

Mayor Dunwell called the Meeting of the Common Council of the Borough of Alpha to order at 7:00 P.M. on June 27, 2017.

Mayor Dunwell announced that adequate notice of the meeting was given and posted on the bulletin board in the Municipal Building satisfying the requirements of the Open Public Meetings Act:

NOTICE

Pursuant to the provisions of the Open Public Meetings Act, adequate notice of this meeting has been given. On January 1st, 2017, the Municipal Clerk delivered to the Star Gazette/Express-Times and posted on the bulletin board in the Municipal Building a notice containing the date, time, and place of this meeting of the Alpha Borough Council. Also said notice has been mailed to persons requesting the same.

Mayor Dunwell led the prayer and flag salute.

Roll Call: Present, Councilman Cartabona, Councilwoman Grossman, Councilman Pettinelli, Councilman Schwar, and Councilman Seiss.

At this time, Mayor Dunwell addressed the issue of vacancy on Council.

Motion made by Councilwoman Grossman to appoint Michael Guerrero to the vacancy on Council, for the replacement of Jennifer Gable, for the unexpired one-year term, motion seconded by Councilman Cartabona. Roll Call; Ayes: Grossman and Cartabona. Nays: Pettinelli, Schwar, and Seiss.

Motion made by Councilwoman Grossman to appoint Kimberly Guerrero to the vacancy on Council, for the replacement of Jennifer Gable, for the unexpired one-year term, motion seconded by Councilman Cartabona. Roll Call; Ayes: None. Nays: Cartabona, Grossman, Pettinelli, Schwar, and Seiss.

Motion made by Councilman Cartabona to appoint Michael Grossman to the vacancy on Council, for the replacement of Jennifer Gable, for the unexpired one-year term, motion seconded by Councilwoman Grossman. Roll Call; Ayes: None. Nays: Cartabona, Pettinelli, Schwar, and Seiss. Abstains: Grossman.

Mayor Dunwell stated that he believes that the county committee will now have the opportunity to choose a Council member for Alpha Borough after fifteen days. Attorney Troxell weighed in and said that he will double check on that.

Public Comment:

Leo Pursell, High Street, inquired about the water softener.

Bill Morris, Alpha Street, advised that he has air in his water line due to a hole in the wall of the pump house.

Joey Foor, Morris Street, inquired about the engineer being on site for the water softener issues and the amount of time it is taking to get done.

Jen Pettinelli, 5th Avenue, stated that the pavilion looks great and inquired about the playground being weeded.

Mayor Steven Ellis, Hillcrest Boulevard, Phillipsburg, stated that he wants to lend a hand to Alpha with street sweeping and to work out a solution to get help for the Deputy Clerk in the clerk's office.

At this time, Mayor Dunwell requested 15 minutes in executive session for contractual.

Sharon Hoffman, 6th Ave, inquired about the status of the Stasak property.

Executive Session:

Councilman Cartabona made a motion to approve the following resolution to go back into executive session for 15 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 0 hour(s), 15 minutes, allowing for a five (5) minute recess between the regular session and the executive session.

Return to Regular Session:

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

Ordinances - Second Reading:

Motion made by Councilman Cartabona to open the public hearing for Ordinance 2017-07, motion seconded by Councilman Grossman, all were in favor.

Leo Pursell, High Street, inquired about what the money is being used for.

Sharon Hoffman, 6th Avenue, inquired about where the Rocco property was located.

Motion made by Councilman Seiss to close the public hearing, motion seconded by Councilman Cartabona, all were in favor except for Councilman Pettinelli.

Motion to adopt Ordinance 2017-7 made by Councilman Cartabona and seconded by Councilwoman Grossman. Roll Call; Ayes: Cartabona, Grossman, Schwar and Seiss. Nays: Pettinelli.

ORDINANCE 2017 - 07

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,000,000 FOR VARIOUS OPEN SPACE AND RECREATION 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 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 \$1,000,000, such sum includes the sum of \$50,000 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 funds held in the Municipal Open Space, Recreation and Farmland and Historic Preservation Trust Fund.

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 \$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 3:

(a) The Improvements hereby authorized and the purposes for the financing of which said obligations are to be issued is for various open space and recreation improvements authorized by Ordinance No. 98-10 and Ordinance No. 05-06, which includes the acquisition of property at Block 103, Lot 1 for open space preservation and the development of recreational improvements, refurbishment of the John Dolak Memorial Pool, construction of basketball courts on Borough property and refurbishment of fencing, backstops and related appurtenances at various recreational facilities throughout the Borough and including all work and materials necessary therefor and incidental thereto.

(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 \$1,000,000 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 28.75 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 \$100,000 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 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 \$950,000.

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.

Resolutions:

Motion made by Councilman Pettinelli to approve Resolution 2017-97, motion seconded by Councilwoman Grossman. Roll Call; Ayes: Grossman, Pettinelli, Schwar and Seiss. Nays: Cartabona.

**RESOLUTION 2017-97
RESOLUTION OF THE ALPHA BOROUGH COUNCIL
APPROVING THE RENEWAL OF LIQUOR LICENSE FOR THE PERIOD
JULY 1, 2017-JUNE 30, 2018 FOR ALPHA VOLUNTEER FIRE COMPANY**

WHEREAS, the liquor license noted below require approval for the period July 1, 2017-June 30, 2018;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Borough of Alpha that the following liquor license be and hereby are approved and with the municipal fee waived for the period stated:

<u>License No.</u>	<u>License</u>	<u>License Type</u>
2102-31-008-001	Alpha Volunteer Fire Co.	Club License

Motion made by Councilwoman Grossman to approve Resolution 2017-98, motion seconded by Councilman Pettinelli. Roll Call; Ayes: Grossman, Pettinelli, Schwar and Seiss. Nays: Cartabona.

**RESOLUTION 2017-98
RESOLUTION OF THE ALPHA BOROUGH COUNCIL
APPROVING THE RENEWAL OF LIQUOR LICENSE FOR THE PERIOD
JULY 1, 2017-JUNE 30, 2018 FOR ALMOND TREE MANOR**

WHEREAS, the liquor license noted below require approval for the period July 1, 2017-June 30, 2018;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Borough of Alpha that the following liquor license be and hereby is approved for the period stated:

<u>License No.</u>	<u>License</u>	<u>License Type</u>
2102-33-005-003	Almond Tree Manor	Plenary Retail Consumption

Motion made by Councilwoman Grossman to approve Resolution 2017-99, motion seconded by Councilman Pettinelli. Roll Call; Ayes: Grossman, Pettinelli, Schwar and Seiss. Nays: Cartabona.

**RESOLUTION 2017-99
RESOLUTION OF THE ALPHA BOROUGH COUNCIL
APPROVING THE RENEWAL OF LIQUOR LICENSE FOR THE PERIOD
JULY 1, 2017-JUNE 30, 2018 FOR SHARKY'S ALPHA LLC**

WHEREAS, the liquor license noted below require approval for the period July 1, 2017-June 30, 2018;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Borough of Alpha that the following liquor license be and hereby is approved for the period stated:

<u>License No.</u>	<u>License</u>	<u>License Type</u>
2102-33-006-009	SHARKY'S ALPHA LLC	Plenary Retail Consumption

Motion made by Councilwoman Schwar to approve Resolution 2017-100, motion seconded by Councilwoman Grossman. Roll Call; Ayes: Cartabona, Grossman, Pettinelli, Schwar and Seiss. Nays: none.

**RESOLUTION 2017-100
RESOLUTION AUTHORIZING PAYMENT
TO WARREN COUNTY FOR GXP PROGRAM**

WHEREAS, the Mayor and Council of the Borough of Alpha have determined that public safety is a top priority; and

WHEREAS, the Warren County Prosecutor's Office has introduced a new tool available to first responders – the GXP Program – that would map and label the inside of all government buildings, schools and commercial buildings to allow them to coordinate responses and operate more efficiently and safely; and

WHEREAS, Warren County has received some grant money to begin set-up and installation and seeks contribution from its municipalities.

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that the Borough hereby authorizes a one-time payment to the Warren County Prosecutor's Office in the amount of \$1,200.00 to support the GXP Program set-up and installation.

BE IT FURTHER RESOLVED, that the Borough Mayor, Clerk, and CFO are authorized to execute all necessary documents to effectuate this.

At this time, Mayor Dunwell added \$1,200.00 to the bill list on purchase order 17-00431, made payable to the Warren County Prosecutor's Office.

Motion made by Councilwoman Grossman to approve Resolution 2017-101, motion seconded by Councilman Pettinelli. Roll Call; Ayes: Grossman, Pettinelli, Schwar and Seiss. Nays: Cartabona.

**RESOLUTION 2017-101
RESOLUTION OF THE ALPHA BOROUGH COUNCIL
APPROVING THE RENEWAL OF LIQUOR LICENSE FOR THE PERIOD
JULY 1, 2017-JUNE 30, 2018 FOR RUTURAJ ENTERPRISE INC.**

WHEREAS, the liquor license noted below require approval for the period July 1, 2017-June 30, 2018;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Borough of Alpha that the following liquor license be and hereby is approved for the period stated:

<u>License No.</u>	<u>License</u>	<u>License Type</u>
2102-44-002-004	Raturaj Enterprise Inc.(Alpha Liq. Store)	Plenary Retail Distribution

CERTIFICATION

*I, Helen Marino, Deputy Clerk of the Borough of Alpha, County of Warren, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Common Council at a meeting of said Common Council on **June 27, 2017** and that said Resolution was adopted by not less than the legal vote needed of the members of the Council.*

Motion made by Councilwoman Grossman to approve Resolution 2017-102, motion seconded by Councilman Pettinelli. Roll Call; Ayes: Grossman, Pettinelli, Schwar and Seiss. Nays: Cartabona.

**RESOLUTION 2017-102
RESOLUTION OF THE ALPHA BOROUGH COUNCIL
APPROVING THE RENEWAL OF LIQUOR LICENSE FOR THE PERIOD
JULY 1, 2017-JUNE 30, 2018 FOR ALPHA SUB SHOP INC.**

WHEREAS, the liquor license noted below require approval for the period July 1, 2017-June 30, 2018;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Borough of Alpha that the following liquor license be and hereby is approved for the period stated:

<u>License No.</u>	<u>License</u>	<u>License Type</u>
2102-33-003-004	Alpha Sub Shop Inc	Plenary Retail Consumption

CERTIFICATION

*I, Helen Marino, Deputy Clerk of the Borough of Alpha, County of Warren, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by the Common Council at a meeting of said Common Council on **June 27, 2017** and that said Resolution was adopted by not less than the legal vote needed of the members of the Council.*

Motion made by Councilwoman Grossman to approve Resolution 2017-103, motion seconded by Councilman Pettinelli. Roll Call; Ayes: Cartabona, Grossman, Pettinelli, Schwar and Seiss. Nays: none.

**RESOLUTION 2017-103
REFUND OF UNUSED ESCROW MONIES**

WHEREAS, the below listed developer has now completed their Lot Line Application before the Land Use Board, and

WHEREAS, a balance of unused monies remain in the developer's escrow account, and

WHEREAS, the proper professionals have authorized an escrow release, certifying the work to be complete and all professional payments have been made,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Alpha hereby authorize the Certified Finance Officer to release the account balances below:

Name & Address	Account Number	Amount
Lawrence & Theresa Badway 814 South Boulevard Alpha, NJ 08865	15-002	\$488.00

Department Reports:

Administration, Councilwoman Grossman, stated that she has no report but requested 10 minutes in executive session for personnel and contractual. In closing, Councilwoman Grossman approved all bills, salaries and wages for her department.

At this time, Mayor Dunwell requested 10 minutes for contractual for Municipal Clerk.

Councilman Cartabona inquired about where the E-Code books are located. He stated he would like to find where the additional copies are before ordering more.

Finance, Councilman Schwar, reported that there are now hours posted on the finance office window. He also stated that everyone received a resolution from "Hope for the Hurt" for suicide prevention week, which is from 7/31-8/5. Councilman Schwar stated that he would like to consider it for a July meeting. In closing, Councilman

Schwar approved all bills, salaries and wages for his department. Councilman Schwar also requested 10 minutes in executive session for litigation.

Councilman Seiss expressed that he would like to see the bill list be electronic.

Health & Welfare, Councilman Pettinelli, reported that cleanup went very well last week in spite of the weather. In closing, Councilman Pettinelli approved all bills, salaries and wages for his department.

Councilman Cartabona stated that he read about tick diseases and how dangerous they are. Councilman Pettinelli stated that the Warren County Health Department said that those diseases weren't in our area.

Public Property, Councilwoman Grossman, reported that the electrical box at the park was kicked in, but has been fixed. She also reported that lights have been ordered for the Veteran's wall. Also, the dog cut outs have been purchased to try keeping the geese away. Councilwoman Grossman stated that the soccer fields have been mowed and the nets are up. She also stated that she has projects for the new park attendant this upcoming weekend. Councilwoman Grossman also reported that paint and nets have been purchased for the basketball courts. She also reported that they held a cleanup at the pool with about a dozen volunteers. There were fish recovered from the pool and minimal divots were found. She stated that she had Sean Ulmer come out and assess the damage of the pool, which he said was minimal. In closing, Councilwoman Grossman approved all bills, salaries and wages for her department.

Public Safety, Councilman Seiss, reported that he didn't get to serve the RICE notice on time because he was on vacation. He also stated that he is looking into the issues with LMR with the Police Chief. In closing, Councilman Seiss approved all bills, salaries and wages for his department.

Councilman Cartabona inquired with Councilman Seiss about the fire company helping to flush water into the pool to check pumps.

Public Works, Councilman Cartabona, reported that the new park attendant is coordinating work with the DPW department including keeping the parks looking nice. He also reported that the DPW has a list of work to be done which include: work on the Alpha Street pump house, work on the chipper, and street sweeping. In closing Councilman Cartabona approved all bills, salaries and wages.

Councilman Seiss inquired about curb painting. Councilman Schwar inquired about an ordinance pertaining to cars parking too close to corners and driveways. Councilman Pettinelli inquired about when DPW will get to go around and replenish the areas that snow plows had ripped up grass and such.

At this time, Mayor Dunwell thanked Penn Bower for donating pumps for draining the pool.

Committee Reports:

Jen Pettinelli from the school board, reported that the school has a new CSA (Chief School Administrator) named Seth Cohen and he will be starting on July 1st. She also stated that he is from Sussex County (Green Hill School District) and he has a contract for five years.

Professionals & Official Reports:

Mayor, Craig S. Dunwell, had no report.

Attorney, Christopher Troxell, reported that fifteen days from today, the Warren County Committee will have to choose a Council member and submit it to the clerk.

At this time, Mr. Palmieri from the Warren County Committee, explained how names are chosen for the vacant spot on Council.

Engineer, Stephanie Cuthbert, read aloud the latest June report previously handed out, giving updates with ongoing projects.

Code Enforcement, Councilwoman Grossman, reported on behalf of Mr. Fey. She reported that Mr. Fey is doing follow up work on four properties, and there are no new complaints.

Second Public Comment:

Councilman Cartabona advised Council that he went to the LMR property at 3:30 AM to see what residents have been complaining about with the noise issue. Councilwoman Grossman stated that she also went on a different night and saw three trucks leave and a few cars pulling out of the lot.

Mayor Dunwell requested 5 minutes in executive session for litigation.

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.

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

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

Old Business:

Councilwoman Grossman opened discussion regarding the pool and the bidding for the pool. Lengthy conversation ensued regarding the pool.

New Business:

Motion made by Councilman Schwar to approve Pavilion Permit with alcohol for Mike Kalman: July 9th, seconded by Councilwoman Grossman. Roll Call; Ayes: Grossman, Pettinelli, Schwar, Seiss. Nays: Cartabona.

Motion made by Councilwoman Grossman to approve Pavilion Permit without alcohol for Cesali Guiducci: August 13th, seconded by Councilman Schwar. Roll Call; Ayes: Cartabona, Grossman, Pettinelli, Schwar, Seiss. Nays: none.

Councilman Pettinelli inquired about the lack of phone numbers on the Mayor's cell phone bill.

Councilman Cartabona stated that he would like to do background checks for any park workers. He also stated that there have been complaints from residents about lighting coming into their homes at night.

Mayor Dunwell stated that he spoke with Angela Knowles from Van Cleef Engineering regarding money that was granted to us in 2014 and the funds left that are available.

Executive Session:

Councilman Grossman made a motion to approve the following resolution to go back into executive session for 35 minutes for contractual, litigation, and/or personnel. Motion seconded by Councilman Cartabona, all were in favor.

EXECUTIVE SESSION RESOLUTION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

1. The public shall be excluded from discussion(s) of the hereinafter specified subject matter(s).
2. The general nature of the subject matter(s) to be discussed is: Personnel, Litigation and/or Contractual,
3. It is anticipated at this time, that the above stated subject matter(s) will be made public when it is no longer a matter of confidentiality.

4. Action may or may not be taken after executive session.

NOW THEREFORE BE IT RESOLVED, by the governing body of the Borough of Alpha that the public shall be excluded from an executive session for approximately 35 minutes, allowing for a five (5) minute recess between the regular session and the executive session.

Return to Regular Session:

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

At this time, Attorney Christopher Troxell administered the oaths of office for the incoming Council member:

Michael L. Guerrero.

Motion made by Councilman Cartabona to accept the appointment of Councilman Guerrero as Director of Administration, seconded by Councilman Pettinelli. Roll Call; Ayes: Cartabona, Grossman, Guerrero, Pettinelli, Schwar and Seiss. Nays: none.

At this time, Attorney Troxell read aloud the resolution to appoint Jim Hill as C2 Operator.

Motion made by Councilman Cartabona to appoint Jim Hill as C2 Operator, motion seconded by Councilwoman Grossman. Roll Call; Ayes: Cartabona, Grossman, Guerrero, Pettinelli, Schwar, and Seiss.

**RESOLUTION 2017-109
C-2 OPERATOR APPOINTMENT**

WHEREAS, the Borough of Alpha is required to have a Licensed Sewer Collection System Operator, also known as a licensed C-2 sewer operator, by the State of New Jersey.

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Alpha, County of Warren, State of New Jersey that Jim Hill of Frey Engineering, is hereby appointed C-2 Sewer Operator for the Borough of Alpha, duly licensed by the State of New Jersey at a monthly rate of \$1,250.00 per month to be paid for the calendar year 2017, upon certification of funds by the Borough CFO. This appointment shall be effective 1/1/17-3/31/17.

BE IT FURTHER RESOLVED, that this is awarded without competitive bidding as a “professional service” under the provisions of the Local Public Contract Law as provided by *NJSA 40A: 11-5* because it requires service performed by a person authorized by law to practice as a recognized profession and it is not possible to obtain competitive bids.

Motion made by Councilwoman Grossman to allow Remington and Vernick to advertise for the pool bid, seconded by Councilman Cartabona. Roll Call; Ayes:

Cartabona, Guerrero, and Grossman. Nays: Pettinelli, Schwarz, and Seiss. The tie was broken by Mayor Dunwell with a yes vote.

Adjournment:

Seeing no further business to come before Council, motion made by Councilwoman Grossman to adjourn this meeting at 11:35 PM, motion seconded by Councilman Seiss, all were in favor.

Respectfully Submitted,

Helen Marino

Deputy Clerk