

**ALPINE MAYOR AND COUNCIL  
REGULAR MEETING  
Wednesday, April 26, 2017 @ 7:30 P.M.  
Borough Hall - 100 Church Street**

**CALL TO ORDER/ PUBLIC ANNOUNCEMENT/PLEDGE OF ALLEGIANCE**

The Mayor and Council, Borough of Alpine, convened for this Regular Meeting on Wednesday, April 26, 2017 at 7:30 P.M. in the Alpine Borough Hall. The Public Announcement was read and the Pledge of Allegiance recited.

*In accordance with the provisions of the New Jersey Open Public Meetings Law, the notice of this Regular Meeting held Wednesday, April 26, 2017 has met the requirements of the law by being published in The Record as part of the Annual Notice, posted on the bulletin board of the lobby in the Borough Hall and a copy filed in the office of the Borough Clerk. This meeting was recorded in its entirety.*

**ROLL CALL**

Paul Tomasko, Mayor	Present	Vicki Frankel, Council President	Present
Michael Cacouris, Councilman	Present	Gayle Gerstein, Councilwoman	Present
John Halbreich, Councilman	Present	Laurence Shaddek, Councilman	Present
Arthur Frankel, Councilman	Present		

**Staff Present on Dais:** Dermot Doyle for Borough Attorney Russ Huntington, Borough Engineer Gary Vander Veer, Municipal Clerk Stephanie Wehmann

**PUBLIC COMMENTS** None

**REPORT OF THE FINANCE COMMITTEE** Deferred to New Business

**Tax Assessor's Report.** Report on file in the Borough Clerk's Office.

**MAYOR'S REPORT** The Mayor reported on the following:

- Thank you to everyone for submitting their Financial Disclosure Forms.
- The first Bergen County Health Fair was held at the Hasbrouck Heights Hilton this past weekend and the turnout exceeded capacity.
- The Northern Valley Earth Fair was held on Sunday at the Tenakill Middle School in Closter and was also well attended despite being outdoors in light rain.
- A memo from the Borough Clerk requests administrative employees be permitted to take off Monday, July 3 in exchange for working Election Day. This has been done in the past. There was no objection.
- Thank you to Councilman Halbreich for completing the NJ MEL Elected Officials online training. This saves the Borough \$250.00 and there is time for others to follow suit. An upcoming class is scheduled in Hillsdale or it can be taken online.
- The Annual Civil Rights Notice was reviewed and acknowledged.
- Current Northern Valley Press article entitled "Barging into the Hudson" quotes the Mayor. Copies distributed. A resolution on this matter appears on the consent agenda.

**REPORTS OF THE STANDING COMMITTEES**

**Administration Department** No report.

**Building Department** Councilman Halbreich read the report's main statistics:

67 scheduled inspections, 1 driveway permit, 4 tree permits, 2 soil moving applications, and 7 zoning review applications. Balance of the reports is on file in the Clerk's office.

**Department of Public Works** Councilman Frankel advised the report is on file.

**Fire Department** Councilwoman Gerstein advised statistics are available for review.

**Police Department** Councilwoman Frankel advised the report is on file.

**Resolution #073 :4'2017: Accepting the Reports of the Standing Committees**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein  
at the regular meeting of the Alpine Mayor and Council held on Wednesday, April 26, 2017 to accept the reports of the Standing Committees.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shaddek

**MOTION APPROVED**

**BOARD OF EDUCATION LIAISON'S REPORT** Mayor Tomasko noted the school play was an excellent performance and well attended. Alpine School children will use the Council Chambers for a civics class on May 9.

**BOROUGH ATTORNEY'S REPORT** No report.

**BOROUGH ENGINEER'S REPORT** Engineer Vander Veer distributed his report and highlighted bids received for the two road improvement projects and both of the lowest bids fell below the cost projections. Bids will be awarded at next month's meeting.

**UNFINISHED BUSINESS**

**Ordinance 767: To Exceed the Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A. 40a:4-45.14)**

**Public Hearing:** Opened to the public for comments and, being none, closed.

**Resolution #074:4'2017: Adoption of Ordinance 767**

**OFFERED BY:** Councilman Cacouris **SECONDED BY:** Councilwoman Frankel

at the regular meeting of the Alpine Mayor and Council held on Wednesday, April 26, 2017

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Alpine in the County of Bergen and State of New Jersey, that an Ordinance entitled:

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2017 (N.J.S.A. 40A:4-45.14)**

does hereby pass its second and final reading and is hereby adopted and Notice of same be published according to law.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shaddek **MOTION APPROVED**  
(Ordinance 767 appended to these minutes in its entirety.)

**2017 Municipal Budget**

**Resolution #075:4'2017: Waiving Reading in Full of the Budget**

**OFFERED BY:** Councilman Cacouris **SECONDED BY:** Councilwoman Frankel

at the regular meeting of the Alpine Mayor and Council held on Wednesday, April 26, 2017

**WHEREAS**, N.J.S. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall

a) be posted in a public place where public notices are customarily posted, and

b) is made available to each person requesting the same during said week and during the public hearing, and

**WHEREAS**, the Borough of Alpine has complied with the aforesaid requirements,

**NOW, THEREFORE, BE IT RESOLVED**, the Borough is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 2017.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shaddek **MOTION APPROVED**

**Public Hearing:** Opened to the public for comments.

Borough Auditor, Jeffrey Bliss pointed out there is no resolution for Self-Examination of the Budget this year. Every three years the State Division of Local Government Services is required to do a comprehensive and extensive review of the Borough's Budget. He is very happy to report that there were no findings related to their review of the budget meaning the budget meets all the statutory requirements, is in accordance with the Budget laws and all the calculations were properly prepared. Their only request was that the CAP Ordinance be submitted electronically to them after adoption. They signed off so the budget can be adopted this evening. Great job by the Mayor and Council. This is the first budget he has had with absolutely no findings. Mayor Tomasko thanked Mr. Bliss for all his work and for attending tonight's meeting.

Being no further comments the public portion closed.

**Resolution #076:4'2017: Adoption of the 2017 Municipal Budget**

**OFFERED BY:** Councilman Cacouris **SECONDED BY:** Councilwoman Frankel

at the regular meeting of the Alpine Mayor and Council held on Wednesday, April 26, 2017

**BE IT RESOLVED**, by the Council of the Borough of Alpine, County of Bergen that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$3,252,705.00 to be raised by taxation for municipal purposes and \$99,006.00 for the Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shadek **MOTION APPROVED**

*{Summary of the Budget attached.*

*Complete copy of the 2017 Municipal Budget is on file in the Borough Clerk's office}*

**Ordinance 768: 2017 Salary Ordinance**

**Public Hearing:** Opened to the public for comments and being none closed.

**Resolution #077:4'2017: Adoption Ordinance 768**

**OFFERED BY:** Councilwoman Gerstein **SECONDED BY:** Councilwoman Frankel

at the regular meeting of the Alpine Mayor and Council held on Wednesday, April 26, 2017

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Alpine in the County of Bergen and State of New Jersey, that an Ordinance entitled:

**"AN ORDINANCE PROVIDING FOR THE SALARIES, WAGES OR COMPENSATION OF OFFICERS, EMPLOYEES, OFFICIALS OF THE BOROUGH OF ALPINE IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY."**

does hereby pass its second and final reading and is hereby adopted and Notice of same be published according to law.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shadek **MOTION APPROVED**

*{Ordinance 768 appended to these minutes in its entirety.}*

Capital Bond Ordinance 769: 2017 Road Improvement Program & 2016 NJDOT Municipal State Aid

**Public Hearing:** Opened to the public for comments and being none closed.

**Resolution #078:4'2017** Adoption Ordinance 769

**OFFERED BY:** Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein

At a regular meeting of the Mayor and Council of the Borough of Alpine, held on Wednesday, April 26, 2017

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Alpine in the County of Bergen and State of New Jersey, that an Ordinance entitled:

**BOND ORDINANCE PROVIDING FOR THE 2017 ROAD PROGRAM IN AND BY THE BOROUGH OF ALPINE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$335,000 THEREFOR (INCLUDING A NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$155,500) AND AUTHORIZING THE ISSUANCE OF \$335,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF**

does hereby pass its second and final reading and is hereby adopted and Notice of same be published according to law.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shaddek **MOTION APPROVED**  
{Ordinance 769 appended to these minutes in its entirety.}

Ordinance 770: Amend Chapter 36-3 Increase AFD LOSAP

**Public Hearing:** Opened to the public for comments and being none closed.

**Resolution #079:4'2017** Adoption Ordinance 770

**OFFERED BY:** Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein

At a regular meeting of the Mayor and Council of the Borough of Alpine, held on Wednesday, April 26, 2017

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Alpine in the County of Bergen and State of New Jersey, that an Ordinance entitled:

**AN ORDINANCE TO AMEND CHAPTER 36-3(C) ENTITLED "LENGTH OF SERVICE AWARD PROGRAMS"**

does hereby pass its second and final reading and is hereby adopted and Notice of same be published according to law.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shaddek **MOTION APPROVED**  
{Ordinance 770 appended to these minutes in its entirety.}

NEW BUSINESS

REPORT OF THE FINANCE COMMITTEE A copy is on file in the Borough Clerk's office.

**Bank Of New Jersey Current Operating Acct** **\$2,664,413.08**

**Resolution #080: 4'2017: Approval of Bills and Claims**

**OFFERED BY:** Councilman Cacouris **SECONDED BY:** Councilwoman Frankel

at the regular meeting of the Alpine Mayor and Council held on Wednesday, April 26, 2017 to approve the bills and claims, a copy of which are appended.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, A. Frankel, Halbreich **Absent:** Shaddek  
**MOTION APPROVED**

**CONSENT AGENDA RESOLUTIONS** Resolutions #081:4'2017 - #093:4'2017

Councilman Cacouris abstains from 1a. Councilman Shaddek abstains from 1a & 1b. He was absent. Councilman Halbreich abstains from Item 5.  
Mayor Tomasko requested Item 1a. budget meeting minutes be pulled for discussion.

**1. Approval of Minutes**

**b. Resolution #081:4'2017: Approval of Minutes Regular Meeting March 22, 2017**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017 to approve the minutes of the Regular Meeting February 22, 2017.

**Vote: Ayes:** Cacouris,V. Frankel, Gerstein, A. Frankel, Halbreich **Abstain:** Shaddek

**MOTION APPROVED**

**2. Resolution #082:4'2017 Amendment of Borough Cafeteria Plan**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017

**WHEREAS**, the Company maintains the Cafeteria Plan (the "Plan") for the benefit of certain of its employees; and

**WHEREAS**, the Company desires to amend the Plan;

**NOW, THEREFORE**, the Plan is hereby amended as follows, effective as provided therein:

Effective date: 1/1/2017

**Optional Employee Funded Accounts\***

**Flexible Spending Account (FSA)** - you may contribute up to \$2,600 per year

**Dependent Care Account (DCA)** - you may contribute up to \$5,000 per year

**RESOLVED:** That the Plan be amended in the form attached hereto, which amendment is hereby adopted and approved;

**RESOLVED FURTHER:** That the appropriate officers of the Company be, and they hereby are, authorized and directed to execute said amendment on behalf of the Company;

**RESOLVED FURTHER:** That the officers of the Company be, and they hereby are, authorized and directed to take any and all actions and execute and deliver such documents as they may deem necessary, appropriate or convenient to effect the foregoing resolutions including, without limitation, causing to be prepared and filed such reports documents or other information as may be required under applicable law.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich A. Frankel, Shaddek

**MOTION APPROVED**

**3. Resolution #083:4'2017: Closter Ambulance LOSAP for 2012**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017.

**WHEREAS**, the Borough of Alpine has established a Length of Service Award Program (LOSAP) for Alpine Fire Department and has approved an Interlocal Agreement with the Borough of Closter for the Closter Volunteer Ambulance Rescue Corps which services Alpine, and

**WHEREAS**, on March 21, 2017 the Borough of Alpine finally received the appropriate supporting documentation and certification from the Closter Volunteer Ambulance Rescue Corps of the annual list for the year 2012 commencing January 1, 2012 and ending December 31, 2012 of all volunteer members who qualified for credit under the LOSAP program, and

**WHEREAS**, the Borough of Alpine has reviewed the said list and does hereby believe that the same should be certified.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine that the following named members of the Closter Volunteer Ambulance Rescue Corps have attained the minimum number of points and therefore qualify to receive an award for the 2012 reporting year:

Donald Albelli	Margaret Buchanan (formerly Baretta)	Regina Duffy
Sean Foley	Andrew Galinac	James Gordon
Ross Herbert	Rich Incontro	Terri-Ann Komar
Anthony Lupardi, Jr	Thomas Migliore	Dan Palmdessa
Martin Prince	Jason Rodriquez	Steven Selle
Alan (Walter) Wilson	Ilana Yellin	

BE IT FURTHER RESOLVED, that copy of this Resolution shall be posted for a period of thirty (30) days on the bulletin boards in the lobby of the Alpine Borough Hall and in the Closter Volunteer Ambulance Rescue Corps and a copy be forwarded to the Borough of Closter.

Vote: Ayes: V. Frankel, Cacouris, Gerstein, Halbreich A. Frankel, Shadek

MOTION APPROVED

4. Resolution #084:4'2017: Closter Volunteer Ambulance LOSAP for 2016

OFFERED BY: Councilwoman Frankel SECONDED BY: Councilwoman Gerstein

at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017,

WHEREAS, the Borough of Alpine has established a Length of Service Award Program (LOSAP) for Alpine Fire Department and has approved an Interlocal Agreement with the Borough of Closter for the Closter Volunteer Ambulance Rescue Corps which services Alpine, and

WHEREAS, the Borough of Alpine has received a certification from the Closter Volunteer Ambulance Rescue Corps of the annual list for the year 2016 commencing January 1, 2016 and ending December 31, 2016 of all volunteer members who have qualified for credit under the LOSAP program, and

WHEREAS, the Borough of Alpine has reviewed the said list and does hereby believe that the same should be certified.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine that the following named members of the Closter Volunteer Ambulance Rescue Corps have attained the minimum number of points and therefore qualify to receive an award for the 2016 reporting year:

Amin Afshar	Donald Albelli	A.J. Baretta
Rob Beddoe	Margaret Buchanan (formerly Baretta)	Walter Dankiewicz
Terry DeLyon (formerly Komar)	Barbara Elarde	Sean Foley
Andrew Galinac	John Glidden	James Gordon
Ross Herbert	Anthony Lupardi, Jr.	Hadar Maresky
Thomas Migliore	Brian Pierro, Jr	Mark Safran
Steven Selle	Maayan Shalvi	Jean-Marie Vadovic
Alan (Walter) Wilson		

BE IT FURTHER RESOLVED, that copy of this Resolution shall be posted for a period of thirty (30) days on the bulletin boards in the lobby of the Alpine Borough Hall and in the Closter Volunteer Ambulance Rescue Corps and a copy be forwarded to the Borough of Closter.

Vote: Ayes: V. Frankel, Cacouris, Gerstein, Halbreich A. Frankel, Shadek

MOTION APPROVED

**5. Resolution #085:4'2017: Adjustment per CPI for Alpine FD LOSAP**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017,

**WHEREAS**, the Mayor and Council of the Borough of Alpine have heretofore adopted legislation providing for a Length of Service Award Program ("LOSAP") in the Borough of Alpine in accordance with the applicable statutes; and

**WHEREAS**, the Mayor and Council, having determined that it would be in the best interest of the Borough to adjust the annual LOSAP contribution from time to time to reflect changes in the cost of living as represented in the Consumer Price Index; and

**WHEREAS**, the enabling Ordinance §36-3(C) has been amended to provide for Consumer Price Index adjustments,

**NOW, THEREFORE, BE IT RESOLVED** that the contribution for qualified members of the Volunteer Fire Department of the Borough of Alpine shall be increased to include \$168.00 of Consumer Price Index adjustments in addition to the underlying base contribution of \$1,150.00 for a total contribution of \$1,318.00.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, A. Frankel, Shadek **Abstain:** Halbreich

**MOTION APPROVED**

**6. Resolution #086:4'2017: Opposing U.S. Coast Guard Establishment of Hudson River Anchorages**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017

**WHEREAS**, in June 2016, the U.S. Coast Guard First District issued an Advance Notice of Proposed Rulemaking on a proposal to establish 10 new anchorage grounds with a total of 43 berths for commercial vessels in the Hudson River; and

**WHEREAS**, the stated justification for establishing new anchorages is to accommodate increased transport of crude oil on the Hudson River; and

**WHEREAS**, the proposed Yonkers Extension Anchorage Ground would cover 715 acres and allow up to 16 vessels to anchor for "long term" usage; and

**WHEREAS**, the Yonkers anchorage would affect the Boroughs of Alpine, Tenafly and Englewood Cliffs, New Jersey; and

**WHEREAS**, views of the Hudson River will be disturbed from the Boroughs of Alpine, Tenafly and Englewood Cliffs and from the Hudson River Palisades, a national landmark preserved in perpetuity by creation of the Palisades Interstate Park; and

**WHEREAS**, the anchoring of barges carrying up to 4 million gallons of volatile crude oil threatens the health and safety of the public with possibilities of fire or toxic spill into the Hudson River; and

**WHEREAS**, the proposed anchorage site abuts the main shipping channel of the river, which will increase congestion and the risk of collisions, and disturb recreational boaters; and

**WHEREAS**, the anchoring equipment used by commercial vessels disturbs bottom sediments and can damage wildlife habitats, including those of endangered species residing in the river; and

**WHEREAS**, the proposal would create health, safety, environmental and economic threats to Hudson River communities;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Alpine hereby registers its opposition to the proposed anchorages and urges the U. S. Coast Guard to not move forward with the rulemaking process.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich A. Frankel, Shadek

**MOTION APPROVED**

**7. Resolution #087:4'2017: Authorizing Addendum to 2016-2020 Agreement with Bergen County Department of Health Services to include Registered Environmental Health Specialist (REHS) Services Coverage**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017

**WHEREAS**, the Borough of Alpine by resolution dated January 4, 2016 entered into an interlocal agreement with the Bergen Department of Health Services (BCDHS) for Animal Control and Public Health Shared Services which contract was awarded without competitive bidding in accordance with N.J.S.A. 40A:11-5(2); and

**WHEREAS**, the Borough of Alpine desires to amend this contract to include Registered Environmental Health Specialist (REHS) Services; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Alpine as follows:

1. That the Municipal Clerk and the Mayor are hereby authorized and directed to execute an addendum to Paragraph 1.2 of the Shared Services Agreement to provide that the Bergen County Department of Health Services will also deliver Registered Environmental Health Services (REHS) to the Municipality as set forth below:

1) May 1, 2017 thru December 31, 2017 at a prorated annual cost of \$5,000.00.

2) Pricing for the years 2018, 2019, and 2020 based on annual rates and statistics from the Municipalities Annual Local Health Report to the State of New Jersey.

2. Except as set forth in this Amendment, the Shared Services Agreement is unaffected and shall continue in full force and effect in accordance with its terms. If there is a conflict between this amendment and the Agreement, the terms of this amendment will prevail.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer has certified, in accordance with N.J.A.C. 5:30 14.5 that sufficient legally appropriated funds will be available for this purpose subject to appropriation of funds in the 2017 adopted budget.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shadex

**MOTION APPROVED**

**8. Resolution #088:4'2017: Waive Fees (B.O. 185& 109-3) for Alpine Board of Education Septic Work**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

At this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017

**WHEREAS** Borough Ordinance § 185-6&8 gives authority to the Borough Council to provide for a waiver of the provisions of the soil moving ordinance when it is satisfied that the waiving of such provision shall not adversely affect the Borough or substantially impair the intent and purpose of this chapter, and

**WHEREAS** the Mayor and Council finds it in the best interest to waive permit and application fees for the Alpine School Board of Education relative to the installation of new septic systems;

**BE IT RESOLVED** that the Mayor and Council of the Borough of Alpine hereby waives the fees per Borough Ordinance 109-3 for test holes and a septic system permit for the Alpine Board of Education and the soil moving application fee under Borough Ordinance 185 Schedule A. However, the Borough will collect escrow as required to cover engineering fees per Borough Ordinance 185 Schedule A II F.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich A. Frankel, Shadex

**MOTION APPROVED**



**9. Resolution #089:4'2017: Introduction Ordinance 771 to Amend Ordinance 768:2017 Salary Ordinance**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

At this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017

Be it resolved, by the Mayor and Council of the Borough of Alpine, in the County of Bergen and State of New Jersey, that an Ordinance entitled:

**“AN ORDINANCE AMENDING ORDINANCE NO. 768 PROVIDING FOR THE SALARIES, WAGES OR COMPENSATION OF OFFICERS, EMPLOYEES, OFFICIALS OF THE BOROUGH OF ALPINE IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY.”**

pass on first reading and remain on file with the Clerk for public inspection until public hearing thereon and further consideration thereof, which hearing shall be held in the Council Chambers, Alpine Municipal Building, Church Street, Alpine, New Jersey on Wednesday, May 24, 2017 at 7:30 p.m. prevailing time or as soon thereafter as the matter can be heard, at which time and place all persons interested in said Ordinance will be heard. The Borough Clerk is hereby directed to publish said Ordinance in full or by title, together with the Notice of Hearing thereon in the Record according to law.

**BE IT FURTHER RESOLVED**, that a copy of said Ordinance shall be posted on the bulletin board in the lobby of the Borough Hall and copies shall be made available to the members of the public who shall request the same.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich A. Frankel, Shadek

**MOTION APPROVED**

**10. Resolution #090:4'2017: Appointment DPW Superintendent & Interim Principal Public Works Manager**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

At this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017

**WHEREAS**, by resolutions dated October 26, 2016 and January 4, 2017, Frank Rickenbaugh has served as Acting Superintendent of Public Works since November 1, 2016 and

**WHEREAS**, based on his experience and performance the DPW Commissioner and Committee now recommend Frank Rickenbaugh be appointed Superintendent of Public Works for a term expiring December 31, 2017 with an additional \$5,000 in annual salary pro rata; and

**WHEREAS**, the proposed salary increase will be retroactive to May 1, 2017 subject to adoption of Ordinance 771, to amend the 2017 Salary Ordinance 768, as introduced April 26, 2017 and scheduled for final adoption after public hearing on May 24, 2017; and

**NOW, THEREFORE, BE IT RESOLVED**, that Frank Rickenbaugh be appointed Superintendent of the Department of Public Works effective May 1, 2017 for a term expiring December 31, 2017; and

**BE IT FURTHER RESOLVED**, this resolution clarifies the intent of the October 26, 2016 resolution to also designate Mr. Rickenbaugh, who does not yet hold a Certified Public Works Manager certificate, as Interim Principal Public Works Manager for a one year term beginning from the time of vacancy on November 1, 2016 and expiring November 1, 2017 in compliance with N.J.S.A. 40A:9-154.6a and 7a et. seq. which designation is not considered a separate position.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich A. Frankel, Shadek

**MOTION APPROVED**

**11. Resolution #091:4'2017: Endorse Planning Board Approval: Soil Moving Permit (Perez Block 59 Lot 3 822 Closter Dock Road)**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

At this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017

**WHEREAS**, Borough Ordinance 183-3D(5) lays down the procedure for review of an application for a soil movement permit in compliance with N.J.S.A. 40:20D-26b; and

**WHEREAS**, a soil movement application for Ramon and Mirna Perez Block 59 Lot 3 - 822 Closter Dock Road was reviewed by the Alpine Planning Board at a public hearing held on March 28, 2017; and

**WHEREAS**, the Alpine Planning Board laid down their written recommendation to the Mayor and Council with respect to this application in a resolution approved at their regular meeting held on April 25, 2017 (copy attached hereto); and

**WHEREAS**, the Mayor and Council has examined the application and the recommendations of the Planning Board and have considered the results of the public hearing before the Planning Board;

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Alpine find that the proposed soil movement will not create conditions inimical to the public health, welfare and safety, nor create any drainage, soil erosion or other conditions of danger and

**BE IT FURTHER RESOLVED** that the Mayor and Council hereby approve said application subject to all conditions as laid out in the Planning Board's resolution of April 25, 2017.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich A. Frankel, Shadek

**MOTION APPROVED**

**12. Resolution #092:4'2017: Authorizing Jewish Family Services Northern New Jersey Wheels for Meals Ride to Fight Hunger – June 11, 2017**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

At this regular meeting of the Alpine Mayor & Council, County of Bergen, State of New Jersey held on April 26, 2017

**WHEREAS**, Jewish Family Services (JFS) raises money for charity and has held their "WHEELS for MEALS – A Ride to Fight Hunger" Family Bike Event in previous years; and

**WHEREAS**, JFS North Jersey has joined with JFS Bergen to form Jewish Family and Children's Services of Northern New Jersey (JFCSNNJ); and

**WHEREAS**, JFCSNNJ has requested authorization from the municipalities through which riders will traverse and the routes in Alpine, per route maps provided and on file in the Borough Clerk's Office, will be (1) entering from Tenafly Borough along Henry Hudson Drive to Alpine Approach Road to Route 9W Northbound to the New York State Line, (2) entering from Cresskill Borough at Vaccaro Drive, continuing toward Jackson and Wilson Drives and exiting toward Cresskill Borough via Hillside Avenue, and (3) entering from Demarest Borough via Anderson Avenue, continuing along to Cambridge Way and Buckingham Drive and exiting toward Closter Borough via Anderson Avenue; and

**WHEREAS**, Police Chief Belcolle has no objections and will be actively coordinating with JFCSNNJ regarding any necessary police assistance; and

**WHEREAS**, JFCSNNJ has provided a Certificate of Liability Insurance and Hold Harmless Agreement, both of which have been reviewed and approved by the Borough's Risk Manager;

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Alpine authorize the JFCSNNJ "WHEELS for MEALS – A Ride to Fight Hunger" Family Bike Event to be held on Sunday, June 11, 2017.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich A. Frankel, Shadek

**MOTION APPROVED**

**13. Resolution #093:4'2017: Amending 2/22/2017 Resolution Establishing Swim Club Fees**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

At this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017

**WHEREAS**, Borough Ordinance 754 provides that the Mayor and Council shall annually set the fees of the Alpine Swim & Racquet Club and;

**WHEREAS**, the Mayor and Council adopted Resolution #054:2'2017 on February 22, 2017 setting the 2017 fee schedule; and

**WHEREAS**, the Alpine Swim and Racquet Club Subcommittee wishes to amend the fee schedule by extending the discount for applications received before May 1<sup>st</sup> to all non-resident memberships, including Closter-resident single memberships, so as to read:

Discount for payment before May 1 <sup>st</sup> <i>Applies to all Non-resident memberships and Closter-resident single memberships (excludes Closter-resident Family Memberships)</i>	\$ (50.00)
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**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Alpine adopt the 2017 Fee Schedule as amended above for the Alpine Swim and Racquet Club.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shaddek

**MOTION APPROVED**

**End of Consent Agenda Resolutions**

Mayor Tomasko requested a correction as noted in the resolution below.

**a. Resolution #094:4'2017: Approval of Minutes Budget Meeting March 22, 2017**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017 to approve the minutes of the Budget Meeting February 22, 2017 as amended by replacing the line: *"The municipal tax increase will be 1.5%"* to read as follows *"The municipal tax levy increase is 1.5%. The municipal tax increase will be 0.6%."*

**Vote: Ayes:** V. Frankel, Gerstein, A. Frankel, Halbreich **Abstain:** Cacouris, Shaddek

**MOTION APPROVED**

**COMMUNICATIONS: WRITTEN AND ORAL** - None

**Resolution#095:4'2017: Executive Session A Resolution providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12.**

**OFFERED BY:** Councilwoman Gerstein **SECONDED BY:** Councilwoman Frankel

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017

**WHEREAS**, the Mayor and Council of the Borough of Alpine is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

**WHEREAS**, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

**WHEREAS**, it is necessary for the Mayor and Council of the Borough of Alpine to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b subsection designated below:

**(b)(5)** 1 Contractual Matter

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Alpine, assembled in public session on Wednesday, October 26, 2016, that an Executive Session closed to the public shall be held for the discussion of matters relating to the specific items designated above; and

**BE IT FURTHER RESOLVED**, that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Borough Council that the public interest will no longer be served by such confidentiality.

**Vote: Ayes:** Cacouris, V. Frankel, Gerstein, Halbreich, A. Frankel, Shadek

**MOTION ADOPTED**

Mayor and Council convened the Executive Session at 7:45 PM and, upon a motion by Councilwoman Gerstein second by Councilman Shadek and approved by all returned to the regular public session at 7:48 PM.

**Resolution#096:4'2017: Authorization to Extend Cresskill Leaf Compost / Library Agreement**

**OFFERED BY:** Councilwoman Gerstein **SECONDED BY:** Councilwoman Frankel

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, April 26, 2017

**WHEREAS**, the current Cresskill Leaf Compost / Library Agreement expires December 31, 2017 and the Borough desires to extend the agreement

**BE IT RESOLVED** the Mayor and Borough Clerk are hereby authorized to negotiate and execute the renewal of the Cresskill Leaf Compost / Library agreement.

**Vote: Ayes:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shadek

**MOTION APPROVED**

**ADJOURNMENT**

**OFFERED BY:** Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein

and approved by all to adjourn the regular meeting of the Mayor and Council of the Borough of Alpine, held on Wednesday April 26, 2017 at 7:49 P.M.

Respectfully submitted,

Stephanie Wehmann, Municipal Clerk

**BOROUGH OF ALPINE  
CALENDAR YEAR 2017  
ORDINANCE 767  
TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A:4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% or the cost of living adjustment, whichever is less, unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, the cost of living adjustment for calendar year 2017 budgets is calculated at 0.5% pursuant to N.J.S.A. 40A:4-45.2 and amounts to \$22,438; and,

**WHEREAS**, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Borough Council of the Borough of Alpine in the County of Bergen finds it's advisable and necessary to increase its CY 2017 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that an additional 3.0% increase in the budget of said year, amounting to \$134,627 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW, THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Alpine, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2017 budget year, the final appropriations of the Borough of Alpine shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$157,065, and that the 2017 municipal budget for the Borough of Alpine be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Adopted: April 26, 2017

**2017 MUNICIPAL BUDGET  
of the Borough of Alpine  
County of Bergen for the fiscal year 2017  
Revenue and Appropriation Summaries**

Summary of Revenues	Anticipated	
	2017	2016
1. Surplus	1,100,000.00	1,150,000
2. Total Miscellaneous Revenues	1,283,248.00	1,393,148
3. Receipts from Delinquent Taxes	170,000.00	122,000
4. Local Tax for Municipal Purposes	3,252,705.00	3,205,876
<b>Total General Revenues</b>	<b>5,805,953.00</b>	<b>5,871,024</b>

Summary of Appropriations	2017 Budget	Final 2016 Budget
1. Operating Expenses: Salaries & Wages	2,567,000	2,572,100
Other Expenses	1,448,600	1,434,547
2. Deferred Charges & Other Appropriations	590,195	537,988
3. Capital Improvements	16,000	0
4. Debt Service (Include for School Purposes)	434,158	596,389
5. Reserve for Uncollected Taxes	750,000	730,000
<b>Total General Appropriations</b>	<b>5,805,953</b>	<b>5,871,024</b>
<b>Total Number of Employees</b>	<b>34</b>	<b>34</b>

**2017 Dedicated Open Space Trust Fund**

Summary of Revenues	Anticipated	
	2017	2016
1. Amount to be Raised by Taxes	\$ 99,006	\$ 98,225
2. Reserve Funds		
<b>Total General Revenues</b>	<b>\$ 99,006</b>	<b>\$ 98,225</b>

Summary of Appropriations	2017	Final 2016
1. Reserve for Future Use	\$ 99,006	\$ 98,225
2. Salaries & Wages		
3. Other Expenses		
<b>Total General Appropriations</b>	<b>\$ 99,006</b>	<b>\$ 98,225</b>

Debt Information - Bonds, Notes and Loans				
	General	Water Utility	Sewer Utility	Utility – Other
Interest on Bonds and Notes		N/A	N/A	N/A
Interest on Notes	57,596			
Principal on Bonds	0			
Principal on Notes	373,000			
Repayment of Loans	3,562			
<b>Outstanding Balance - 12/31/16</b>	<b>2,896,728</b>			

*These minutes have been approved by the Mayor & Council.*

**BOROUGH OF ALPINE  
ORDINANCE NO. 768**

“AN ORDINANCE PROVIDING FOR THE SALARIES, WAGES OR COMPENSATION OF OFFICERS, EMPLOYEES, OFFICIALS OF THE BOROUGH OF ALPINE IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY.”

BE IT ORDAINED, by the Mayor and Council of the Borough of Alpine as follows:

**Section 1.** That the respective salaries, wages or compensation of the following officers, employees, officials of the Borough of Alpine be hereby fixed at the following rate, effective as of January 1, 2017 except as may be specifically noted.

Office or Position:	Yearly Salary: 2017 (Unless Otherwise Noted)
Borough Clerk	62,424
Deputy Registrar of Vital Statistics	1,040
Recycling Administrator	2,040
The responsibilities encompassed by the Borough Clerk also include the duties of Deputy Registrar of Vital Statistics and Recycling Administrator and are performed during regular business hours per Section 4a of the Employee handbook at a TOTAL yearly salary of	65,504
Deputy Borough Clerk	51,555
Registrar of Vital Statistics	1,348
Secretary / Board of Adjustment	7,099
Secretary / Board of Health	4,895
The responsibilities encompassed by the Deputy Borough Clerk also include the duties of Registrar of Vital Statistics, Secretary / Board of Adjustment and Secretary / Board of Health and are performed during regular business hours per Section 4a of the Employee handbook at a TOTAL yearly salary of	64,897
Chief Financial Officer	19,111
Treasurer	55,641
Tax Collector	9,863
Tax Search Officer	5,999
Secretary / Planning Board	5,999
Municipal Alliance Coordinator	1,643
The responsibilities encompassed by the Chief Financial Officer also include the duties of Treasurer, Tax Collector, Tax Search Officer, Planning Board Secretary and Municipal Alliance Coordinator and are performed during regular business hours per Section 4a of the Employee handbook at a TOTAL yearly salary of	98,256
Deputy Chief Financial Officer	6,630
Qualified Purchasing Agent	2,040
The responsibilities encompassed by the Deputy Financial Officer also include the duties of Qualified Purchasing Agent and are performed during regular business hours per Section 4a of the Employee handbook at a TOTAL yearly salary of	8,670
Construction Office Technical Assistant	57,518
Tax Assessor	15,300
Acting Superintendent D.P.W	91,796
Property Maintenance Official	5,590
Fire Protection Subcode Official	9,851
Fire Official	3,637
The responsibilities encompassed by the Acting Superintendent D.P.W. also include the duties of the Property Maintenance Official, Fire Protection Subcode Official and Fire Official and are performed during regular business hours per Section 4a of the Employee handbook at a TOTAL yearly salary of	110,874
Equipment Operator One D.P.W.	37,142
Recycling Coordinator	4,080
The responsibilities encompassed by the Equipment Operator One D.P.W. also include the duties of the Recycling Coordinator and are performed during regular business hours per Section 4a of the Employee handbook at a TOTAL yearly salary of	41,222
Equipment Operator Two D.P.W.	37,740
Zoning Official (hourly rate 26.47 not to exceed)	14,018
Construction Code Official (hourly rate 39.12 not to exceed)	9,783
The responsibilities encompassed by the Construction Code Official also include the duties of the Zoning Officer and are performed during regular business hours per Section 4a of the Employee handbook at the above hourly rates not to exceed a TOTAL yearly salary of	23,801
Police Chief	176,249
Emergency Management Coordinator	3,686
Electrical Inspector	12,033
Plumbing Inspector	13,250
Municipal Court Judge	9,871
Court Administrator	9,974
Building Subcode Official	14,836
Substitute/Acting Health Officer	1,500
Crossing Guard (per hour)	17.00

*These minutes have been approved by the Mayor & Council.*

**Section 2.** In addition to other benefits and compensation, eligible employees covered by this ordinance shall receive an annual longevity increment as provided herein. The longevity increment shall be two (2%) of the employee's base annual wage upon completion of five (5) years of full-time continuous service. The longevity increment shall be paid commencing January 1 of the year following an employee's fifth anniversary and January 1 immediately following such fifth anniversary. Thereafter, the longevity increment shall be increased by four-tenths of 1% per year with a maximum of twelve (12%).

**Section 3.** A Department of Public Work's Employee who is scheduled for stand-by on a week-end or holiday shall receive \$75.00 per day.

**Section 4.** If need arises, during inclement weather, temporary employees of the DPW to be paid hourly at a range of 10.00 to 20.00 per hour.

**Section 5.** If need arises temporary administrative personnel and temporary seasonal DPW personnel to be paid hourly at a range of 10.00 to 16.00 per hour.

**Section 6.** Swim Club employees to be paid hourly at a range of 10.00 to 16.00 per hour.

**Section 7.** Special inspections as ordered by the Construction Code Official shall be paid at the rate of \$50 per inspection, in addition to salary, where applicable.

**Section 8.** Work performed by the Substitute/Acting Health Officer shall be paid as follows: Plan Review \$50.00 per review up to 7 = \$350.00; Inspections \$50 per inspection up to 10 = \$500.00; Administration \$50.00 per hour up to 10 hours = \$500.00.

**Section 9.** This Ordinance shall be retroactive to January 1, 2017 for all employees in the employ of the Borough of Alpine in the offices or positions hereinabove named as of the date of adoption of this Ordinance except as specifically noted.

**Section 10.** All ordinances or parts or ordinances inconsistent with this Ordinance be and the same are hereby repealed.

Adopted: April 26, 2017

**BOROUGH OF ALPINE  
ORDINANCE NUMBER 769**

**BOND ORDINANCE PROVIDING FOR THE 2017 ROAD PROGRAM IN AND BY THE BOROUGH OF ALPINE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$335,000 THEREFOR (INCLUDING A NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$155,500) AND AUTHORIZING THE ISSUANCE OF \$335,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF**

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ALPINE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

**SECTION 1.** The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Borough of Alpine, in the County of Bergen, State of New Jersey (the "Borough"). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$335,000, which sum includes a \$155,500 grant expected to be received from the New Jersey Department of Transportation (the "Grant"). Pursuant to N.J.S.A. 40A:2-11(c), as amended and supplemented, no down payment is required for the improvement or purpose set forth in Section 3 hereof, as such project is being funded by the Grant.

**SECTION 2.** For the financing of said improvement or purpose described in Section 3 hereof and to meet the part of said \$335,000 appropriation not provided by said Grant, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$335,000 pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.* (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in a principal amount not exceeding \$335,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3.** The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is for the resurfacing of various roadways and drainage improvements, including but not limited to, resurfacing Church Street (Section 3), Graham Street, Monument Lane and Stone Tower Drive, drainage improvements to Forest Street and the reconstruction of various storm drain inlets. Such improvement or purpose is to include, as applicable, milling, construction, reconstruction, repairing and resurfacing, drainage improvements, inlet, manhole and water valve replacements, the restoration or construction of or improvements to curbs, sidewalks, traffic line striping, driveway aprons or barrier-free ramps along such roadways, the acquisition and installation of traffic signals and signage and including all engineering and design work, surveying, construction planning preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

- (a) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$335,000.
- (b) The estimated cost of said improvement or purpose is \$335,000.

**SECTION 4.** Except for the Grant, in the event the United States of America, the State of New Jersey, and/or the County of Bergen make a contribution or grant in aid to the Borough for the improvement and purpose authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Bergen. Except for the Grant, in the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Bergen shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The Capital Budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.



**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement which the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, ten (10) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$335,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$40,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

**SECTION 8.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Borough reasonably expects to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 of this bond ordinance and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein have been or are reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Borough, or any member of the same "Controlled Group" as the Borough, within the meaning of Treasury Regulation Section 1.150-1(e), pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2, and no further action (or inaction) will be an abusive arbitrage device in accordance with Treasury Regulation Section 1.148-10 to avoid the arbitrage yield restrictions or arbitrage rebate requirements under section 148 of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Borough for any expenditures toward the costs of the improvement or purpose described in Section 3 hereof will not be used directly or indirectly (i) to "refund" an issue of governmental obligations within the meaning of Treasury Regulation Section 1.150-1(d), (ii) to create, within one year, following the reimbursement of any expenditures of bond proceeds "replacement proceeds", within the meaning of Treasury Regulation Section 1.148-1 of the bonds, or any other bond issue, or (iii) to reimburse the Borough for any expenditure or payment that was originally paid with the proceeds of any obligation of the Borough (other than borrowing by the Borough from one of its own funds or the funds of a member of the same "Controlled Group" within the meaning of Treasury Regulation Section 1.150-1(e)). The bonds or notes authorized herein to reimburse the Borough for any expenditures toward the costs of the improvement or purpose described in Section 3 hereof will be issued in an amount not to exceed \$335,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code and Treasury Regulation Section 1.150-1. This provision will take effect immediately, but will be of no effect with regard to expenditures for costs paid outside the permitted reimbursement period set forth in Treasury Regulation Section 1.150-2(d)(2).

**SECTION 10.** The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

**SECTION 11.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.  
Adopted: April 26, 2017

**ORDINANCE NO. 770  
AN ORDINANCE TO AMEND CHAPTER 36-3(C) ENTITLED "LENGTH OF SERVICE AWARD PROGRAMS"**

**WHEREAS**, the Mayor and Council adopted Borough Ordinance 573 on July 6, 2000 establishing a Length of Service Award Program ("LOSAP") to reward members of the Volunteer Fire Department of the Borough of Alpine for their loyal, diligent and devoted services to the residents of the Borough of Alpine; and

**WHEREAS**, the Mayor and Council of the Borough of Alpine, having considered the recommendation of the Fire Department, desire at this time to increase the amount of the annual contribution for each eligible member who meets the criteria as established in the Ordinance.

**NOW, THEREFORE, BE IT ORDERED** by the Mayor and Council of the Borough of Alpine, Bergen County, New Jersey that Section 36-3(C) shall be amended to read as follows:

"The base contribution shall remain at \$1,150.00 per year but the Mayor and Council of the Borough of Alpine may from time to time adjust the amount of contribution in accordance with the Consumer Price Index as promulgated from time to time by the Department of Community Affairs Local Finance Board."

**BE IT FURTHER ORDAINED** that if any section, subsection, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

**BE IT FURTHER ORDAINED** that his Ordinance shall take effect immediately upon final passage and publication as required by law.  
Adopted: April 26, 2017