



BOROUGH OF ALPHA

1001 East Boulevard
Alpha, New Jersey 08865

REGULAR MEETING AGENDA Borough of Alpha Municipal Building Tuesday, March 22, 2016 – 7:00pm

1. Call to Order: Open Public Meetings Notice-Mayor Craig S. Dunwell
2. Prayer & Salute to the Flag
3. Roll Call:

Mrs. Grossman, Mr. Pettinelli, Mr. Preiss, Ms. Ronan, Mr. Schwar and Mr. Seiss

4. Public Comment:

4A: Bid Opening: Lawn Care Services

5. Ordinances: 2nd Reading

- **BOND ORDINANCE 2016-2**
AMENDING BOND ORDINANCE NUMBER 2013-10 FINALLY
ADOPTED BY THE BOROUGH COUNCIL OF THE
BOROUGH OF ALPHA, NEW JERSEY ON JUNE 25, 2013
- **ORDINANCE NO. 2016-3**
BOROUGH OF ALPHA
ORDINANCE OF THE BOROUGH OF ALPHA AMENDING
AND SUPPLEMENTING CODE SECTION 7
CHAPTER 7: ADMINISTRATION OF GOVERNMENT
ARTICLE XXV: LIBRARY BOARD TRUSTEES

6. Resolutions:

- **RESOLUTION 2016-66 DRAFT**
RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY
FROM D.R. HORTON IN THE BOROUGH OF ALPHA
FORMERLY KNOWN AS BLOCK 96, LOT 5
- **RESOLUTION 2016-67**
RESOLUTION TO REFUND D.R. HORTON'S ESCROWS AND RELEASE BONDS

Agenda-Cont'd

- **RESOLUTION 2016-68**
PREMIUM RETURN
TSC #15-00010
- **RESOLUTION 2016-69**
LIEN REDEMPTION
CERTIFICATE #15-00010
- **RESOLUTION 2016-70**
PREMIUM RETURN
TSC #15-00001
- **RESOLUTION 2016-71**
LIEN REDEMPTION
CERTIFICATE #15-00001

7. Approval of Minutes:

Regular Meeting: 02/08/2016 & 02/22/2016

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

Unreleased Approved Executive Session Minutes:

8. Department Reports:

Administration – Councilman Peter Pettinelli

Finance – Councilman Michael Schwar

Health & Welfare – Councilwoman Kathleen Ronan

Public Property – Councilwoman Tracy Grossman

Public Safety – Councilman Thomas Seiss

Public Works – Councilman Jack Preiss

9. Committee Reports

10. Professionals & Officials Reports:

Mayor – Craig S. Dunwell

Police Department-Chief Faulborn

Fire Department –Sean McDyer

Emergency Squad

Office of Emergency Management- Hunter Stagg

Attorney – Christopher Troxell

Engineer – Frank J. Seney

Sewer Engineer – Jim Hill/John Ross

CFO- Charles Daniel

Municipal Clerk – Laurie A. Barton

Recycling Coordinator – Thomas Fey

Code Enforcement –Thomas Fey

Library Board – Louis Cartabona

11. Public Comment:

12. Payment of Bills and Claims

13. Old Business:

14. New Business:

15. Executive Session

16. Adjournment

Executive Session may be called anytime prior to adjournment.

The public may be excluded for the following reasons as stated in the Open Public Meetings Act, NJSA 10:4-12:

(1) Any matter which, by express provision of Federal Law or State statute or rule of court, shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

(2) Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

(3) Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

(4) Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

(5) Any matter involving the purchase, lease, or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

(6) Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection including any investigation of violations or possible violations of the law.

(7) Any pending or anticipated litigation or contract negotiation other than in section 4 herein in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

(8) Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

(9) Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility.

Unreleased Approved Executive Session Minutes List

Litigation:

06/13/95 (#1) Sewer
 04/13/99 (#2) Sewer (Pohatcong)
 05/11/99 (#2) Sewer (Pohatcong)
 05/25/99 (#1) Sewer (Pohatcong)
 05/25/99 (#3) Sewer (Pohatcong)
 09/09/99 (#2) Resnick
 09/28/99 (#1) Sewer (Phillipsburg)
 09/28/99 (#8) Resnick
 10/12/99 (#1) Sewer (Pohatcong)
 10/26/99 (#1) Sewer (Pohatcong)
 11/09/99 (#3) Sewer (Pohatcong)
 12/14/99 (#1) Resnick
 12/28/99 (#2) Resnick
 01/11/00 (#1) Sewer (Pohatcong)
 01/11/00 (#2) Resnick
 02/22/00 (#4) Resnick
 03/06/00 (#1) Resnick
 04/24/00 (#6) Resnick
 05/23/00 (-) Resnick
 06/08/00 (-) Resnick
 07/25/00 (#2) Resnick
 08/08/00 (#1) Resnick
 08/22/00 (#2) Sewer
 09/07/00 (#3) Sewer
 10/10/00 (-) Sewer
 11/28/00 (#2) Resnick
 12/12/00 (#5) Resnick
 01/09/01 (#5) Sewer (Hubbard)
 04/24/01 (#3) Pohatcong
 04/24/01 (#5) Litigation Updates
 05/08/01 (#1) Alpha 519
 06/26/01 (#3) Resnick
 02/26/02 (#2) EAI
 03/26/02 (#1) EAI
 06/25/02 (#2) Alpha 519
 07/23/02 (#3) Resnick
 08/13/02 (#2) Sewer
 10/22/02 (#4) Resnick
 11/12/02 (#1) Resnick
 11/26/02 (#7) Resnick
 12/10/02 (#3) Resnick
 01/14/03 (#4) Sewer Contract
 03/25/03 (#6) Alpha 519
 04/22/03 (#4) Alpha 519
 09/09/03 (#6) COAH
 09/23/03 (#1) Sewer Litigation
 09/23/03 (#3) Alpha 519
 10/14/03 (#2) Alpha 519
 10/28/03 (#1) Sewer Agreement
 11/10/03 (#1) Alpha 519
 11/10/03 (#4) Sewer
 12/09/03 (#2) Alpha 519
 12/09/03 (#3) DEP-Sewer
 12/16/03 (#1) Don Souders
 01/13/04 (#1) Lyn Aaroe-Sewer
 01/13/04 (#3) Souders-Sewer
 02/10/04 (#1) Perelman
 02/10/04 (#3) Alpha 519
 02/24/04 (#4) Alpha 519
 03/09/04 (#1) Alpha 519
 08/24/04 (#5) Alpha 519
 09/28/04 (#2) Alpha 519
 10/12/04 (#5) Odor-Alpha 519
 10/12/04 (#7) Resnick-Toll Brothers
 10/26/04 (#4) Landfill
 10/26/04 (#5) Resnick Update
 11/09/04 (#3) P'Burg Sewer
 11/09/04 (#4) Resnick-Prop. Transf.
 11/30/04 (#3) Resnick
 12/14/04 (#6) Alpha 519

Litigation (continued):

01/11/05 (#3) Alpha 519
 01/25/05 (#1) Alpha 519
 02/08/05 (#7) Alpha 519
 03/08/05 (#1) Pohat-Water/Sewer
 05/10/05 (#4) Alpha 519
 06/14/05 (#1) P'burg Sewer
 08/09/05 (#3) Litigation Updates
 08/23/05 (#2) Alpha 519
 09/27/05 (#2) Aqua
 09/27/05 (#3) EAI Letter
 10/11/05 (#5) EAI Letter
 01/24/06 (#2) Brian Prop
 02/28/06 (#1) Alpha 519
 02/28/06 (#2) COAH
 03/14/06 (#10) EAI Update
 03/29/06 (#5) COAH
 04/11/06 (#1) COAH
 04/11/06 (#6) Toll Brothers
 04/25/06 (#3) Ezekian-Crincoli-Landfill
 05/09/06 (#1) Toll Brothers
 08/08/06 (#5) Pohat School-Sewer
 10/10/06 (#1) CFO
 10/10/06 (#3) COAH
 10/10/06 (#5) Pohat & Alpha Sewer
 11/28/06 (#1) Rocco
 12/05/06 (#7) Homa Farm-Rocco
 12/19/06 (#3) Brian Properties
 03/13/07 (#3) Pohatcong-Sewer Lines
 03/13/07 (#2) Alpha 519
 03/27/07 (#1) Alpha 519
 03/27/07 (#2) Brian Properties
 04/10/07 (#2) Alpha 519
 05/08/07 (#2) Alpha 519
 05/08/07 (#3) Almond Tree Liquor Lic.
 06/12/07 (#1) Planning Board
 12/08/09 (#2) DEP-Home Water Dmg
 04/27/10 (#3) Woodhill
 07/13/10 (#5) Resolution for Quarry
 03/26/13 (#6) New Fire Truck
 04/23/13 (#2) DR Horton
 04/23/13 (#3) Sewer Blockag
 04/23/13 (#4) AYAA
 04/23/13 (#5) AYAA Missing Funds
 04/23/13 (#6) Library
 05/28/13 (#2) D.R. Horton
 05/28/13 (#5) DEP
 06/11/13 (#12) Pedestrian Injury
 06/11/13 (#13) DR Horton
 06/11/13 (#2) Sinkhole Third Ave
 6/11/13 (#10) Water Meters Malfunction
 07/09/13 (#1) DR Horton
 07/09/13 (#2) Lear-Fence
 07/09/13 (#3) Alpha V. John Does
 07/09/13 (#4) Fred Cook
 07/09/13 (#5) Sink Hole-Oberly Property
 07/09/13 (#6) AYAA
 08/13/13 (#5) Homa Farm Drainage
 08/13/13 (#6) Cahill Rambo Farm
 08/13/13 (#9) Fire Hydrant Damage
 08/13/13 (#10) Fred Cook
 08/13/13 (11) John Doe Lawsuit
 09/10/13 (#1) Damage at AYAA Field House
 09/10/13 (#5) Water Main Break-Penn Bower
 09/10/13 (#6) Backwash permit
 10/22/13 (#1) Vault on W Vulcanite
 10/22/13 (#9) Cook Litigation
 11/12/13 (#1) Mold
 11/26/13 (#1) Wayne St Water Main Break
 11/26/13 (#3) MOLD-Peosh

Contractual:

10/11/94 (-) Sewer Agreement
 01/28/97 (#8) Sewer Contract
 05/26/98 (#1) Sewer Negotiations
 06/09/98 (#2) Sewer Negotiations
 07/14/98 (#3) Sewer Contract
 07/14/98 (#4) Sewer Capacity
 11/24/98 (#2) Sewer Agreement
 12/08/98 (#1) Sewer Contract
 07/27/99 (#1) Sewer Contract
 10/08/02 (#3) Quarry
 10/22/02 (#3) Quarry
 11/12/02 (#3) Quarry
 12/10/02 (#1) Quarry
 12/10/02 (#4) Sewer
 09/09/03 (#2) Quarry
 09/23/03 (#2) Quarry
 10/28/03 (#2) Quarry
 09/28/04 (#6) Pohat Sewage Request
 10/12/04 (#1) P'burg Sewer Agrmnt.
 10/26/04 (#7) Sewer Agreement
 11/30/04 (#1) Quarry
 11/30/04 (#2) Alpha 519
 02/22/05 (#5) Water-Alpha 519
 04/26/05 (#3) Water Allocation
 06/28/05 (#8) Sewer
 07/12/05 (#1) Sewer Update
 08/23/05 (#1) Sewage
 09/13/05 (#3) Aqua
 10/25/05 (#3) Aqua
 05/23/06 (#1) Sewer w/P'Burg
 05/23/06 (#5) Quarry
 08/08/06 (#9) P'Burg Sewer Agrmnt
 11/28/06 (#3) CFO-Salaries
 12/05/06 (#8) DPW-CFO Contracts
 12/19/06 (#2) CFO
 06/23/09 (#2) Water System
 12/08/09 (#1) Clerk Transition
 01/26/10 (#2) Appraisal
 04/27/10 (#5) Quarry
 07/27/10 (#1) DPW Contract-Pension
 04/23/13 (#7) Fire Truck
 05/28/13 (#3) Firetruck
 05/28/13 (#4) Industrial Drive
 05/28/13 (#6) Sewer Highlands
 06/11/13 (#1) Indus Dr Realignment
 06/11/13 (#3) Valves & Pipe Upgrade
 06/11/13 (#4) Court-Shared Services
 06/11/13 (#8) Insurance
 07/09/13 (#8) Fire Truck Bill
 07/09/13 (#11) Admin Clerk
 07/09/13 (#12) Homa Farm
 08/13/13 (#1) Court
 08/13/13 (#7) Fire Truck
 09/10/13 (#3) Lease of Pub Property-Cell Tower
 09/10/13 (#4) Truck Purchase
 09/10/13 (#7) Penn Bower
 09/10/13 (#11) Fire Truck
 09/19/13 (#1) Mold Remediation
 09/24/13 (#1) LUB Rep
 09/24/13 (#3) Mold
 10/22/13 (#2) Water Main Easement
 10/22/13 (#4) Fire Truck Repairs
 11/12/13 (#2) DEP Alpha St Well
 11/12/13 (#4) Easement-Rooks
 11/12/13 (#5) Court Shared Services
 11/12/13 (#6) FireTruck Purchase
 11/26/13 (#4) PEG Bandwidth
 11/26/13 (#8) Savary-Work done for Borough -Concrete
 12/10/13 (#3) Alpha Fire Co-Meet & Greet

Personnel:

03/14/06 (#4) DPW-Ins. Liability
 03/14/06 (#8) Pohat Sewer Billing
 05/23/06 (#4) Plan. Attny-Master Plan
 10/24/06 (#5) Labor Attny-DPW
 01/23/07 (#1) Open Space
 02/13/07 (#1) Construction Official
 02/13/07 (#4) Attorney Souders
 02/27/07 (#2) Auditors
 02/27/07 (#4) CFO-Weekend Work
 03/13/07 (#4) Don Souders
 11/27/07 (#2) Health Benefits-Assessor
 11/10/09 (#2) Dep Clerk-Salary
 12/15/09 (#1) Pension for Sewer Emp.
 12/15/09 (#3) Sewer-Reports & AD
 01/05/10 (#1) CFO-Greenwich
 01/05/10 (#4) Savary-DPW Employees
 01/26/10 (#4) CFO-Greenwich
 01/26/10 (#5) Mayor-Letter Re'cd
 01/26/10 (#6) Licensed Operator
 02/09/10 (#1) Savary-Recycle Coord.
 02/23/10 (#1) Court Administrator
 03/09/10 (#2) Water Pump Operator
 03/23/10 (#3) Court Administrator
 03/23/10 (#5) Court Administrator
 03/23/10 (#6) CFO-Rice Notice
 04/27/10 (#1) Rice Notice CFO
 04/27/10 (#6) DPW Harassment Complaint
 05/11/10 (#6) Art Groves
 05/11/10 (#7) Clarence Deemer
 05/25/10 (#3) Art Groves
 05/25/10 (#4) Librarian
 07/13/10 (#8) Clerk-Personnel Records
 07/27/10 (#2) Scrap Metal
 07/27/10 (#6) Scrap Metal: Clean Up
 08/10/10 (#2) Clerk-Trenton
 08/10/10 (#4) Attny Conflict-J Caleca
 08/10/10 (#5) Security Cameras
 12/27/10 (#1) CFO-Shared Serv.
 01/19/2012 Construction Official
 03/26/13 (#2) DPW
 03/26/13 (#3) Code Book
 03/26/13 (#5) Clerk
 04/23/13 (#7) Easter Egg Hunt
 05/28/13 (#7) Dep Clerk Personal Days
 06/11/13 (#5) Clerk
 06/11/13 (#9) Library
 06/11/13 (311) NJLM Conf Hotel Limit
 06/11/13 (#14) Savary-Charges
 07/09/13 (#9) Clerks Office
 07/09/13 (#10) AYAA
 08/13/13 (#2) Tax Collector
 08/13/13 (#3) Library
 08/13/13 (#4) Clean Communities
 08/13/13 (#12) Hops N Barley Name Change
 09/10/13 (#2) DPW Overtime
 09/10/13 (#9) Library
 09/10/13 (#10) Savary
 09/10/13 (#12) Mold in Municipal Building
 09/24/13 (#2) Library Board President
 10/22/13 (#3) Library Titles
 10/22/13 (#5) Fire Co Applications
 10/22/13 (#6) Savary
 10/22/13 (#7) DPW Employees-Cell Phones
 10/22/13 DPW -Laptop

Unreleased Approved Executive Session Minutes List (*continued*)

Litigation:

11/26/13 (#5) VanVeldhusien-Sewer Hook Ups
11/26/13 (#6) Judy Korp Property
11/26/13 (#9) Damage to Dog Fence
12/10/13 (#4) Invoices for Mold
12/10/13 (#8) Stormwater
12/30/13 (#4) Water Break-Response from DPW
01/14/14 (#1) Savary-Unauthorized Access
01/14/14 (#4) Penn Bower
02/11/14 (#) Sewer Back Up
02/11/14 (#4) Sewer Authority
02/25/14 (#1) Fred Cook
02/25/14 (#4) John Doe Lawsuits
02/25/14 (#5) Mrs. Lear Sewer Bill
04/08/14 (#3) Lee Ave Sewer Back Up
04/08/14 (#8) Lear Tort Claim
05/13/14 (#3) Firm Capacity
05/13/14 (#4) Fred Cook
05/13/14 (#7) HVAC System
06/10/14 (#1) DR Horton
06/10/14 (#2) Water Repairs 519
6/10/14 (#3) Lee Ave
6/10/14 (#6) Inspection Fees-Pohat
6/10/14 (#7) CFO-Greenwhich
6/24/14 (#1) Drainage-Homa
6/24/14 (#4) Pohat Eng Billing
6/24/14 (#5) Library
7/8/14 #1 DPW
7/8/14 #2 Library
7/8/14 #4 Computer Switch
7/8/14 #6 Penn Bower
9/9/14 #1 D.R. Horton
9/9/14 #3 Trane
9/9/14 #4 D.R. Horton
9/23/14 #3 Library

Litigation (*continued*):

Contractual:

12/10/13 (#5) DEP Firm Capacity
12/10/13 (#6) Water Softener
12/10/13 (#7) Sewer
12/30/13 (#1) Road Improvement Program-Engineer
01/14/14 (#2) Shared Services-Pohatcong –Police
01/14/14 (#3) Shared Services-Court
01/14/14 (#5) HVAC System
02/11/14 (#3) Shared Services-Court
02/14/14 (#5) Shared Services Court
02/25/14 (#2) PEG Bandwidth
03/11/14 (#1) Shared Services
03/11/14 (#2) Court
04/08/14 (#1) Garbage
04/08/14 (#2) Courts Shared Serv
04/8/14 (#4) Water Frace St Bids
04/8/14 (#5) Lease of Boro Property
04/08/14 (#6) DR Horton
04/08/14 (#7) Open Space
05/13/14 (#2) Debt Limit
05/21/14 (#1) Library
6/10/14 (#4) DPW
6/10/14 (9) Shared Services Court
6/10/14 (#10) DPW-Fence Repairs
6/24/14 (#3) Sprint Metro PC
7/8/14 #5 Alpha St Pump House
7/8/14 # 7 Redundancy
7/8/14 #8 T-Mobile
7/8/14 #10 Solar Panels
7/22/14 #1 Penn Bower
7/22/14 #2 Penn Bower-Emergency Call Out
7/22/14 #3 Open Space
7/22/14 #4 Solar Panels
7/22/14 #6 Fire Truck Purchase
8/12/14 #1 Shared Service-Pohatcong
8/12/14 #2 Penn Bower
8/12/14 #3 Metro PCS
8/12/14 #4 DPW
8/12/14 #5 River Edge
8/12/14 #6 Trane
9/9/914 # 2 Fire truck Purchase
9/23/14#1 Root Control Bid
9/23/14 # 5 Professionals
9/23/14 #6 Engineer Inspector
9/23/14 #4 Shared Services Greenwich

Personnel:

11/12/13 (#3) Library Titles
11/26/13 (#2) N2 Discharge Operator
11/26/13 (#7) DPW Laptop
12/10/13 (#1) Deputy Clerk
12/10/13 (#2) Civil Service-Library
12/30/13 (#2) William Packer
12/30/13 (#3) Adminsitrative Clerk Request
12/30/13 (#5) Library Employees-Funds
12/30/13 (#6) Password Policy
01/14/14 (#6) ACO Budget for Rabies Clinic
01/14/14 (#7) Library Resolution Appointments
02/11/14 (#2) Monitor Position
02/25/14 (#3) Library Pensions
02/25/14 (#6) Clerks Office
03/11/14 (#3) ACO
03/11/14 (#4) Library Personnel
05/13/14 (#1) Chief Faulborn Power Cat Purchase
05/21/14 (#2) Shared Services-Pohatcong-Clerk
6/10/14 (#5) Dunwell
6/24/14 (#2) Sidewalk Project Appointment
7/8/14 #3 CFP as LPA
7/8/14 #9 ACO
7/22/14 # 5 DPW Employee-Fire Calls
9/9/14 # 5 Field House
9/23/14 # 2 Deputy Clerk

**BOND ORDINANCE 2016-2
AMENDING BOND ORDINANCE NUMBER 2013-10
FINALLY ADOPTED BY THE BOROUGH COUNCIL OF
THE BOROUGH OF ALPHA, NEW JERSEY ON JUNE 25,
2013**

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 the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Bond Ordinance of the Borough Council of the Borough of Alpha, in the County of Warren, New Jersey (the "Borough") entitled "Bond Ordinance Providing an Appropriation of \$2,670,000 for Road Improvements for and by the Borough of Alpha in the County of Warren, New Jersey and Authorizing the Issuance of \$2,000,000 Bonds or Notes of the Borough for Financing Part of the Appropriation" finally adopted on June 25, 2013 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. The Ordinance is hereby amended by deleting the reference of "\$2,670,000" for the appropriation and estimated cost and substituting in lieu therefor "\$2,880,000".

The Ordinance is further amended by (a) adding a sentence at the end of Section 1 as follows: "Also included in the appropriated sum is a New Jersey Department of Transportation Grant for Fifth Avenue in the amount of \$210,000." and (b) adding in Section 3(a) after the phrase "Various Street improvements, including but not limited to drainage, concrete work, rigid pavement and flexible pavement of West Vulcanite Avenue, Seventh Avenue, Hobson Street and Industrial Drive" the phrase "and Fifth Avenue".

Section 3. 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 resolutions 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 of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This Section 4 constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that the 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 costs of the Improvements is \$2,000,000.

Section 5. All other provisions of the Ordinance shall remain unchanged.

Section 6. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

ORDINANCE NO. 2016-3
BOROUGH OF ALPHA
ORDINANCE OF THE BOROUGH OF ALPHA AMENDING
AND SUPPLEMENTING CODE SECTION 7
CHAPTER 7: ADMINISTRATION OF GOVERNMENT
ARTICLE XXV: LIBRARY BOARD TRUSTEES

WHEREAS, the Council of the Borough of Alpha desires to amend a portion of Chapter 7, Administration of Government - Article XXV: Library Board of Trustees, and amend its Code accordingly, expanding the number of trustees on its municipal library board from seven to nine; and

WHEREAS, New Jersey law permits for a free public library to have a board of trustees in number from seven to nine members, specifically in *N.J.S.A. 40:54-9*.

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 7, Section 97, Membership; terms, alternates” be amended, in part, and supplemented as follows:

§ 7-97 Membership; terms; alternates.

A.

The Board of Trustees of the Alpha Free Public Library shall consist of nine members; one of whom shall be the Mayor or other chief executive officer of the Borough of Alpha; one of whom shall be the local superintendent of schools or, in the event that there be no such official, the principal with power of supervision over the local school system or, in case such municipality shall have none of the school officials hereinbefore mentioned, then the president of the board of education; and seven citizens to be appointed by the Mayor or chief executive with the advice and consent of the Council, at least four of whom shall be residents of the Borough of Alpha. The appointments shall be staggered, to the extent possible, as they may be selected by the Mayor or other chief executive officer.

B.

The Mayor or other chief executive officer and the Superintendent of Schools or principal, respectively, shall be allowed to each appoint an alternate to act in his place and stead with authority to attend all meetings of the Board and, in his absence, to vote on all questions before the Board.

This Ordinance shall take effect after adoption and publication thereof as provided by law.

RESOLUTION 2016-66

**RESOLUTION AUTHORIZING THE PURCHASE OF REAL PROPERTY
FROM D.R. HORTON 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 - known as The Grande and owned by D.R. Horton, Inc. - in the Borough of Alpha, having been transferred into D.R. Horton, Inc. as Block 96, Lot 5; 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 Borough is hereby authorized to spend up to \$325,000.00, plus up to an additional \$10,000.00 for closing costs if necessary, to acquire all of the real property including lots created by subdivision - known as The Grande - owned by D.R. Horton, Inc. in the Borough of Alpha, having been transferred into D.R. Horton, Inc. as Block 96, Lot 5 and more fully described in the attached deed upon written certification of funds from the Borough CFO.

RESOLUTION 2016-67
RESOLUTION TO REFUND D.R. HORTON'S ESCROWS AND RELEASE BONDS
(Waiting on Resolution Language)

**RESOLUTION 2016-68
PREMIUM RETURN
TSC #15-00010**

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 \$1,100 was paid at the time of sale,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough of Alpha Council this 22nd day of March 22, 2016 that a refund be made to the certificate holder as noted:

Stuart Lasher
PO Box 83
Milltown, NJ 08850

Block 80.01, Lot 5
Certificate #15-00010
\$1,100

**RESOLUTION 2016-69
LIEN REDEMPTION
CERTIFICATE #15-00010**

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 22nd day of March 2016, that refunds are made to the certificate holder as noted:

Stuart Lasher
PO Box 83
Milltown, NJ 08850

Block 80.01, Lot 5 – 632 East Central Avenue
Certificate #15-00010
\$1,377.78

**RESOLUTION 2016-70
PREMIUM RETURN
TSC #15-00001**

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 22nd day of March 22, 2016 that a refund be made to the certificate holder as noted:

US Bank Cust for ProCap4 & Creditors
50 South 16th Street, Suite 2050
Philadelphia, PA 19102

Block 9, Lot 3
Certificate #15-00001
\$900

**RESOLUTION 2016-71
LIEN REDEMPTION
CERTIFICATE #15-00001**

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 22nd day of March 2016, that refunds are made to the certificate holder as noted:

US Bank Cust for PorCap4 & Creditors
50 South 16th Street, Suite 2050
Philadelphia, PA 19102

Block 9, Lot 3 – 859 South Boulevard
Certificate #15-00001
\$939.63

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 _____ hour(s), _____ minutes, allowing for a five (5) minute recess between the regular session and the executive session.

Vote: