

**ALPINE MAYOR AND COUNCIL**  
**REGULAR MEETING - Wednesday, May 23, 2012 @ 7:30 P.M.**  
**Borough Hall - - 100 Church Street**  
{Public meeting taped in its entirety}<sup>1</sup>

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

The Mayor and Council, Borough of Alpine, convened for this Regular Meeting Wednesday, May 23, 2012 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, May 23, 2012 has met the requirements of the law by being e-mailed to The Valley Star/Press Journal and The Record and 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
Paul Garjian, Councilman	Present	Sidney Merians, Councilman	Absent
Michael Cacouris, Councilman	Present	Gayle Gerstein, Councilwoman	Present
Joan Ornstein, Councilwoman	Present		

**Staff Present on Dais:** Borough Clerk Gail Warming-Tanno, Borough Engineer Gary Vander Veer  
Borough Attorney Russell Huntington

**PUBLIC COMMENTS** The Mayor opened the meeting to the public.

The Mayor welcomed and introduced Congressional candidate Jason Castle. Mr. Castle thanked the Mayor for his invitation and explained he decided to run against Scott Garrett because of Mr. Garrett's voting record against legislation on matters such as the Reauthorization of Voting Rights Act, support for women's health, the Lily Ledbetter Act, and Aid for victims of Hurricane Katrina. He provided information on his background as a Marine veteran who served on President's Bush's White House detail and in Iraq. He considers public education as a means to address unemployment an important issue and if elected he will do all he can to keep people out of hard times.

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

**Bank Of America Current Operating Acct** **\$2,697,885.84**

**Resolution #102: 5'2012: 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, May 23, 2012 to approve the bills and claims, a copy of which are appended.

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

**MOTION CARRIED**

**Tax Assessor's Report** is on file and available for review.

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

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<sup>1</sup> Recording equipment start time erroneously states 6:30 pm

*These minutes prihave been approved by the Mayor and Council.*

- Commends the Environmental Commission who observed Arbor Day on April 28 with a poster display by the Alpine School Children, distribution of seedlings and reminders to residents about the importance of trees.
- Attended dedication of new River Fire Rescue Facility in Piermont, NY on Saturday, May 19. Many firemen were present.
- Memorial Day festivities are scheduled for Monday May 28<sup>th</sup> with the Alpine's Volunteer Fire Company, celebrating their 50<sup>th</sup> Anniversary, as this year's Grand Marshall. Their story is prominently displayed in this year's program available now in the lobby. The Mayor thanked all the Borough employees and volunteers who working hard to prepare for the day. He encouraged all to come out and participate.
- Mary Kupferschmid has been working diligently to ensure the pool facilities will be ready for the Swim Club Open House the afternoon of Monday, May 28<sup>th</sup>

### **REPORTS OF THE STANDING COMMITTEES**

**Administration Department** Councilwoman Ornstein said the department is stellar.

**Building Department** Mayor Tomasko read highlights from the report on file: 49 inspections, 2 tree permits, 1 soil moving app, 8 zoning review apps.

**Department of Public Works** Councilman Garjian read highlights from the report on file noting the DPW preparations for the Memorial Day parade, Cresskill DPW turned leaf piles and swept roads, pot hole repair continues, East Main Street regarded, coordination of 2<sup>nd</sup> quarter safety reports. A property maintenance issue is listed on the agenda but a phone message indicates the property would be cleaned up this week or next.

**Fire Department** Councilwoman Gerstein echoed Mayor Tomasko's comments regarding Memorial Day. Mayor Tomasko is looking forward to hearing from the top officers who have been asked to say a few words from the podium that day.

**Police Department** Councilwoman Frankel highlighted the report on file: 50 summonses were issued, 9 accidents with 7 injuries unfortunately, 5<sup>th</sup> grade DARE Graduation ceremony held, the hazardous condition with trees brought to their attention at the last meeting has been addressed by the DPW, and Patrolmen Simpson, Prunk and Fierro completed training to qualify as part of the Bergen County Rapid Deployment Force, an elite group of officers trained to respond to wide scale disasters and emergencies and large crowd control situations. Lt. Kavanagh and Officer Prunk also successfully completed a fundraising bicycle tour.

### **Resolution #103:5'2012 Acceptance of the Reports of the Standing Committees**

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 23, 2012 to accept the reports of the Standing Committees.

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

**MOTION CARRIED**

**BOARD OF EDUCATION LIAISON'S REPORT** Councilman Garjian reported these Spring Concert is tomorrow evening, May 24<sup>th</sup> at 7 PM. The deadline for filing nominating petitions for the one available position on the Board of Education is 4 PM Tuesday, June 5<sup>th</sup>. Any prospective candidate can obtain a kit from the Board of Education Office. The Mayor invited Council to join him at the Alpine School Graduation June 19 time to be confirmed.

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

**BOROUGH ENGINEER'S REPORT** Borough Engineer Vander Veer highlighted his report.:

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*These minutes prihave been approved by the Mayor and Council.*

**2012 Drainage Projects** Bids were solicited for the DPW Yard Washwater Containment System and a resolution to award the bid appears later on the consent agenda. At this time authorization is needed to solicit bids for 2012 drainage projects 1) Old Saw Mill Road channel work plus replacement of an abutment wall for a footbridge and 2) replacement of the Berkery Place culvert. He is waiting for final comments from Bergen County regarding the Closter Dock Road drainage project. This will be a longer term project and probably involve some periodic closures of Closter Dock Road so he would like to get as much of this work done in the summer as possible. He would like to go out to bid immediately upon receipt of County approval.

**Resolution #104:5'2012 Authorization to Advertise for Bids Old Saw Mill Road Drainage Project**

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 23, 2012 to authorize the Borough Engineer to solicit bids for the Old Saw Mill Road Drainage Project with ancillary improvements

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

**MOTION CARRIED**

**Resolution #105:5'2012 Authorization to Advertise for Bids Berkery Place Culvert Replacement**

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 23, 2012 to authorize the Borough Engineer to solicit bids for the Berkery Place Culvert Replacement Project

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

**MOTION CARRIED**

**2012 Road Improvement – Anderson Avenue** The preconstruction meeting was held and work scheduled consisting of 2-3 days for milling followed by 2-3 days of paving to begin next week, a little earlier than previously thought.

**UNFINISHED BUSINESS** None

**NEW BUSINESS**

**A. CONSENT AGENDA RESOLUTIONS** Resolutions #106:5'2012 - #113:5'2012

**1. Approval of Minutes**

**a. Resolution #106:5'2012: Regular Meeting April 25, 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, May 23, 2012 to approve the minutes of the Regular Meeting of April 25, 2012.

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

**MOTION CARRIED**

**b. Resolution #107:5'2012:Executive Session April 25, 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, May 23, 2012 to approve the minutes of the Executive Session April 25, 2012.

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

**MOTION CARRIED**

**2. Resolution #107:5'2012: Liquor License Renewal Montammy Golf Club**

**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, May 23, 2012

**BE IT RESOLVED** by the Mayor and Council of the Borough of Alpine, in the  
County of Bergen and State of New Jersey to approve the renewal of the  
liquor license of Montammy Golf Club for a period of one year ending on  
June 30, 2013.

**Vote: Ayes:** Cacouris, Frankel, Garjian, Ornstein **Abstain:** Gerstein **Absent:** Merians  
**MOTION CARRIED**

**3. Resolution #108:5'2012: Approval of Liquor License Riverside Park, Inc.**

**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, May 23, 2012

**BE IT RESOLVED** by the Mayor and Council of the Borough of Alpine, in the  
County of Bergen and State of New Jersey to approve the renewal of the  
liquor license of Riverside Park, Inc. for a period of one year ending on June  
30, 2013.

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians  
**MOTION CARRIED**

**4. Resolution #109:5'2012: Authorizing Acquisition Police Vehicle through the Cranford  
Cooperative**

**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, May 23, 2012

**WHEREAS**, the Borough of Alpine is a party to a cooperative purchasing  
agreement with the Cranford Police Department Cooperative Pricing System, a  
cooperative purchasing program organized pursuant to the Local Public Contracts Law,  
N.J.S.A. 40:A:11-10 and

**WHEREAS**, the Local Public Contracts Law authorizes a municipality to acquire  
goods and services through a duly formed cooperative purchasing system without  
advertising for bids:

**WHEREAS**, the Borough of Alpine is in need of acquiring a 2012 Ford Expedition  
Special Service Vehicle 4x4 for the Alpine Police Department; and

**WHEREAS**, the Cranford Police Department Cooperative Pricing System has  
awarded a contract #11-314 to Winner Ford of Cherry Hill, N.J. (Contact: Michael  
Drahuschak Commercial Account Manager) for the acquisition of a 2012 Ford  
Expedition Special Service Vehicle 4x4.

**WHEREAS**, the procurement of goods and services through a cooperative  
purchasing program is an "open and fair" process under the New Jersey Pay-to-Play  
law, N.J.S.A. 19:44A-20.5 et seq.;

**WHEREAS**, funds for this purpose have been provided for in the 2012 Capital  
Budget identified by Account Number C-04-55-943-201 in the accounting records of the  
Borough of Alpine;

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Alpine, County of Bergen, that the Borough of Alpine enter into an agreement with Winner Ford of Cherry Hill, N.J. (Contact: Michael Drahuschak Commercial Account Manager) for the acquisition of a 2012 Ford Expedition Special Service Vehicle 4x4, in accordance with the aforementioned contract #11-314 and the specifications attached hereto, in an amount not to exceed \$31,674.00 to be charged to the account above or as otherwise determined to be correct by the Chief Financial Officer's pending certification of funds.

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

**MOTION CARRIED**

**5. Resolution #110:5'2012: In Support of Phased-In Restoration of Energy Taxes to Municipalities**

**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, May 23, 2012

**WHEREAS**, taxes on gas and electric utilities were originally collected by the host municipalities, and when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; and

**WHEREAS**, just as municipalities collect property taxes for the benefit of school districts, counties and other entities; the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

**WHEREAS**, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs; and

**WHEREAS**, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

**WHEREAS**, municipalities lost \$331 million in combined Energy Tax and Consolidated Municipal Property Tax Relief Aid (CMPTRA) funding in Fiscal Years 2009, 2010, and 2011, while also being denied scheduled incremental funding; and

**WHEREAS**, as a result of these cuts, in a number of municipalities property taxes are higher now, despite the fact that they are spending less, proving that the State's diversion of tax relief funding has overwhelmed local efforts to reduce property taxes; and

**WHEREAS**, S-1900, sponsored by Senators Paul Sarlo and Linda Greenstein, and A-2921, sponsored by Assemblyman Troy Singleton, would phase-in, over five years, the restoration of \$331 million in municipal property tax relief funding, and ensure that each municipality will be restored to the 2007 (SFY 2008) ETR/CMPTRA level.; and

**WHEREAS**, the sponsors recognize that the loss of those revenues has led to increased property taxes and has hampered local efforts to meet local needs; and

**WHEREAS**, the sponsors agree that the time has come to begin to restore to local budgets the millions that were cut to meet State needs in FY 2009, 2010 and 2011; and

**WHEREAS**, the restoration of \$66.2 million this year is a great first step, which should be easily manageable in a budget that is slated to grow to \$32.15 Billion in the coming year; and the restoration of \$331 million, in 20% increments, over five years will make a big difference in municipalities all around New Jersey; and

**WHEREAS**, the bill would apply the protection of the 'poison pill' to the SFY 2012 distribution of CMPTRA funding, which will prevent further shifts of CMPTRA funding;

and which will help to further restrain the appetites of future State policy makers for these municipal property tax relief resources; now therefore be it

**RESOLVED**, that the (governing body of name of municipality) salutes the sponsors for listening to the Mayors in their districts and all around New Jersey and for advancing this legislation; and be it further

**RESOLVED**, that we enthusiastically support S-1900/A-2921, together with any refinements that may be needed to account for any recent changes in the statutes governing local budgets in order to provide municipalities with appropriate budgetary flexibility; and be it finally

**RESOLVED**, that certified copies of this Resolution be forwarded to Governor Chris Christie, Lieutenant Governor Kim Guadagno, Department of Community Affairs Acting Commissioner Richard Constable, our State Senator Loretta L. Weinberg, our Assemblyman Gordon M. Johnson and Assemblywoman Valerie Vanieri Huttle and to the New Jersey League of Municipalities.

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

**MOTION CARRIED**

**6. Resolution #111:5'2012: Ordinance #731: Amend 68 & 200 Increasing Certain Fees**

**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, May 23, 2012

**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 FEES IN CHAPTER 68 ENTITLED "ANIMALS" AND CHAPTER 220 ENTITLED "ZONING"**

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 Borough Hall, Alpine, New Jersey on Wednesday, June 27, 2012 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 ten days prior to the date fixed for further consideration for final passage 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:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

**7. Resolution #112:5'2012: Award Bid for DPW Yard Vehicle Washwater Containment System**

**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, May 23, 2012

**WHEREAS**, installation of a Vehicle Wash and Water Recovery System at the DPW yard is required for compliance with State Stormwater Management regulations; and

**WHEREAS**, the Borough engineer sent out five requests for proposals for the project on May 3, 2012 noting the deadline for submission was May 18, 2012 at 3 PM; and

**WHEREAS**, one proposal was received by the appointed deadline from Stormwater Compliance Solutions, LLC of Chester, NJ for a lump sum price of \$32,164.00; and

**WHEREAS**, funding for this work is provided for in Capital Bond Ordinance 724 as approved by the Governing Body on May 25, 2011; and

**WHEREAS**, the proposal amount is less than the bid threshold for a municipality with a Qualified Purchasing Agent; and

**WHEREAS**, it is the recommendation of the Borough Engineer that, subject to addressing the payment terms noted by the bidder in the proposal, that the Borough award a contract for this work to the low bidder, Stormwater Compliance Solutions, LLC.

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Alpine accept the proposal of Stormwater Compliance Solutions LLC in the amount of \$32,164.00 for the installation of a Vehicle Wash and Water Recovery System at the DPW yard subject to review by the Borough Attorney.

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

**8. Resolution #113:5'2012: Approval of 2012-2014 Bergen County Municipal Snow Plowing Agreement**

**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, May 23, 2012 to authorize execution of a Snow Plowing Agreement with Bergen County for the 2012 – 2014 season.

**Vote: Ayes:** Cacouris, Frankel, Garjian, Gerstein, Ornstein **Absent:** Merians

*End of Consent Agenda Resolutions*

**Property Maintenance Bl. 81.04 Lot 18.04 Margo Way** A contact for the property Ms. Birger left a phone message that the required cleanup work will be addressed within the next week or two.

**COMMUNICATIONS: WRITTEN AND ORAL** None

**ADJOURNMENT**

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

And approved by all to adjourn the regular meeting of the Mayor and Council of the Borough of Alpine, held on Wednesday May 23, 2012 at 7:51 p.m.

Respectfully submitted,

Gail Warming-Tanno, Municipal Clerk