



BOROUGH OF ALPHA

1001 East Boulevard
Alpha, New Jersey 08865

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

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

Mr. Cartabona, Mrs. Gable, Mrs. Grossman, Mr. Pettinelli, Mr. Schwar and Mr. Seiss

4: Public Comment:

5. Ordinances:

6. Resolutions

7. Approval of Minutes:

Regular Meeting: 10/11/2016 & 10/25/2016

Executive Session:

Unreleased Approved Executive Session Minutes:

8. Department Reports:

Administration – Councilman Peter Pettinelli

Finance – Councilman Michael Schwar

Health & Welfare – Councilwoman Jennifer Gable

Public Property – Councilwoman Tracy Grossman

Public Safety – Councilman Thomas Seiss

Public Works – Councilman Louis Cartabona

9. Committee Reports

10. Professionals & Officials Reports:

Mayor – Craig S. Dunwell

Police Department-Robert Stettner

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 – Barbara Ryan

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, date, 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

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

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

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

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
01/12/15 #1 Savary Litigation
02/09/15 #5 Pohatcong
02/23/15#1 Route 519-Lateral
02/23/15 #2 Penn Bower
02/23/15 #4 Fire Hydrant
02/23/15 #7 Christy Rose
3/10/15 #9 Pool Demolition Contract
07/14/15 #1 DEP Violation
07/14/15 #3 COAH
07/14/15 #4 Rt. 519
08/11/15 #3 Fire Hydrant
08/11/15 #4 Water Tower

Litigation (continued):

9/08/15 #2 Alpha Family Rest.
09/8/15 #3 Wayne St Sinkhole-Pohat
09/8/15 #5 Savary
09/8/15 #6 water Sewer Bill Estimation
9/21/15 #4 Mike Savary
9/21/15 #5 Christy Rose
9/21/15 #8 Sewer Rates/Problems
10/13/15 #2 Water/Sewer Rates
10/13/15 #3 Phillipsburg Colts
10/13/15 #4 D.R. Horton
10/27/15 #2 Wayne St
10/27/15 #4 Library
11/10/15 #1 Water/Sewer Bills
11/10/15 #2 Water/Sewer
11/10/15 #3 Christy Rose
11/10/15 #9 Manholes
11/10/15 #10 Engineer
11/10/15 #11 Rooks
11/24/15 #4 Water/Sewer
12/8/15 #1 Jerry Kern-Pohatcong W/S
12/29/15 #1 Jerry Kern
02/08/16 #1 Fence Agreement
02/08/16 #3 Rose-Unemployment
02/22/16 #1 Car Dealer License

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
01/12/15 #3 Contract EMS-Post Office
01/12/15 #4 Contractual-DPW
01/12/15 #5 Contractual-Police
01/12/15 #6 Contractual-Shared Service-CFO
01/26/15 #2 DPW Contract
02/09/15 #1 DPW
02/09/15 #2 Emergency Squad
02/09/15 #4 CFO
02/23/15 #3 Police Contract
02/23/15#5 DPW
03/10/15 #1 CFO Shared Services
03/10/15#3 Redundancy
03/10/15 #4 Police Shared Services
03/10/15 #35 Norfolk
03/10/15 #6 Postage Machine
03/10/15 #8 DPW
03/24/15 #1 Emergency Squad
03/24/15 #2 Porta-John Contract
03/24/15 #3 Shared Services Police/Court
07/28/15 #1 Phase II Water Project
07/28/15 #2 Old Fire Truck
07/28/15 #3 Fieldhouse/Football Field

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) Adminsitrativ 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
01/12/15 #2 Temporary CFO-Personnel
01/26/15 #1 Deputy OEM
01/26/15 #3 Snow Plowing Employee
02/09/15 #3 Finance
02/23/15 #6 Water/Sewer Collector
02/23/15 #8 CFO Position
03/10/15 #2 Finance Clerk
03/10/15 #7 Temp CFO Appointment
04/14/15 #1 Payroll
04/14/15 #2 Mercantile Fees
08/11/15 #1 Code Enforcement Officer
09/21/15 #2 Tax Assessor
9/21/15 #3 Former CFO
10/13/15 #1 Tax Assessor
10/27/15 #5 Tax Assessor
12/8/15 #2 CFO
12/8/15 #3 Dunwell-Appointments
01/25/16 #3 Rose
01/25/16 #5 Code Enforcement
01/25/16 #7 Library
02/08/16 #6 Conflict Attorney
02/08/16 #7 Clerk

Contractual:

07/28/15 #4 County Project-Pipe-Back-Wash
8/11/15 #2 Emergency Squad
09/8/15 31 5th Ave
09/8/15 #4 Bob Canace
09/21/15 Shared Services Police
09/21/15 #6 Engineer R&V
09/21/15 #7 Engineer R&V
09/21/15 #9 DPW-Third Hire
10/27/15 #1 LMR
10/27/15 Engineer
11/10/15 #4 Troxell
11/10/15 #5 D.R. Horton
11/10/15 #8 LMR Disposal
11/24/15 #1 Shared Service-Police
11/24/15 #2 Engineer
11/24/15 #3 Cohen-Highlands
11/24/15 #5 Open Space
12/29/15 #2 Personnel
01/25/16 #1 Emergency Force Main Break
01/25/16 #2 LMR Contract
01/25/16 #4 ACO Shared Services
01/25/16 #6 Rocco
02/08/16 #2 Highlands Grant
02/08/16 #4 Dumpsters
02/08/16#5 Rocco
02/22/16 #2LMR
02/22/16 #3 DR Horton
02/22/16 #4 Rocco

BOROUGH OF ALPHA

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: