

7. MAYOR'S REPORT

8. OLD BUSINESS

9. PUBLIC DISCUSSION ON AGENDA ITEMS

10. ORDINANCE

O: 2017-04 (Second and Final Reading)

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, REPEALING ORDINANCE 2015-20 AND ORDINANCE 2016-23 REGARDING SALARIES

ROLL CALL

Councilmen	First	Second	Yea	Nay	Abstain	Absent
Davis						
Fey						
Lutz						
Piazza						
Tersigni						

THE AGENDA FOR SAID MEETING TO THE EXTENT NOW KNOWN IS AS FOLLOWS. ITEMS LISTED ON THIS AGENDA AND ANY OTHER BUSINESS THE COUNCIL MAY DEEM NECESSARY IS SUBJECT TO CHANGE. FORMAL ACTION MAY TAKE PLACE.

O: 2017 – 05 (Second and Final Reading)

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 530 “SOLID WASTE; RECYCLING,” SECTION 3 “SOLID WASTE; RECYCLING,” OF THE CODE OF THE TOWN OF PHILLIPSBURG

ROLL CALL

Councilmen	First	Second	Yea	Nay	Abstain	Absent
Davis						
Fey						
Lutz						
Piazza						
Tersigni						

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*O2017-06*

*Capital Bond will have **second reading** on June 05, 2017*

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O: 2017-07 (First Reading)

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 485 “SEWAGE DISPOSAL SYSTEMS,” SECTION 4 “SEWER FACILITIES; CONNECTIONS,” OF THE CODE OF THE TOWN OF PHILLIPSBURG TO REQUIRE THE USE OF BACKFLOW VALVES FOR BASEMENT AND CELLAR SANITARY FIXTURES

ROLL CALL

Councilmen	First	Second	Yea	Nay	Abstain	Absent
Davis						
Fey						
Lutz						
Piazza						
Tersigni						

THE AGENDA FOR SAID MEETING TO THE EXTENT NOW KNOWN IS AS FOLLOWS. ITEMS LISTED ON THIS AGENDA AND ANY OTHER BUSINESS THE COUNCIL MAY DEEM NECESSARY IS SUBJECT TO CHANGE. FORMAL ACTION MAY TAKE PLACE.

11. RESOLUTIONS

R: 2017-101

A RESOLUTION AWARDED PURCHASES UNDER NEW JERSEY
STATE CONTRACT

R: 2017 - 102

SEWER BUDGET AMENDMENT

R-2017-103

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR
PROFESSIONAL SERVICES WITH RT ENVIRONMENTAL SERVICES,
INC.

R: 2017-104

A RESOLUTION PROVIDING FOR THE ADOPTION OF THE 2017
MUNICIPAL BUDGET FOR THE TOWN OF PHILLIPSBURG

R: 2017-105

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF
WARREN, STATE OF NEW JERSEY, FINDING AND DECLARING AN
EMERGENCY FOR PURPOSES OF N.J.S.A. 40A:11-6 AND N.J.A.C.
5:34-6.1

**THE AGENDA FOR SAID MEETING TO THE EXTENT NOW KNOWN IS AS FOLLOWS.
ITEMS LISTED ON THIS AGENDA AND ANY OTHER BUSINESS THE COUNCIL MAY
DEEM NECESSARY IS SUBJECT TO CHANGE. FORMAL ACTION MAY TAKE PLACE.**

R: 2017-106

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR EXPERT WITNESS

R-2017-107

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH VAN CLEEF ENGINEERING ASSOCIATES FOR ADA RAMP IMPROVEMENTS

R: 2017-108

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH REMINGTON & VERNICK ENGINEERS (RVE) FOR SERVICES RELATED TO THE PHILLIPSBURG WASTEWATER TREATMENT PLANT RATE STUDY

R: 2017-109

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH REMINGTON & VERNICK ENGINEERS (RVE) FOR SERVICES RELATED TO THE PHILLIPSBURG WASTEWATER TREATMENT PLANT FOR A SOLIDS HANDLING AND ODOR CONTROL STUDY

THE AGENDA FOR SAID MEETING TO THE EXTENT NOW KNOWN IS AS FOLLOWS. ITEMS LISTED ON THIS AGENDA AND ANY OTHER BUSINESS THE COUNCIL MAY DEEM NECESSARY IS SUBJECT TO CHANGE. FORMAL ACTION MAY TAKE PLACE.

R: 2017 - 110

A RESOLUTION EXPRESSING INTEREST IN THE DONATION OF
THE FREEMAN SCHOOL TO THE TOWN

R: 2017-111

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR
PROFESSIONAL SERVICES WITH REMINGTON & VERNICK
ENGINEERS (RVE) FOR SERVICES RELATED TO THE
PHILLIPSBURG WASTEWATER TREATMENT PLANT FOR AIR
HANDLER UNIT

12. NEW BUSINESS

13. PUBLIC PETITIONS
(Public Comments)

14. OPEN TIME

15. MOTIONS

**THE AGENDA FOR SAID MEETING TO THE EXTENT NOW KNOWN IS AS FOLLOWS.
ITEMS LISTED ON THIS AGENDA AND ANY OTHER BUSINESS THE COUNCIL MAY
DEEM NECESSARY IS SUBJECT TO CHANGE. FORMAL ACTION MAY TAKE PLACE.**

16. EXECUTIVE MEETING

R: 2017-

A RESOLUTION TO PROVIDE FOR AN EXECUTIVE MEETING OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG FOR THE PURPOSE OF CONSIDERING ...

17. ADJOURNMENT

THE AGENDA FOR SAID MEETING TO THE EXTENT NOW KNOWN IS AS FOLLOWS. ITEMS LISTED ON THIS AGENDA AND ANY OTHER BUSINESS THE COUNCIL MAY DEEM NECESSARY IS SUBJECT TO CHANGE. FORMAL ACTION MAY TAKE PLACE.

**Bill List Summary
REGULAR BILL LIST AS OF MAY 16, 2017**

		<u>Check No</u>
1	Current Fund	1,023,601.47
2	State & Federal Grants	133.22
4	Capital Fund	10,065.85
7	Sewage Utility Fund	107,271.79
8	Sewage Capital Fund	0.00
12	Planning Board Trust Fund	0.00
12	Opus Investments	0.00
13	Dog Trust Fund	0.00
15	Public Defender Trust Fund	0.00
16	Section 8	1,989.03
17	General Trust Fund	0.00
17	Commerce Park Redevelopment	0.00
18	Bernards Township RCA	0.00
20	Agency Fund	212.75
21	Revolving Loan Fund	0.00
Total Regular Bill List as MAY 16, 2017		1,143,274.11

Section 8 Rent Payments for 2017

16	Section 8 Program	144,905.26
Total Section 8 Rent Payments Bill List as of		144,905.26

Pre-Paid Bill List as of MAY 16, 2017

1	Current Fund	0.00
2	State & Federal Grants	36,000.00
4	Capital Fund	0.00
7	Sewer Utility Fund	0.00
8	Sewer Utility Capital	0.00
12	Planning Board Trust Fund	0.00
16	Section 8	0.00
17	General Trust Fund	0.00
18	Bernards Township RCA	0.00
20	Agency Fund	145,522.35
21	Relvolving Loan Fund	0.00
Total Pre-Paid Bill List for MAY 16, 2017		181,522.35

Grand Total All Funds

1,469,701.72

Approved By:


Robert J. Merlo, CFO


Stephen R. Ellis, Mayor

O: 2017-04

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, REPEALING ORDINANCE 2015-20 AND ORDINANCE 2016-23 REGARDING SALARIES

NOW THEREFORE BE IT ORDAINED by the Town Council, Town of Phillipsburg, County of Warren, State of New Jersey as follows:

Section 1

Ordinance 2015-20 and Ordinance 2016-23 are hereby repealed in their entirety and replaced with the schedule of salaries as set forth on the attached Exhibit "A".

Section 2

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

Section 3

If any article, section, subsection, paragraph, phrase or sentence of this ordinance is, for any reason, declared to be unconstitutional or invalid, such article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

Section 4

This ordinance shall take effect immediately upon final publication as provided by law.

ATTEST:

TOWN OF PHILLIPSBURG

VICTORIA L. KLEINER,
Municipal Clerk

STEPHEN R. ELLIS

Mayor

DATED:

CERTIFICATION

I, Victoria L. Kleiner, Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of an Ordinance duly adopted by the Town Council at their April 18, 2017 meeting.

VICTORIA L. KLEINER,
Municipal Clerk

Range for 2017

<u>Classification Titles - Salaried</u>	<u>Minimum</u>	<u>Maximum</u>
Animal Control Officer	\$ 20,000.00	\$ 30,000.00
Assistant Fire Chief	\$ 3,000.00	\$ 6,000.00
Assistant Public Works Supervisor	\$ 70,000.00	\$ 80,000.00
Battalion Chief	\$ 1,600.00	\$ 3,100.00
Business Administrator	\$ 50,000.00	\$ 75,000.00
Certified Recycling Coordinator	\$ 2,000.00	\$ 3,000.00
Chief Financial Officer	\$ 100,000.00	\$ 127,000.00
Confidential Secretary - Mayor	\$ 45,000.00	\$ 60,000.00
Construction Code Official	\$ 75,000.00	\$ 95,000.00
Council President	\$ 3,500.00	\$ 5,500.00
Councilmember	\$ 3,000.00	\$ 5,000.00
Deputy Emergency Mgmt Coordinator	\$ 2,300.00	\$ 4,000.00
Electrical Sub-Code Official	\$ 15,000.00	\$ 20,000.00
Emergency Management Coordinator	\$ 5,000.00	\$ 10,000.00
Fire Chief	\$ 5,000.00	\$ 12,000.00
Fire Inspector	\$ 2,000.00	\$ 3,500.00
Fire Sub-Code Official	\$ 2,000.00	\$ 3,500.00
Human Resource Manager	\$ 35,000.00	\$ 42,000.00
Judge (Magistrate) - Alpha	\$ 2,000.00	\$ 3,000.00
Judge (Magistrate) - Phillipsburg	\$ 35,000.00	\$ 50,000.00
Licensed Pesticides Sprayer	\$ 500.00	\$ 2,000.00
Mayor	\$ 65,000.00	\$ 85,000.00
Municipal Clerk	\$ 80,000.00	\$ 110,000.00
Municipal Court Administrator	\$ 85,000.00	\$ 105,000.00

Plumbing Inspector	\$ 13,000.00	\$ 25,000.00
Prosecutor	\$ 35,000.00	\$ 45,000.00
Public Defender	\$ 8,000.00	\$ 13,000.00
PW Superintendent	\$ 80,000.00	\$ 100,000.00
Public Works Supervisor	\$ 80,000.00	\$ 100,000.00
Superintendent of Recreation	\$ 50,000.00	\$ 75,000.00
Tax Assessor	\$ 76,000.00	\$ 96,000.00
Tax Collector	\$ 70,000.00	\$ 95,000.00

Classification Titles - Hourly

	Per Hour Minimum	Per Hour Maximum
Acting Plumbing Inspector	\$ 10.00	\$ 30.00
Animal Control Officer	\$ 15.00	\$ 20.00
Arts & Crafts Supervisor	\$ 8.44	\$ 15.00
Assistant Playground Leader	\$ 8.44	\$ 15.00
Assistant Pool Manager	\$ 11.00	\$ 15.00
Attorney - Land Use Board	not to exceed	\$ 150.00
Clean Communities Supervisor	\$ 10.00	\$ 17.00
Clerical	\$ 8.44	\$ 15.00
Clerk/Typist (Seasonal)	\$ 8.44	\$ 10.00
Court Attendant	\$ 16.00	\$ 18.00
Gate Personnel	\$ 8.44	\$ 10.00
Laborer (Seasonal)	\$ 8.44	\$ 10.50
Lifeguard	\$ 8.44	\$ 25.00
Maintenance (Pool)	\$ 9.00	\$ 15.00
Part Time Property Maintenance Inspector	\$ 15.00	\$ 25.00
Playground Leader	\$ 8.50	\$ 15.00
Pool Manager	\$ 16.00	\$ 25.00
Special Law Enforcement Officer	\$ 15.30	\$ 25.00
Technician (Pool Seasonal)	\$ 15.00	\$ 20.00
Town Attorney	not to exceed	\$ 150.00
Zoning Officer	\$ 20.00	\$ 30.00

Per Call

Municipal Court Administrator		50.00 Per Call
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Crossing Guards (New)

Per Day

School Traffic Guards with sick & vacation		\$ 29.00
School Traffic Guards no sick & vacation		\$ 34.00
School Traffic Guards - additional crossing		\$ 15.00
School Traffic Guards Hourly	8.44 Per Hour	9.25 Per Hour
School Traffic Gurard Coordinator		\$ 11.00
School Traffic Gurard Trainee		\$ 10.00

O: 2017 - 05

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 530 "SOLID WASTE; RECYCLING," SECTION 3 "SOLID WASTE; RECYCLING," OF THE CODE OF THE TOWN OF PHILLIPSBURG

WHEREAS, § 530-3 of the Code of the Town of Phillipsburg regulates the disposal of solid waste and recycling; and

WHEREAS, the Town finds the current code violations to be unworkable and in need of revision; and

WHEREAS, the Town desires to address the storage and maintenance of garbage receptacles; and

NOW THEREFORE BE IT ORDAINED by the Town Council, Town of Phillipsburg, County of Warren, State of New Jersey amends § 530-3 of the code as follows:

Section 1

Section 530-3 is hereby deleted and replaced as follows:

Property owners are permitted to place no more than three thirty-two-gallon receptacles curbside for weekly garbage collection. Two-family and owner-occupied three-family units can place three thirty-two-gallons' capacity receptacles out for collection per unit. Any units which fall under the New Jersey Multiple-Family Dwelling Act are restricted to three thirty-two-gallon units per week. Commercial premises with two or fewer rental dwelling units will be permitted to place three thirty-two-gallon capacity receptacles for curbside garbage collection per unit. Each thirty-two-gallon receptacle is prohibited from weighing more than 50 pounds. Receptacles shall only be permitted along sidewalks or roadways on collection day. If a receptacle must be maintained adjacent to a public sidewalk or roadway due to the location of the property, the receptacle must be kept with a lid securely fastened to the top, except for collection day.

Section 2

If any article, section, subsection, paragraph, phrase or sentence of this ordinance is, for any reason, declared to be unconstitutional or invalid, such article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

Section 3

This ordinance shall take effect immediately upon final publication as provided by law.

ATTEST:

TOWN OF PHILLIPSBURG

VICTORIA L. KLEINER,
Municipal Clerk
DATED:

STEPHEN R. ELLIS
Mayor

CERTIFICATION

I, Victoria L. Kleiner, Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of an Ordinance duly adopted by the Town Council at their May 02, 2017 meeting.

VICTORIA L. KLEINER,
Municipal Clerk

O: 2017-07

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 485 "SEWAGE DISPOSAL SYSTEMS," SECTION 4 "SEWER FACILITIES; CONNECTIONS," OF THE CODE OF THE TOWN OF PHILLIPSBURG TO REQUIRE THE USE OF BACKFLOW VALVES FOR BASEMENT AND CELLAR SANITARY FIXTURES

WHEREAS, § 485-4 of the Code of the Town of Phillipsburg regulates the maintenance of sewer connections by property owners; and

WHEREAS, the Town finds the current code to be unworkable and in need of revision; and

WHEREAS, the Town desires to require the installation of fixtures below street level to be protected by a backwater valve; and

NOW THEREFORE BE IT ORDAINED by the Town Council, Town of Phillipsburg, County of Warren, State of New Jersey amends § 485-4 of the code as follows:

Section 1

Section § 485-4 is hereby amended as follows:

§ 485-4. Sewer Facilities; Connections; Property Owner Responsibility.

- A. Where a sanitary sewer is available, each and every property owner is required to provide and maintain a sewer connection for their improved property.
- B. Any sanitary fixture installed in a building at an elevation lower than the curb or street, whichever is higher, must include backflow prevention to eliminate potential flooding of the premises with sewage. Further, all such fixtures shall be the sole responsibility of the owner and the Town of Phillipsburg will not be responsible for the installation, operation, or damage caused by sewerage backflow.
- C. Upon a determination by the Municipal Engineer that an existing sewer connection is not properly discharging sewage flow into the sewer main, the owner shall be required to replace the existing sewer connection system. In the instance where the owner is not connected directly and separately to the sewer main, it shall be required, upon determination of improper discharge, that the owner connect separately to the sewer main.

Section 2

If any article, section, subsection, paragraph, phrase or sentence of this ordinance is, for any reason, declared to be unconstitutional or invalid, such article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

Section 3

This ordinance shall take effect immediately upon final publication as provided by law.

ATTEST:

TOWN OF PHILLIPSBURG

VICTORIA L. KLEINER,
Municipal Clerk
DATED:

STEPHEN R. ELLIS
Mayor

CERTIFICATION

I, Victoria L. Kleiner, Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of an Ordinance duly adopted by the Town Council at their May 16, 2017 meeting.

VICTORIA L. KLEINER,
Municipal Clerk

R: 2017-101

**A RESOLUTION AWARDING PURCHASES
UNDER NEW JERSEY STATE CONTRACT**

WHEREAS, the State of New Jersey adopted legislation which requires all municipalities who purchase under New Jersey State Contract to award said purchases by resolution and contract,

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Phillipsburg that the following purchases under New Jersey State Contract are hereby authorized:

Purchase of Fire Clothing

State Contract #A-80953

**New Jersey Fire Equipment Co.
119-131 Route 22 East
Green Brook, NJ 08812**

**Personal Protective
Equipment**

One (1) Cairns #1010 – Firefighting Helmet, per quote April 06, 2017.

Total - \$361.80

CERTIFICATION

I, Victoria L. Kleiner, Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of resolution duly adopted by the Town Council at their May 18, 2017 meeting.

Victoria L. Kleiner, RMC

R-2017-103

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH RT ENVIRONMENTAL SERVICES, INC

WHEREAS, the Town of Phillipsburg has a need to acquire professional services relative to coordinating remediation work at Phillipsburg Town Hall; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), a contract for such services may be awarded without competitive bidding by reason that such services constitute "professional services" which are services rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship; and

WHEREAS, Tony Alessandrini, Senior Project Manager, of RT Environmental Services, Inc. submitted a proposal dated April 21, 2017, to provide said services on behalf of the Town; and

WHEREAS, the value of these services will not exceed the sum of \$3963.00; and

WHEREAS, said services are necessary and in the best interests of the Town; and

WHEREAS, sufficient funds are available as evidenced by the attached Certification of Funds.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the Mayor and Registered Municipal Clerk are authorized to enter into a Contract with RT Environmental Services, Inc. as described therein.

BE IT FURTHER RESOLVED that the Clerk is hereby authorized and directed to cause a notice to be published in the manner provided by law setting forth the nature, duration, service and amount of the Contract and that the resolution and Contract are on file in the Office of the Clerk and are available for public inspection.

CERTIFICATION

I, Victoria L. Kleiner, Registered Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Town Council at their May 18, 2017 meeting.

Victoria L. Kleiner
Registered Municipal Clerk

2017 Municipal Budget

TOWN OF PHILLIPSBURG, COUNTY OF WARREN FOR THE CALENDAR YEAR ENDED DECEMBER 31, 2017

Revenue and Appropriation Summaries

Summary of Revenues - Current Fund	Anticipated	
	2017	2016
1. Surplus	1,150,000.00	900,000.00
2. Total Miscellaneous Revenues	4,714,803.50	5,341,037.42
3. Receipts from Delinquent Taxes	950,000.00	930,000.00
4. Local Tax for Municipal Purposes	10,845,260.82	10,776,009.44
5. Minimum Library Tax	244,063.83	254,936.63
Total General Revenues	17,904,128.15	18,201,983.49

Summary of Appropriations - Current Fund	2017 Budget	Final 2016 Budget
1. Operating Expenses: Salaries & Wages	6,885,650.00	6,718,166.00
Other Expenses	6,658,167.50	7,383,015.42
2. Deferred Charges & Other Appropriations	1,668,215.00	1,625,778.00
3. Capital Improvements	275,000.00	75,000.00
4. Debt Service	1,151,450.00	1,142,595.00
5. Judgments	0.00	0.00
6. Reserve for Uncollected Taxes	1,265,645.65	1,257,429.07
Total General Appropriations	17,904,128.15	18,201,983.49
Total Number of Employees	191	202

2017 Dedicated Sewer Utility Budget		
Summary of Revenues	Anticipated	
	2017	2016
1. Surplus	417,000.00	397,500.00
2. Miscellaneous Revenues	3,683,000.00	3,720,000.00
Total Revenues	4,100,000.00	4,117,500.00
Summary of Appropriations	2017 Budget	Final 2016 Budget
1. Operating Expenses: Salaries & Wages	338,500.00	304,000.00
Other Expenses	2,864,500.00	2,818,000.00
2. Capital Improvements	150,000.00	250,000.00
3. Debt Service	717,000.00	717,500.00
4. Deferred Charges & Other Appropriations	30,000.00	28,000.00
Total Appropriations	4,100,000.00	4,117,500.00
Total Number of Employees	15	15

	General	Sewer
Interest	12,450.12	1,068,237.50
Principal	127,462.08	9,927,065.32
Outstanding Balance	139,912.20	10,995,302.82

Notice is hereby given that the budget and tax resolution was approved by the Town Council of the Town of Phillipsburg, County of Warren on April 4, 2017.

A hearing on the budget and tax resolution will be held at the Municipal Building on May 9, 2017 at 7:00 (PM) at which time and place objections to the Budget and Tax Resolution for the year 2017 may be presented by taxpayers or other interested persons.

Copies of the budget are available in the office of Victoria Kleiner, Town Clerk, at the Municipal Building, 675 Corliss Avenue, Phillipsburg, New Jersey 08865,(908) 454-6511, during the hours of 9:00(A.M.) to 5:00(P.M.).

R: 2017-105

**A RESOLUTION OF THE TOWN OF PHILLIPSBURG,
COUNTY OF WARREN, STATE OF NEW JERSEY,
FINDING AND DECLARING AN EMERGENCY FOR
PURPOSES OF N.J.S.A. 40A:11-6 AND N.J.A.C. 5:34-6.1**

WHEREAS, N.J.S.A. 40A:11-6 and N.J.A.C. 5:34-6.1 permit contracting of services without public advertising for bids and bidding therefor, notwithstanding that the contract price will exceed the bid threshold, when an emergency affecting the public health, safety or welfare requires the immediate delivery or performance of services; and

WHEREAS, an emergency arose which affected the health, safety and welfare of the citizens of the Town of Phillipsburg to wit, the failure of the water line entering the building for fresh water; and

WHEREAS, in the opinion of the Town's professionals and Mayor, it was necessary to immediately provide for the replacement of the water pipe in order to ensure that the Municipal Building will have running fresh water; and

WHEREAS, sufficient funding is available as evidenced by the attached Certification of Funds.

NOW THEREFORE IT BE RESOLVED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the Town Council declares an emergency to exist as detailed above for which emergency services are needed and authorizes the payment therefore in excess of the bid threshold to Worth and Company for a cost of \$24,000.00.

CERTIFICATION

I, Victoria L. Kleiner, Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Town Council at their May 18, 2017 meeting.

Victoria L. Kleiner
Municipal Clerk

R: 2017-106

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN
CONTRACT FOR EXPERT WITNESS

WHEREAS, the Town of Phillipsburg, through its Common Council, has a need to acquire the goods or services to be provided hereunder as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5, as applicable; and,

WHEREAS, the Town Clerk has determined and certified in writing that the value of the services could exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year(s); and

WHEREAS, Holman Frenia Allison, P.C. – through Frank B. Holman III, CPA, CVA – has submitted a proposal or request indicating the firm will provide the services related to professional consulting and providing expert witness services in relation to pending litigation Township of Lopatcong and Township of Greenwich v. Town of Phillipsburg as agreed to under separate letter agreement at the hourly rates of \$225 for partners, \$180 for managers, and \$140 for senior staff, not to exceed \$20,000.00 total; and

WHEREAS, Holman Frenia Allison, P.C. has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Town of Phillipsburg in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract, and

WHEREAS, the Town CFO has certified that there are sufficient and available funds, as required under the law, specifically N.J.A.C. 5:30-5.4.

NOW THEREFORE, BE IT RESOLVED that the Council of the Town of Phillipsburg hereby authorizes the Mayor to enter into a contract with Holman Frenia Allison, P.C, as described herein; and,

BE IT FURTHER RESOLVED that the Contract, the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that the Clerk shall publish such notice, if any, as required under the law. This appointment is made without competitive bidding as professional services under the provisions of the Local Public Contracts Law, as provided in N.J.S.A. 40A:11-5 because said appointment or engagement requires services performed by person or persons qualified to practice recognized professions, and it is not possible to obtain competitive bids, and according to other applicable statutes.

CERTIFICATION

I, Victoria L. Kleiner, Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Town Council on their May 18, 2017 meeting

Victoria L. Kleiner, RMC

R-2017-107

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH VAN CLEEF ENGINEERING ASSOCIATES FOR ADA RAMP IMPROVEMENTS

WHEREAS, the Town of Phillipsburg has received a \$290,000 Small Cities Community Grant dedicated to making ADA Accessible Improvements;

WHEREAS, the Town of Phillipsburg has a need to acquire professional services relative to engineering services required for ADA Accessible ramps to be designed and installed in the following locations:

- The western side of Roseberry Street from Barrymore Street to Elder Avenue
- The intersection of Warren Street and Stockton Street
- The intersection of Warren Street and Anderson Street
- The Warren Street entrance to the Phillipsburg Elementary School
- The pedestrian crossing for the students southeast of the Roseberry Homestead;

WHEREAS, the Town of Phillipsburg has a need to acquire professional services relative to engineering services required for a new ADA accessible sidewalk to be designed and installed along the west side of Warren Street from the designated school crossing for the Elementary School and tie into the existing sidewalk adjacent to Lynn Road; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), a contract for such services may be awarded without competitive bidding by reason that such services constitute "professional services" which are services rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship; and

WHEREAS, Van Cleef Engineering Associates submitted a proposal dated May 12, 2017, to provide engineering services relative to the aforementioned improvements; and

WHEREAS, said proposal consisted of the following services and costs:

1.	Survey and Base Mapping-	\$14,000.00
2.	Permitting	\$ No Charge
3.	Design	\$10,000.00
4.	Construction Admin/Observation	\$10,800.00
	TOTAL:	\$34,800.00

WHEREAS, the Town Council finds it to be in the best interest of the Town of Phillipsburg to authorize said work; and

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the Mayor and Acting Municipal Clerk are authorized to enter into a Contract with Van Cleef Engineering Associates as described therein.

BE IT FURTHER RESOLVED that the Clerk is hereby authorized and directed to cause a notice to be published in the manner provided by law setting forth the nature, duration, service and amount of the Contract and that the resolution and Contract are on file in the Office of the Clerk and are available for public inspection.

CERTIFICATION

I, Victoria L. Kleiner, Municipal Clerk of the Town of Phillipsburg, County of Warren and State of New Jersey do hereby certify the foregoing to be true and correct copy of a Resolution adopted by Council at a meeting held on May 18, 2017.

Victoria L. Kleiner, Municipal

R: 2017-108

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH REMINGTON & VERNICK ENGINEERS (RVE) FOR SERVICES RELATED TO THE PHILLIPSBURG WASTEWATER TREATMENT PLANT RATE STUDY

WHEREAS, the Town of Phillipsburg has a need to acquire professional services relative to the Phillipsburg Wastewater Treatment Plant Rate Study Project("Project"); and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), a contract for such services may be awarded without competitive bidding by reason that such services constitute "professional services" which are services rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship; and

WHEREAS, Remington & Vernick has submitted a proposal dated May 4, 2017 which proposal details the scope of services and attendant costs for same, which are detailed in the proposal attached hereto; and

WHEREAS, such services for the Project are as detailed not to exceed \$6,850.00; and

WHEREAS, funding is available by appropriation in the budget of the Town, as evidenced by the attached certification of funds.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey that the Mayor and Municipal Clerk are authorized to enter into a Contract with Remington & Vernick Engineers as described herein.

BE IT FURTHER RESOLVED that the Clerk is hereby authorized and directed to cause a notice to be published in the manner provided by law setting forth the nature, duration, service and amount of the Contract and that the resolution and Contract are on file in the Office of the Clerk and are available for public inspection.

CERTIFICATION

I, Victoria L. Kleiner, Municipal Clerk of the Town of Phillipsburg, County of Warren and State of New Jersey do hereby certify the foregoing to be true and correct copy of a Resolution adopted by Council at a meeting held on May 18, 2017.

Victoria L. Kleiner, Acting Municipal Clerk

R-2017-109

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH RT ENVIRONMENTAL SERVICES, INC

WHEREAS, the Town of Phillipsburg has a need to acquire professional services relative to coordinating remediation work at Phillipsburg Town Hall; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), a contract for such services may be awarded without competitive bidding by reason that such services constitute "professional services" which are services rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship; and

WHEREAS, Tony Alessandrini, Senior Project Manager, of RT Environmental Services, Inc. submitted a proposal dated April 21, 2017, to provide said services on behalf of the Town; and

WHEREAS, the value of these services will not exceed the sum of \$3963.00; and

WHEREAS, said services are necessary and in the best interests of the Town; and

WHEREAS, sufficient funds are available as evidenced by the attached Certification of Funds.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the Mayor and Registered Municipal Clerk are authorized to enter into a Contract with RT Environmental Services, Inc. as described therein.

BE IT FURTHER RESOLVED that the Clerk is hereby authorized and directed to cause a notice to be published in the manner provided by law setting forth the nature, duration, service and amount of the Contract and that the resolution and Contract are on file in the Office of the Clerk and are available for public inspection.

CERTIFICATION

I, Victoria L. Kleiner, Registered Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Town Council at their January 17, 2017 meeting.

Victoria L. Kleiner
Registered Municipal Clerk

R: 2017 - 110

**A RESOLUTION EXPRESSING INTEREST IN THE DONATION OF THE
FREEMAN SCHOOL TO THE TOWN**

WHEREAS, the Board of Education has requested whether the Town would be interested in accepting the donation of the Freeman School subject to appropriate due diligence; and

WHEREAS, the Town Council is so interested.

NOW THEREFORE BE IT RESOLVED by the Town Council that the Town is interested in the potential acceptance of the donation of the Freeman School

CERTIFICATION

I, Victoria L. Kleiner, Municipal Clerk of the Town of Phillipsburg, County of Warren and State of New Jersey do hereby certify the foregoing to be true and correct copy of a Resolution adopted by Council at a meeting held on May 18, 2017.

Victoria L. Kleiner, Municipal Clerk

R: 2017-111

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH REMINGTON & VERNICK ENGINEERS (RVE) FOR SERVICES RELATED TO THE PHILLIPSBURG WASTEWATER TREATMENT PLANT FOR AIR HANDLER UNIT

WHEREAS, the Town of Phillipsburg has a need to acquire professional services relative to the Phillipsburg Wastewater Treatment Plant Air Handler Unit; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), a contract for such services may be awarded without competitive bidding by reason that such services constitute "professional services" which are services rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship; and

WHEREAS, Remington & Vernick has submitted a proposal dated March 17, 2017 which proposal details the scope of services and attendant costs for same, which are detailed in the proposal attached hereto; and

WHEREAS, such services for the Project are as detailed not to exceed \$13,690.00; and

WHEREAS, funding is available by appropriation in the budget of the Town, as evidenced by the attached certification of funds.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey that the Mayor and Municipal Clerk are authorized to enter into a Contract with Remington & Vernick Engineers as described herein.

BE IT FURTHER RESOLVED that the Clerk is hereby authorized and directed to cause a notice to be published in the manner provided by law setting forth the nature, duration, service and amount of the Contract and that the resolution and Contract are on file in the Office of the Clerk and are available for public inspection.

CERTIFICATION

I, Victoria L. Kleiner, Municipal Clerk of the Town of Phillipsburg, County of Warren and State of New Jersey do hereby certify the foregoing to be true and correct copy of a Resolution adopted by Council at a meeting held on May 18, 2017.

Victoria L. Kleiner, Municipal Clerk