

TOWN OF PHILLIPSBURG
Town Council Agenda
October 04, 2016 – 7:00PM
Council Chambers, Town Hall

1. OPEN PUBLIC MEETING ACT STATEMENT

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL

5. APPROVAL OF MINUTES

Council Mtg 09-20-2016

6. APPROVAL OF BILLS

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.

7. MAYOR'S REPORT

8. OLD BUSINESS

9. PUBLIC DISCUSSION ON AGENDA ITEMS

10. ORDINANCE

O: 2016-19 (First Reading) Tabled 07-19-16

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING THE CODE OF THE TOWN OF PHILLIPSBURG IN ORDER TO ADD A NEW CHAPTER 533 ENTITLED **SPECIAL EVENTS**, TO THE CODE OF THE TOWN OF PHILLIPSBURG

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: 2016 – 21 A (Second Reading)

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER 222 *CLOTHING BINS* SECTION 2 *REQUIREMENTS FOR PLACEMENT, USE OF CLOTHING BINS FOR SOLICITATION PURPOSES* OF THE CODE OF THE TOWN OF PHILLIPSBURG IN ORDER TO ADD ADDITIONAL REQUIREMENTS FOR THE PLACEMENT OF CLOTHING BINS AND TO PROHIBIT THE PLACEMENT OF BINS ON TOWN OWNED PROPERTY

ROLL CALL

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

O: 2016 – 24 (Second and Final Reading) TABLED – For Engineer report

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER 67-24, SCHEDULE IX, LEFT TURN PROHIBITIONS, OF THE CODE OF THE TOWN OF PHILLIPSBURG

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: 2016- 194

RESOLUTION OF SUPPORT PHILLIPSBURG MUNICIPAL ALLIANCE PROGRAM

R: 2016 -195

A RESOLUTION IMPOSING LIEN FOR MUNICIPAL SERVICES

R: 2016-196

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AWARDED CONTRACT TO RIORDAN MATERIALS CORP. IN THE AMOUNT OF \$49,901.00

12. NEW BUSINESS

13. PUBLIC PETITIONS – this is the time the public can speak to Council
(Public Comments -*Please state your name and address prior to speaking*)

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.

14. OPEN TIME

15. MOTIONS

Approval for Raffle License No. RL: 1243 issued to the Bernadine May Ladies Auxiliary for an off premise raffle on March 18, 2017.

16. EXECUTIVE MEETING

R: 2016-

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 OCTOBER 4, 2016**

		<u>Check No</u>
1	Current Fund	1,954,965.11
2	State & Federal Grants	0.00
4	Capital Fund	313.06
7	Sewage Utility Fund	194,210.74
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	3,156.00
17	General Trust Fund	0.00
17	Commerce Park Redevelopment	0.00
18	Bernards Township RCA	0.00
20	Agency Fund	0.00
21	Revolving Loan Fund	0.00
Total Regular Bill List as OCTOBER 4, 2016		2,152,644.91

Section 8 Rent Payments for 2016

16	Section 8 Program	0.00
Total Section 8 Rent Payments Bill List as of , 2016		0.00

Pre-Paid Bill List as of OCTOBER 4, 2016

1	Current Fund	6,238.96
2	State & Federal Grants	56,900.00
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	0.00
21	Revolving Loan Fund	0.00
Total Pre-Paid Bill List for OCTOBER 4, 2016		63,138.96

Grand Total All Funds

2,215,783.87

Approved By


Robert J. Merlo, CFO


Stephen R. Ellis, Mayor

O: 2016-19

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING THE CODE OF THE TOWN OF PHILLIPSBURG IN ORDER TO ADD A NEW CHAPTER 533 ENTITLED *SPECIAL EVENTS*, TO THE CODE OF THE TOWN OF PHILLIPSBURG

BE IT ORDAINED by the Town Council of the Town of Phillipsburg, County of Warren and State of New Jersey that the Town Code is hereby amended by adding a new Chapter 533 entitled *Special Events* as follows:

Section 1

§533-1. Purpose; applicability.

A. There is hereby established a special events ordinance authorizing and requiring the issuance of permit to regulate outdoor picnics, concerts, festivals, shows, dances, exhibitions and other public gatherings of more than 50 persons on private property within the Town of Phillipsburg. This shall not apply to any outdoor gathering by the Town of Phillipsburg itself or any agency thereof, by the school district thereof or by any police or fire company or first aid squad within the Town of Phillipsburg which receives financial support from the Town, or by any established church or any other nonprofit or charitable organization or family gathering. This chapter shall not apply to established permanent indoor structures, theaters, lounges, resorts, auditoriums, convention centers or other indoor places licensed for public occupancy, unless otherwise limited by applicable law.

B. A single applicant may seek a permit for more than one outdoor event when the applicant seeking the multiple permits is the same and the assemblies are to be held at the same location for a substantially similar purpose. Where one application for multiple assemblies is filed, the permitting fees shall be payable for each event.

§533-2. Waiver of requirements.

The Town Council may waive the permit requirements if it is found that the outdoor activity will not, in any way, affect the health, welfare and safety of the Town.

§533-3. Application requirements.

An application for a permit shall be signed by the person, persons, or parties responsible and filed in triplicate with the Town Clerk accompanied by the fee payable hereunder at least 60 days prior to the planned event. The applicant shall set forth in the application for permit the following information:

A. The names and addresses of the person or persons, or in the case of a corporation, the names and addresses of the president, vice president, secretary, treasurer and director or trustees,

responsible for conducting the outdoor event or any public gathering for purposes of amusement sought to be permitted.

B. The type of event to be conducted and a statement of the purposes of the event, whether for pecuniary profit or charitable purposes, and if charitable, a statement of the charity or charities to be benefitted.

C. A description of the lands or premises sought to be approved, which shall include a description of the boundaries sought to be approved, the block and lot of the premises and proof of ownership.

D. Whether the premises is owned by the applicant, or if not owned, then the names and addresses of the lessor or permitter and the terms of the lease or permit.

E. A designation of the portion of the premises intended to be used for the parking of automobiles, including a statement in acres or square feet of the area to be devoted to this purpose.

F. A map or sketch showing the entire area sought to be approved and delineating thereon the portion to be used for the parking of automobiles, and further showing driveways or means of access to and from the premises, and the names of all adjoining owners of the premises to be approved. The effect on traffic in the area of the event as caused by the event shall be calculated. The parking and traffic effects shall be submitted 30 days prior to the planned event.

G. Plans for emergencies shall be submitted 30 days prior to the planned event. The plan shall indicate how all the attendees will be removed from the site in the event of an emergency.

H. A statement of the number of persons to be engaged in the outdoor event to be approved and, in addition, a statement of the number of spectators anticipated to watch or observe the exhibition or performance.

I. A fee of at least \$100 shall be paid upon filing the application to be applied by the Town toward its expense in investigating the applicant, which fee shall not be refunded if the application is issued or denied.

J. The specific nature of the outdoor event, together with a schedule and names and addresses of all events or acts. All advertising and public announcements concerning the outdoor event shall include a statement that no alcoholic beverages or controlled dangerous substances are permitted into or on the site.

K. The dates upon which the event will take place and the time the event will open and conclude each day.

L. Copies of all contracts and/or agreements between the applicant, the owner and all other persons or entities who have any interest or involvement in the event for whatever purpose

and/or to ensure compliance with all existing ordinances of the Town of Phillipsburg or any laws/regulations of the State of New Jersey.

M. The applicant shall state whether any permits or licenses for events issued by this or any other governmental agency have ever been revoked. The applicant shall also disclose in detail all experience of the applicant in similar events.

§533-4. Investigation; written report.

Upon filing of the application, the Clerk shall refer a copy of the application promptly to the Mayor, Chief of Police, Fire Chief, Construction Official and Town Attorney for investigation of the matters in the application. A written report shall be made to the Town Council of the result of such investigation by any such officer or agent designated by the Mayor within 30 days from the filing of the application.

§533-5. Requirements.

No permit shall be issued unless it is clearly shown that the following are provided for:

A. Toilet facilities adequate for the capacity of the planned event. These facilities shall be so located as to be conveniently available and shall be so constructed and maintained that they will not be offensive.

B. Adequate supply of food including provisions for sanitary storage, handling and protection of food and beverages until served or used. A showing must be made that, where food is to be prepared or consumed, there are facilities for washing, disinfecting and storing dishes and food utensils.

C. Adequate off-street and off-road facilities for contemplated number of people attending the outdoor event. Parking space shall be provided for at least one car for every four persons in attendance.

D. Adequate camping and housing facilities for the contemplated number of people in attendance, if it is contemplated that the event shall extend from one day to another.

E. An adequate number of access roads to and from the site of the assembly or use.

F. The plans shall include the illumination of the location of the event and the pedestrian walkway and parking areas, including the source, amount of power and the location of the illumination. The source of the illumination shall not create a nuisance to the neighboring residential areas.

G. The plans for supplying sound control and sound amplification, if any, including the number, location and power of the amplifiers and speakers, together with the applicant's proposal to confine the sound to the area of the event. The sound levels shall comply with all local and state regulations, statutes and ordinances.

§533-6. Written authorization for inspections by Town.

No permit shall be issued unless the owner and his tenant or lessee, if any, shall furnish the Town with written authorization to permit the Town or its lawful agents to go upon the property for the purposes of inspecting the same and the facilities to be provided thereon.

§533-7. Comprehensive liability insurance required.

The applicant shall submit to the Clerk, with the application, written commitment from an insurance company licensed to do business in New Jersey, to insure the applicant and the Town of Phillipsburg as coinsured during the event. No permit shall be issued unless the applicant shall furnish the Town with a comprehensive liability insurance policy insuring the Town against liability for damage to person or property with limits of not less than \$500,000/\$1,000,000 for bodily injury or death and limits of not less than \$500,000 for property damage, sufficient to save the Town harmless from any liability or cause of action which might arise by reason of the granting of the permit and not cancelable without 10 days' prior written notice to the Town.

§533-8. Hearing.

If the Town Council deems that a hearing on the application should be held before issuing or denying the permit, based upon the reports received, then within five days after the thirty-day period of investigation, the Town Council shall set a time and place for hearing on the application which shall be held within 15 days thereafter. At the hearing, the applicant and the Town may offer such evidence as may be desired covering the subject matter. Within seven days after the closing of the hearing, the determination on the application shall be rendered. If the determination is favorable, a permit shall be issued. If the determination is negative, then a copy of the determination with the reasons for denying the application shall be served upon the applicant at the mailing address of the applicant designated in the application.

§533-9. Issuance of permit.

- A. The permit authorized to be issued shall be issued by the Town Council, but executed by the Mayor and Clerk.
- B. The permit shall be set forth and describe, with particularity, the place where the outdoor event sought to be approved hereunder shall take place and the period of time during which it may continue.
- C. The permit herein authorized shall not be issued to take effect until all fees have been paid to the Town as provided herein.
- D. Any permit authorized to be issued hereunder shall be issued subject to all the provisions of this chapter.

§533-10. Permit fee.

The fee to be paid upon issuance of a permit shall be \$100 for each 50 persons or any portion thereof anticipated to be involved in the event sought to be approved, including therein all personnel, all spectators or members of the audience.

§533-11. Use of Town lots for parking.

If the event seeks to utilize Town-owned grounds and/or facilities for parking, which use shall be granted in the sole and absolute discretion of the Town, there shall be a fee of \$1.00 per vehicle per hour expected, calculated on the basis of 4 persons per vehicle, or as negotiated for larger events in the sole and absolute discretion of the Town.

§533-11.a. Issuance of estimated bill.

The Town shall issue an estimated bill based upon the information provided by the applicant in requesting the issuance of the special events permit. In the event the realized cost either exceeds or is less than what was anticipated, the bill may, in the discretion of the Town, be adjusted accordingly.

§533-12. Conduct of permittees and patrons.

- A. No person or party approved for a permit hereunder shall allow, suffer or permit any event for any unlawful purpose or to be conducted in any unlawful, disorderly, obscene or lewd manner.
- B. No outdoor event shall allow any performer to perform or be displayed in the nude.
- C. No outdoor event shall be allowed which shall depict sexually suggestive acts or subjects offensive to public morals and decency.
- D. No outdoor event shall allow the use of any moving pictures or other media which is obscene, lewd, indecent or offensive to public morals and decency.
- E. Any permittee hereunder shall not permit any employees or agents of the applicant or any spectators or any persons on the approved premises during the period of time approved in the permit to completely undress or go about in a lewd, obscene or indecent manner.

§533-13. Inspection.

The permittee shall allow the Phillipsburg Police Department or any other persons duly authorized by the Town to inspect the approved premises, or any part thereof, and the outdoor event at any time either prior to or during the period of time approved by the permit, to inspect the premises and observe the persons upon the premises or to detect violations of this chapter or of any other law of the federal government or the State of New Jersey or the Town of Phillipsburg.

§533-14. Traffic.

The permittee shall take all proper means to assist in the orderly conduct and presentation of its event and to maintain a flow of traffic and use of the premises without congestion of traffic. For such purposes, the permittee shall employ or obtain sufficient personnel to carry out these objectives.

§533-15. Permittee to hire personnel to maintain order.

The permittee shall maintain at its own expense one or more off-duty police officers at the established pay rate for the proper conduct of the approved event who shall remain upon the approved premises at all times during the period in which the permit shall be in effect.

§533-16. Revocation or suspension of permit.

A. Council or Mayor, through its authorized officers or agents, may terminate or suspend any permit issued hereunder. Such suspension or revocation shall be determined as follows:

(1) The Mayor or other person authorized by the Town Council shall cause a written notice of the alleged violations of this chapter or of any other laws involved to be served upon the applicant or any of the agents of the applicant on the premises, together with a notice of the time and place of hearing to be held, not less than 24 hours after service, directing the permittee to show cause before the Town Council why the permit should not be suspended or revoked.

(2) At the hearing, the Town Council shall hear all of the evidence offered by the Town and the permittee which is material to the issue and shall make a prompt determination of its findings. If the findings are in favor of the permittee, the charges shall be dismissed. If the findings are against the permittee, the permit issued may be revoked entirely or suspended upon such conditions as the Town Council may direct. In the event of a full revocation, the event approved by the permit shall be terminated immediately, and no further outdoor event shall be held upon the permits granted therefor, and any persons remaining upon the approved premises may be dispersed immediately by any peace officer of the Town and by such other persons or agents as may be properly authorized by the Town.

B. In the event that it shall reasonably appear to the Town Clerk or any other official designated by the Town Council or Mayor for such purpose that the number of persons gathered or gathering upon, or for entry upon, the approved premises for any outdoor event shall exceed 1,000 persons, the Clerk or other authorized official may give notice to the permittee immediately to withhold proceeding with the approved event and shall then inform the Mayor or Town Council promptly of the action. The permittee may then thereupon request a hearing before the Town Council forthwith and the hearing shall be held as promptly as possible.

§533-17. Permit fees not returnable after permit revocation or suspension.

No permit fee or portion thereof shall be refunded following revocation or suspension of any permit issued.

§533-18. Service of notices.

Whenever notice is required to be given to the applicant or permittee hereunder, such service of notice may be made by registered or certified mail directed to the person and address listed in the application or otherwise personally upon the applicant or any of the agents of the applicant upon the approved premises.

§533-19. Enforcement; violations and penalties.

- A. The provisions of this chapter may be enforced by injunction in any court of competent jurisdiction.
- B. The holding of any outdoor event in violation of any provision or conditions contained in this chapter shall be viewed as a public nuisance and may be abated as such.
- C. Any person who violates any section, or violates any condition upon which he is granted a permit, shall, upon conviction, be subject to the penalties included in Chapter 1, Article II, General Penalty, of the Town Code. Each day shall be deemed a separate offense in violation of any of the provisions of this chapter.
- D. The penalty or penalties provided herein shall be in addition to, and not in lieu of, the suspension or revocation of any permit issued hereunder.

§533-20. Waiver, procedure.

Any fee or fees under this Chapter may be waived by the Town Council upon petition by the applicant to the Town Council upon an affirmative vote of the majority of the Town Council constituting a quorum. .

The Town Council may also consider the provision of in-kind services by the applicant to the Town in determining whether a waiver will be granted.

Section 2:

Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder off this Ordinance shall not be affected thereby.

Section 3:

Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 4:

Effective Date. This Ordinance shall take effect upon final passage and 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 July 19, 2016 meeting.

O: 2016 – 21 A

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER 222 CLOTHING BINS SECTION 2 REQUIREMENTS FOR PLACEMENT, USE OF CLOTHING BINS FOR SOLICITATION PURPOSES OF THE CODE OF THE TOWN OF PHILLIPSBURG IN ORDER TO ADD ADDITIONAL REQUIREMENTS FOR THE PLACEMENT OF CLOTHING BINS AND TO PROHIBIT THE PLACEMENT OF BINS ON TOWN OWNED PROPERTY

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

Section 1

Chapter 222 *Clothing Bins Section 2 Requirements for Placement, Use of Clothing Bins for Solicitation Purposes* A(1) is hereby amended by adding a new Subsection (e) as follows:

Chapter 222-2(A)(1)(e) A zoning permit issued by the Phillipsburg Zoning Officer pursuant to the Phillipsburg Zoning Ordinance.

Chapter 222 *Clothing Bins Section 2 Requirements for Placement, Use of Clothing Bins for Solicitation Purposes* A(5)(b) is hereby amended by adding a new Subsection 5 as follows:

Chapter 222-2(A)(5)(b)(5) All clothing bins shall have displayed in a conspicuous place on each individual clothing bin a sign advising that the bins are for clothing only and that illegal dumping is prohibited.

Chapter 222 *Clothing Bins Section 2 Requirements for Placement, Use of Clothing Bins for Solicitation Purposes* is hereby amended by adding a new provision as follows:

Chapter 222-2(A)(6) The applicant has submitted a plan for the monitoring of the area where the bin is proposed to be located to the Town detailing what steps will be taken to ensure that the area will be kept free from refuse, debris and any item not intended to be collected at the site.

Chapter 222 *Clothing Bins* is hereby amended by adding a new Section 6 as follows:

Chapter 222-6 Placement on Town Property Prohibited

Nothing set forth in this Chapter shall be construed to permit the placement of clothing bins on property owned by the Town. Placement of clothing bins on Town-owned property is prohibited.

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
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 September 20, 2016 meeting.

VICTORIA L. KLEINER,
Municipal Clerk

O: 2016-24

**AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF
WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER 67-24,
SCHEDULE IX, LEFT TURN PROHIBITIONS, OF THE CODE OF THE
TOWN OF PHILLIPSBURG**

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

Section 1:

Chapter 67 entitled, "Vehicles and Traffic, Section 24, *Schedule IX, Left Turn Prohibitions*, is hereby amended by adding the following:

Name of Street	Direction of Travel	Prohibited Hours	Intersection of
Warren	South	Mon-Fri 7am - 9am 2pm - 4pm	Phillipsburg Middle School

Section 2:

Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

Section 3:

Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

Section 4:

Effective Date. This Ordinance shall take effect upon final passage and 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 September 06, 2016 meeting.

VICTORIA L. KLEINER,
Municipal Clerk

R: 2016- 194

**RESOLUTION OF SUPPORT
Phillipsburg Municipal Alliance Program Support**

Whereas...alcohol and other substance abuse is a public health issue within the Town of Phillipsburg, and

Whereas...the Town of Phillipsburg has designated a Municipal Alliance Committee to aid in the prevention of such substance abuse, and

Whereas...it is the duty of the Municipal Alliance Committee to provide education and interventions to the members and businesses of our community at no charge, now, therefore

Be It Resolved, that we, the Town Council of Phillipsburg, recognizes and supports all the programs offered by the Municipal Alliance as a valuable asset and that all current and future residents and businesses should take advantage of said education and interventions.

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 October 04, 2016 meeting.

Victoria L. Kleiner, RMC

R: 2016 -195

A RESOLUTION IMPOSING LIEN FOR
MUNICIPAL SERVICES

WHEREAS, the attached schedule lists the owner of a Block and Lot located in the Town of Phillipsburg, and

WHEREAS, there are unpaid charges in the amount listed outstanding on said Block and Lot, representing the costs incurred by the Town of Phillipsburg to remedy violations occurring on said property, according to the certification and cost annexed hereto, which the Town Council has examined and found to be proper,

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Phillipsburg that it does hereby place a lien on the premises listed in the amount listed for the purpose of collecting unpaid charges due to the Town of Phillipsburg.

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 October 04, 2016 meeting.

Victoria L. Kleiner, RMC

R: 2016-196

**A RESOLUTION OF THE
TOWN OF PHILLIPSBURG, COUNTY OF WARREN,
STATE OF NEW JERSEY, AWARDING CONTRACT
TO RIORDAN MATERIALS CORP. IN THE AMOUNT OF \$49,901.00**

WHEREAS, the Town is the owner of the Wastewater Treatment Plant located at 900 South Main Street, in the Town of Phillipsburg, Warren County, New Jersey; and

WHEREAS, there exists the need to have parts on hand to make repairs; and

WHEREAS, the Town set forth specifications for the Project; and

WHEREAS, the Town advertised for competitive bids; and

WHEREAS, the Town received a total of one (1) sealed bid; and

WHEREAS, the Town opened sealed bids on September 08, 2016 at 11:00 a.m. at the Town Hall; and

WHEREAS, the bids were reviewed by the administration and by the Town Sewer Engineer with a recommendation to award the bid to Riordan Materials, Corp., as being the lowest responsible bidder; and

WHEREAS, a Certificate of Availability of Funds has been issued by the Chief Financial Officer of the Town of Phillipsburg for the awarding of such bid; and

WHEREAS, the Town is desirous of awarding said bid.

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 does hereby award the bid for the spare parts to in the amount of \$49,901.00 in accordance with the bid and bid specifications submitted therefor.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to enter into a contract on behalf of the Town of Phillipsburg upon the submission of

all proper documentation by Riordan Materials Corp., pursuant to said bid and that the contract documents shall be amended to provide for the conditions set forth above.

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 October 04, 2016 meeting.

Victoria L. Kleiner
Registered Municipal Clerk