

**ALPINE MAYOR AND COUNCIL
REGULAR MEETING
Wednesday, May 28, 2014 @ 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, May 28, 2014 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 28, 2014 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
Paul Garjian, Councilman	Present	Michael Cacouris, Councilman	Present
Gayle Gerstein, Councilwoman	Present	Joan Ornstein, Councilwoman	Absent
John Halbreich, Councilman	Present		

Staff Present on Dais: Acting Municipal Clerk Jerry Beckmann,
Borough Engineer Gary Vander Veer, Borough Attorney Russ Huntington

PUBLIC COMMENTS None

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

Bank Of America Current Operating Acct **\$3,177,845.38**

Resolution #098: 5'2014: 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 28, 2014 to approve the bills and claims, a copy of which are appended.

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

MOTION CARRIED

Resolution #099:5'2014 Return of Bonds and Escrows

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday,
May 28, 2014 to approve the return of the following bonds and escrow as reviewed by
the Borough Engineer

Brusco, Michael	81.04/2	Escrow	\$202.25
Levin, Rafael & Beth	81.04/4	ZBA Escrow	\$654.57
Wellington, Setvi A. Shapiro	55/12	ZBA Escrow	<u>\$427.01</u>
		Total	\$1,283.83

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

MOTION CARRIED

Resolution #100: 5'2014: Change Title/Text of an Appropriation (Municipal Alliance)

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 28, 2014

WHEREAS, N.J.S. 40A:4-85 provides that the Director of the Division of Local Government Services may, at the request of, or with the consent of, the governing body of any county or municipality, make such correction of the title, text or amount of any appropriation appearing in the budget as may be necessary to make said item of appropriation available for the purpose or purposes required for the needs of any such county or municipality.

NOW THEREFORE, BE IT RESOLVED that in accordance with the provisions of N.J.S. 40A:4-85, the Mayor and Council of the Borough of Alpine, County of Bergen, and State of New Jersey, hereby requests the Director of the Division of Local Government Services to make the following corrections in the budget year 2014:

That the appropriation provided for in the approved budget entitled:

Health and Human Services

Municipal Alliance Coordinator S & W

Be reduced by the sum of \$1,190

And an appropriation in the amount of \$1,190 be added to the budget entitled:

Public and Private Programs Offset by Revenues

Excluded from Caps

Municipal Alliance Program – Matching Funds

BE IT FURTHER RESOLVED, that the foregoing correction is, in the opinion of the governing body, warranted and authorized by the statute above referred to, and is necessary for the orderly operation of the Borough of Alpine for the reasons hereinafter set forth:

The Governor's Council on Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal rather than calendar year cycle.

BE IT FURTHER RESOLVED, that the Borough Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

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

MOTION CARRIED

Resolution #101: 5'2014: Approve 2014 Budget Insertion Special Item of Revenue (Municipal Alliance Grant)

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 28, 2014

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

WHEREAS, said director may also approve the insertion of an item of appropriation for equal amounts, and,

WHEREAS, the Borough of Alpine has been awarded a Municipal Alliance Grant for the Prevention of Alcoholism and Drug Abuse for the grant period of January 1 until June 30, 2014 in order to transition the grant to a fiscal rather than calendar year cycle; and,

WHEREAS, the Borough of Alpine is desirous to anticipate and appropriate such monies;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor & Council of the Borough of Alpine, Bergen County, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an additional item of revenue in the budget for 2014 in the sum of \$4,760.00 which item is now available as a revenue pursuant to the provision of statute, and,

BE IT FURTHER RESOLVED, that the like sum of \$4,760.00 be and the same is hereby appropriated under the caption of:

Operations Excluded from Caps
Public and Private Programs Offset by Revenue :
Municipal Alliance Grant \$4,760.00

BE IT FINALLY RESOLVED, that a certified copy of this Resolution be forwarded to the Director of the Division of Local Government Services and the Borough Treasurer.

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

MOTION CARRIED

Tax Assessor's Report. Report on file.

PUBLIC PORTION REOPENED Without objection by Council, Mayor Tomasko re-opened the meeting to the public to acknowledge new arrivals. [Ralph Mattes with Lorraine Mattes and June Froncillo of the Environmental Commission (EC)].

Lorraine Mattes, EC Chairwoman, advised the EC met. They discussed and support the Mayor and Council's resolution opposing the height of the LG building on the Palisades [above the tree line in Englewood Cliffs]. Personally she considers the building a pockmark on the Palisades. It will not blend but rather will be standing there in your face. There has been a lot of publicity. Mayor Parisi should do a straightforward referendum as she does not believe he really knows how people feel. He was there the evening of the April 30th as was she and well over a hundred people sat out in the cold rain at the overflow meeting. They were there at 7 PM for a 7:30 PM meeting and the building was already filled with people. If Mayor Parisi had come outside he would have seen the crowd.

Mayor Tomasko noted Lorraine Mattes's work as Environmental Chair for more than 20 years and commended her for sharing that information and for her leadership under which the Environmental Commission voted to support the Mayor and Council resolution adopted two months ago, a resolution also adopted by Harrington Park, Closter and even New Milford demonstrating the widespread concern. They are all doing what they can to keep the Palisades north of the George Washington Bridge from becoming what it is south of the bridge. The public outcry is growing as more people become aware of the dimensions and the impact on this unique and highly valued natural and national resource.

Mayor Tomasko noted Ralph Mattes is here who along with Lorraine are members of the Planning Board and past recipients of Alpine's Volunteer of the Year award. He further wished to commend Lorraine, June and the EC for the Arbor Day Foundation's designation of Alpine as a Tree City USA for the 13th year in a row and recipients of their Growth Award for the 6th straight year.

Ms. Mattes stated she has a very, very good Commission with strong, effective and productive members. Ms. Froncillo does wonderful work on their website. Their goal is to keep Alpine environmentally stable. She would be distraught if something like LG came before their Boards. They continue to move forward on various environmental issues and welcome suggestions.

Councilman Cacouris affirmed the Mayor's commendations noting the [LG] cause is dear to many in Alpine and neighboring towns and they are fighting significant economic interests for what is essentially a difficult to price but rare swath of natural beauty in one of the most densely populated parts of the country and it is an extremely difficult fight. We fought it here on a smaller scale with respect to towers and a variety of other issues and he wishes to extend his appreciation for their efforts in this regard.

Councilwoman Gerstein echoed her belief that Councilman Cacouris speaks for all of them noting she hears the positive reports of what the Environmental Commission is doing as part of Planning Board reports.

Councilman Garjian thanked them and the Mayor for being concerned citizens and stepping forward on this important issue noting "land is unique, buildings are not" and "the Palisades, a unique landmass formed millions of years ago, should be preserved".

MAYOR'S REPORT The Mayor reported on the following:

- Letter from NJS DOT dated May 15 advising Alpine's grant application for State Aid to resurface Cambridge Way was not approved. They said there were 653 applications requesting more than \$255 million and there was only \$78.75 million available. Mayor Tomasko thanked the Borough Engineer for his efforts and reminded we are about to start the project that was approved last year.
- Memorial Day Program. Mayor Tomasko wished to thank the following:
 - Acting and Deputy Borough Clerks Jerry Beckmann and Nancy Wehmann.
 - Fellow Memorial Day Committee members Vicki Frankel and Gayle Gerstein who basically set the program
 - Recreation Commission member, Alanna Goldstein, who sets up the childrens' activities
 - Mary Kupferschmid, Chair of the Alpine Swim and Racquet Club Committee for all her work during just the past month getting the pool ready for last Monday's Open House.

There were a lot of other people involved and they are mentioned on the back of the brochure. He thanked everyone for being there that day.

REPORTS OF THE STANDING COMMITTEES

Administration Department Mayor Tomasko commended Acting Borough Clerk Jerry Beckman for timely attendance at the Mel Safety Institute Course on the Management of Special Events.

Building Department Councilman Halbreich reported 55 scheduled inspections, 1 driveway permit, 1 tree permit, 1 soil moving applications, 3 zoning review applications. The balance of the report is on file.

Department of Public Works Councilman Garjian reported on the success of Memorial Day thanking DPW Superintendent Ralph Wehmann, Frank Rickenbaugh and Stu Davis for their efforts. Work continues filling potholes. The remainder of the report is on file.

Fire Department Councilwoman Gerstein would like to recommend and welcome the newest member of their volunteer fire department, John Stuart Davis. His membership will augment the daytime firefighters available in town. Statistical reports are on file.

Resolution #102:5'2014 Approving Membership of J. Stuart Davis

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, May 28, 2014 to approve the application of J. Stuart Davis as Fireman in the Alpine Fire Department per the Chief's recommendation.

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

MOTION CARRIED

Police Department Councilwoman Frankel reported for April there were 78 summonses, a large number with 67 of those issued during a 21 day crackdown on distracted driving. There were 4 accidents with no injuries. The rest of the report is on file.

Resolution #103:5'2014: Accepting the Reports of the Standing Committees

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 28, 2014 to accept the reports of the Standing Committees.

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

MOTION CARRIED

BOARD OF EDUCATION LIAISON'S REPORT Mayor Tomasko noted graduation is June 17.

BOROUGH ATTORNEY'S REPORT No report

BOROUGH ENGINEER'S REPORT Mr. Vander Veer highlighted two items:

- Church Street (Section 2) Municipal Aid 2013 Project bids were received [May 20, 2014], reviewed and a recommendation submitted [May 27, 2014] for award to the low bidder, AJM Contractors of Clifton, NJ at a cost slightly above the grant amount. They consulted with CFO Rebecca Overgaard who affirmed they can modify that during construction phase to bring costs below the \$150,000 grant. This is listed for approval on the Consent Agenda. The Borough has previous experience with this contractor who has performed past work on Anderson Avenue, Charney Drive, Deerhill Road, Duck Pond Road and Wilson Drive.
- Riverside Cooperative 2014 Road Improvements Project bids were also received May 20, 2014, reviewed and a recommendation submitted [May 21, 2014] to award the contract to the low bidder, Crossroads Pavement, LLC of Nutley NJ who's bid at \$66,693.00 was \$10,000 less than their estimate for the improvements to Forest Street. The contractor must provide the Coop with the performance bonds which they hold on behalf of all member municipalities involved. Once the job is completed the contractor will provide

Alpine with the maintenance guaranty for our portion. The award of Alpine's contract can only come after the Riverside Cooperative (Haworth is the lead agency) enters into the Master Contract. Due to the timings of meetings Mr. Vander Veer would like to get Alpine's contract in and soon as the Master Contract is signed so work can begin preparatory to paving in June or July at the latest. Mayor Tomasko called for a vote.

Resolution #104:5'2014: Award of Contract 2014 Riverside Cooperative

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

at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 28, 2014

WHEREAS, the Riverside Cooperative Pricing System (I.D. #35-RCPS) has received approval from the State of New Jersey, Department of Community Affairs and the Borough of Alpine is a member of the Riverside Cooperative Pricing System and has executed an agreement to this effect; and

WHEREAS, the Riverside Cooperative in compliance with Local Public Contracts Law N.J.S.A. 40A:11-11 received bids as advertised for road improvement work on May 20, 2014 and

WHEREAS, the Borough Engineer in his letter of May 21, 2014 advised that the low bidder for the Master Contract was Crossroads Pavement, LLC of Nutley NJ; and

WHEREAS, the Riverside Cooperative provides that each participating municipality is responsible for entering into its own separate contract with the successful bidder awarded the Master Contract

WHEREAS, the bid price for the Borough of Alpine's portion is \$66,693.00 for the Borough's 2014 Road Improvement Paving Projects for the milling, road resurfacing and ancillary improvements for the following roads or portions thereof as listed below:

- Forest Street

WHEREAS, funding is provided through the 2014 Capital Budget and Capital Bond Ordinance #742 as finally adopted April 23, 2014 and the statutory 20 day waiting period has run its course.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Alpine authorizes the Mayor to enter into a contract with Crossroads Pavement, LLC for the aforementioned work immediately following the execution of the 2014 Master Contract by Riverside Cooperative.

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

MOTION CARRIED

UNFINISHED BUSINESS

Ordinance 743: An Ordinance to Amend Chapter 170 of the Zoning Code of the Borough of Alpine

Public Hearing: Mayor Tomasko advised the proposed ordinance was discussed at last evening's meeting of the Planning Board and all should have a copy of the Planning Board's statement [DATED May 27, 2014 indicating their finding that the proposed ordinance is not inconstistence with the Master Plan]. The Mayor opened to the public for comments and being none closed the hearing for this purpose.

Resolution #105:5'2014: Adoption of Ordinance 743

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday,
May 28, 2014

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 179 OF THE ZONING CODE OF THE
BOROUGH OF ALPINE**

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

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

MOTION CARRIED

{Ordinance 743 appended to these minutes in its entirety.}

NEW BUSINESS

CONSENT AGENDA RESOLUTIONS Resolutions #106:5'2014 - #116:5'2014

Councilwoman Gerstein recused from Montammy Golf Club matters; she is a member.

1. Resolution #106:5'2014: Approval of Minutes Regular Meeting April 23, 2014

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 28, 2014 to approve the minutes of the Regular Meeting April 23, 2014.

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

MOTION CARRIED

**2. Resolution #107:5'2014: Endorse Planning Approval Soil Moving Permit Application
Rosenberg Block 30 Lot 11 – 52 Robin Lane**

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein
at a regular meeting of the Mayor and Council of the Borough of Alpine, held on May
28, 2014,

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 Rosenberg – Bl. 30, Lot 11 52 Robin Lane was
reviewed by the Alpine Planning Board at a public hearing held on March 25, 2014; 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 22, 2014 (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 22, 2014.

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

MOTION CARRIED

3. Resolution #108:5'2014: Liquor License Renewal for 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 28, 2014

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, 2015.

Vote: Ayes: Cacouris, Frankel, Garjian, Halbreich **Abstain:** Gerstein **Absent:** Ornstein

MOTION CARRIED

4. Resolution #109:5'2014: Liquor License Renewal for Kiku Restaurant (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 28, 2014

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, 2015.

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

MOTION CARRIED

5. Resolution #110:5'2014: Introduction Ordinance 744 Amending Salary Ordinance

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 28, 2014.

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 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.”

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, June 25, 2014 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: Cacouris, Frankel, Garjian, Gerstein, Halbreich **Absent:** Ornstein

MOTION CARRIED

6. Resolution #111:5'2014: Authorizing Agreement to Access Rockland Electric Municipal Streetlight Portal

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 28, 2014,

WHEREAS, Rockland Electric Company ("RECO") has developed and implemented a Municipal Street Light Portal ("Portal") that will allow for the electronic communication between RECO and the Borough of Alpine regarding street lighting related matters; and

WHEREAS, the Borough of Alpine wishes to use the Portal to communicate with RECO regarding various matters relating to the streetlights located within the municipality including review of inventory, upgrades, installs, removals and street light out calls; and

WHEREAS, RECO is willing to allow the Borough of Alpine to use the Portal, subject to the terms and conditions as set forth per an Agreement ("Agreement") between the Borough of Alpine and RECO,

NOW, THEREFORE BE IT RESOLVED, that the Acting Municipal Clerk on behalf of the Borough of Alpine is hereby authorized to enter into an Agreement between the Borough of Alpine and RECO; and

BE IT FURTHER RESOLVED, that the Acting Municipal Clerk is designated as the Municipal Administrator for purposes of monitoring access to the Portal for employees and contractors/consultants of the Municipality ("Municipal Users").

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

MOTION CARRIED

7. Resolution #112:5'2014: Authorizing Inclusion in the Bergen County Community Development Program

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 28, 2014,

WHEREAS, certain Federal funds are potentially available to the County of Bergen under Title I of the Housing and Community Development Act of 1974, as amended and HOME Investment Partnership Act of 1990, as amended; and

WHEREAS, the Grantee or a unit of general local government that directly or indirectly receives Community Development Block Grants (CDBG) may not sell, trade, or otherwise transfer all or any such portion of such funds to another metropolitan city, urban county, unit of general local government, or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under Title I of the Housing and Community Development Act of 1974, as amended.

WHEREAS, the current Interlocal Services Agreement contains an automatic renewal clause to expedite the notification of the inclusion process; and

WHEREAS, by June 20, 2014 each municipality must notify the Bergen County Division of Community Development of its intent to continue as a participant in the Urban County entitlement programs noted above; and

WHEREAS, it is in the best interest of the Borough of Alpine and its residents to participate in said programs.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Alpine that it hereby notifies the Bergen County Division of Community Development of its decision to be included as a participant municipality in the Urban County entitlement programs being the Community Development Block Grant Program and Home Investment Partnership Act Program for the Program years 2015, 2016 and 2017 (July 1, 2015 – June 30, 2018); and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Bergen County Division of Community development no later than June 20, 2014.

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

MOTION CARRIED

8. Resolution #113:5'2014: Approval Raffles Application Fairleigh Dickinson University Program

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 28, 2014 to approve the raffles application of Fairleigh Dickinson University to sponsor an On-Premise Merchandise Raffle and a 50/50 raffle on June 9, 2014 at Montammy Golf Club.

Vote: Ayes: Cacouris, Frankel, Garjian, Halbreich **Abstain:** Gerstein **Absent:** Ornstein

MOTION CARRIED

9. Resolution #114:5'2014: Authorizing Agreement w/Bergen County for the 2014-2016 Snow Plowing Program

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 28, 2014,

WHEREAS, the Borough of Alpine has participated in the annual Snow Plowing Program with the County of Bergen for many years; and

WHEREAS, the County of Bergen Department of Public Works has provided the Borough with the Agreement for the 2014-2016 snow plowing seasons,

WHEREAS, the Borough of Alpine agrees to furnish the necessary equipment and personnel required to perform snow plowing operations on County roads located within the Borough of Alpine, and

WHEREAS, the County of Bergen shall compensate the Borough of Alpine for conducting snow plowing operations on County roads within the Borough according to the price schedule provided;

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Alpine that the Mayor and Acting Borough Clerk are hereby authorized and directed to execute an agreement with the County of Bergen Department of Public Works for the 2014-2016 Snow Plowing Program

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

MOTION CARRIED

10. Resolution #115:5'2014: Authorizing Lease/Purchase under NJS Cooperative Purchasing 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 28, 2014,

WHEREAS pursuant to N.J.S.A. 40A:11-12A and N.J.A.C. 5:34-7.29(c), the Borough may, by resolution and without advertising for bids, purchase goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS the Borough of Alpine has a need to purchase on a timely basis, goods and services utilizing State Contracts during 2014; and

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.; and

WHEREAS the Borough of Alpine plans to utilize the State Contract Vendor listed below, such transaction shall be subject to all conditions applicable to the current State contracts; now, therefore

Commodity: POLICE & ADMINISTRATIVE VEHICLES
 Service Vendor Name: Carmen Jeep / Ford Credit Municipal Finance Program
 State Contract #: A82927

BE IT RESOLVED, by the Borough of Alpine, in the County of Bergen, that the Borough's Qualified Purchasing Agent is hereby authorized to purchase goods or services in 2014 from the approved New Jersey State Contract Vendor listed above pursuant to all conditions of the State contract; and

BE IT FURTHER RESOLVED that, pursuant to N.J.A.C. 5:30-5.5(b), prior to placing any order for goods or services in accordance with this Resolution, a certification of available funds shall be executed by the Chief Financial Officer and attached to the file copy of the purchase order or other similar document.

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

MOTION CARRIED

11. Resolution #116:5'2014: Authorizing Lease/Purchase One (1) Dodge Charger Pursuit Vehicle Under State Contract

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 28, 2014,

WHEREAS the Mayor and Council of the Borough of Alpine wish to enter into a three (3) year lease with option to purchase (1) 2014 Dodge Charger Pursuit Police Vehicle with a 5 year extended warranty at a discounted rate through the State of New Jersey Cooperative Purchasing Program Contract #A82927 Police & Administrative Vehicles awarded to Carman Jeep, to be funded through Ford Credit Municipal Finance Program; and

WHEREAS pursuant to N.J.S.A. 40A:11-12A and N.J.A.C. 5:34-7.29(c), the Borough may, by resolution and without advertising for bids, purchase goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury which is considered an "open and fair" process under the New Jersey Pay to Play Law N.J.S.A. 19:44A-20.5 et. seq.; and

WHEREAS, Carmen Jeep, 196 S. DuPont Hwy., New Castle, De 19720 was been awarded NJ State Contract #82927:Police & Administrative Vehicles expiring 08/31/2014 for 2014 Dodge Charger Pursuit Police Vehicles; and

WHEREAS, Carmen Jeep and Ford Credit Municipal Finance Program submitted a proposal indicating they will fund the monies to lease one (1) 2014 Dodge Charger Pursuit Police Vehicles with a 5 year extended warranty at a discounted rate from Carmen Jeep, an authorized vendor, through a 36 month term lease, with an annual percentage rate of 6.15% through Ford Credit Municipal Finance Program and the total amount to be funded is \$29,815.00; payable as thirty-six (36) monthly payments of \$843.74. At the end of the lease, the Borough will buy the vehicles with the purchase price of \$1; and

WHEREAS, the lease fund has been appropriated through the Police Department 2014 Operating Budget General Account Number 4-01-25-240-046 [Acquisition of Police Vehicles] for the first six (6) monthly payments totaling \$5,062.44; and

WHEREAS, the next twelve (12) monthly payments totaling \$10,124.88 shall be appropriated in the 2015 Operating Budget, upon extension of this resolution; and

WHEREAS, the next twelve (12) monthly payments totaling \$10,124.88 shall be appropriated in the 2016 Operating Budget, upon extension of this resolution; and

WHEREAS, the next six (6) monthly payments totaling \$5,062.44 plus \$1.00 shall be appropriated in the 2017 Operating Budget, upon extension of this resolution; and

WHEREAS, the actual cost for the lease with purchase option of one (1) 2014 Dodge Charger Pursuit Police Vehicle is expected not to exceed \$30,374.64 and \$1.00 over 36 months; and

WHEREAS, the funds are available for this purpose as is indicated by the Chief Financial Officer attached certification for the availability of 2014 funds for this contract,

NOW THEREFORE BE IT RESOLVED that the Council of the Borough of Alpine, County of Bergen, State of New Jersey herein authorize the Police Chief to execute a lease/purchase agreement for the purchase of one (1) 2014 Dodge Charger Pursuit Police Vehicle from Carmen Jeep, an authorized vendor, and Ford Credit Municipal Finance Program for a 36 month lease not to exceed \$30,374.64 plus \$1.00 over 36 months. At the end of the lease, the Borough will own the vehicles for the cost of \$1.00.

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

MOTION CARRIED

End of Consent Agenda Resolutions

2014 State Aide Road Improvement Project (Church Street Section 2)

Report of Bid Results-2014 Church Street Section 2 (State Aid Project)
Advertised in The Record on Sunday, May 4, 2014
Received and opened 10:00 a.m. Tuesday, May 20, 2014
at Borough Hall

Company Town, State	Bid \$ Base	Bid \$ Alt
AJM Contractors - Clifton, NJ	155,610.00	52,538.00
JA Alexander Inc- Bloomfield, NJ	164,190.36	54,079.90
D&L Paving- Nutley, NJ	220,392.61	63,306.05
DLS Contracting, Inc - Nutley, NJ	170,820.00	59,601.50

Resolution #117:5'2014: Award Bid for 2014 Church Street Section 2 (State Aid Project)

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

At a regular meeting of the Alpine mayor and Council on Wednesday, May 28, 2014

WHEREAS, the Mayor and Council of the Borough of Alpine has requested bids for the 2014 Church Street Section 2 (State Aid Project) as detailed in the Notice to Bidders

WHEREAS sealed bids were received at the Borough Hall up until 10:00 a.m. May 20, 2014 as advertised in The Record on Sunday, May 4, 2014, and

WHEREAS these bids were opened in the presence of the Acting Borough Clerk and the Borough Engineer, and

WHEREAS four (4) bids were received as listed above. The bids were reviewed by the Borough Engineer who recommends acceptance of the lowest responsible bid from AJM Contractors of Clifton, NJ for \$155,610.00 subject to review by the Borough Attorney, and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, at the regular meeting Wednesday, May 28, 2014, that the bid be awarded to AJM Contractors of Clifton, NJ for \$155,610.00 subject to review by the Borough Attorney.

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

MOTION CARRIED

Bergen County Community Development Representatives

Mayors Appointment: B.C. Community Development Regional Committee Representative Mayor Tomasko appointed the following representative to serve on the Community Development Committee for the term of one year coinciding with the fiscal year July 1, 2014 through June 30, 2015: **Councilman Michael Cacouris.**

Although not required, Mayor Tomasko asked if Council affirms his appointment.

Resolution #118:5'2013: Affirming Mayor's Representative for Bergen County Community Development Regional Committee

OFFERED BY: Councilwoman Gerstein **SECONDED BY:** Councilwoman Frankel at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 28, 2013

WHEREAS, the Borough of Alpine has entered into a Three Year cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1 et. seq. and Title I of the Housing and Community Development Act of 1974 for the Program Years 2012, 2013 and 2014 (July 1, 2012 – June 30, 2015) per resolution dated June 22, 2011 and

WHEREAS, said Agreement requires that one Municipal Representative be appointed by the Mayor of the community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1, 2014 through June 30, 2015.

NOW, THEREFORE BE IT RESOLVED, that the governing body hereby affirms the Mayor's appointment of **Michael Cacouris** as his representative to participate on the Community Development Regional Committee.

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

MOTION CARRIED

Resolution #119:5'2013: Council Appoints Council Representative for Bergen County Community Development Regional Committee

OFFERED BY: Councilwoman Gerstein **SECONDED BY:** Councilman Halbreich at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 28, 2013

WHEREAS, the Borough of Alpine has entered into a Three Year cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1 et. seq. and Title I of the Housing and Community Development Act of 1974 for the Program Years 2012, 2013 and 2014 (July 1, 2012 – June 30, 2015) per resolution dated June 22, 2011 and

WHEREAS, said Agreement requires that one Municipal Representative be appointed by the Governing Body of the community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1, 2013 through June 30, 2014.

NOW, THEREFORE BE IT RESOLVED, that the governing body hereby appoints **Council President Vicki Frankel** as its representative to participate on the Community Development Regional Committee.

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

MOTION CARRIED

Resolution #120:5'2013: Appointing Representative to Bergen County Open Space Trust Regional Advisory Committee

OFFERED BY: Councilwoman Gerstein **SECONDED BY:** Councilman Cacouris
at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 28, 2014

WHEREAS, the Borough of Alpine has entered into a Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1 et. seq. to participate in the Bergen County Open Space, Recreation, Farmland and Historic Trust Fund; and

WHEREAS, said Agreement requires that one Municipal Representative be appointed by the Governing Body of the community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1, 2014 through June 30, 2015.

NOW, THEREFORE BE IT RESOLVED, that the governing body hereby appoints Council President **Vicki Frankel** as its representative to participate on the Open Space Trust Regional Committee.

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

MOTION CARRIED

Resolution #121:5'2013: Affirming Appointment Alpine Swim & Racquet Club

Mayor Tomasko noted the ASRC does need some additional Board members. There are vacancies on the Board. Anna Ferreira from Haring Lane has been vetted and Chairwoman Mary Kupferschmid favors the appointment. It is Mayor Tomasko's pleasure to so appoint.

OFFERED BY: Councilwoman Gerstein **SECONDED BY:** Councilwoman Frankel
at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 28, 2014 affirming the Mayor's appointment of Anna Ferreira to the Recreation Subcommittee for the Alpine Swim & Racquet Club for a term effective immediately and expiring December 31, 2014.

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

MOTION CARRIED

COMMUNCIATIONS: WRITTEN AND ORAL None

Resolution #122:5'2014 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 Frankel **SECONDED BY:** Councilwoman Gerstein
at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 28, 2014

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)(4) Matter Relating to Collective Bargaining Agreement: Police Contract

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, assembled in public session on Wednesday, May 28, 2014, 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, Frankel, Garjian, Gerstein, Halbreich **Absent:** Ornstein

MOTION CARRIED

Executive Session began at 7:55 p.m. and the public portion reconvened at 8:10 p.m.

Resolution #123:5'2013: Authorizing Collective Bargaining Agreement between the Borough of Alpine and Alpine PBA Local # 399

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 28, 2014

BE IT RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute a Three Year agreement between the Borough of Alpine and Alpine PBA Local 399 for the period January 1, 2014 through December 31, 2016 as reviewed in detail in Executive Session and

BE IT FURTHER RESOLVED that the Borough Clerk is directed to file with the NJ Public Employment Relations Commission a copy of the executed contract along with certification and summary as required pursuant to N.J.S.A. 34:13A-8.2 et seq.

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

MOTION CARRIED

ADJOURNMENT

OFFERED BY: Councilwoman Gerstein **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 May 28, 2014 at 8:14 P.M.

Respectfully submitted,

Jerry Beckman, Acting Borough Clerk

BOROUGH OF ALPINE

ORDINANCE NO. 743

**AN ORDINANCE TO AMEND CHAPTER 179 OF THE ZONING CODE
OF THE BOROUGH OF ALPINE**

BE IT ORDAINED by the Mayor and Council of the Borough of Alpine that the Chapter 179-6 B of the Zoning Code of the Borough of Alpine be amended to read as follows:

B. Requirements. Each site plan **or other development application** shall provide for the following:

(1) Safe and efficient vehicular and pedestrian circulation, parking and loading, including widening of public roads and the provision of acceleration and deceleration lanes, where necessary. **All public roadways, private roadways, and driveways serving more than two dwelling units, shall comply with all otherwise applicable provisions of Section 195-8 B.**

Except as set forth herein all other provisions of the Code shall remain in full force and effect. This Amendment shall take effect upon adoption according to law.

(New Provisions in Bold)

ADOPTED: May 28, 2014