

ALPINE MAYOR AND COUNCIL
REGULAR MEETING
Wednesday, August 23, 2017 @ 7:30 P.M.
Borough Hall - 100 Church Street

CALL TO ORDER/ PUBLIC ANNOUNCEMENT/PLEDGE OF ALLEGIANCE

The Mayor and Council, Borough of Alpine, convened for this Regular Meeting on Wednesday, August 23, 2017 at 7:30 P.M. in the Alpine Borough Hall. The Public Announcement was read and the Pledge of Allegiance recited.

In accordance with the provisions of the New Jersey Open Public Meetings Law, the notice of this Regular Meeting held Wednesday, August 23, 2017 has met the requirements of the law by being published in The Record as part of the Annual Notice, posted on the bulletin board of the lobby in the Borough Hall and a copy filed in the office of the Borough Clerk. This meeting was recorded in its entirety.

ROLL CALL

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

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

PUBLIC COMMENTS None

REPORT OF THE FINANCE COMMITTEE

Bank Of New Jersey Current Operating Acct **\$3,310,504,69**

Resolution #126:8'2017: Extension of Grace Period 3rd Quarter 2017 tax payments

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 23, 2017

WHEREAS, the Certified tax rate for 2017 was received by the Bergen County Tax Board on July 26, 2017 and the software uploaded by Edmunds on July 31, 2017, making it necessary to delay the mailing of tax bills for the 3rd & 4th quarters of 2017 and 1st & 2nd quarters of 2018;

WHEREAS, pursuant to N.J.S.A. 54:4-66 et seq., the Tax Collector must extend the due date to allow at least 25 days from the date of mailing tax bills, without interest being charged;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby approve the extension of the grace period for 3rd quarter 2017 tax payments to September 5, 2017, and that notice of same has been included with every original tax bill mailed or delivered via electronic transmission.

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

MOTION APPROVED

Resolution #127:8'2017: Cancellation of Taxes

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 23, 2017

WHEREAS, Block 72, Lots 25 and 26 no longer exist due to a subdivision and issuance of new lot numbers 25.02 and 26.02 respectively, and;

WHEREAS, the 2017 Extended Tax Duplicate erroneously lists assessments for lots 25 and 26 in addition to listing assessments for lots 25.02 and 26.02;

NOW, THEREFORE, BE IT RESOLVED that the Borough Tax Collector shall cancel the third and fourth 2017 Tax Levy and cancel the 2018 Preliminary Tax Levy on Block 72, Lots 25 and 26; and

BE IT FURTHER RESOLVED that the Municipal Clerk shall forward a copy of this Resolution to the Tax Assessor, Tax Collector, Chief Financial Officer and Auditor.

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

MOTION APPROVED

Resolution #128:8'2017: Cancellation of Taxes

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 23, 2017

WHEREAS, a Judgment was granted on April 5, 2017 from the Bergen County Tax Board reducing the 2017 assessment on the following:

<u>Block</u>	<u>Lot</u>	<u>Owner's Name</u>	<u>Original Assessment</u>	<u>Reduced Assessment</u>	<u>Year</u>	<u>Credit</u>
75	19	Simmons, Ryan & DeLeo, Diana	\$2,392,800	\$1,508,400	2017	\$ 7,084.04

WHEREAS, the reduction in assessment was not recorded in time for the 2017 Assessment records for the above referenced property and was billed at the higher assessed value for 2017, resulting in an overbilling;

WHEREAS, an overbilling was made for the tax year listed above and therefore should be credited to the 3rd and 4th quarters, or any outstanding balances due from prior quarters;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey, hereby authorize the Borough Treasurer to issue a credit for the tax overbilling.

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

MOTION APPROVED

Resolution #129:8'2017: Approval of Bills and Claims

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 23, 2017 to approve the bills and claims, a copy of which are appended.

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

MOTION APPROVED

Resolution #130:8'2017: Return of Bonds and Escrow

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 23, 2017 to approve the return of the following bonds and escrow subject to review and approval by the Borough Engineer.

<u>Name</u>	<u>Block/Lot</u>	<u>Type</u>	<u>Amount</u>
T-Mobile (formerly metro PCS)	11/1	Cell Tower Security Deposit	\$47,000
Sprint (formerly Nextel)	11/1	Cell Tower Security Deposit	\$34,240.84
JLB Legal Services	76/2	Re-vegetation Bond	\$1,000.00
		Performance Bond	\$5,700.00
		Escrow	\$5,989.25
		Tree Bond	\$1,600.00
Zakrzewski, Tomasz	49.02/12.01	Driveway	\$109.25
Kwon, David	22/20	Tree Bond	\$34,000.00
Simons, Ryan	75/19	Driveway	\$191.00

TOTAL: \$120,150.00

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

MOTION APPROVED

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

MAYOR’S REPORT The Mayor reported on the following:

- Resident e-mail received about several incidents of a drone flying about 60 feet over her property raising concerns with security and privacy and to ask what can be done about this. The Borough Clerk and Police Chief are researching. Challenges include ensuring local codes do not conflict with FAA rules and ability to identify the source for enforcement. Meanwhile the Mayor recommended this resident communicate with her neighbors in an attempt to locate and resolve with the source. This is an evolving technology. Without objection Attorney Huntington will also look into this.
- Tax bills went out after receiving the County tax rate. CFI included a note indicating the overall rate increase was due to County taxes at 4.9%, the County quadrupling the open space tax rate, and a school tax rate of 2.9%. The municipal increase was 0.6%. Last year we had a slight decrease so hopefully next year will be better.

REPORTS OF THE STANDING COMMITTEES

Administration Department No report.

Building Department Councilman Halbreich read the report’s main statistics:

85 scheduled inspections, 1 driveway permit, 1 fence permit, 6 tree permits, 2 soil moving applications, and 2 zoning review applications. Balance on file in the Clerk’s office. Mayor Tomasko was impressed with the number of property maintenance notices sent out.

Department of Public Works Councilman Frankel advised report is on file in the Clerk’s office. Mayor Tomasko advised the Alpine DPW with assistance from the Borough Engineer and Tenafly DPW resolved a drainage problem on Rio Vista Drive in a way that avoided opening the road. Councilman Halbreich recommended sending a thank you to Tenafly.

Fire Department Councilwoman Gerstein advised statistics are available for review.

Resolution #131:8’2017: Approval New Firefighter: Robert E. Mikesh

OFFERED BY: Councilwoman Gerstein **SECONDED BY:** Councilman Halbreich at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 23, 2017 to approve the application for **Robert E. Mikesh** for Membership as a Firefighter in the Alpine Volunteer Fire Department.

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

MOTION APPROVED

Resolution #132:8’2017: Approval New Junior Firefighter: Jonathan L. Abad

OFFERED BY: Councilwoman Gerstein **SECONDED BY:** Councilwoman Frankel at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 23, 2017 to approve the application for **Jonathan L. Abad** for Membership as a Junior Firefighter in the Alpine Volunteer Fire Department.

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

MOTION APPROVED

Resolution #133:8’2017: Approval New Junior Firefighter: Max Gabay

OFFERED BY: Councilwoman Gerstein **SECONDED BY:** Councilwoman Frankel at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 23, 2017 to approve the application for **Max Gabay** for Membership as a Junior Firefighter in the Alpine Volunteer Fire Department.

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

MOTION APPROVED

Police Department Councilwoman Frankel advised the report is on file.

Councilwoman Frankel advised one of Alpine’s police officers was injured on the job in February and is covered under workers compensation. Per the PBA contract, he has remained on payroll for the last six months but that initial period has expired. Attorney Huntington is pushing workers comp to resolve and meanwhile the Police Committee is recommending a 60-day extension of salary and benefits.

Resolution #134:8’2017: Extension of Medical Leave for Work Related Injury

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilman Halbreich
at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 23, 2017

WHEREAS, Sergeant Matthew Kent has been incapacitated since February 13, 2017 due to a work-related incident; and

WHEREAS, Sections 23 and 24 et. seq. of the Agreement between the Borough of Alpine and PBA Local #399 effective January 1, 2017 provides that an Employee shall be retained on the payroll at full salary and benefits for a continued period of six months during the continuance of said incapacitation and that the Governing body shall have the option of extending the period during which an Employee shall receive the benefit of this Article on an individual basis and after considering the merits of each case; and

WHEREAS, the Police Committee has determined the merits of this individual’s case warrants extending salary and benefits and recommends same for a period of sixty days tolling from the date of the 6-month expiration being August 13, 2017.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Alpine concurs with the Police Committee and that the above-named employee be continued at full salary and benefits for an additional 60 days retroactive to August 13, 2017.

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

MOTION APPROVED

Resolution #135 :8’2017: Accepting the Reports of the Standing Committees

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, August 23, 2017 to accept the reports of the Standing Committees.

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

MOTION APPROVED

BOARD OF EDUCATION LIAISON’S REPORT Councilman Shadek advised first day of school is September 5th. Mayor Tomasko will attend the New Teachers Luncheon sponsored by the Rotary Club tomorrow.

BOROUGH ATTORNEY’S REPORT No report

BOROUGH ENGINEER’S REPORT Mr. Vander Veer reported on the following:

- The two road improvement programs are substantially complete pending traffic striping and some remedial work.
- Alpine School Field Enhancement Project. Plans are being modified to incorporate the newly constructed Alpine School septic field. He hopes to get quotes for the three phases yet to be completed for award at next month’s meeting.
- 2018 Municipal Aid Program grant applications are available and have to be submitted by October 6 electronically. He will submit a list of recommended streets next month.

UNFINISHED BUSINESS

NEW BUSINESS

CONSENT AGENDA RESOLUTIONS Resolutions #136:8'2017 - # 143:8'2017

1. Approval of Minutes

a. Resolution #136:8'2017: Approval of Minutes Regular Meeting July 26, 2017

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein
at a regular meeting of the Mayor and Council of the Borough of Alpine held on
Wednesday, August 23, 2017 to approve the minutes of the Regular Meeting July 26, 2017.

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

MOTION APPROVED

b. Resolution #137:8'2017: Approval of Minutes Executive Session July 26, 2017

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein
at a regular meeting of the Mayor and Council of the Borough of Alpine held on
Wednesday, August 23, 2017 to approve the minutes of the Regular Meeting July 26, 2017.

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

MOTION APPROVED

**2. Resolution #138:8'2017 Endorse Planning Board Soil Moving Resolution Grinberg
Block 49.02 Lot 17 – 28 Ellens Way**

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

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 Boris Grinberg Block 49.02 Lot 17 – 28 Ellens
Way was reviewed by the Alpine Planning Board at a public hearing held on
July 25, 2017; and

WHEREAS, the Alpine Planning Board laid down their written recommendation to the
Mayor and Council with respect to this application in a resolution approved at their regular
meeting held on August 22, 2017(copy attached hereto); and

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

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

BE IT FURTHER RESOLVED that the Mayor and Council hereby approve said application
subject to all conditions as laid out in the Planning Board's resolution of August 23, 2017.

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

MOTION APPROVED

**3. Resolution #139:8'2017 Introduction Ordinance 772: Amending Chapter 179-4 Site
Plan and Chapter 185 Soil Moving**

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

At this regular meeting of the Alpine Mayor & Council, County of Bergen, State of New
Jersey held on August 23, 2017

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

"AN ORDINANCE TO AMEND: CHAPTER 179 ENTITLED "SITE PLAN REVIEW" & TO AMEND CHAPTER 185 ENTITLED "SOIL FILL AND SOIL REMOVAL"

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, 100 Church Street, Alpine, New Jersey on Wednesday, September 27, 2017 at 7:30 p.m. prevailing time, or as soon thereafter as the matter can be heard, at which time and place all persons interested in said Ordinance will be heard.

The Borough Clerk is hereby directed to publish said Ordinance 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: V. Frankel, Gerstein, Halbreich, A. Frankel, Shadek **Absent:** Cacouris

MOTION APPROVED

4. Resolution #140:8'2017 Authorizing Extension of the Curbside Recycling Contract for a Third Year Through December 31, 2018

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

At this regular meeting of the Alpine Mayor & Council, County of Bergen, State of New Jersey held on August 23, 2017

WHEREAS, at the December 14, 2015 regular meeting of the Mayor and Council of the Borough of Alpine a contract was awarded by resolution no. 226:12'2015 to Buldo Carting, Inc. of River Vale, NJ for a period of two years as follows: \$35,135.00 for 2016 and \$35,135.00 for 2017 (TOTAL \$70,270.00); and

WHEREAS, under the current contract, executed December 15, 2015, the Borough reserved the right to extend the two-year contract for one additional year at the bid price of \$35,135.00 for 2018 (TOTAL \$105,405.00) upon ninety (90) days' notice to the bidder; and

WHEREAS, the terms have been reviewed by the Borough Attorney.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine that the Borough exercise its right to extend the current contract for a third year, effective through December 31, 2018 at the bid price.

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

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to deliver to Buldo Carting, Inc., by way of certified mail, a notice of the Borough's intent to exercise the third year option at the stated price.

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

MOTION APPROVED

5. Resolution #141:8'2017 Authorizing Hire of School Crossing Guards for 2017 - 2018 School Year

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

At this regular meeting of the Alpine Mayor & Council, County of Bergen, State of New Jersey held on August 23, 2017

WHEREAS, the Borough of Alpine Police Department recommends hiring Carol Parrino and Henry Liegeois to fill the positions of School Crossing Guards for the 2017-2018 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 for the school year, September 5, 2017 – June 22, 2018 at a rate per the Salary Ordinance.

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: V. Frankel, Gerstein, Halbreich, A. Frankel, Shadek **Absent:** Cacouris

MOTION APPROVED

6. Resolution #142:8'2017 Award Contract for Payroll Services

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

At this regular meeting of the Alpine Mayor & Council, County of Bergen, State of New Jersey held on August 23, 2017

WHEREAS, the Borough of Alpine has determined a need for third party payroll services for the Finance Department; and

WHEREAS, the Finance Department has solicited and received quotes for these services and recommends the Borough enter into an agreement with Action Data Services at an annual fee of \$6,128.00; and

WHEREAS, for purposes of cost stabilization the term of this Agreement will be for two (2) years beginning October 1, 2017 and expiring and expiring September 30, 2019 at which time the agreement shall be automatically renewed at the then current rate for an additional (1) year term unless terminated by either party in writing at least 90 days prior to expiration and subject to the availability and appropriation annually of sufficient funds as may be required to meet the extended obligation.

WHEREAS, funds for this purpose have been provided for in the following accounts:

7-01-20-130-030 Financial Administration Operating: Payroll Services

and this vendors Business Registration Certificate is on file.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Alpine hereby award a two-year contract with a one-year extension clause commencing October 1, 2017 for the Finance Department to Action Data Services of Fairfield, NJ as noted above. The Chief Financial Officer has provided the Certification of Availability of Funds.

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

MOTION APPROVED

7. Resolution #143:8'2017 Authorizing Bicycle Fundraiser – Velocity Ride to End Cancer benefiting Columbia University Medical Center – October 7, 2017

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

At this regular meeting of the Alpine Mayor & Council, County of Bergen, State of New Jersey held on August 23, 2017

WHEREAS, Velocity Ride–Columbia's Ride to End Cancer is a bicycling fundraiser organized to raise funds for Columbia University Medical Center's Herbert Irving Comprehensive Cancer Center with riders committing to ride 10, 25, 45 or 62.5 miles to reach fundraising minimums depending on the distance registered for; and

WHEREAS, the Director of Velocity Ride has requested authorization from the towns through which riders will traverse; and

WHEREAS, approximately 500 participants are anticipated to ride through Alpine between 11:00 AM and 3:30 PM for the final 10 Mile phase of the event with the original proposed route entering Alpine from Closter on Anderson Avenue, continuing along Closter Dock Road. and Route 9W South, and exiting the Borough toward Tenafly; and

WHEREAS, upon further review, the Police Chief has requested that Closter Dock Road be bypassed for traffic and safety considerations and the organization has agreed to revise the route through Alpine as follows: to continue along Anderson Avenue to County Road, through the Boroughs of Demarest and Cresskill, turning left onto Hillside Avenue at County Road, re-entering the Borough of Alpine and turning right onto Route 9W South toward the Borough of Tenafly; and

WHEREAS, the organization has agreed to notify and coordinate with the surrounding towns affected by the route change and, in accordance with the Police Chief's further recommendation, the organization has agreed, at its sole expense, to have an Alpine Police Officer posted at the intersection of Hillside Avenue and Route 9W for traffic control purposes; and

WHEREAS, provided all stipulations are met, Police Chief Belcolle has no objections and will be actively coordinating with the organization regarding any additional police assistance that may be deemed necessary; and

WHEREAS, authorization of the bike event is subject to receipt, review and approval of the organization's Certificate of Liability Insurance and a Facilities Use Hold Harmless Agreement by the Borough's Risk Manager.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Alpine authorize the Velocity Ride Event to be held on Saturday, October 7, 2017, conditional upon all requirements being met prior to the event.

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

MOTION APPROVED

End of Consent Agenda

COMMUNICATIONS: WRITTEN AND ORAL None

ADJOURNMENT Upon a motion 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 Wednesday, August 23, 2017 at 7:46 p.m.

Respectfully submitted,

Stephanie Wehmann, Municipal Clerk