

**ALPINE MAYOR AND COUNCIL
REGULAR MEETING
Wednesday, AUGUST 25, 2021 @ 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, August 25, 2021 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 Open Public Meetings Law the notice of this regular meeting of the Alpine Mayor and Council held on Wednesday, August 25, 2021 at 7:30 PM has met the requirements of the law by being published as part of the annual meeting notice in The Record, posted continuously on the bulletin board of the lobby of the Borough Hall and a copy filed in the office of the Borough Clerk

ROLL CALL

Paul Tomasko, Mayor	Present	Vicki Frankel, Council President	Present
Gayle Gerstein, Councilwoman	Present	Laurence Shadek, Councilman	Present
Arthur Frankel, Councilman	Present	Scott Bosworth, Councilman	Present
Steven Cohen, Councilman	Present		

Staff Present on Dais: Borough Attorney Russ Huntington, Borough Engineer Perry Frenzel, Municipal Clerk Stephanie Wehmann

PUBLIC COMMENTS

The following neighbors expressed extreme frustration regarding an ongoing issue on 7 Hemlock Drive where, since last summer, large events have been regularly occurring on weekends creating disturbances with loud music, drunkenness, speeding and traffic precluding the safe and peaceful use of their properties and neighborhood: David Perelman, Penny Horwich, his wife [Cresskill] Joseph DiStaulo, Dr. Pascariu [Alpine]. Attendees have advised them tickets are sold to get in to these events which don't have a permit and violate our zoning and noise ordinances which should be respected. Officials advise they need proof and sent a letter referring them to the County to request decibel readings. Attorney Huntington recognized the neighbors' frustration and that they should not have to tolerate this. He explained the challenges of prosecuting this type of abuse where the State and Court have promulgated rules and regulations that favor the property owner rather than the municipality and where a tenant works around the law. They are in communication with the property owner and tenant and are formulating plans to resolve this situation. It is his hope they will see some positive results in the near future. Mayor Tomasko affirmed the Borough understands their concerns and are working diligently to resolve this issue.

Rachael Frost, Attorney with Greenbaum, Rowe, Smith & Davis representing Rae Jo 27 Rionda Court appeared to thank the Mayor and Council for the adoption of Borough Ordinance #808. On behalf of Mr. Jo and all the neighbors they extend their deepest thanks and appreciation that the town has taken steps to restrict the overutilization of Alpine Drive, DuBois Avenue, Haring Lane and Schoolhouse Lane by prohibiting commercial traffic and returning the roads to their residential character.

Being no further speakers Mayor Tomasko closed the public comment portion of the meeting.

REPORT OF THE FINANCE COMMITTEE Mayor Tomasko offered the report for this month:

ConnectOne Current Operating Account

\$1,892,735.45

These minutes have been approved by the Mayor & Council.

Resolution #164:8'2021: Approval of Bills and Claims

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 25, 2021 to approve the bills and claims, a copy of which are appended.

VOTE: Ayes: Bosworth, Cohen, A. Frankel, V. Frankel, Gerstein, Shadek **MOTION APPROVED**

5. Resolution #165:8'2021: Group Affidavit for 2020 Audit

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 25, 2021

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2020 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs, and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: General Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled: 'General Comments - Recommendations' as evidenced by the group affidavit form of the governing body attached hereto, and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit: R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provision of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE BE IT RESOLVED, That the Mayor and Council of the Borough of Alpine, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

VOTE: Ayes: Bosworth, Cohen, A. Frankel, V. Frankel, Gerstein, Shadek **MOTION APPROVED**

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

MAYOR'S REPORT No report

REPORTS OF THE STANDING COMMITTEES

Administration Department Councilman Bosworth No report

Building Department Councilman Shadek reported 61 scheduled inspections, 10 tree permits, 5 soil moving applications, and 9 zoning review applications. The rest of the report is on file.

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

Fire Department Councilwoman Gerstein advised statistics on file.

Police Department Councilwoman Frankel advised the report is on file.

Resolution #166:8'2021: 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, August 25, 2021 to accept the reports of the Standing Committees.

VOTE: Ayes: Bosworth, Cohen, A. Frankel, V. Frankel, Gerstein, Shadek **MOTION APPROVED**

BOARD OF EDUCATION LIAISON'S REPORT Councilman Shadek advised school's will be opening in-person on schedule. Daniel O'Keefe is the new Principal who will be supporting Superintendent Maureen McCann who has done a terrific job. The basketball court is being upgraded funded by both the Board of Education and the Men's Basketball Group.

BOROUGH ATTORNEY'S REPORT No report.

BOROUGH ENGINEER'S REPORT Mr. Frenzel report included updates on the following:

- **2021 Riverside Cooperative Road Improvement Program** [Grant Court, Margo Way, Old Dock Road, portion of Haring Lane] D&L Paving. Program Successfully completed.
- **2019 NJS DOT Municipal Aid Road Improvement Program – Allison Road.** Paving complete.
- **2020 NJS DOT Municipal Aid Road Improvement Program – Cambridge Way.** Accepted bids August 12, 2021. The apparent low bidder is Frank A. Macchione Paving Plus of Rochelle Park, NJ and paving will be scheduled for September.

UNFINISHED BUSINESS - None

NEW BUSINESS

CONSENT AGENDA RESOLUTIONS Resolutions #167:8'2021 - #170:8'2021

1. Resolution #167:8'2021 Approval of Minutes Regular Meeting July 22, 2021

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, August 25, 2021 to approve the minutes of the regular meeting held on July 22, 2021.

VOTE: Ayes: Bosworth, Cohen, A. Frankel, V. Frankel, Gerstein, Shadek **MOTION APPROVED**

2. Resolution #168:8'2021: Authorizing Award of Contract to Gabrielli Truck Sales through Sourcewell Cooperative Contract #060920-KTC for One (1) Kenworth T480 and accessories

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, August 25, 2021.

WHEREAS, the Borough of Alpine has the need to procure certain specialized public works equipment in accord with the Local Public Contracts Law N.J.S.A. 40A:11-1 et. seq.; and

WHEREAS, P.L. 2011 Ch. 139 permits local government units to utilize national cooperative contracts as a method of procurement for goods and services pursuant to N.J.S.A. 52:34-6.2; and

WHEREAS, Borough of Alpine Resolution #162:08'2021 authorizes the Borough of Alpine to utilize the Sourcewell National Cooperative purchasing program (hereinafter Sourcewell) as a duly qualified cooperative purchasing entity recognized by the state of New Jersey which agreement was subsequently entered into on July 30, 2021 as Membership # 27840; and

WHEREAS, the Borough has complied with public notification provisions of the public advertisement and has received no protests in accord with law and regulation and the regulations as set forth within Local Finance Notice LFN 2012-10 have been reviewed by the Borough's Qualified Purchasing Agent and found to be in compliance; and

WHEREAS, the Borough of Alpine is desirous of purchasing One (1) Kenworth T480 and accessories under Sourcewell Contract 060920-KTC for Gabrielle Truck Sales 2306 Route 130 North Dayton, NJ 08810 for \$212,154.33; and

WHEREAS, the Chief Financial Officer certifies funding is available in the amount of \$ \$212,154.33 as follows:

Cap Bond Ordinance #806	C-04-55-992-200	\$179,649.33	(Hook Lift Truck)
Cap Bond Ordinance #796	C-04-55-987-202	\$26,730.00	(Vbox/ Salt Spreader)
Recycling Tonnage Grant Reserves	1-01-55-915-014	\$5,775.00	(Container)

These minutes have been approved by the Mayor & Council.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey, that the Department of Public Works is hereby authorized to procure One (1) Kenworth T480 and accessories under Sourcewell Contract 060920-KTC for Gabrielle Truck Sales 2306 Route 130 North Dayton, NJ 08810 for \$212,154.33.

VOTE: Ayes: Bosworth, Cohen, A. Frankel, V. Frankel, Gerstein, Shadek MOTION APPROVED

3. Report and Resolution: 2020 DOT Municipal State Aid Project – Cambridge Way Improvements

Report of Bid Results- Cambridge Way Improvements (State Aid Project)
Advertised in The Record on Monday, July 26, 2021
Received and opened 10:00 a.m. Thursday, August 12, 2021
at Borough Hall, 100 Church Street, Alpine, NJ

Company Town, State	Bid
D.L.S. Contracting, Inc., Fairfield, NJ	143,243.00
D&L Paving Contractors, Inc., Nutley, NJ	133,869.80
4 Clean-Up, Inc., North Bergen, NJ	147,373.00
Frank A. Macchione Paving Plus, Rochelle Park, NJ	131,248.32
AJM Contractors, Inc., Clifton, NJ	131,949.00
American Asphalt & Trucking, LLC, West Orange, NJ	139,437.37

Resolution#169:8'2021: Award Bid for 2020 Cambridge Way Improvements (State Aid Project)

OFFERED BY: SECONDED BY:

At a regular meeting of the Alpine Mayor and Council on Wednesday, August 25, 2021.

WHEREAS, the Mayor and Council of the Borough of Alpine requested bids for the 2020 Cambridge Way (State Aid Project) as detailed in the Notice to Bidders and sealed bids were received at the Borough Hall up until 10:00 a.m. August 12, 2021, as advertised in The Record on Monday, July 26, 2021; and

WHEREAS these bids were opened in the presence of the Borough Clerk and Deputy Borough Clerk with the Borough Engineer attending by telephone, and

WHEREAS six (6) bids were received as listed above and apparent low bidder was identified to be Frank A. Macchione Paving Plus of Rochelle Park, NJ at \$131,248.32; and

WHEREAS all of the bids were reviewed by the Borough Engineer who recommends acceptance of the lowest responsible bid from Frank A. Macchione Paving Plus of Rochelle Park, NJ at \$131,248.32 subject to review by the Borough Attorney and concurrence of the award by NJDOT.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, at the regular meeting Wednesday, August 25, 2021, that the bid be awarded Frank A. Macchione Paving Plus of Rochelle Park, NJ at \$131,248.32 subject to review by the Borough Attorney.

VOTE: Ayes: Bosworth, Cohen, A. Frankel, V. Frankel, Gerstein, Shadek MOTION APPROVED

Resolution#170:8'2021: Authorization to Hire School Crossing Guards for the 2021-2022 School Year

OFFERED BY: SECONDED BY:

At this meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, August 25, 2021

WHEREAS, the Borough of Alpine Police Department recommends hiring Carol Parrino and Henry Liegeois to fill the positions of School Crossing Guards for the 2021-2022 school year subject to medical clearance; and

WHEREAS, it is understood by all parties that these positions are considered seasonal, part time work at hourly salaries not to exceed what is provided for in the Salary Ordinance of the Borough of Alpine;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Alpine that Carol Parrino and Henry Liegeois are hired to perform the duties of School Crossing Guards for the Police Department at a rate per the Salary Ordinance for the 2021-2022 school year.

BE IT FURTHER RESOLVED that they shall be given a copy of the Employee Handbook and requisite training as determined and provided for by the Alpine Police Department.

A copy of this resolution shall be provided to Ms. Parrino, Mr. Liegeois, the Police Chief, the Treasurer and the Borough Clerk/Personnel Administrator.

VOTE: Ayes: Bosworth, Cohen, A. Frankel, V. Frankel, Gerstein, Shadek **MOTION APPROVED**

End of Consent Agenda

COMMUNICATIONS: WRITTEN AND ORAL None

Resolution#171:8'2021: 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:** Councilman Shadek

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, June 23, 2021

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)(7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: Affordable Housing

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, assembled in public session on Wednesday, December 16, 2020, 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 long

Vote: Ayes: Bosworth, Cohen. A. Frankel V. Frankel, Gerstein, Shadek **MOTION APPROVED**

The Mayor and Council entered into Executive Session at 8:15 P.M., adjourned back to the regular session at 8:56 P.M. and immediately adjourned the meeting.

ADJOURNMENT OFFERED BY: Councilman Frankel **SECONDED BY:** Councilwoman Frankel and approved by all to adjourn the regular meeting of the Mayor and Council of the Borough of Alpine, held on Wednesday August 25, 2021 at 8:57 P.M.

Respectfully submitted,

Stephanie Wehmann, Municipal Clerk