

**ALPINE MAYOR AND COUNCIL
REGULAR MEETING
Wednesday, January 22, 2020 @ 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, January 22, 2020 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, January 22, 2020 has met the requirements of the law by being published in The Record as part of the Annual Notice on January 7, 2020, 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.

SWEARING-IN OF NEWLY ELECTED COUNCIL The oath of office was administered to:
Gayle Gerstein for a 3-year term as Councilwoman expiring December 31, 2022

ROLL CALL

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

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

PUBLIC COMMENTS Ray Cywinski, Suez Representative (and former Mayor of Demarest) welcomed.

REPORT OF THE FINANCE COMMITTEE Councilman Cacouris highlighted the report a copy of which is on file in the Borough Clerk's office including 2019 Comparative Statement of Revenues and Expenditures
Bank of New Jersey Current Operating Account **\$3,705,325.68**

Resolution #036: 1'2020: Transfer #1 Budget Appropriation Reserves

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

At this regular meeting of the Mayor and Council of the Borough of Alpine held January 22, 2020

WHEREAS, N.J.S.A 40A-59 Permits transfers of appropriation reserves from the preceding year to be made during the first three months of the following fiscal year. This section reads as follows:

- a. If during the first three months of any fiscal year, the amount of any appropriation reserve for the immediately preceding fiscal year is insufficient to pay the claims authorized or incurred during said preceding year which were chargeable to said appropriation, and there shall be an excess in any appropriation reserves over and above the amount deemed to be necessary to fulfill its purpose, the governing body may, by resolution adopt by not less than a 2/3 vote of the full membership thereof, transfer the amount of such excess to any appropriation reserve or an appropriation in the prior budget deemed to be insufficient to fulfill its purpose of for which no reserve was provided.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Alpine the Borough Treasurer be and is hereby authorized to make the following transfers in the 2019 Budget Reserve

Appropriations in accordance with N.J.S.A. 40A: 4-59.		<u>FROM</u>	<u>TO</u>
Legal O/E	9-01-20-155-020	\$ 2,062.40	
Police Dept. S/W (overtime)	9-01-25-240-013		\$ 412.71
Fire Dept. O/E	5-01-25-265-020		\$ 1,649.69
TOTAL		\$ 2,062.40	\$ 2,062.40

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

These minutes have been approved by the Mayor & Council.

Resolution #037: 1'2020: 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, January 22, 2020 to approve the bills and claims copies of which are appended.

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

Resolution #038: 1'2020: Return of Bonds and/or Escrow:

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, January 22, 2020 to approve the following bonds and/or escrow:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Type</u>	<u>Amount</u>
Alpine Scout Camp		Universal Television LLC	Film Permit #110-19	\$3,060.75
53	17	George Clark (for Marcopoulos)	Septic Repair	\$304.00
49	40	Perfection Landscaping (for Zhang)	Septic Repair	\$248.00
81.01	2	Eifert, Robert	Curb Bond	\$500.00

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

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

MAYOR’S REPORT The Mayor reported on the following:

- The Record article on recycling highlighted Alpine as one top towns for recycling by size proportion.
- The Record article on sale of Alpine Community Church properties to another church. The Borough has ordered an historical Blue Marker to read “Made of local bluestone dedicated on August 17, 1871 resting at the summit of the Palisades on the historic Closter Dock Road and Old Dock Road. Designed by renowned Architect J. Cleveland Cady. Fisherman, quarrymen, laborers and local business people contributed to its construction. For generations it has been a focal point of Alpine. Sponsored by the Borough of Alpine.”

REPORTS OF THE STANDING COMMITTEES

Administration Department Councilman Shadek – no report.

Building Department Councilman Halbreich reported 39 scheduled inspections, 1 soil moving application, 2 zoning review applications. Balance of the report is on file.

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

Fire Department Councilwoman Gerstein advised statistics are on file. Mayor Tomasko asked Councilman Halbreich to describe the Alpine Fire Department’s response to New Year’s Day fire at the Palisades Interstate Parkway Police building. Alpine was lead agency for the twelve towns and hundred plus firefighters responding. There were no injuries. The building was saved. Cause was deemed electrical.

Police Department Councilwoman Frankel noted there were 8 summonses issued and 6 motor vehicle accidents with 1 injury. The rest of the report is on file.

Resolution #039:1'2020: 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, January 22, 2020 to accept the reports of the Standing Committees.

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

BOARD OF EDUCATION LIAISON’S REPORT No report

BOROUGH ATTORNEY’S REPORT No report

BOROUGH ENGINEER’S REPORT Borough Engineer Frenzel distributed his report.

- NJDOT Municipal Aid 2020 Cambridge Way Project tentative bid date of March 2, 2020
- 2020 Riverside Cooperative Road Improvement Program estimates due February 19, 2020.
- Closter Dock Road / 9W Intersection Design: Preliminary meeting with County to be scheduled.

UNFINISHED BUSINESS

Ordinance # 791 Amend Ch.114 Filming

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

Resolution #040: 1'2020: Adoption of Ordinance #791

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, January 22, 2020

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 FEES FOR CHAPTER 114 OF THE MUNICIPAL CODE OF THE BOROUGH OF ALPINE ENTITLED "FILMING"

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

Vote: Ayes: A. Frankel V. Frankel, Cacouris, Gerstein, Halbreich, Shadek **MOTION APPROVED**
(A copy of this Ordinance is appended to these minutes)

Ordinance # 792 Amend Ch.119 Fire Prevention – Fire Watch Fees

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

Resolution #041: 1'2020: Adoption of Ordinance #792

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, January 22, 2020

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 FIRE WATCH FEES FOR CHAPTER 119 OF THE MUNICIPAL CODE OF THE BOROUGH OF ALPINE ENTITLED "FIRE PREVENTION"

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

Vote: Ayes: A. Frankel V. Frankel, Cacouris, Gerstein, Halbreich, Shadek **MOTION APPROVED**
(A copy of this Ordinance is appended to these minutes)

NEW BUSINESS - CONSENT AGENDA RESOLUTIONS Resolutions #041:1'2020 - #044:1'2020

1. Approval of Minutes

a. Resolution #041:1'2020:Regular Meeting December 18, 2019

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, January 22, 2020 to approve the minutes of the regular meeting held on December 18, 2019.

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

b. Resolution #042:1'2020:Executive Session Meeting December 18, 2019

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, January 22, 2020 to approve the minutes of the Executive Session meeting held on December 18, 2019.

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

c. Resolution #043:1'2020:Sine Die Meeting of January 6, 2020

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, January 22, 2020 to approve the minutes of the 2019 Sine Die Meeting held January 6, 2020.

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

c. Resolution #044:1'2020:Reorganization Meeting of January 6, 2020

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, January 22, 2020 to approve the minutes of the Reorganization Meeting held January 6, 2020.

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

COMMUNICATIONS: WRITTEN AND ORAL None

Resolution #045:1'2020 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, January 22, 2020

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) Matter related to pending litigation and attorney-client privilege

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, assembled in public session on Wednesday, January 22, 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 longer be served by such confidentiality.

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

Executive Session began at 7:46 p.m., the public portion reconvened at 8:07 p.m. Attorney Huntington noted there was discussion regarding the acquisition of property and were taking a closer look.

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 January 22, 2020 at 8:08 P.M.

Respectfully submitted,

Stephanie Wehmann
Municipal Clerk

**BOROUGH OF ALPINE
ORDINANCE NO. 791**

**AN ORDINANCE AMENDING FEES FOR CHAPTER 114 OF THE MUNICIPAL
CODE OF THE BOROUGH OF ALPINE ENTITLED “FILMING”**

BE IT ORDAINED by the Mayor and Council of the Borough of Alpine, Bergen County, New Jersey that Chapter 114 of the Municipal Code of the Borough of Alpine entitled “Filming” be amended as follows:

Section 114-5 Fees. shall be amended as follows:

E. The charge for each police officer shall be for a minimum of four hours. The rates for compensation for contracting the services of off-duty law enforcement officers shall be based on a rate equal to that of time and one-half of the contractual hourly rate for the individual officer being compensated. The party requesting the service shall not make any payment directly to the police officers. All payments shall be made to the Borough of Alpine.

F. The charge for the use of each police vehicle as required and determined by the Chief of Police shall be at the rate of \$175 per day.

G. A one-time administrative fee for police services of \$125 shall apply to each project. Any police equipment used by the Police Department as deemed necessary by the Chief of Police shall be charged at a reasonable rate determined by the Chief of Police.

M. The charge for a standby or active firefighter shall be as determined by the Fire Official and shall be at the rate of \$40 per hour per person, and there shall be a minimum payment of four hours per person plus an administration fee of 15% applied for the person(s).

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon passage and publication as required by law.
ADOPTED: January 22, 2020

**BOROUGH OF ALPINE
ORDINANCE NO. 792**

**AN ORDINANCE AMENDING FIRE WATCH FEES FOR CHAPTER 119 OF
THE MUNICIPAL CODE OF THE BOROUGH OF ALPINE ENTITLED “FIRE
PREVENTION”**

BE IT ORDAINED by the Mayor and Council of the Borough of Alpine, Bergen County, New Jersey that Chapter 119 of the Municipal Code of the Borough of Alpine entitled “Fire Prevention” be amended as follows:

Section 119-12 Fees. shall be amended to read as follows:

3. Fire Watch

C. The charge for a standby or active firefighter shall be as determined by the Fire Official and shall be at the rate of \$40 per hour per person, and there shall be a minimum payment of four hours per person plus an administration fee of 15% applied for the person(s).

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon passage and publication as required by law.
ADOPTED: January 22, 2020