Attorney review, motion seconded by Councilwoman Grossman, all were in favor.

*Ordinances: 1<sup>st</sup> Reading*

Motion to table Ordinance 2016-8 made by Councilwoman Ronan and seconded by Councilman Pettinelli. Roll call: Ayes: Preiss and Schwar. Nays: Grossman, Pettinelli, Ronan, and Seiss. Motion to table fails.

Motion to amend Ordinance 2016-8 to the July 15<sup>th</sup> due date made by Councilman Schwar and seconded by Councilwoman Grossman. Roll call: Ayes; Grossman, Pettinelli, Ronan, and Seiss. Nays; Preiss and Schwar. Motion to amend passes.

Motion made by Councilwoman Grossman to introduce Ordinance 2016-8 as amended, motion seconded by Councilman Schwar. Roll call: Ayes: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**ORDINANCE 2016-8  
BOROUGH OF ALPHA  
ORDINANCE OF THE BOROUGH OF ALPHA AMENDING  
AND SUPPLEMENTING CODE SECTION CHAPTER 403  
WATER AND SEWERS**

**WHEREAS**, the Council of the Borough of Alpha desires to amend a portion of Chapter 403, Water and Sewers and amend its Code accordingly;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Borough of Alpha in the County of Warren and State of New Jersey that Chapter 403, Section 403-18 (Payment of bills) and Chapter 403, Section 403-21 (Water Rates; turn-on and turn-off procedures) and Chapter 403, Section 403-42 (Billings; collection of unpaid charges) shall be amended, only in part, and supplemented as follows:

§ 403-16 Water meters: installation, repair, tests.

D. Property owners may place a second water meter on their property with the property owner being solely responsible for the cost of the meter and the installation thereof by the Borough employees, agents or designees (with the meter remaining the property of the Borough). The second water meter shall be utilized for outdoor water consumption, for activities such as gardening and filling of swimming pools, which does not impact the property owner's sewage usage and shall thus not be used in calculation of sewerage billing.

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§ 403-18 Payment of bills.

A.

All bills for water and/or sewer, except under building permits, shall be due and payable within 30 days of the billing date for the same. If a bill remains unpaid for a period over 30 days after the billing date or presentation, interest shall be charged. The interest rate is 8% per annum on any balance \$1,500 or less and 18% per annum on any balance greater than \$1,500. Also, any account which is in arrears for greater than six months, upon notice and in addition to the interest, may be subject to having the water turned off. No delinquent balances for water and/or sewer can be carried past the second (quarter) billing cycle; same must be paid by July 15<sup>th</sup> of the same calendar year, or the account(s) shall be subject to having the water turned off, upon notice and in addition to interest. Any account where the water is turned off shall not have the water turned on again until the entire balance(s) of the water and sewer account(s) are paid in full and the fee as set forth in § 403-21B has been paid. However, if proof is provided to the Borough's representatives and/or agents that the turn-on and turn-off are for a home inspection of a property that is under contract to be sold or transferred, the increased fees set forth in § 403-21B shall apply and need to be paid upfront for said home inspection water turn-on and turn-off. The inspection period shall not exceed 72 hours. The entire balance(s) of the water and sewer account(s) are to then be paid in full at closing and shall each remain due and payable as herein delineated in this chapter and shall remain a lien on the property, as well.

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§ 403-21 Water rates; turn-on and turn-off procedures.

A.

The rates for water services per quarter shall be as follows:

(1)

For residential, commercial, industrial, and multi-use building usage:

(a)

A minimum service fee of \$55.00 per quarter per unit for residential and multi-use building(s); and minimum service fee of \$55.00 per quarter per unit for commercial and industrial.

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B.

Miscellaneous fees. Fees for miscellaneous services shall be as follows:

(1)  
Turn-off charge: \$50.

(2)  
Turn-on charge: \$50.

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(7)  
If the turn-on is for or related to a home inspection of a property that is under contract to be sold or transferred there shall be a \$100.00 charge, payable prior to turn-on. Unless the closing is to occur within 72 hours of the water turn-on, then the water shall be turned off. To have the water turned on in the normal course of business, there shall be a standard turn-on charge as stated in § 403-21B (2), provided the balance of the water and sewer account(s) is paid in full.

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403-42 Billings; collection of unpaid charges.

A.  
All sewer rental billings are on a quarterly charge basis.

B.  
In the event of nonpayment of all or any part of the service or rental charge herein prescribed and provided for as due, such service charge or rentals shall bear interest at the rate equal to that which is set by the Borough of Alpha for delinquent municipal taxes. Unpaid service or rental charges shall be a lien on real property and subject to collection and enforcement of such liens as are provided by law. Any late or nonpayment of sewer rental billings or fees shall subject the account holder to water shut-off as delineated in § 403-18. No delinquent balances for sewer can be carried past the second (quarter) billing cycle; same must be paid by July 15<sup>th</sup> of the same calendar year, or the account(s) shall be subject to having the water turned off, upon notice and in addition to interest.

**BE IT FURTHER ORDAINED**, by the Council of the Borough of Alpha that this ordinance shall take effect immediately, but the minimum fees set forth in § 403-21 shall take effect in the third (quarter) billing cycle 2016.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
x		Grossman	X			
		Pettinelli	X			
		Preiss	X			
		Ronan	X			
	x	Schwar	X			
		Seiss	X			

*Ordinances: 2<sup>nd</sup> Reading*

Motion to open the public hearing for Ordinance 2016-5 made by Councilman Seiss, seconded by Councilman Pettinelli, all were in favor.

Hearing no public comment, motion to close public hearing made by Councilman Schwar, seconded by Councilwoman Grossman, all were in favor.

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

**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:**

(a) 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 of Purpose	Appropriation and Estimated Cost	Maximum Amount of Bonds or Notes	Period of 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>	

(b) 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.

(c) 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.

<b>Introduced</b>	<b>Seconded</b>	<b>Borough Council</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
	x	Grossman	X			
		Pettinelli	X			
		Preiss	X			
		Ronan		X		
x		Schwar	X			
		Seiss	X			

Motion to open the public hearing for Ordinance 2016-6 made by Councilman Seiss, seconded by Councilwoman Grossman, all were in favor..

Hearing no public comment, motion to close public hearing made by Councilman Seiss, seconded by Councilwoman Grossman, all were in favor.

Motion to adopt Ordinance 2016-6 made by Councilwoman Grossman, seconded by Councilman Schwar. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, and Schwar. Nays; None. Abstain: Seiss.

**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:**

(a) 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 of Purpose	Appropriation and Estimated Cost	Maximum Amount of Bonds or Notes	Period of 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
(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 Standipes 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>	

(b) 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.

(c) 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.

<b>Introduced</b>	<b>Seconded</b>	<b>Borough Council</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
<b>x</b>		Grossman	X			
		Pettinelli	X			
		Preiss	X			
		Ronan	X			
	x	Schwar	X			
		Seiss			X	

Motion made by Councilman Seiss to open the public hearing for Ordinance 2016-7 seconded by Councilwoman Grossman. All were in favor.

Hearing no public comment, motion to close public hearing made by Councilman Schwar, seconded by Councilwoman Grossman, all were in favor.

Motion to approve Ordinance 2016-7 made by Councilwoman Grossman, seconded by Councilman Schwar. Roll call: Ayes; Grossman, Pettinelli, Preiss, Schwar and Seiss. Nays; Ronan.

**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.

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
x		Grossman	X			
		Pettinelli	X			
		Preiss	X			
		Ronan		x		
	x	Schwar	X			
		Seiss	x			

*Resolutions:*

Motion made by Councilman Schwar to move to open the public hearing for Resolution 2016-80, seconded by Councilwoman Grossman. Roll Call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

Public Hearing: Councilman Schwar highlighted the budget, no tax increase for 5<sup>th</sup> year in a row. Stated Municipal Tax represents 35% of total taxes to the Municipality, half to the school, and 15-16% to the County. Councilman Pettinelli asked about \$5,000 for Code Enforcement Officer, \$1,000 for mercantile enforcement, and \$1000 for grease trap enforcement.

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

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

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>
Total Number of Employees - Full & Part Time	28.0	34.0

Balance of Outstanding Debt Bonds & Loans 12/31/15		
	General	Water/Sewer
Interest	2,745,757.47	3,092,231.25
Principal	2,014,250.00	2,250,000.00
<b>Outstanding Balance</b>	<b>4,760,007.47</b>	<b>5,342,231.25</b>

Notice is hereby given that the budget and tax resolution was approved by the Borough Council of the Borough of Alpha, County of Warren on April 12, 2016.

A hearing on the budget and tax resolution will be held at the Municipal Building on May 10, 2016 at 7:00 o'clock ( PM ) at which time and place objections to the Budget and Tax Resolution for the year 2016 may be presented by taxpayers or other interested persons.

Copies of the detailed budget are available in the office of Laurie A. Barton, Borough Clerk, at the Municipal Building, 1001 East Boulevard, Alpha, New Jersey 08865, (908) 454-0088, during the hours of 8:00(A.M.) to 4:00(P.M.).

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
		Grossman	X			
	x	Pettinelli	X			
		Preiss	X			
		Ronan	X			
x		Schwar	X			
		Seiss	X			

Motion made by Councilman Seiss to approve Resolution 2016-82, seconded by Councilwoman Grossman. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-82  
PREMIUM RETURN  
TSC #15-00014**

WHEREAS, the Tax Collector of the Borough of Alpha has advised the Mayor and Borough Council of the Borough of Alpha, that the following property has been redeemed within five (5) years of the tax sale and a premium of \$1,000 was paid at the time of sale,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough of Alpha Council this 10th day of May 2016 that a refund be made to the certificate holder as noted:

Stuart Lasher  
PO Box 83  
Milltown, NJ 08850

Block 96, Lot 13  
Certificate #15-00014  
\$1,000

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
	x	Grossman	X			
		Pettinelli	X			
		Preiss	X			
		Ronan	X			
		Schwar	X			
x		Seiss	X			

Motion made by Councilwoman Grossman to approve Resolution 2016-83, seconded by Councilman Pettinelli. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-83  
LIEN REDEMPTION  
CERTIFICATE #15-00014**

WHEREAS, the Tax Collector of the Borough of Alpha has advised the Mayor and Council that the following property has been redeemed and the money due thereon paid to the Borough of Alpha Tax Collector,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough of Alpha Council this 10<sup>th</sup> day of May 2016, that refunds are made to the certificate holder as noted:

Stuart Lasher  
PO Box 83  
Milltown, NJ 08850

Block 96, Lot 13 – 1670 Springtown Road  
 Certificate #15-00014  
 \$2,795.20

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
x		Grossman	X			
	x	Pettinelli	X			
		Preiss	X			
		Ronan	X			
		Schwar	X			
		Seiss	X			

Motion made by Councilwoman Grossman to approve Resolution 2016-84, seconded by Councilman Schwar. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-84  
 LIEN REDEMPTION  
 CERTIFICATE #15-00005**

WHEREAS, the Tax Collector of the Borough of Alpha has advised the Mayor and Council that the following property has been redeemed and the money due thereon paid to the Borough of Alpha Tax Collector,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough of Alpha Council this 10<sup>th</sup> day of May 2016, that refunds are made to the certificate holder as noted:

Arthur Frustaci  
 712 Rugby Road  
 Phillipsburg, NJ 08865

Block 36.02, Lot 37 – 653 North Boulevard  
 Certificate #15-00005  
 \$1,036.93

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
x		Grossman	X			
		Pettinelli	X			
		Preiss	X			
		Ronan	X			
	x	Schwar	X			
		Seiss	X			

Motion made by Councilwoman Grossman to approve Resolution 2016-85, seconded by Councilman Pettinelli. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-85  
 PREMIUM RETURN  
 TSC #15-00005**

WHEREAS, the Tax Collector of the Borough of Alpha has advised the Mayor and Borough Council of the Borough of Alpha, that the following property has been redeemed within five (5) years of the tax sale and a premium of \$900 was paid at the time of sale,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough of Alpha Council this 10<sup>th</sup> day of May 2016 that a refund is made to the certificate holder as noted:

Arthur Frustaci  
 712 Rugby Road

Introduced	Seconded	Borough Council	Aye	Nay	Abstain	Absent
x		Grossman	X			
	x	Pettinelli	X			
		Preiss	X			
		Ronan	X			
		Schwar	X			
		Seiss	X			

*Department Reports:*

*Administration, Councilman Peter Pettinelli:* Councilman Pettinelli reported that the virus on the Code Enforcement Officer’s computer has been taken care of and should be virus free. Would like to get started with website and server upgrades. In closing, Councilman Pettinelli approved all bills, salaries, and wages for his department.

*Finance, Councilman Michael Schwar:* Councilman Schwar reported that on May 3<sup>rd</sup> he attended the Phillipsburg Sewer meeting. He reminded everyone we pay connection fees. To connect our sewers, we pay Phillipsburg.

In closing, Councilman Schwar approved all bills, salaries, and wages for his department. Councilman Schwar requested 10 minutes executive session for contractual to review state bidding thresholds.

*Health & Welfare, Councilwoman Kathleen Ronan:* Councilwoman Ronan reported on animal complaints received.

Councilwoman Ronan provided the Warren County Health Report for April. The clean-up will be advertised in the Express Times and on the website. In closing, Councilwoman Ronan approved all bills, salaries, and wages for her department.

Councilman Seiss asked about the tub grinding. Councilwoman Ronan stated she would call them again. Clean-up will be the weekend after the Town-Wide Yard Sale. Councilwoman Ronan stated she had a meeting with Mayor Ellis and their Attorney regarding the Animal Control Officer. They are putting together a proposed contract for shared services and will be sharing on a percentage basis. Based on how much activity in Phillipsburg and in Alpha.

*Public Property, Councilwoman Tracy Grossman:* Councilwoman Grossman requested 10 minutes executive session for contractual regarding two acre property on

Industrial Avenue. Councilwoman Grossman is waiting on a proposal from Century Link for the phone system. In closing, Councilwoman Grossman approved all bills, salaries, and wages for her department.

Mayor Dunwell stated he does not wish to auto-renew the contract with our phone service provider.

*Public Safety, Councilman Thomas Seiss:* Councilman Seiss reported he received the first handicap parking application. Councilman Seiss directed the DPW to have the sign erected. Councilman Seiss requested 10 minutes executive session for contractual regarding Phillipsburg. In closing, Councilman Seiss approved all bills, salaries, and wages for his department.

*Public Works, Councilman Jack Preiss:* Councilman Preiss requested 15 minutes executive session for contractual and another 15 minutes for potential litigation. In closing, Councilman Preiss approved all bills, salaries, and wages for his department.

Councilwoman Grossman stated we no longer have a third DPW employee and has concerns of not enough coverage. Mayor Dunwell recommended hiring summer help, two people for June, July, and August. Councilman Preiss will meet with the Clerk to have it advertised. Councilman Preiss requested an additional 15 minutes executive session for personnel.

*Professionals & Official Reports:*

*Mayor, Craig S. Dunwell.:* Mayor Dunwell reported the death of Clarence Deemer who was our licensed water operator. Mayor Dunwell stated he is not proud of some things he has seen on the dais. Mayor Dunwell requested five minutes executive session for personnel regarding the website. Mayor Dunwell had a discussion regarding Brian Properties (Rocco) and sent out an email with a Resolution this afternoon. He has signed the contract for the Rocco deed. The purchase price is as it was agreed to. The signed contract is to include the application to Warren County Open Space.

Motion made by Councilman Schwar to approve Brian Properties Resolution, seconded by Councilwoman Grossman. Roll call: Ayes; Grossman, Preiss, Ronan, Schwar, and Seiss. Nays; Pettinelli.



**RESOLUTION 2016-86  
RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY  
FROM ROCCO PATERNOSTRO T/A BRIAN PROPERTIES IN THE BOROUGH  
OF ALPHA FORMERLY KNOWN AS BLOCK 103, LOT 1**

**WHEREAS**, the Borough Mayor and Council seek to purchase real property - known as Block 103, Lot 1 off of Seventh Avenue owned by Rocco Paternostro t/a Brian Properties and consisting of approximately 28 acres - in the Borough of Alpha; and

**WHEREAS**, the Borough Mayor and Council believe that the purchase of said real property is in the best interests of the Borough of Alpha; and

**WHEREAS**, the Borough Mayor and Council will utilize funds from the Borough Open Space Trust Fund and grant money, including from the State of New Jersey, Department of Environmental Protection, Green Acres Program and the Warren County Municipal and Charitable Conservancy Trust Fund Committee (MCCT), if awarded to the Borough, to fund the purchase of said real property.

**NOW, THEREFORE, BE IT RESOLVED** (not less than two-thirds of all the members thereof affirmatively concurring) that the Borough is hereby authorized to spend up to \$1,025,000.00, plus up to an additional \$15,000.00 for closing costs if necessary, to acquire all of the real property described herein including Block 103, Lot 1 owned by Rocco Paternostro t/a Brian Properties in the Borough of Alpha, and more fully described in the attached deed upon written certification of funds from the Borough CFO.

**BE IT FURTHER RESOLVED** that the Mayor, Clerk and CFO are hereby authorized to execute any and all documents to effect said transaction.

<b>Introduced</b>	<b>Seconded</b>	<b>Borough Council</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
	x	Grossman	X			
		Pettinelli		x		
		Preiss	X			
		Ronan	X			
x		Schwar	X			
		Seiss	X			

Mayor Dunwell requested an additional 10 minutes executive session for COAH.

*Police Department, Chief James Faulborn:* Chief Faulborn provided the April report. There were a total of 15 calls. Chief Faulborn mentioned the Department had their Open House on April 30<sup>th</sup>. They reminded residents to keep doors closed and locked with warmer weather approaching.

*Emergency Squad, John Dagan:* Mr. Dagan provided the April report. There were a total of 12 calls for Alpha. Mr. Dagan reminded the Mayor and Council of their banquet being held this coming Saturday.

*Attorney, Christopher Troxell:* Attorney Troxell received an email from AMS regarding their bill. He stated the bill is to be paid and is on the current bill list. Attorney

Troxell sent a letter to Mayor Kern regarding water issues with Jerry Kern. Attorney Troxell also sent a letter to Freeholder Sarnosky regarding the County DPW. Councilman Seiss stated issues with contract for generator and also one other issue is outstanding.

*Engineer, Stephanie Cuthbert:* Ms. Cuthbert apologized for not handing out copies of the monthly report. Ms. Cuthbert provided updates on the 7<sup>th</sup> Avenue project stating it will take a few more weeks for sub-base to dry before paving. The road will remain closed for a longer period of time. Ms. Cuthbert also provided an update on the water project as well as the redundancy project.

*Sewer Engineer, Jim Hill:* Mr. Hill provided a summarization of projects.

Motion made by Councilman Schwar to authorize Jim Hill to design work for new meter pit and shed at the pump station, seconded by Councilman Preiss. Estimated cost will be \$42,000 for the new meter pit; \$10,000 for the pump station alarm, and less than \$5,000 for the new shed. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar and Seiss. Nays; None.

Motion made by Councilman Schwar to authorize Frey Engineering bid packets for the point repairs and sewer laterals. Estimated cost will be \$132,000 for the point repairs on sewer laterals and \$89,000 for sewer laterals for a total of \$221,000; motion seconded by Councilman Preiss. Roll call: Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

Motion made by Councilman Schwar to authorize Jim Hill to begin manhole rehab on First Avenue, motion seconded by Councilman Pettinelli. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

*CFO, Charles Daniel:* Mr. Daniel thanked Council for passing the budget. He stated he will be adding the budget to the financial system in order to start running reports. Mr. Daniel advised that his schedule will be changed over the next few days. He will be here on Thursday afternoon and Friday morning. Monday he will be here in exchange for Tuesday.

*Library Board, Sue Smeal:* Mayor Dunwell gave the following Library report; Mayor Dunwell stated there had been discussions of audit for the library, however, our auditor agreed to do it with a savings to the library.

Mayor Dunwell stated the library budget has adopted an \$18,000 deficit, \$16,000 deficit, and structural deficit. They are working with surplus. Mayor Dunwell stated discussions with them need to take place to find out what level of support they need. June Heyer has resigned as Treasurer.

There are a lot of programs going on. Mayor Dunwell stated next year is their 80<sup>th</sup> anniversary and to have the celebration while school is in session.

*Second Public Comment:*

Steve Noll, Dewey Avenue, stated police are asking for their identifications to those who are dumping at the grass area.

Mayor Dunwell noted that there are members on Council who have not filed their mandatory FDS. If this isn't done, we run the risk of losing state aid.

*Payment of Bills & Claims:*

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

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

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

P.O. Type: All		Range: First to Last		Open: N	Paid: N	Void: N		
Format: Condensed				Rcvd: Y	Held: Y	Aprv: N		
				Bid: Y	State: Y	Other: Y	Exempt: Y	
PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
16-00249	04/03/16	ABE	A.B.E. PARKING LOT STRIPING	STREET SWEEPING 4/15-4/20/16	Open	4,070.00	0.00	
16-00270	04/14/16	STAP	STAPLES BUSINESS ADVANTAGE	OFFICE SUPPLIES	Open	392.57	0.00	
16-00273	04/14/16	OPDK	OPYDKE'S SALES & SERVICE	2008 INT'L 7300 MAINTENANCE	Open	790.67	0.00	
16-00278	04/21/16	EVOQUA	Evoqua water Technologies, LLC	Bioxide 2 Month Odor Control	Open	2,466.75	0.00	
16-00279	04/21/16	STAP	STAPLES BUSINESS ADVANTAGE	NORTON SECURITY/EPSON INK-LUB	Open	127.48	0.00	
16-00283	04/21/16	CASTLE	CASTLE SEPTIC SERVICE CORP	TOLLET RENTAL CHARGES	Open	365.00	0.00	
16-00288	04/24/16	PERFORM	PERFORMANCE TIRE CO.	TIRE REPAIRS	Open	162.66	0.00	
16-00293	04/26/16	PRINTMAN	PRINT MANAGEMENT SOLUTIONS	POSTBASE INK-STANDARD CAPACITY	Open	188.00	0.00	
16-00299	04/26/16	HOME	HOME DEPOT CREDIT SERVICES	PAINT/SUPPLIES FOR PARK BENCH	Open	103.94	0.00	
16-00306	04/28/16	QC	EUROFINS QC, INC.	WATER TESTING	Open	85.00	0.00	
16-00307	05/03/16	ACTION	ACTION DATA SERVICES	PAYROLL SERVICES	Open	138.70	0.00	
16-00308	05/03/16	EAS	EAS BY ACTION DATA	PAYROLL SERVICES	Open	101.63	0.00	
16-00309	05/03/16	LMR	LMR CLEANOUT & DISPOSAL	TRASH REMOVAL - APRIL	Open	12,833.33	0.00	
16-00310	05/03/16	PERFORM	PERFORMANCE TIRE CO.	TIRE REPAIR	Open	418.69	0.00	
16-00311	05/03/16	BARANSKY	DANIEL BARANSKY	N-2 OPERATOR FEB-APR 2016	Open	2,679.99	0.00	
16-00312	05/03/16	EHRLI	EHRlich, INC.	PEST PROTECTION SERVICE - APR	Open	189.00	0.00	
16-00313	05/03/16	FORTD	FORT DEARBORN LIFE INSURANCE	2016 EMPLOYEE LIFE INSURANCE	Open	83.25	0.00	
16-00314	05/03/16	MCKEN	ELIZABETH C. MCKENZIE	COAH-3RD ROUND HOUSING ELEMENT	Open	187.50	0.00	
16-00315	05/03/16	JCPL	JCP&L	ELECTRICITY CHARGES	Open	816.96	0.00	
16-00316	05/03/16	TOWNP	TOWN OF PHILLIPSBURG	POLICE COVERAGE - MAY 2016	Open	34,583.33	0.00	
16-00317	05/05/16	FRUST	ARTHUR FRUSTACI	Tax Sale Premium Return	Open	900.00	0.00	
16-00318	05/05/16	FRUST	ARTHUR FRUSTACI	Lien Redemption	Open	1,036.93	0.00	
16-00319	05/05/16	LASHER	STUART LASHER	Premium Return	Open	1,000.00	0.00	
16-00320	05/05/16	LASHER	STUART LASHER	Lien Redemption	Open	2,795.20	0.00	
16-00322	05/05/16	HEALTH	STATE OF NJ HEALTH BENEFITS	April 2016 Health Benefits	Open	8,496.61	0.00	
16-00323	05/05/16	ALBOA	ALPHA BOARD OF EDUCATION	May 2016 BoE Payment	Open	310,475.40	0.00	
16-00326	05/07/16	NJADVME	NJ ADVANCE MEDIA	ADVERTISING EXPENSE	Open	548.42	0.00	
16-00327	05/07/16	WILLEVER	WILLEVER EXCAVATING	HAUL FILL/CUT TREES/GRADING	Open	1,700.00	0.00	
16-00328	05/07/16	NJSTA	NJ STATE LEAGUE MUNICIPALITIES	CODE ENFORCEMENT WEBINAR	Open	70.00	0.00	
16-00329	05/07/16	SCHOLL	LAW OFFICES OF SCHOLL,	PENN BOWER-MARCH 2016 SERVICES	Open	507.50	0.00	
16-00330	05/07/16	TRITE	DE LAGE LANDEN FINANCIAL SERV	NEW COPIER LEASE 4-15--5-14/16	Open	219.59	0.00	
16-00335	05/10/16	AMS	Allen Maxwell & Silver	NEOPOST Account Closeout	Open	1,209.00	0.00	
16-00336	05/10/16	ADVANCE	ADVANCED BUSINESS EQUIPMENT	QRTLY MAINTENANCE AGREEMENT	Open	240.00	0.00	
16-00338	05/10/16	FREY ENG	FREY ENGINEERING, LLC	Odor Control Proj - March '16	Open	14,209.63	0.00	
16-00339	05/10/16	FREY ENG	FREY ENGINEERING, LLC	Task 4.7 - Manhole Rehab	Open	1,808.85	0.00	
16-00340	05/10/16	FREY ENG	FREY ENGINEERING, LLC	Task 2 - Sewer Maintenance	Open	618.75	0.00	
Total Purchase Orders:		36	Total P.O. Line Items:	0	Total List Amount:	406,620.33	Total Void Amount:	0.00

*Old Business:*

Councilman Schwar discussed the ongoing issue of the pool and a possible referendum.

*New Business:*

Motion made by Councilman Schwar to approve the pavilion permit for Jaymie Fives, motion seconded by Councilman Pettinelli, All were in favor.

*Executive Session:*

Councilman Schwar made a motion to approve the following resolution to go into executive session for one hour and 30 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 one hour(s), 30 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 Seiss, all were in favor.

Motion made by Councilwoman Grossman to authorize spending funds for timber clearing on Industrial Avenue. The monies coming from 2016 Public Property Capital Budget on Borough property, seconded by Councilman Schwar. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

Motion made by Councilwoman Grossman to authorize monies to come from 2016 Public Property Capital for site leveling of for the same property on Industrial Avenue on Borough property, seconded by Councilman Schwar. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

Motion made by Councilman Schwar to award the Farmland Lease to highest bidder, Michael Graham, authorizing Mayor Dunwell to sign the lease. Motion seconded by Councilwoman Grossman. Roll call: Ayes; Grossman, Pettinelli, Preiss, Ronan, Schwar, and Seiss. Nays; None.

Mayor Dunwell stated that June Heyer submitted her resignation at the Library Board meeting on April 30<sup>th</sup>. Mayor Dunwell would like to appoint Steve Noll, to the unexpired term to Library Board. All were in favor.

*Adjournment:*

Seeing no further business to come before Council, motion made by Councilwoman Grossman to adjourn this meeting at 10:44 pm, motion seconded by Councilman Schwar, all were in favor.

Respectfully submitted,

*Laurie A. Barton*

Borough Clerk