

Mayor Dunwell called the Meeting of the Common Council of the Borough of Alpha to order at 7:00 p.m. on March 8, 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. Also present: Borough Attorney Christopher Troxell and Borough Clerk, Laurie Barton. Absent; Councilman Preiss.

Public Presentation: Karen Cassano-Big Brothers/Big Sisters-Fund Raiser Awareness

Ms. Cassano explained the program of Big Brothers/Big Sisters; to help children from single parent families who need help and support. The children are matched with professionally screened adults who spend time with them to give support and friendship. Every year the largest fundraiser is Bowl for Kids Sake and has a Mayor's challenge. Big Brothers/Big Sisters is inviting Mayors, Council, and Employees on April 9th at 12 noon. Ms. Cassano is asking the Governing Body to support their cause and come to the Bowl for Kids Sake.

Public Comment:

Lisa Lacaruba, Springtown Rd., voiced her concern about stagnant water in the Borough, i.e., pool. Ms. Lacaruba requested an updated on her two complaints filed regarding abandoned unregistered vehicles on Third Avenue and 519.

George Cupon, Sampson Ave., spoke about rumors of Phillipsburg taking over Alpha School.

Bob Kipp, Schley Ave., stated his concerns about decisions coordinating with Phillipsburg without Alpha in mind.

Resolutions:

Motion made by Councilman Schwar to approve Resolution 2016-57, motion seconded by Councilman Pettinelli. Roll call: Ayes; Grossman, Pettinelli, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-57
REFUND OF INFORMAL SITE REVIEW PLANNING BOARD FEE**

WHEREAS, the CFO and the Planning Board Secretary has advised the Mayor and Council that the following Informal Site Review Planning Board fee can be refunded due to the meeting deemed unnecessary and did not occur in December 2014.

NOW THEREFORE BE IT RESOLVED, by the Mayor and the Borough of Alpha Council, this 8th of March 2016, that a refund is made to the property owner as noted:

G.J. Oliver, Inc.
50 Industrial Road
Alpha Industrial Park
Phillipsburg, NJ 08865

Block 101, Lot 3
G.J. Oliver, Inc.
\$1,000.00

Discussions of Resolutions 2016-58 through 60 took place regarding costs and road projects.

Motion made by Councilman Schwar to approve Resolution 2016-58, seconded by Councilman Pettinelli. Roll call: Ayes; Grossman, Pettinelli, and Schwar. Nays; Ronan and Seiss. Motion fails.

**RESOLUTION 2016-58
RESOLUTION AUTHORIZING BOROUGH ENGINEER
TO PROVIDE CONSULTING ENGINEERING SERVICES
FOR SIXTH AVENUE IMPROVEMENTS**

BE IT RESOLVED, by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that the firm of Remington & Vernick Engineers is hereby authorized to act as the Borough Engineer and proceed with the engineering and construction inspection services in regard to providing for Sixth Avenue improvements from Alpha Street to Olive Street in the Borough for the contemplated scope of work in accordance with the firm's proposals, including that of March 2, 2016 (attached hereto) and in an amount not to exceed \$20,750.00, upon written certification of funds by the Borough CFO.

BE IT FURTHER RESOLVED, that the Mayor, Clerk, Borough Attorney, and/or Borough Engineer are authorized to execute all necessary documents to effectuate the services.

Motion made by Councilman Pettinelli to approve Resolution 2016-59, seconded by Councilman Seiss. Roll call: Ayes; Grossman, Pettinelli, Schwar, and Seiss. Nays; Ronan. Motion passes.

**RESOLUTION 2016-59
RESOLUTION AUTHORIZING BOROUGH ENGINEER
TO PROVIDE CONSULTING ENGINEERING SERVICES
FOR FIRST AVENUE IMPROVEMENTS**

BE IT RESOLVED, by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that the firm of Remington & Vernick Engineers is hereby authorized to act as the Borough Engineer and proceed with the engineering and construction inspection services in regard to providing for First Avenue improvements from High Street to Alpha Street in the Borough for the contemplated scope of work in accordance with the firm's proposals, including that of March 2, 2016 (attached hereto) and in an amount not to exceed \$34,150.00, upon written certification of funds by the Borough CFO.

BE IT FURTHER RESOLVED, that the Mayor, Clerk, Borough Attorney, and/or Borough Engineer are authorized to execute all necessary documents to effectuate the services.

Motion made by Councilman Schwar to approve Resolution 2016-60, seconded by Councilman Pettinelli. Roll call: Ayes; Grossman, Pettinelli, Schwar, and Seiss. Nays; Ronan. Motion passes.

**RESOLUTION 2016-60
RESOLUTION AUTHORIZING BOROUGH ENGINEER
TO PROVIDE CONSULTING ENGINEERING SERVICES
FOR OLIVE STREET IMPROVEMENTS**

BE IT RESOLVED, by the Borough Council of the Borough of Alpha, County of Warren, State of New Jersey that the firm of Remington & Vernick Engineers is hereby authorized to act as the Borough Engineer and proceed with the engineering and construction inspection services in regard to providing for Olive Street improvements from 5th Avenue to 7th Avenue in the Borough for the contemplated scope of work in accordance with the firm's proposals, including that of March 2, 2016 (attached hereto) and in an amount not to exceed \$36,775.00, upon written certification of funds by the Borough CFO.

BE IT FURTHER RESOLVED, that the Mayor, Clerk, Borough Attorney, and/or Borough Engineer are authorized to execute all necessary documents to effectuate the services.

Motion made by Councilman Schwar to approve Resolution 2016-61, seconded by Councilwoman Grossman. Roll call: Ayes; Grossman, Pettinelli, Ronan, Schwar, and Seiss. Nays; None. Motion passes.

**RESOLUTION 2016-61
A RESOLUTION AUTHORIZING THE
TRANSFER OF 2015 CURRENT FUND APPROPRIATIONS**

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

WHEREAS, the Chief Financial Officer has determined that excess appropriations exist in some accounts and there is need for supplemental appropriations in other accounts in the Year 2015 Current Fund Budget,

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

	<u>Transfer To:</u>	<u>Transfer From:</u>
Clerk – Office Supplies – OE	\$80	
Tax Collect – Office Supplies – OE	\$60	
Admin & Exec – Misc Expense – OE		\$140

Motion made by Councilman Schwar to table Resolution 2016-62, seconded by Councilman Pettinelli, all were in favor.

Motion made by Councilman Seiss to approve Resolution 2016-63, motion seconded by Councilwoman Grossman. Roll call: Ayes; Grossman, Pettinelli, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-63
APPOINTMENT OF
COAH PLANNER**

BE IT RESOLVED by the Mayor and Council of the Borough of Alpha, County of Warren, State of New Jersey, that James Kyle is hereby appointed the Borough of Alpha’s COAH Planner for the entire calendar year of 2016, in accord with his proposal.

Approval of Minutes:

Executive Session: **2015:** 9/08, 9/21, 10/13, 10/27, 11/10, 11/24, 12/8, & 12/29.

Councilman Schwar requested that the executive session minutes be put on the next meeting agenda.

Department Reports:

Administration, Councilman Peter Pettinelli: Councilman Pettinelli reported that the mercantile license renewals are 97% completed. Councilman Pettinelli will be doing a follow-up with Jewel for computers. In closing, Councilman Pettinelli approved all bills, salaries, and wages for his department.

Finance, Councilman Michael Schwar: Councilman Schwar explained the long list of bills on the bill list this meeting. Councilman Schwar explained the new system the finance office has implemented for vendors to be paid quarterly and monthly. Councilman Schwar will be having a meeting with CFO Thursday to bring CFO up to speed.

Councilman Schwar stated that he is trying to arrange meeting with former library employee for pensions, other things, and budgetary implications. Councilman Schwar discussed setting up a meeting to re-examine utility rates. In closing, Councilman Schwar approved all bills, salaries, and wages for his department.

Councilman Schwar requested 10 minutes executive session for contractual regarding Resolution 2016-62.

Health & Welfare, Councilwoman Kathleen Ronan: Councilwoman Ronan received complaint against 631 Dewey Ave., unmaintained property, skunks. Councilwoman Ronan gave the Warren County Health Department report for February. Councilwoman Ronan stated that she finalized purchase order with LMR for dumpster purchases. In closing, Councilwoman Ronan approved all bills, salaries, and wages for her department.

Public Property, Councilwoman Tracy Grossman: Councilwoman Grossman stated that she will be using Castle Septic for port-a-johns, this year which they gave the same price as last year. Councilwoman Grossman approved the renewal for Ehrlich vegetation management. Councilwoman Grossman submitted a purchase order for diffusers for council chambers. Councilwoman Grossman stated she received an email from Linda Roth, requesting to use Circle Field to get married in August.

Councilwoman Grossman also reported that she is ordering mulch for the playground. Councilwoman Grossman discussed her issues with Trane and renewing their contract.

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

Public Safety, Councilman Thomas Seiss: Councilman Seiss reported that the Fire Department has emergency management meeting tonight and has not received any report. In closing, Councilman Seiss stated he does not have any bills or salaries to approve.

Public Works, Councilman Jack Preiss: Councilman Schwar spoke in Councilman Preiss' absence and stated that there was no report and that Councilman Preiss signed his bills.

Professionals & Official Reports:

Mayor, Craig S. Dunwell: Mayor Dunwell discussed looking at the issue of light and noise pollution and see if any other municipality has light pollution ordinances. Councilman Seiss stated that light and noise pollution issues tie into with Planning Board regulations. Councilwoman Ronan stated there are ATV problems.

Mayor Dunwell gave recognition to National Women's Day.

Mayor Dunwell requested the following executive sessions; 10 minutes for potential litigation, 10 minutes for contractual, COAH, 10 minutes for contractual, sewer, 20 minutes for contractual, water, 10 minutes for potential litigation, water bill, and 10 minutes for personnel, DPW.

Police Department, Chief James Faulborn: Chief Faulborn gave the police report for the month of February. Chief Faulborn reported that there was some criminal mischief; they are working with Pohatcong on an active investigation that is progressing. Chief Faulborn added that is any homes were damaged, he urged residents to contact them. Chief Faulborn stated that they are now posting anything major happening on Facebook, to keep the public informed.

Emergency Squad: Councilman Seiss reported on bills residents are receiving for ambulance service. Councilman Seiss explained that both the insurance and the resident will be billed. Councilman Seiss stated that no one should be paying any bills they received from the Emergency Squads billing company.

Attorney, Christopher Troxell: Requested five minutes executive session for litigation and five minutes litigation for COAH. Attorney Troxell stated he received an email from Cheryl Edward about Safe Routes to School, approving to advertising.

Engineer, Frank J. Seney: Mr. Seney reviewed the March 8th report that was previously distributed. Mr. Seney discussed the specifications to advertise for the firehouse generator.

Councilman Schwar made a motion to authorize the engineer for bids for the firehouse generator, Councilwoman Grossman seconded, all were in favor with the exception of Councilman Seiss abstaining.

Mayor Dunwell discussed the application for soil erosion from the Warren County Soil Conservation in the amount of \$625.00, and asked that this be put on the bill list tonight. Councilman Seiss made motion to authorize signing the permit and add to bill list, Councilwoman Grossman seconded, and all were in favor.

Sewer Engineer – Jim Hill: Mr. Hill reviewed his report given to Mayor and Council.

Recycling Coordinator – Thomas Fey: Mr. Fey reported that he is in process of collecting all data to compile recycling report that will go to the State.

Library Board: Sue Smeal: Ms. Smeal reported that there was a great turn out for the movie on Friday, 28 children attended. March 17th is a coloring class. Ms. Smeal reported that the library is now doing eBooks in conjunction with the Warren County Library.

Second Public Comment

Sue Smeal, Sigsbee Avenue, inquired about Ordinance 2016-3 increasing library board members. Ms. Smeal also reported on a rumor of truck selling meat, knocking on doors.

Gerry Kern, Pohatcong, inquired about his issue with the water billing. Mayor Dunwell said he will have him join in executive session to discuss the matter.

Old Business:

Councilman Schwar discussed the ongoing issues of non residents coming in town and dumping waste back at the waste dumping area. Councilman Schwar suggested

that the mayor and Police Chief meet to come up with a better strategy to monitor the area.

New Business:

Motion made by Councilman Schwar to authorize the Mayor to sign the Labor Attorney contract, motion seconded by Councilman Pettinelli, all were in favor.

Motion made by Councilman Seiss to authorize Mayor to send letter to Highlands Council, seconded by Councilwoman Grossman, all were in favor.

Councilwoman Ronan asked about the flow of information from budget meetings and the responsibility of the new CFO to have this information. Councilwoman Ronan also inquired about why the CFO hasn't been to the budget meetings.

Payment of Bills & Claims

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

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

P.O. Type: All
Range: First to Last
Format: Condensed
Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
15-00587	10/28/15	GPJAG	GP JAGER INC.	REGULAR REPAIR OF COMINUTER	Open	14,811.73	0.00
15-00684	12/16/15	STAP	STAPLES BUSINESS ADVANTAGE	SUPPLIES	Open	242.16	0.00
16-00039	01/19/16	PERFORM	PERFORMANCE TIRE CO.	INTERNATIONAL TRUCK TIRES	Open	1,517.92	0.00
16-00040	01/19/16	PERFORM	PERFORMANCE TIRE CO.	F250 SUPER DUTY PICKUP TIRES	Open	824.00	0.00
16-00091	02/09/16	HOME	HOME DEPOT/GEFC	ROPE/PAINT/CONES/MARKERS/KEYS	Open	164.49	0.00
16-00093	02/09/16	OKAUT	OK AUTO 4WD AND TIRE	HEADLIGHT KIT FOR SNOW PLOW	Open	309.00	0.00
16-00095	02/09/16	METZE	METZ & SON ELECTRICAL, INC	INSTALL LIGHTS IN LIBRARY	Open	354.40	0.00
16-00097	02/09/16	MGL	MGL PRINTING SOLUTIONS	WATER/SEWER BILLS	Open	564.80	0.00
16-00100	02/16/16	STAP	STAPLES BUSINESS ADVANTAGE	TAX COLLECTOR/UTILITY SUPPLIES	Open	123.25	0.00
16-00126	02/23/16	QC	EUROFINS QC, INC.	WATER TESTING	Open	55.00	0.00
16-00127	02/23/16	ACTION	ACTION DATA SERVICES	PAYROLL SERVICES	Open	1,412.00	0.00
16-00128	02/23/16	COYNE	COYNE CHEMICAL	SODIUM HYPOCHLORITE 15%	Open	3,450.60	0.00
16-00129	02/23/16	DOG	NJ DEPT OF HEALTH & SENIOR SER	MAY '15/JAN '16 DOG LICENSE	Open	151.20	0.00
16-00130	02/23/16	EHRLI	EHRlich, INC.	PEST PROTECTION SERVICE - FEB	Open	189.00	0.00
16-00131	02/23/16	DEERPARK	READY REFRESH BY NESTLE, A DIV	WATER DELIVERY	Open	17.52	0.00
16-00132	02/23/16	VITAL	VITAL COMMUNICATIONS, INC	MOD IV/CAMA TAX SYSTEM	Open	102.00	0.00
16-00133	02/23/16	VITAL	VITAL COMMUNICATIONS, INC	NOTICE OF ASSESSMENT POST CARD	Open	196.20	0.00
16-00134	02/24/16	FASTENAL	FASTENAL	MISCELLANEOUS PARTS	Open	34.94	0.00
16-00135	02/24/16	ABE MAT	A.B.E MATERIALS	HIGH PERFORMANCE COLD PATCH	Open	111.25	0.00
16-00136	02/24/16	EAST	EAST PENN REBUILDERS, INC.	PLOW BLADES/NUTS/BOLTS	Open	544.56	0.00
16-00137	02/24/16	PERFORM	PERFORMANCE TIRE CO.	BACKHOE TIRES	Open	439.00	0.00
16-00138	02/25/16	NJSTA	NJ STATE LEAGUE MUNICIPALITIES	3/9 & 18/16 WEBINARS-BARTON	Open	60.00	0.00
16-00139	02/25/16	MIDSTATE	MID-STATE REGISTRARS ASSOC.	2016 MID STATE ASSOC REG FEES	Open	30.00	0.00
16-00140	02/27/16	VANCLE	VANCLEEF ENGINEERING ASSOCIATE	Stryker 22 - Engineer Review	Open	60.00	0.00
16-00141	02/27/16	VANCLE	VANCLEEF ENGINEERING ASSOCIATE	Badway Minor - Plan Bd review	Open	169.00	0.00
16-00142	02/27/16	FREY ENG	FREY ENGINEERING, LLC	Engineering Serv - 2016 Mthly	Open	1,250.00	0.00
16-00143	02/27/16	NAPA	CARVER'S AUTO PARTS OF WC	HYDRAULIC HOSE FOR PLOW	Open	143.79	0.00
16-00144	02/27/16	FREY ENG	FREY ENGINEERING, LLC	Force Main Break Engineering	Open	20,093.77	0.00
16-00145	02/27/16	FREY ENG	FREY ENGINEERING, LLC	Force Main Break - Engineering	Open	7,101.82	0.00
16-00146	02/27/16	SLC	RIO SUPPLY, INC.	METER: 1"-E-CODER)R900i v4-GAL	Open	355.00	0.00
16-00147	02/27/16	FREY ENG	FREY ENGINEERING, LLC	Engineering Serv - Nov/Dec '15	Open	2,500.00	0.00
16-00148	02/27/16	FREY ENG	FREY ENGINEERING, LLC	Engineering Serv - Nov/Dec '15	Open	4,439.73	0.00
16-00149	02/27/16	ELIZGA	ELIZABETHTOWN GAS	GAS CHARGES	Open	1,604.76	0.00
16-00150	02/27/16	FREY ENG	FREY ENGINEERING, LLC	Engineering Serv - Nov/Dec '15	Open	10,887.53	0.00
16-00151	03/01/16	ATLSA	ATLANTIC SALT	SALT DELIVERY 2/8&10/16	Open	7,487.15	0.00
16-00152	03/01/16	STORR	STORR TRACTOR CO.	TRACTOR PARTS/REMOTE JOYSTICK	Open	282.38	0.00
16-00153	03/01/16	NJSTA	NJ STATE LEAGUE MUNICIPALITIES	2016 NJSLOM MEMBERSHIP DUES	Open	335.00	0.00
16-00155	03/01/16	MUNCL	MUNICIPAL CLERK'S ASSOCIATION	2016 CLERKS CONFERENCE FEE	Open	310.00	0.00
16-00157	03/01/16	MARLIN	MARLIN BUSINESS BANK	POSTAGE METER LEASE	Open	333.94	0.00
16-00158	03/01/16	WCSCE	WARREN CTY SERVICE CENTER INC	TIRE CHAINS(PLOW/BLOWER)/PARTS	Open	388.55	0.00
16-00159	03/02/16	FREY ENG	FREY ENGINEERING, LLC	Engineering Serv-Odor Control	Open	8,045.26	0.00
16-00160	03/02/16	FREY ENG	FREY ENGINEERING, LLC	Engineering Serv-EmergResponse	Open	1,163.80	0.00
16-00161	03/02/16	FREY ENG	FREY ENGINEERING, LLC	Engineering Serv-Line Repair	Open	1,359.38	0.00
16-00162	03/02/16	FREY ENG	FREY ENGINEERING, LLC	Engineering Serv-Odor Control	Open	13,424.48	0.00
16-00163	03/03/16	LMR	LMR CLEANOUT & DISPOSAL	TRASH REMOVAL - FEBRUARY	Open	12,833.33	0.00
16-00164	03/03/16	TRAFFICS	TRAFFIC SAFETY STORE	TRAFFIC CONES	Open	708.80	0.00
16-00165	03/03/16	POSTM	POSTMASTER	2016 2ND QTR WATER/SEWER BILLS	Open	359.10	0.00
16-00166	03/03/16	VITAL	VITAL COMMUNICATIONS, INC	2016 MOD IV	Open	100.00	0.00
16-00167	03/03/16	JCPL	JCP&L	ELECTRICITY CHARGES	Open	2,908.57	0.00
16-00168	03/03/16	STAP	STAPLES BUSINESS ADVANTAGE	OFFICE SUPPLIES	Open	387.36	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
16-00169	03/03/16	TROXE	CHRISTOPHER M. TROXELL, ESQ	Attorney Svcs - March 2016	Open	3,750.00	0.00
16-00170	03/03/16	RMCB	RMCB, Inc.	E-Z Pass Payment	Open	48.45	0.00
16-00171	03/03/16	MCKEN	ELIZABETH C. MCKENZIE	COAH - 3rd Rd Housing Element	Open	687.50	0.00
16-00173	03/06/16	LMR	LMR CLEANOUT & DISPOSAL	PURCHASE OF DUMPSTERS	Open	1,500.00	0.00
16-00175	03/07/16	RRJAUTO	R R J AUTOMOTIVE, LLC	REPLACE FRONT BRAKE CALIPER	Open	218.64	0.00
Total Purchase Orders: 55 Total P.O. Line Items: 0 Total List Amount:					130,942.11	Total Void Amount:	0.00

Executive Session:

Councilman Schwar made a motion to approve the following resolution to go into executive session for one hour and 21 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), 21 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 Councilman Pettinelli, all were in favor.

Motion made by Councilman Schwar to approve Resolution 2016-62, motion seconded by Councilman Seiss. Roll call: Ayes; Grossman, Pettinelli, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-62
EMERGENCY APPROPRIATION FOR PURCHASE OF REAL PROPERTY**

WHEREAS, an emergent condition has arisen with respect to the purchase of real property in the Borough of Alpha and no adequate provision has been made in the 2016 temporary appropriations for the aforesaid purpose, and *N.J.S.A. 40A:4-20* provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

WHEREAS, the total emergency temporary resolutions adopted in the year 2016 pursuant to the provisions of Chapter 96, P.L. 1951 (*N.J.S.A. 40A:40-20*) including this resolution total \$350,000.00.

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of *N.J.S.A. 40A:4-20*):

1. An emergency temporary appropriation be and the same is hereby made for or toward the purchase of real property described herein in the amount of \$350,000.00, as discussed with the Borough's CFO and Auditor.
2. That said emergency temporary appropriation will be provided for in the 2016 budget under the title of Purchase of Real Property in the Borough of Alpha.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

Motion made by Councilman Seiss to approve Resolution 2016-64, motion seconded by Councilwoman Grossman. Roll call: Ayes; Grossman Pettinelli, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-64
RESOLUTION AUTHORIZING COMPLIANCE WITH COURT ORDER TO ESCROW MONEY
IN MT. LAUREL (COAH) LITIGATION**

WHEREAS, there exists pending litigation- Mount Laurel- involving the Borough and its COAH obligation; and

WHEREAS, the Court has Ordered that the Borough and other municipalities, must deposit \$5,000.00 into an escrow for said case, specifically for a Court-appointed regional master.

NOW THEREFORE BE IT RESOLVED, that the Borough Council hereby authorizes the CFO to appropriate \$5,000.00 to be paid as soon as possible to the agreed upon escrow agent or attorney as set forth in the Court's February 17, 2016 Order in Docket No. WRN-233-2015, upon written certification of funds from the Borough CFO.

Motion made by Councilwoman Grossman to approve Resolution 2016-65, motion seconded by Councilman Pettinelli. Roll call: Ayes; Grossman, Pettinelli, Ronan, Schwar, and Seiss. Nays; None.

**RESOLUTION 2016-65
RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE
PURCHASE OF REAL PROPERTY IN THE BOROUGH OF ALPHA
FORMERLY KNOWN AS BLOCK 96, LOT 5**

WHEREAS, an emergency appropriation has been approved by the Council in an amount of \$350,000.00 with respect to the purchase of real property 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.

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that the Mayor is hereby to enter into a contract for the purchase of real estate in the Borough of Alpha at the price authorized and discussed by Council to be disclosed by subsequent resolution, subject to review of the contract by the Borough Attorney and upon written certification of funds from the Borough CFO.

Adjournment:

Seeing no further business to come before Council, motion made by Councilman Schwar to adjourn this meeting at 10:41pm , motion seconded by Councilwoman Grossman, all were in favor.

Respectfully submitted,

Laurie A. Barton

Borough Clerk