

TOWN OF PHILLIPSBURG
TOWN COUNCIL MEETING
Tuesday, September 28, 2021 AMENDED AGENDA
PHILLIPSBURG SENIOR CENTER
310 Firth Street
7:00 P.M

1. CALL TO ORDER

2. OPEN PUBLIC MEETING ACT STATEMENT:

THIS MEETING IS CALLED PURSUANT TO THE PROVISIONS OF THE OPEN PUBLIC MEETINGS LAW. THIS MEETING OF September 28, 2021 WAS INCLUDED IN A NOTICE SENT TO NEWSPAPERS OF RECORD AND POSTED ON THE BULLETIN BOARD IN THE MUNICIPAL BUILDING AND HAS REMAINED CONTINUOUSLY POSTED AS THE REQUIRED NOTICES UNDER THE STATUTE. IN ADDITION, A COPY OF THIS NOTICE HAS BEEN AVAILABLE TO THE PUBLIC AND IS ON FILE IN THE OFFICE OF THE MUNICIPAL CLERK

3. INVOCATION AND FLAG SALUTE

4. ROLL CALL

5. Council Vacancy Selection

6. APPROVAL OF MINUTES - TC Meeting - August 17, 2021
Sewer Meeting – August 17, 2021

7. BILLS LIST -

8. ANNOUNCEMENTS

Halloween Parade – October 24, 2021 – 3:00PM (No Rain date)

9. OLD BUSINESS

Habitability Hearing – 165 Hudson Street – Block 813, Lot 52

10. MAYOR'S AND ADMINISTRATIVE OFFICERS

None received at this time.

11. PUBLIC DISCUSSION ON AGENDA ITEMS

12. ORDINANCES – SECOND READING

O: 2021-22

AN ORDINANCE ESTABLISHING 2020-2021 SALARIES FOR AFSCME AND NON-CONTRACTUAL EMPLOYEES

13. ORDINANCES — FIRST READING

O2021 – 20 (1ST RDG. 08.17.2021) Tabled on 08.17.2021 for clarification

AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER 100-6, COMPENSATION PLAN

- 14. RESOLUTIONS - CONSENT AGENDA** **Matters listed on the Consent Agenda Resolution are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item to be removed for consideration.*

R2021-215

RESOLUTION AWARDDING BID FOR WARREN STREET PHASE 1 & 2 TO SOUTH STATE, INC.

R2021-216

A RESOLUTION IMPOSING LIEN FOR MUNICIPAL SERVICES

R2021-217

RESOLUTION AUTHORIZING AWARD OF A BID AND EXECUTION OF A CONTRACT WITH PADOVANI ROOFING AND CONSTRUCTION FOR THE REHABILITATION OF THE LOWER REAR ROOF OF FIRE STATION 94-4 LOCATED AT 220 SOUTH MAIN STREET, PHILLIPSBURG

R2021-218

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, APPROVING A CHANGE ORDER FOR THE EMERGENCY REPAIR TO REPLACE BLOWER MOTOR & VFO CONTROLLER

R2021-220

RESOLUTION TO CANCEL GRANT FUND RECEIVABLES AND RESERVES OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY

R2021-221

RESOLUTION AUTHORIZING AWARD OF A BID AND EXECUTION OF A CONTRACT WITH AA BERMS, LLC FOR PEDESTRIAN IMPROVEMENTS AT SOUTH MAIN STREET AND FOX STREET

R2021-222

A RESOLUTION OF THE TOWN OF PHILLIPSBURG COUNTY OF WARREN STATE OF NEW JERSEY AUTHORIZING THE PURCHASE UNDER STATE CONTRACT

R2021-223

RESOLUTION AUTHORIZING AWARD OF A BID AND EXECUTION OF A CONTRACT WITH CARAVELLA DEMOLITION IN THE AMOUNT OF \$67,000.00 FOR THE ICE HOUSE DEMOLITION AND ABATEMENT

R2021-224

A RESOLUTION IMPOSING LIEN FOR MUNICIPAL SERVICES

R2021-226

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, REGARDING SICK PAY FOR BARBARA SLATON

R2021-227

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING REFUND OF TAX OVER PAYMENT

R: 2021-228

A RESOLUTION DESIGNATING HANDICAP PARKING SPACES WITHIN THE TOWN OF PHILLIPSBURG

R2021-239

A RESOLUTION IMPOSING LIEN FOR MUNICIPAL SERVICES

R2021-230

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH THE NELROD COMPANY FOR TECHNICAL ASSISTANCE IN THE PREPARATION OF A NEW HCV ADMINISTRATIVE PLAN

R2021-232

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

R2021-233

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

R2021-234

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

R2021-235

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE COUNTY OF WARREN FOR COMMUNICATION UPGRADES AT THE ARMORY

R: 2021-236

RESOLUTION TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY AUTHORIZING A CHANGE ORDER IN THE AMOUNT OF \$2,563.80 TO BEN SHAFFER RECREATION

R2021-237

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES WITH REMINGTON & VERNICK ENGINEERS FOR ENGINEERING SERVICES FOR VARIOUS PARK IMPROVEMENT PROJECT

R2021-238

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY APPROVING THE PURCHASE OF CATCH BASINS FOR VALLEY VIEW AREA FOR THE TOWN OF PHILLIPSBURG DEPARTMENT OF PUBLIC WORKS

R2021-239

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY AUTHORIZING MEMBERSHIP IN SOURCEWELL FKA NATIONAL JOINT POWERS ALLIANCE

R2021-240

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY APPROVING THE PURCHASE OF VEHICLE TRACKING SYSTEMS FROM VERIZON CONNECT THROUGH SOURCEWELL COOP CONTRACT NUMBER 020221-NWF FOR THE TOWN OF PHILLIPSBURG

R2021-241

RESOLUTION OF THE GOVERNING BODY OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF A GRANT THROUGH THE DEPARTMENT OF COMMUNITY AFFAIRS, OFFICE OF RECREATION FOR RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES 2022

R2021 - 242

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, ACCEPTING TO PARTICIPATE IN THE MUNICIPAL ALLIANCE PROGRAM FOR THE PERIOD JULY 1, 2021 THROUGH JUNE 30, 2022

R2021-243

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING A CHANGE ORDER DECREASE TO MUNICIPAL MAINTENANCE COMPANY IN THE AMOUNT OF \$105.00 AND AUTHORIZING FINAL PAYMENT

R2021-244

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN,
STATE OF NEW JERSEY, AUTHORIZING THE APPOINTMENT OF SPECIAL CONFLICT COUNSEL
MUNICIPAL PROSECUTOR

R2021-245

A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN,
STATE OF NEW JERSEY, AUTHORIZING THE APPOINTMENT OF SPECIAL CONFLICT COUNSEL
MUNICIPAL ATTORNEY

R2021-246

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES
WITH VAN CLEEF ENGINEERING ASSOCIATES FOR ENGINEERING SERVICES FOR THE
GREEN STREET PARK SINK HOLE INVESTIGATION

15. NEW BUSINESS

16. PUBLIC PETITIONS

17. DISCUSSION

18. COUNCIL OPEN TIME

19. MOTIONS

20. EXECUTIVE SESSION -

R: 2021-

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

21. ADJOURNMENT

Bill List Summary
REGULAR BILL LIST AS OF September 28, 2021

		<u>Check No</u>
1	Current Fund	118,901.57
2	State & Federal Grants	317.24
4	Capital Fund	2,664.00
7	Sewage Utility Fund	231,629.73
8	Sewage Capital Fund	12,442.30
12	Planning Board Trust Fund	600.00
12	Bridge Development	5,987.50
13	Dog Trust Fund	0.00
15	Public Defender Trust Fund	0.00
16	Section 8	16,480.85
17	General Trust Fund	31,473.00
17	Commerce Park Redevelopment	0.00
18	Bernards Township RCA	0.00
20	Agency Fund	658.20
21	Revolving Loan Fund	120.00
Total Regular Bill List as September 28, 2021		421,274.39

Section 8 Rent Payments for 2021

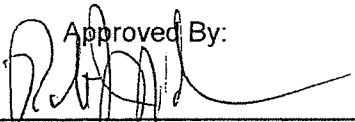
16	Section 8 Program	171,264.00
		171,264.00

Pre-Paid Bill List as of September 28, 2021

1	Current Fund	0.00
2	State & Federal Grants	30,906.00
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	1,671.86
21	Revolving Loan Fund	0.00
Total Pre-Paid Bill List for September 28, 2021		32,577.86

Grand Total All Funds

625,116.25

Approved By:

Robert J. Merlo, CFO


Todd Tersigni, Mayor

O2021-22

**ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE
OF NEW JERSEY APPROVING A MEMORANDUM OF AGREEMENT BETWEEN
THE TOWN AND AFSCME COUNCIL NO. 73**

WHEREAS, the Town and AFSCME have been in negotiations for a successor contract with an effective date of 1/1/2020; and

WHEREAS, due to the uncertainty of COVID-19, the parties have agreed to a two-year term with increases of 1.5% for 2020 and 2% for 2021, with no other changes.

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Phillipsburg that a two-year contract with AFSCME with an effective date of 1/1/2020 is hereby approved with increases as set forth above

BE IT FURTHER RESOLVED that the Mayor is hereby authorized and directed to execute same on behalf of the Town.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 Special Meeting held on September 14, 2021.

Lorraine Loudenberg, Deputy Clerk

O2021-20

**AN ORDINANCE OF THE TOWN OF PHILLIPSBURG, COUNTY OF
WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER 100-6,
COMPENSATION PLAN**

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

Section 1. Chapter 100-6 (E) is hereby amended to read as follows:

§100-6(E).

Classification Titles - Hourly

	Per Hour Minimum	Per Hour Maximum
Electrical Inspector/Electrical Sub-code	\$ 25.00	\$ 50.00
Building Inspector/Building Sub-Code	\$ 25.00	\$ 50.00
Mechanical Inspector/Mechanical Sub-code	\$ 25.00	\$ 50.00
Fire Inspector/Fire Sub-code	\$ 25.00	\$ 50.00
Plumbing Inspector/Plumbing Sub-code	\$ 25.00	\$ 50.00

Section 2. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent necessary to remedy the inconsistency.

Section 3. In the event any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall only apply to that section, paragraph, subdivision, clause or provision so adjudged, and the remainder of this ordinance shall be deemed to be valid and effective.

Section 4. This ordinance shall take effect immediately upon its final passage and publication as provided by law.

ATTEST:

TOWN OF PHILLIPSBURG

VICTORIA L. KLEINER, RMC
Municipal Clerk

TODD TERSIGNI
Mayor

DATED:

CERTIFICATION

I, Lorraine Loudenberry, Deputy 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 August 17, 2021 meeting.

Lorraine Loudenberry, Deputy Clerk

R2021-215

**RESOLUTION AWARDING BID FOR WARREN STREET
PHASE 1 & 2 TO SOUTH STATE, INC.**

WHEREAS, the Town advertised for bids to be submitted for Warren Street Phase 1 & 2 project; and

WHEREAS, bids were received and opened on August 17, 2021; and

WHEREAS, the following bids were received:

- | | |
|-------------------------------|--------------|
| 1. South State, Inc. | \$848,273.07 |
| 2. Topline Construction Corp. | \$863,038.66 |
| 3. Zuccaro Inc. | \$906,773.50 |

WHEREAS, after a review of the bid submitted, it has been determined that South State Inc. is the lowest conforming bid; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Phillipsburg hereby awards the Contract for the Warren Street Phase 1 & 2 project to South State, Inc. in the amount of \$848,273.07.

BE IT FURTHER RESOLVED that the Council of the Town of Phillipsburg hereby authorizes the Mayor and Deputy Clerk to execute and attest to a Contract for said Warren Street Phase 1 & 2 project in the form provided for in the bid documents.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

R2021-216
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, Lorraine Loudenberry, Deputy 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 September 28, 2021.

Lorraine Loudenberry, Deputy Clerk

Property Owner	Block/Lot/Address	Service	Lien
Aman Developers, LLC 26 Cobb Place Morristown, NJ 07960	2506/17 779-781 South Main Street	Public Works Invoice 2021-31	\$100.00
HQ Holdings Group, LLC 288 Rt 22 West Ste A Green Brook, NJ 08812	1411/50 93 Sitgreaves Street	Public Works Invoice 2021-32	\$450.00
Andrew Sona 2335 Longue Vue Drive Lake Charles, LA 70605	813/52 165 Hudson Street	Public Works Invoice 2021-33	\$450.00
Anthony & Sarah Badilla 270 Warren Street Phillipsburg, NJ 08865	2601/5 897 Gate Street	Public Works Invoice 2021-34	\$1,200.00
Robert Ladlee 913 Gate Street Phillipsburg, NJ 08865	2607/7 913 Gate Street	Public Works Invoice 2021-35	\$700.00
Muzamil Husain 25 Gristmill Road Randolph, NJ 07869	305/2 132 Morris Street	Public Works Invoice 2021-36	\$400.00
Norton's Partnership c/o Neil Norton 2030 Colgate Circle MD Forest Hills, MD 21050	1004/9 Marshall Street Norton Oil Tanks	Public Works Invoice 2021-37	\$500.00
Annie Wikoff 185 Washington Street Phillipsburg, NJ 08865	905/39 185 Washington Street	Public Works Invoice 2021-38	\$225.00
Anna Hyndshaw 60 Filmore Street Phillipsburg, NJ 08865	310/1 60 Filmore Street	Public Works Invoice 2021-40	\$560.00

R2021-217

**RESOLUTION AUTHORIZING AWARD OF A BID AND
EXECUTION OF A CONTRACT WITH PADOVANI ROOFING
AND CONSTRUCTION FOR THE REHABILITATION OF THE
LOWER REAR ROOF OF FIRE STATION 94-4 LOCATED AT 220
SOUTH MAIN STREET, PHILLIPSBURG**

WHEREAS, the Town advertised for bids to be submitted for the rehabilitation of the lower rear roof of the Fire Station 94-4 located at 220 South Main Street, Phillipsburg project; and

WHEREAS, bids were received and opened on August 12, 2021; and

WHEREAS, the following bid was received:

1. Padovani Roofing and Construction \$36,750.00

WHEREAS, after a review of the bid submitted, it has been determined that Padovani Roofing and Construction is the lowest conforming bid; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Phillipsburg hereby awards the Contract for the rehabilitation of the lower rear roof of the Fire Station 94-4 located at 220 South Main Street, Phillipsburg project to Padovani Roofing and Construction in the amount of \$36,750.00.

BE IT FURTHER RESOLVED that the Council of the Town of Phillipsburg hereby authorizes the Mayor and Deputy Clerk to execute and attest to a Contract for said rehabilitation of the lower rear roof of the Fire Station 94-4 located at 220 South Main Street, Phillipsburg project in the form provided for in the bid documents.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

Resolution No. 2021-218

**A RESOLUTION OF THE
TOWN OF PHILLIPSBURG, COUNTY OF
WARREN, STATE OF NEW JERSEY, APPROVING
A CHANGE ORDER FOR THE EMERGENCY
REPAIR TO REPLACE BLOWER MOTOR & VFO
CONTROLLER**

WHEREAS, the Town of Phillipsburg is under contract for emergency repairs to replace the blower motor and VFO controller at the Wastewater Treatment Plant; and

WHEREAS, the Municipal Engineer has recommended approval of the following change order:

- 1) Change Order #1, with a decrease in the contract amount from \$71,157.00 to the new contract amount of \$52,677.00, which represents a total reduction of \$18,480.00 over the course of contract due to a repair change.

NOW THEREFORE IT BE RESOLVED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the above-mentioned Change Order # 1 is hereby approved decreasing the Contract amount previously awarded to North End Electric for the emergency repairs to the Wastewater Treatment Plant to replace blower motor and VFO Controller to \$52,677.00.

BE IT FURTHER RESOLVED that sufficient funding is available based upon certification of availability of funds by the Town's Chief Financial Officer.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021 meeting.

Lorraine Loudenberg
Deputy Clerk

R2021-220

**RESOLUTION TO CANCEL GRANT FUND RECEIVABLES AND RESERVES OF
THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY**

WHEREAS, there exists receivables and reserves on the balance sheet of the Grant Fund; and

WHEREAS, the CFO has requested cancellation of same.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Phillipsburg that the following grant receivables and reserve balances are cancelled:

See attached Schedule.

CERTIFICATION

I, Lorraine Loudenberry, Deputy 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 September 28, 2021.

Lorraine Loudenberry, Deputy Clerk

Year	Town Grants	Account Number	Debit	Credit
2013	Warren County DARE Officers Assoc	02-117-03-018-005	\$ -	
2013	Warren County DARE Officers Assoc	02-213-40-722-005		\$ 242.08
2013	2013 Municipal Aid - Sitgreaves St Improvements	02-117-03-018-011	\$ -	
2013	2013 Municipal Aid - Sitgreaves St Improvements	02-213-41-722-011		\$ 1,050.00
2014	NJ Transportation Trust - Washington Street	02-117-03-019-001	\$ -	
2014	NJ Transportation Trust - Washington Street	02-213-41-723-001		\$ 92,425.71
2014	Drunk Driving Enforcement Fund	02-117-03-019-016	\$ -	
2014	Drunk Driving Enforcement Fund	02-213-41-723-016		\$ 1.00
2015	Municipal Alliance	02-117-03-020-004	\$ 974.02	
2015	Municipal Alliance		\$ -	
2016	Municipal/Urban Aid - Heckman St Phase 1	02-117-03-022-007	\$ -	
2016	Municipal/Urban Aid - Heckman St Phase 1	02-213-41-726-006		\$ -
2016	Municipal Alliance - State Share	02-117-03-022-012	\$ 25.08	
2016	Municipal Alliance - State Share	02-213-41-726-012		\$ 25.08
2016	FY2016 Bulletproof Vest Partnership Grant	02-117-03-022-017	\$ 3,960.00	
2016	FY2016 Bulletproof Vest Partnership Grant	02-213-41-726-017		\$ -
2017	DCA - SCBG 2017 ADA Improvements	02-117-03-023-004	\$ 290,000.00	
2017	DCA - SCBG 2017 ADA Improvements	02-213-41-727-004		\$ 281,203.20
2017	Municipal/Urban Aid - Heckman St Phase 2	02-117-03-023-007	\$ -	
2017	Municipal/Urban Aid - Heckman St Phase 2	02-213-41-727-007		\$ -
2017	Det M Tarentino Community Policing Grant	02-117-03-023-009	\$ 1,665.44	
2017	Det M Tarentino Community Policing Grant	02-213-41-727-009		\$ 10,000.00
2017	ALWY18N	02-117-03-023-010	\$ 20,952.00	
2017	ALWY18N	02-213-41-727-010		\$ 20,952.00
2017	Municipal Alliance - State Share	02-117-03-023-013	\$ 182.00	
2017	Municipal Alliance - State Share	02-213-41-727-014		\$ 267.00
2017	FY2016 Bulletproof Vest Partnership Grant	02-117-03-023-014	\$ 6,611.91	
2017	FY2016 Bulletproof Vest Partnership Grant	02-213-41-727-015		\$ -
2018	Recycling Tonnage Grant	02-117-03-024-001	\$ -	
2018	Recycling Tonnage Grant	02-213-41-728-001		\$ -
2018	Municipal Alliance - State Share	02-117-03-024-004	\$ 1,495.00	
2018	Municipal Alliance - State Share	02-213-41-728-005		\$ 1,038.84
2018	ALWY19N	02-117-03-023-010	\$ 4,100.00	
2018	ALWY19N	02-213-41-728-005		\$ 4,100.00
2018	School Resource Officer	02-117-03-025-001	\$ 19,485.09	
2018	School Resource Officer - Salaries	02-213-41-729-001		\$ 12,253.56
2018	School Resource Officer - Operating Expenses	02-213-41-729-002		\$ 6,758.53
2019	WD DHS- Station House Adjustment	02-117-03-026-005	\$ -	
2019	WD DHS- Station House Adjustment	02-213-41-730-005	\$ -	\$ -
2019	Clean Communities	02-117-03-026-006	\$ -	
2019	Clean Communities	02-213-41-730-006		\$ -
2019	Statewide Insurance Safety Grant	02-117-03-026-007	\$ -	
2019	Statewide Insurance Safety Grant	02-214-41-000-010		\$ -
2019	NJYC-RISE	02-117-03-026-008	\$ -	
2019	NJYC-RISE	02-213-41-730-008		\$ -
2019	SRO-Addendum	02-117-03-026-011	\$ -	
2019	SRO-Addendum	02-213-41-730-011		\$ -
2019	ALWY20N	02-117-03-026-013	\$ -	
2019	ALWY20N	02-213-41-730-013		\$ -
2019	2019-2020 School Resource Officer	02-117-03-027-001	\$ -	
2019	2019-2020 School Resource Officer-Salaries	02-213-40-729-001	\$ -	\$ -
2019	2019-2020 School Resource Officer-SRO Expenses	02-213-40-729-002	\$ -	\$ 1,799.96
2020	Body Armor Replacement Grant	02-117-03-031-002	\$ -	
2020	Body Armor Replacement Grant	02-213-41-731-002		\$ -
2020	2020 Warren Street Project	02-117-03-031-007	\$ 254,990.00	
2020	2020 Warren Street Project	02-213-41-731-007		\$ 254,990.00

R2021-221

**RESOLUTION AUTHORIZING AWARD OF A BID AND
EXECUTION OF A CONTRACT WITH AA BERMS, LLC FOR
PEDESTRIAN IMPROVEMENTS AT SOUTH MAIN STREET
AND FOX STREET**

WHEREAS, the Town advertised for bids to be submitted for pedestrian improvements at South Main Street and Fox Street; and

WHEREAS, bids were received and opened on August 17, 2021; and

WHEREAS, the following bids were received:

- | | |
|---------------------------------|-------------|
| 1. AA Berms, LLC | \$58,659.00 |
| 2. Topline Construction Corp. | \$64,583.27 |
| 3. Diamond Construction | \$64,894.00 |
| 4. Samson Concrete & Masonry | \$68,739.00 |
| 5. Zuccaro Inc. | \$67,917.00 |
| 6. S. Batata Construction, Inc. | \$80,315.00 |

WHEREAS, after a review of the bids submitted, it has been determined that AA Berms, LLC is the lowest conforming bid; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Phillipsburg hereby awards the Contract for the pedestrian improvements at South Main Street and Fox Street project to AA Berms, LLC in the amount of \$58,659.00.

BE IT FURTHER RESOLVED that the Council of the Town of Phillipsburg hereby authorizes the Mayor and Deputy Clerk to execute and attest to a Contract for said pedestrian improvements at South Main Street and Fox Street project in the form provided for in the bid documents.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

R2021-222

**A RESOLUTION OF THE TOWN OF PHILLIPSBURG COUNTY OF WARREN
STATE OF NEW JERSEY AUTHORIZING THE PURCHASE UNDER STATE
CONTRACT**

WHEREAS, the Town of Phillipsburg is in need of three (3) globe rear hanging name patches and desires to purchase them; and

WHEREAS, New Jersey Fire Equipment Company has provided a quote for the purchase in the amount of \$173.01; and

WHEREAS, the quote for the purchase of the three (3) globe rear hanging name patches is within the budget of the Town of Phillipsburg; and

WHEREAS, New Jersey Fire Equipment Company is an authorized vendor under NJSC #17-FLEET-00805, Vendor ID #: V00000570; and

WHEREAS, the Town of Phillipsburg believes to be in the best interest of the Town to authorize said purchase; and

WHEREAS, sufficient funding is available as evidenced by the attached certification of funds;

NOW THEREFORE BE IT RESOLVED by the Town Council, Town of Phillipsburg, County of Warren, State of New Jersey that the purchase of three (3) globe rear hanging name patches from New Jersey Fire Equipment Company in the amount of \$173.01 is hereby approved.

CERTIFICATION

I, Lorraine Loudenberry, Deputy 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 September 28, 2021.

Lorraine Loudenberry, Deputy Clerk

R2021-223

**RESOLUTION AUTHORIZING AWARD OF A BID AND
EXECUTION OF A CONTRACT WITH CARAVELLA
DEMOLITION IN THE AMOUNT OF \$67,000.00 FOR THE ICE
HOUSE DEMOLITION AND ABATEMENT**

WHEREAS, the Town advertised for bids to be submitted for the demolition of the Ice House; and

WHEREAS, bids were to be submitted as either Base Bid A or Base Bid B. For Base Bid A, which is the option entitled "Selective Demolition, Stabilization of Structure to Remain, Design for Structure Stabilization and Abatement" this would enable the Town to retain a contractor to preserve portions in place and secure those portions and remove all other portions and then backfill any open excavations/foundations in area of the work. Then for Base Bid B, which is the option entitled "Demolition and Abatement" this option provides for the complete removal of all of the structure and then backfill any open excavations/foundations in area of the work.

WHEREAS, bids were received and opened on August 17, 2021; and

WHEREAS, the following bid was received:

<u>Bidder</u>	<u>Base Bid A</u>	<u>Base Bid B</u>
1. All State Wrecking Inc.	Withdrew Bid	Withdrew Bid
2. Caravella Demolition	No Bid	\$67,000.00
3. IBN Construction Corp	\$309,000.00	\$86,000.00
4. Samson Concrete & Masonry LLC	\$300,000.00	\$175,000.00
5. Tom Bartha & Son	No Bid	\$225,000.00

WHEREAS, after a review of the bid submitted, it has been determined that Caravella Demolition of East Hanover is the lowest conforming bid for Base Bid B "Demolition and Abatement"; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Phillipsburg hereby awards the Contract for the Ice House demolition project to Caravella Demolition in the amount of \$67,000.00

BE IT FURTHER RESOLVED that the Council of the Town of Phillipsburg hereby authorizes the Mayor and Deputy Clerk to execute and attest to a Contract for said Ice House demolition project in the form provided for in the bid documents.

CERTIFICATION

I, Lorraine Loudenberry, Deputy 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 September 28, 2021.

Lorraine Loudenberry, Deputy Clerk

R2021-224

**RESOLUTION AUTHORIZING AWARD OF A BID AND
EXECUTION OF A CONTRACT WITH SAMSON CONCRETE
AND MASONRY LLC IN THE AMOUNT OF \$300,000.00 FOR
THE ICE HOUSE SELECTIVE DEMOLITION, STABILIZATION
OF STRUCTURE TO REMAIN, DESIGN FOR STRUCTURE
STABILIZATION AND ABATEMENT**

WHEREAS, the Town advertised for bids to be submitted for the demolition of the Ice House; and

WHEREAS, bids were to be submitted as either Base Bid A or Base Bid B. For Base Bid A, which is the option entitled "Selective Demolition, Stabilization of Structure to Remain, Design for Structure Stabilization and Abatement" this would enable to the Town to retain a contractor to preserve portions in place and secure those portions and remove all other portions and then backfill any open excavations/foundations in area of the work. Then for Base Bid B, which is the option entitled "Demolition and Abatement" this option provides for the complete removal of all of the structure and then backfill any open excavations/foundations in area of the work.

WHEREAS, bids were received and opened on August 17, 2021; and

WHEREAS, the following bid was received:

<u>Bidder</u>	<u>Base Bid A</u>	<u>Base Bid B</u>
1. All State Wrecking Inc.	Withdrew Bid	Withdrew Bid
2. Caravella Demolition	No Bid	\$67,000.00
3. IBN Construction Corp	\$309,000.00	\$86,000.00
4. Samson Concrete & Masonry LLC	\$300,000.00	\$175,000.00
5. Tom Bartha & Son	No Bid	\$225,000.00

WHEREAS, after a review of the bid submitted, it has been determined that Samson Concrete and Masonry of Phillipsburg, NJ is the lowest conforming bid for Base Bid A "Selective Demolition, Stabilization of Structure to Remain, Design for Structure Stabilization and Abatement"; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Phillipsburg hereby awards the Contract for the Ice House demolition project "Selective Demolition, Stabilization of Structure to Remain, Design for Structure Stabilization and Abatement" to Samson Concrete and Masonry LLC in the amount of \$300,000.00.

BE IT FURTHER RESOLVED that the Council of the Town of Phillipsburg hereby authorizes the Mayor and Deputy Clerk to execute and attest to a Contract for said Ice House demolition project in the form provided for in the bid documents.

CERTIFICATION

I, Lorraine Loudenberry, Deputy 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 September 28, 2021.

Lorraine Loudenberry, Deputy Clerk

**A RESOLUTION OF THE TOWN OF PHILLIPSBURG,
COUNTY OF WARREN, STATE OF NEW JERSEY,
REGARDING SICK PAY FOR BARBARA SLATON**

WHEREAS, Barbara Slaton (“Slaton”) of the Phillipsburg Library has retired effective August 1, 2021; and

WHEREAS, Slaton has accumulated unused sick days pursuant to the contract entered into by and between the Town of Phillipsburg and Slaton; and

WHEREAS, Slaton accumulated a total of 194.75 sick days totaling \$25,437.40; and

WHEREAS, pursuant Slaton’s Union Contract the maximum sick days payout is \$15,000.00; and

WHEREAS, the Chief Financial Officer of the Town of Phillipsburg has certified that there are sufficient funds in the municipal budget to pay \$15,000.00 for the sick days.

NOW THEREFORE IT BE RESOLVED, by the Council of the Town of Phillipsburg, County of Warren, State of New Jersey and pursuant to N.J.A.C. 5:30-15.4, that payment for sick days totaling \$15,000.00 to Barbara Slaton is hereby approved.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

R: 2021-227

**RESOLUTION OF THE TOWN OF PHILLIPSBURG,
COUNTY OF WARREN, STATE OF NEW JERSEY,
AUTHORIZING REFUND OF TAX OVER PAYMENT**

WHEREAS, the Tax Office of the Town of Phillipsburg has certified that the following is a refund overpayment and,

WHEREAS, said payment was due to a tax overpayment refund

ACCT	YEAR	BLOCK	LOT	NAME	AMOUNT
46775	2021	2603	08	Tomasello, Sarah/ Reynolds, Rebecca	1,072.17

NOW, THEREFORE, BE IT RESOLVED that the Council of the Town of Phillipsburg, County of Warren, that the following list received tax payments.

CERTIFICATION

I, Lorraine Loudenberry, Deputy 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 September 28, 2021.

Lorraine Loudenberry, Deputy Clerk

R: 2021-228

A RESOLUTION DESIGNATING HANDICAP PARKING
SPACES WITHIN THE TOWN OF PHILLIPSBURG

BE IT RESOLVED by the Town Council of the Town of Phillipsburg that the following locations be designated as “Handicapped Parking Space” within the Town of Phillipsburg as permitted under Chapter 414 of the Town Code:

Name of Street	Side	Location	
Chambers Street	West Side	In front of	134 Chambers Street
Heckman Street	North Side	In front of	13 Heckman Street
Sitgreaves Street	East Side	In front of	73 Sitgreaves Street

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021 meeting.

Lorraine Loudenberg, Deputy Clerk

R2021-229
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, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

R2021-230

**RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR
PROFESSIONAL SERVICES WITH THE NELROD COMPANY
FOR TECHNICAL ASSISTANCE IN THE PREPARATION OF A
NEW HCV ADMINISTRATIVE PLAN**

WHEREAS, the Town of Phillipsburg DCD, Phillipsburg Section 8 Housing Choice Voucher Program has a need to acquire professional services relative to technical assistance in the preparation of a new HCV Administrative Plan; 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, The Nelrod Company, submitted a proposal dated August 24, 2021, to provide services relative to the Project; and

WHEREAS, the value of these services shall not exceed \$1,999.00; and

WHEREAS, the Town Council finds it to be in the best interest of the Town of Phillipsburg to authorize said work, which work is not subject to public bidding.

WHEREAS, funding for 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 Deputy Clerk are authorized to enter into a Contract with The Nelrod Company, NOT TO EXCEED \$1,999.00, as described therein, subject to the certification of funds.

BE IT FURTHER RESOLVED that the Deputy 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, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

R2021-232

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Phillipsburg in the County of Warren, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$14,650.00, which is now available from SJI Utilities, Inc. for an award in the amount of \$14,650.00.

BE IT FURTHER RESOLVED, that the like sum of \$14,650.00 is hereby appropriated under the caption Elizabethtown Gas Road Improvements- Hudson St; and

BE IT FURTHER RESOLVED that the above is the result of funds from SJI Utilities, Inc. in the amount of \$14,650.00.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

R2021-233

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Phillipsburg in the County of Warren, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$40,500.00, which is now available from SJI Utilities, Inc. for an award in the amount of \$40,500.00.

BE IT FURTHER RESOLVED, that the like sum of \$40,500.00 is hereby appropriated under the caption Elizabethtown Gas Road Improvements- Warren St; and

BE IT FURTHER RESOLVED that the above is the result of funds from SJI Utilities, Inc. in the amount of \$40,500.00.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

R2021-234

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Phillipsburg in the County of Warren, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$50,000.00, which is now available from SJI Utilities, Inc. for an award in the amount of \$50,000.00.

BE IT FURTHER RESOLVED, that the like sum of \$50,000.00 is hereby appropriated under the caption Elizabethtown Gas Road Improvements- S. Main & Jefferson St; and

BE IT FURTHER RESOLVED that the above is the result of funds from SJI Utilities, Inc. in the amount of \$50,000.00.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

R2021-235

**RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PHILLIPSBURG,
COUNTY OF WARREN, STATE OF NEW JERSEY, APPROVING A MEMORANDUM
OF UNDERSTANDING WITH THE COUNTY OF WARREN FOR COMMUNICATION
UPGRADES AT THE ARMORY**

WHEREAS, the Town of Phillipsburg and the County of Warren have negotiated an agreement covering the placement of additional equipment on the Communication Towers and in the Radio Room at the Armory as evidenced in the Memorandum of Understanding (“MOU”) attached hereto; and

WHEREAS, the Town Council desires to ratify the MOU.

NOW, THEREFORE, BE IT RESOLVED by Town Council of Phillipsburg, County of Warren, State of New Jersey, that the terms of the MOU in the form attached hereto are hereby approved.

BE IT FURTHER RESOLVED, that the Town Attorney is hereby authorized and directed to incorporate the terms of the MOU into an agreement.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021 meeting.

Lorraine Loudenberg
Deputy Clerk

R: 2021-236

**RESOLUTION TOWN OF PHILLIPSBURG, COUNTY OF WARREN,
STATE OF NEW JERSEY AUTHORIZING A CHANGE ORDER IN THE
AMOUNT OF \$2,563.80 TO BEN SHAFFER RECREATION**

WHEREAS, the Town of Phillipsburg is a member of the Morris County Cooperative Pricing Council; and

WHEREAS, the Town of Phillipsburg contracted with Ben Shaffer Recreation, who is an authorized and approved vendor of the CO-OP, for the purchase of mulch for use in the Town's playground areas for an amount not to exceed \$11,000; and

WHEREAS, a change order has been submitted for approval for an additional amount of \$2,563.80; and

WHEREAS, the Town Council desires to authorize and approve the change order;

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

NOW, THEREFORE, BE IT RESOLVED by Town Council of Phillipsburg, County of Warren, State of New Jersey that a change order in the amount of \$2,563.80 is hereby approved and funds directed to be paid to Ben Shaffer Recreation.

CERTIFICATION

I, Lorraine Loudenberry, Deputy 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 September 28, 2021.

Lorraine Loudenberry, Deputy Clerk

**RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR
PROFESSIONAL SERVICES WITH REMINGTON & VERNICK
ENGINEERS FOR ENGINEERING SERVICES FOR VARIOUS
PARK IMPROVEMENT PROJECT**

WHEREAS, the Town of Phillipsburg has a need to acquire professional services relative to engineering services required for the design and construction/administration phases; 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 Engineers, submitted a proposal dated August 6, 2021, to provide services relative to the Project; and

WHEREAS, the value of these services shall not exceed \$51,150.00; and

WHEREAS, Remington & Vernick Engineers shall provide the following:

- (1.) Field Survey & Base Plan Preparation;
- (2.) Preliminary Engineering & Design;
- (3.) Final Design & Advertisement/Bidding Support; and

WHEREAS, the Town Council finds it to be in the best interest of the Town of Phillipsburg to authorize said work, which work is not subject to public bidding.

WHEREAS, funding for 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 Deputy Clerk are authorized to enter into a Contract with Remington & Vernick Engineers, NOT TO EXCEED \$51,150.00, as described therein, subject to the certification of funds.

BE IT FURTHER RESOLVED that the Deputy 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, Lorraine Loudenberry, Deputy 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 September 28, 2021.

Lorraine Loudenberry, Deputy Clerk

R2021-238

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY APPROVING THE PURCHASE OF CATCH BASINS FOR VALLEY VIEW AREA FOR THE TOWN OF PHILLIPSBURG DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Town of Phillipsburg has a need to acquire 15 catch basins for installation within the Town of Phillipsburg; and

WHEREAS, the Town of Phillipsburg is a member of the Morris County Cooperative Pricing Council;

WHEREAS, as a member of the Morris County co-op, the Town is able to purchase goods and services without the need for public bidding as said goods and services have already been procured by the co-op through the open bidding process;

WHEREAS, Campbell Foundry Co. is an approved vendor through the Morris County co-op and can provide the necessary catch basins to the Town; and

WHEREAS, the Town desires to award the contract to Campbell Foundry Co. for the 15 catch basins for the Valley View Project within the Town of Phillipsburg;

WHEREAS, said contract will not exceed the amount of \$5,610.00; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Town Council, Town of Phillipsburg, County of Warren, State of New Jersey, that a contract with Campbell Foundry Co. not to exceed the amount of \$5,610.00 for 15 catch basins for the Valley View Project is hereby authorized and awarded.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021 meeting.

Lorraine Loudenberg
Deputy Clerk

R2021-239
RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE
OF NEW JERSEY AUTHORIZING MEMBERSHIP IN SOURCEWELL FKA
NATIONAL JOINT POWERS ALLIANCE

WHEREAS, in accordance with Public Law 2011 Chapter 139 Local Contracting Units are permitted to utilize National Cooperative Contracts as a method of procurement;

WHEREAS, Sourcewell FKA National Joint Powers Alliance is a nationally recognized purchasing cooperative; and

WHEREAS, in order to enroll in and derive the benefits of membership with Sourcewell the Town first must authorize membership with Sourcewell; and

WHEREAS, Sourcewell has provided a membership agreement in the form attached hereto; and

WHEREAS, the Town Council desires to authorize and direct the Mayor to execute same on behalf of the Town.

NOW, THEREFORE, BE IT RESOLVED, by the Town Council, Town of Phillipsburg, County of Warren, State of New Jersey, that the membership with Sourcewell is hereby authorized and that the Mayor is hereby directed to execute any and all documents necessary to achieve this intention.

CERTIFICATION

I, Lorraine Loudenberry, Deputy 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 September 28, 2021 meeting.

Lorraine Loudenberry
Deputy Clerk

R2021-240

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY APPROVING THE PURCHASE OF VEHICLE TRACKING SYSTEMS FROM VERIZON CONNECT THROUGH SOURCEWELL COOP CONTRACT NUMBER 020221-NWF FOR THE TOWN OF PHILLIPSBURG

WHEREAS, the Town of Phillipsburg has a need to acquire 30 vehicle tracking subscriptions for vehicles utilized by the Town of Phillipsburg: and

WHEREAS, the Town of Phillipsburg is a member of the Sourcewell Cooperative Pricing Council;

WHEREAS, as a member of the Sourcewell co-op, the Town is able to purchase goods and services without the need for public bidding as said goods and services have already been procured by the co-op through the open bidding process;

WHEREAS, Verizon Connect is an approved vendor through the Sourcewell co-op and can provide the necessary vehicle tracking subscriptions to the Town; and

WHEREAS, the Town desires to award the contract to Verizon Connect for the 30 vehicle tracking subscriptions;

WHEREAS, said contract will not exceed the monthly amount of \$523.50; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Town Council, Town of Phillipsburg, County of Warren, State of New Jersey, that a contract with Verizon Connect not to exceed a monthly amount of \$523.50 for 30 vehicle tracking subscriptions is hereby authorized and awarded.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021 meeting.

Lorraine Loudenberg
Deputy Clerk

RESOLUTION 2021-241

**RESOLUTION OF THE GOVERNING BODY OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN,
STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF A GRANT THROUGH THE DEPARTMENT OF
COMMUNITY AFFAIRS, OFFICE OF RECREATION FOR RECREATIONAL OPPORTUNITIES FOR
INDIVIDUALS WITH DISABILITIES 2022**

Whereas, the Town of Phillipsburg desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$10,000, with a \$2,000 cash match requirement, to carry out a project to provide inclusive swim lesson programming to individuals with developmental disabilities.

Be it therefore RESOLVED,

1) that the governing body of the Town of Phillipsburg does hereby authorize the application for such a grant; and,

2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between Town of Phillipsburg and the New Jersey Department of Community Affairs.

Be it further RESOLVED that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

Signature: _____

Name: Todd M. Tersigni

Title: Mayor

CERTIFICATION:

I, Lorraine Loudenberry, the Deputy Municipal Clerk, of the Town of Phillipsburg hereby certify that at a meeting of the Governing Body held on 9/28/2021 the above RESOLUTION was duly adopted.

(Lorraine Loudenberry, Deputy Municipal Clerk)

R2021-242

**RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF
WARREN, STATE OF NEW JERSEY, ACCEPTING TO PARTICIPATE
IN THE MUNICIPAL ALLIANCE PROGRAM FOR THE PERIOD
JULY 1, 2021 THROUGH JUNE 30, 2022**

WHEREAS, the Town of Phillipsburg has agreed to participate in the Municipal Alliance Program for the period July 1, 2021 through June 30, 2022; and

WHEREAS, the Director of the Board of County Commissioners was authorized to execute agreements for the FY' 2022 Municipal Alliance Grant between the County of Warren and Phillipsburg in the amount of \$5,936.

WHEREAS, in order to participate in the Municipal Alliance Program the Town is required to post matching funds; and

WHEREAS, the Town Council believes it to be in the best interest of the Town to accept the award as discussed above; and

WHEREAS, sufficient funding is available as evidenced by the attached certification of funds; and

WHEREAS, the Town Council desires to authorize the acceptance of the Municipal Alliance Grant with corresponding matching obligation.

NOW THEREFORE BE IT RESOLVED, by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the Town of Phillipsburg hereby accepts to participate in the Municipal Alliance Program.

BE IT FURTHER RESOLVED that the Mayor and Deputy Clerk are hereby authorized and directed to execute all documents necessary to effectuate the foregoing.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

R2021-243

RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING A CHANGE ORDER DECREASE TO MUNICIPAL MAINTENANCE COMPANY IN THE AMOUNT OF \$105.00 AND AUTHORIZING FINAL PAYMENT

WHEREAS, the Town of Phillipsburg awarded a contract for the replacement of the wastewater treatment plant raw water influent pump A&B and plant water pump as identified in the bid specifications in the amount of \$120,540.00 to Municipal Maintenance Company, 1352 Taylors Lane Cinnaminson, NJ 08077; and

WHEREAS, Municipal Maintenance Company has submitted Change Order No. 1 in the amount of \$105.00 and payment certificate No. 3 for final payment in the amount of \$7,896.70; and

WHEREAS, Remington & Vernick Engineers submitted correspondence dated September 23, 2021 recommending approval of a change order decreasing the value of the contract by \$105.00; and

WHEREAS, the Town Council desires to authorize and approve the change order and final payment; and

WHEREAS, sufficient funding is available as evidenced by the attached certification of funds.

NOW, THEREFORE, BE IT RESOLVED by Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the Change Order No. 1 for a reduction in the amount of \$105.00 is hereby approved and Certificate no. 3 in the amount of \$7,896.70 is hereby approved and said amount directed to be paid to Municipal Maintenance Company as final payment for work performed pursuant to the contract for the Project.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk

R2021-244

**A RESOLUTION OF THE TOWN OF PHILLIPSBURG, COUNTY OF WARREN,
STATE OF NEW JERSEY, AUTHORIZING THE APPOINTMENT OF SPECIAL
CONFLICT COUNSEL**

WHEREAS, Steven Siegel, Esq. serves as Municipal Prosecutor for the Town of Phillipsburg; and

WHEREAS, from time to time there are situations where Mr. Siegel has a conflict of interest due to present or prior representation of persons or businesses located in the Town of Phillipsburg;

WHEREAS, pursuant to the Town Code, the Mayor has authority to appoint special conflict counsel when the need arises; and

WHEREAS, there is a need to have a designated conflict counsel to address these situations.

NOW THEREFORE IT BE RESOLVED that Richard W. Wenner, Esq. of the law firm of Lavery, Selvaggi, Abromitis & Cohen, P.C., who presently serves as municipal attorney, is appointed conflict counsel;

NOW THEREFORE IT BE RESOLVED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the appointment of Richard W. Wenner, Esq. of the law firm of Lavery, Selvaggi, Abromitis & Cohen, P.C., or any member of the firm in his absence, to the position of Special Conflict Counsel, is hereby approved.

NOW THEREFORE IT BE FURTHER RESOLVED that the hourly rate for the conflict counsel should be the same as the regular municipal attorney, \$150.00 per hour.

BE IT FURTHER RESOLVED that the Mayor and Deputy Clerk are hereby authorized to execute and attest to a professional services agreement between the Town of Phillipsburg and Richard W. Wenner, Esq.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021 meeting.

Lorraine Loudenberg
Deputy Clerk

**A RESOLUTION OF THE
TOWN OF PHILLIPSBURG, COUNTY OF WARREN,
STATE OF NEW JERSEY, AUTHORIZING THE
APPOINTMENT OF SPECIAL CONFLICT COUNSEL**

WHEREAS, the Town Attorney has a conflict which precludes him from representing the Town of Phillipsburg; and

WHEREAS, pursuant to the Town Code, the Mayor has authority to appoint special conflict counsel when the need arises; and

WHEREAS, there is a need to have a designated conflict counsel to address these situations.

NOW THEREFORE IT BE RESOLVED that Joshua Zielinski, Esq. of the law firm of O'Toole Scrivo is appointed conflict counsel;

NOW THEREFORE IT BE RESOLVED by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the appointment of Joshua Zielinski, Esq. of the law firm of O'Toole Scrivo or any member of the firm in his absence, to the position of Special Conflict Counsel, is hereby approved for calendar year 2021.

NOW THEREFORE IT BE FURTHER RESOLVED that the hourly rate for the conflict counsel should be \$150.00 per hour.

BE IT FURTHER RESOLVED that the Mayor and Deputy Clerk are hereby authorized to execute and attest to a professional services agreement between the Town of Phillipsburg and Joshua Zielinski, Esq. of the law firm of O'Toole Scrivo.

CERTIFICATION

I, Lorraine Loudenberg, Deputy 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 September 28, 2021 meeting.

Lorraine Loudenberg
Deputy Clerk

**RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR
PROFESSIONAL SERVICES WITH VAN CLEEF ENGINEERING
ASSOCIATES FOR ENGINEERING SERVICES FOR THE GREEN
STREET PARK SINK HOLE INVESTIGATION**

WHEREAS, the Town of Phillipsburg has a need to acquire professional services relative to engineering services required for the evaluation of Green Street Park for locating sink holes due to recent formation of sink holes in the park; 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, Inc., submitted a proposal dated September 24, 2021, to provide services relative to the Project; and

WHEREAS, the value of these services shall not exceed \$5,900.00; and

WHEREAS, Van Cleef Engineering Associates, Inc. shall provide the following:

(1.) Ground Penetrating Radar Scan at Green Street Park location; and

WHEREAS, the Town Council finds it to be in the best interest of the Town of Phillipsburg to authorize said work, which work is not subject to public bidding.

WHEREAS, funding for 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 Deputy Clerk are authorized to enter into a Contract with Van Cleef Engineering Associates, Inc., NOT TO EXCEED \$5,900.00, as described therein, subject to the certification of funds.

BE IT FURTHER RESOLVED that the Deputy 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, Lorraine Loudenberg, Deputy 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 September 28, 2021.

Lorraine Loudenberg, Deputy Clerk