

**ALPINE MAYOR AND COUNCIL
REGULAR MEETING
Wednesday, May 26, 2021 @ 7:30 P.M.
Borough Hall - 100 Church Street**

CALL TO ORDER/ PUBLIC ANNOUNCEMENT/PLEDGE OF ALLEGIANCE

The Mayor and Council, Borough of Alpine, convened for this Regular Meeting on Wednesday, May 26, 2021 at 7:30 P.M. in the Alpine Borough Hall. The Public Announcement was read and the Pledge of Allegiance recited.

In accordance with the provisions of the Open Public Meetings Law, and the Governor's Emergency Declaration the notice of this regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021 at 7:30 PM has met the requirements of the law by being published as part of the annual meeting notice in The Record, posted continuously on the bulletin board of the lobby of the Borough Hall and a copy filed in the office of the Borough Clerk

ROLL CALL

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

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

PUBLIC COMMENTS Mayor Tomasko opened the meeting for public comments. Neither seeing nor and hearing from any members of the public the public comment portion was closed.

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

Bank of New Jersey Current Operating Account \$4,016,492.40

Resolution #117:5'2021: Return of Bonds and Escrow

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021 to approve the return of the following bonds and escrow subject to review and approval by the Borough Engineer.

<u>Block/Lot</u>	<u>Name</u>	<u>Type</u>	<u>Amount</u>
31/5	Perfection Excavating (for Davis, Harold & Danna)	Septic Repair	\$500.00
31/5	Davis, Harold & Danna	Septic repair	\$129.50
74/9	Perfection Excavating (for Song, Ken)	Septic Repair	\$357.50

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

Resolution #118:5'2021 Cancellation of Outstanding Checks

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

At this regular meeting of the Alpine Mayor and Council, County of Bergen, State of New Jersey held on May 26, 2021

WHEREAS, having determined that the following **Current Account** checks appear on our records as outstanding and are considered stale, it is now necessary to cancel said checks as listed below:

<u>Check No.</u>	<u>Date</u>	<u>Amount</u>
25289	6/26/19	\$168.00
25312	6/26/19	\$ 57.60
TOTAL:		\$225.60

These minutes have been approved by the Mayor & Council.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey, authorize the Borough Treasurer to cancel said checks to the Current Fund Account totaling \$225.60

BE IT FINALLY RESOLVED that a certified copy of this Resolution is being forwarded to the Borough Treasurer upon adoption of same.

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

Resolution #119:5'2021 Cancellation of Taxes – 6 East Main Street B47 L9

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

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 26, 2021

WHEREAS, the property at 6 East Main Street, Alpine, New Jersey, shown on the tax map as block 47 Lot 9, was purchased by the Borough of Alpine from Suez Water New Jersey on May 6, 2021; and

WHEREAS, as of the date of purchase the property is exempt from property taxes,

NOW, THEREFORE, BE IT RESOLVED that the Borough Tax Collector shall remove the amount of \$486.67 shown as outstanding on the property tax records for the period of May 6, 2021 through June 30, 2021.

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

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

MAYOR'S REPORT

- Memorial Day. Municipal Clerk Wehmann commended for her work on the Memorial Day brochure and suggestion honoring former resident Thomas Parsells. The town will forego a parade again this year but is updating brochure and website and hope to be back in person next year.
- Alpine Swim Club. Greg Zaremba and Scott Bosworth helping to prepare the physical plant but current challenge is finding lifeguards. Help wanted signs have been posted.

REPORTS OF THE STANDING COMMITTEES

Administration Department Councilman Bosworth – no report

Building Department Councilman Shadek – 46 scheduled inspections, 3 fence permits, 4 tree permits, 4 soil moving applications, 7 zoning review applications and 3 miscellaneous. The rest of the report is on file.

Department of Public Works Councilman Frankel reported Annual Spring Cleanup and County sponsored events were very successful aided by the DPW, Buldo Carting and special assistance from the Mayor and Municipal Clerk for the shredding event.

Fire Department Councilwoman Gerstein – statistics on file

Police Department Councilwoman Frankel – 18 summonses, 5 MVA with 3 injuries and the rest of the report is on file.

Resolution #120:5'2021: Accepting the Reports of the Standing Committees

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021 to accept the reports of the Standing Committees.

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

BOARD OF EDUCATION LIAISON'S REPORT Councilman Shadek reported construction of new sidewalks and refuse area. They are making plans for an in person graduation and a return to regular schedule next year.

BOROUGH ATTORNEY’S REPORT

- **Tax Appeals** 14 were filed, 3 were moved to State where state cases are already pending, 3 were litigated, 3 were settled and the remainder tried awaiting verdict.
- **Schoolhouse Lane** Staff and professionals met and determined it would be in the best interests of the municipality to close that portion of Schoolhouse Lane that was never designed to proper standards being formerly a pathway through the woods and was never intended for use by vehicles for a variety of reasons. A resolution was distributed and a letter drafted to notify residents that may be affected.

Resolution #121:5’2021: Utilization Schoolhouse Lane

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021

WHEREAS, it has come to the attention of the Mayor and Council of the Borough of Alpine that unlawful improvement and utilization of School House Lane has been occurring for some time within the Borough; and

WHEREAS, the Borough seeks the termination of this utilization for that portion of Schoolhouse Lane beginning at the eastern side of Alpine Drive to where it perpendicularly intersects the western side of the unnamed lane adjacent to Block 49 Lot 7, and

WHEREAS, the Mayor and Council has determined that the most cost effective and prompt way of eliminating this utilization should be undertaken.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Alpine, County of Bergen and State of New Jersey that the Police Department and Department of Public Works are directed and authorized to close said roadway at the points described above, subject to their discretion as to the precise location of the closure. Said closure shall be accomplished by the placement of appropriate barriers across the roadway.

BE IT FURTHER RESOLVED that this action shall take place as soon as practical.

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

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

- **2021 Riverside Cooperative Road Improvement Program** Preconstruction meeting scheduled June 23rd. [Grant Court, Margo Way, Old Dock Road, portion of Haring Lane]
- **2019 NJS DOT Municipal Aid Road Improvement Program – Allison Road.** Issued notice to proceed to contractor and expect work to begin shortly.
- **2020 NJS DOT Municipal Aid Road Improvement Program – Cambridge Way.** Preconstruction meeting today with SUEZ who seeks to replace water main Anderson Avenue to Charney with new connections to homes along that line. Their work is scheduled to begin on or about June 7 with a duration of 20 working days. To allow time for settlement Alpine will look to repave in September. Mayor Tomasko noted Suez has a fine contractor in Fletcher Creamer.

UNFINISHED BUSINESS

Ordinance 802: To Exceed the Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A. 40a:4-45.14)

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

Resolution #122:5’2021: Adoption of Ordinance 802

OFFERED BY: Councilman Frankel **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021

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 EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2021 (N.J.S.A. 40A:4-45.14)

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

VOTE: Ayes: Bosworth, Cohen, A. Frankel, V. Frankel, Gerstein, Shadek **MOTION APPROVED**
{Ordinance 802 appended to these minutes in its entirety.}

2021 Municipal Budget

Resolution #123:5'2021: Waiving Reading in Full of Budget

OFFERED BY: Councilman Cohen **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021

WHEREAS, N.J.S. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall

- a) be posted in a public place where public notices are customarily posted, and
- b) is made available to each person requesting the same during said week and during the public hearing, and

WHEREAS, the Borough of Alpine has complied with the aforesaid requirements,

NOW, THEREFORE, BE IT RESOLVED, the Borough is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 2020.

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

Resolution #124:5'2021 Self-Examination of 2021 Budget

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Alpine has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2021 budget year.

WHEREAS, by the Borough Council of the Borough of Alpine that the 2021 annual budget be examined in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, if applicable, the amounts have been calculated pursuant to law and appropriated as such in the budget.
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met. (Complies with the "CAP" law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated;
 - b. Items of appropriations are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.

- 5. The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
- 6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

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

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

Resolution #125:5'2021: Adoption of the 2021 Municipal Budget

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021

BE IT RESOLVED, by the Councilmembers of the Borough of Alpine, County of Bergen that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$3,533,045.00 to be raised by taxation for municipal purposes and \$99,557.00 for the Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy.

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

{Summary of the Budget attached}

{Complete copy of the 2021 Municipal Budget is on file in the Borough Clerk's office}

Ordinance 803: 2021 Salary Ordinance

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

Resolution #126:5'2021: Adoption Ordinance 803

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021

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 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.”

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

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

{Ordinance 803 appended to these minutes in its entirety.}

Ordinance 804: 2020 – 2022 Police Salaries

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

Resolution #127:5'2021: Adoption Ordinance 804

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021

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 FIXING THE SALARIES, COMPENSATION AND RETAINERS OF THE PAID POLICE OFFICERS OF THE BOROUGH OF ALPINE IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY FOR THE YEARS 2020-2022.”

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

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

{Ordinance 804 appended to these minutes in its entirety.}

Capital Bond Ordinance 805: 2021 Road Improvement Program

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

Resolution #128:5'2021 Adoption Ordinance 805

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 26, 2021

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:

BOND ORDINANCE PROVIDING FOR THE 2021 ROAD PROGRAM IN AND BY THE BOROUGH OF ALPINE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$214,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$203,600 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

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

VOTE: Ayes: Bosworth, Cohen, A. Frankel, V. Frankel, Gerstein, Shadek **MOTION APPROVED**
{Ordinance 805 appended to these minutes in its entirety.}

Capital Bond Ordinance 806: 2021 Various Improvements

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

Resolution #129:5'2021 Adoption Ordinance 806

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 26, 2021

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:

BOND ORDINANCE PROVIDING FOR VARIOUS 2021 CAPITAL IMPROVEMENTS BY AND IN THE BOROUGH OF ALPINE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$281,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$267,400 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COSTS THEREOF

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

VOTE: Ayes: Bosworth, Cohen, A. Frankel, V. Frankel, Gerstein, Shadek **MOTION APPROVED**
{Ordinance 806 appended to these minutes in its entirety.}

Capital Bond Ordinance 807: Prohibiting the Operation of any Class of Cannabis Business – Public Hearing and Adoption has been carried in order to provide for the statutory time allotted for Planning Board review.

NEW BUSINESS

A. Resolution #130:5'2021: Approval of Bills and Claims

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 26, 2021 to approve the bills and claims, a copy of which are appended.

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

CONSENT AGENDA RESOLUTIONS Resolutions #131:5'2021 - #139:5'2021
Councilwoman Gerstein recuses from #6 and #7

1a. Resolution #131:5'2021 Approval of Minutes Regular Meeting April 28, 2021

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

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 26, 2021 to approve the minutes of the regular meeting held on April 28, 2021.

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

1b. Resolution #132:5'2021 Approval of Minutes Executive Session Meeting April 28, 2021

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

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 26, 2021 to approve the minutes of the regular meeting held on April 28, 2021.

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

2. Resolution #133:5'2021: Appointment to Fill and Amend Committee Chairs and Liaisons to Borough Boards and Commissions

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

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 26, 2021

WHEREAS, Steve Cohen was appointed to the Alpine Borough Council on April 28, 2021 and certain ancillary appointments to Council Committee and Liaison positions are needed at this time.

BE IT RESOLVED, to add and amend appointments:

Councilman Cohen appointed as Chair of the Finance Committee and member of the Fire and Police Committee and as Liaison to the Recreation Committee

BE IT FURTHER RESOLVED, the Mayor's appointments to the following Council Committees are hereby amended and affirmed as follows:

<u>Committee</u>	<u>Chairperson</u>	<u>Committee Member</u>	<u>Committee Member</u>
FINANCE:	<i>Steven Cohen</i>	<i>Laurence Shaddek</i>	<i>Arthur Frankel</i>
ADMINISTRATION:	<i>Scott Bosworth</i>	<i>Arthur Frankel</i>	<i>Laurence Shaddek</i>
BUILDINGS:	<i>Laurence Shaddek</i>	<i>Vicki Frankel</i>	<i>Gayle Gerstein</i>
D.P.W.:	<i>Arthur Frankel</i>	<i>Gayle Gerstein</i>	<i>Scott Bosworth</i>
FIRE/AMB.:	<i>Gayle Gerstein</i>	<i>Steven Cohen</i>	<i>Vicki Frankel</i>
POLICE:	<i>Vicki Frankel</i>	<i>Scott Bosworth</i>	<i>Steven Cohen</i>

BE IT FURTHER RESOLVED, the Mayor's appointments of the following Council members as Liaisons to Borough Boards and Commissions are amended and affirmed as follows:

BOARD OF EDUCATION:	<i>Laurence Shaddek</i>
BOARD OF HEALTH:	<i>Scott Bosworth</i>
RECREATION COMMISSION:	<i>Steven Cohen</i>
ENVIRONMENTAL COMMISSION:	<i>Vicki Frankel</i>
BOARD OF ADJUSTMENT:	<i>Arthur Frankel</i>

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

3. Resolution #134:5'2021: 2021 Road Improvement Program: Authorizing Contract Pursuant to Riverside Cooperative Master Contract

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

at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 26, 2021

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 and Local Finance Notice 2020-10 COVID-19 Supplemental emergency Procurement Guidance **received bids as advertised for road improvement work on April 7, 2021 and awarded the Master Contract to D & L Paving Contractors, Inc. of Nutley, NJ on April 14, 2021** by resolution of the Borough of Northvale ("lead agency"); and

WHEREAS, the Borough Engineer noted the award in his monthly report dated April 28, 2021; 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 base bid price for the Borough of Alpine's portion is **\$189,174.97** for the Borough's 2021 Road Improvement Projects for the milling, road resurfacing and ancillary improvements for the following roads or portions thereof as listed below:

- Grant Court
- Margo Way
- Old Dock Road
- Haring Lane (portion only- between Church Street and Ellens Way)

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Alpine authorizes the Mayor to enter into a contract with D & L Paving Contractors, Inc. for the aforementioned work immediately **following the execution of the 2021 Master Contract by Riverside Cooperative and completion of the statutory 20-day waiting period following final approval of Capital Bond Ordinance No. 805.**

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

4. Resolution #135:5'2021: Alpine Municipal Alliance Fiscal Grant Cycle July 2020-June 2025 [FY 2022]

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

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Alpine , County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Alpine, County of Bergen, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Palisades Triborough CAP Municipal Alliance grant for fiscal year 2022 in the amount of:

DEDR	\$ 12179.84
Cash Match	\$ 3044.96
In-Kind	\$ 9134.89

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

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

5. Resolution #136:5'2021: Liquor License Renewal for Riverside Park, Inc. (Kiku Restaurant)

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 26, 2021.

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 a

Plenary Retail Consumption License

Liquor License # 0202-33-001-006

Riverside Park, Inc. 5-9 Route 9W, Alpine, NJ 07620

for a period of one year beginning July 1, 2021 and ending on June 30, 2022.

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

6. Resolution #137:5'2021: Liquor License Renewal for Montammy Golf Club

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 26, 2021

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 a

Club License

Liquor License # 0202-31-002-001

Montammy Golf Club Rt 9W Montammy Drive, Alpine, NJ 07620

for a period of one year beginning July 1, 2021 and ending on June 30, 2022.

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

7. Resolution #138:5'2021: Authorizing Montammy Golf Club Request for Fireworks Display – July 4, 2021 [Rain Date: July 5, 2021]

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, March 25, 2020,

BE IT RESOLVED that the Mayor and Council of the Borough of Alpine grants permission for Montammy Golf Club to stage a fireworks display on the evening of **Sunday, July 4, 2021 (Rain Date: Monday, July 5, 2021) at approximately 9:15 PM** upon condition that Montammy Golf Club comply with requirements of the Fire Department and Borough Officials to ensure safe operation of the display.

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

8. Resolution #139:5'2021: Authorize Lease Agreement for Pitney Bowes Postage Meter

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 26, 2021.

WHEREAS, the current rental agreement with Pitney Bowes for the Borough's postage meter is expiring and the Borough desires to enter into a new lease agreement for rental of a postage meter for essential government purposes, and

WHEREAS, a proposal has been received from Pitney Bowes for an agreement for the lease and maintenance of up-to-date equipment for a term of **60 months @ \$80.15 per month** beginning **September 30, 2021** and

WHEREAS, the Municipal Clerk has reviewed the proposal and recommends approval.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Alpine as follows:

1. That Stephanie Wehmann, Municipal Clerk is hereby authorized and directed to execute an agreement with the Pitney Bowes for lease and maintenance of equipment for a period of 60 months; and

2. The contract is awarded without competitive bidding in accordance with N.J.S.A. 40A:11; and

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 are available for this purpose in the 2021 adopted budget **account number 1-01-20-145-031**, and

BE IT FURTHER RESOLVED, as a multi-year contract, the agreement contains a non-appropriation clause whereby if a subsequent year's appropriation request is denied by the Governing Body, this agreement may be terminated on the last day of the fiscal period for which funds have been appropriated.

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

End of Consent Agenda

COMMUNICATIONS: WRITTEN AND ORAL None

Resolution#140:5'2021: Executive Session A Resolution providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12.

OFFERED BY: Councilwoman Gerstein **SECONDED BY:** Councilman Cohen
at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 26, 2021

WHEREAS, the Mayor and Council of the Borough of Alpine is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Mayor and Council of the Borough of Alpine to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b subsection designated below:

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, assembled in public session on Wednesday, December 16, 2020, that an Executive Session closed to the public shall be held for the discussion of matters relating to the specific items designated above; and

BE IT FURTHER RESOLVED, that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Borough Council that the public interest will no longer be served by such confidentiality.

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

Mayor and Council convened the Executive Session at 7:52 PM, reconvened in public session at 8:01 PM and immediately adjourned.

ADJOURNMENT

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilman Cohen
and approved by all to adjourn the regular meeting of the Mayor and Council of the Borough of Alpine, held on Wednesday May 26, 2021 at 8:01 P.M.

Respectfully submitted,

Stephanie Wehmann
Municipal Clerk

**BOROUGH OF ALPINE
BERGEN COUNTY, NEW JERSEY
CALENDAR YEAR 2021 ORDINANCE NO. 802 TO EXCEED
THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A-4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% or the cost of living adjustment, whichever is less, unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, the cost-of-living adjustment for calendar year 2021 budgets is calculated at 1.0% pursuant to N.J.S.A. 40A:4-45.2 and amounts to \$48,990; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Alpine in the County of Bergen finds it's advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that an additional 2.5% increase in the budget of said year, amounting to \$122,474 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Alpine, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2021 budget year, the final appropriations of the Borough of Alpine shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$171,464, and that the 2021 municipal budget for the Borough of Alpine be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

2021 Budget

Summary of Revenues

1. General Revenues		
Surplus Anticipated	08-100	\$1,050,000.00
Miscellaneous Revenues Anticipated	13-099	1,378,898.00
Receipts from Delinquent Taxes	15-499	327,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSED (Item 6(a), Sheet 11)	07-190	3,533,045.00
Total Revenues	13-299	\$6,288,943.00

Summary of Appropriations

5. GENERAL APPROPRIATIONS		
Within "CAPS"		
(a & b) Operations Including Contingent	34-201	\$4,330,832.00
(e) Deferred Charges and Statutory Expenditures – Municipal	34-209	750,006.00
Excluded from "CAPS"		
(a) Operations – Total Operations Excluded from "CAPS"	34-305	50,801.00
(c) Capital Improvements	44-999	10,000.00
(d) Municipal Debt Service	45-999	317,304.00
(m) Reserve for Uncollected Taxes	50-899	830,000.00
Total Appropriations	34-499	\$6,288,943.00

**BOROUGH OF ALPINE
ORDINANCE NO. 803**

“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.”

BE IT ORDAINED, by the Mayor and Council of the Borough of Alpine as follows:

Section 1. That the respective salaries, wages or compensation of the following officers, employees, officials of the Borough of Alpine be hereby fixed at the following rate, effective as of January 1, 2021 except as may be specifically noted.

<u>Office or Position:</u>	Yearly Salary: 2021 (Unless Otherwise Noted)
Borough Clerk	74,311
Deputy Registrar of Vital Statistics	1,153
Recycling Administrator	2,261
The responsibilities encompassed by the Borough Clerk also include the duties of Deputy Registrar of Vital Statistics and Recycling Administrator and are performed during regular business hours per Section 4a of the Employee handbook at a TOTAL yearly salary of	77,725
Deputy Borough Clerk	56,632
Registrar of Vital Statistics	1,480
Secretary / Board of Adjustment	7,798
Secretary / Board of Health	5,376
The responsibilities encompassed by the Deputy Borough Clerk also include the duties of Registrar of Vital Statistics, Secretary / Board of Adjustment and Secretary / Board of Health and are performed during regular business hours per Section 4a of the Employee handbook at a TOTAL yearly salary of	71,285
Chief Financial Officer	23,497
Treasurer	61,162
Tax Collector	10,841
Tax Search Officer	6,594
Secretary / Planning Board	6,594

These minutes have been approved by the Mayor & Council.

Municipal Alliance Coordinator	1,805
The responsibilities encompassed by the Chief Financial Officer also include the duties of Treasurer, Tax Collector, Tax Search Officer, Planning Board Secretary and Municipal Alliance Coordinator and are performed during regular business hours per Section 4a of the Employee handbook at a TOTAL yearly salary of	110,494
Qualified Purchasing Agent	4,330
Tax Assessor	16,561
Police Chief	194,025
Emergency Management Coordinator	3,990
Superintendent D.P.W	107,717
Property Maintenance Official	5,953
The responsibilities encompassed by the Superintendent D.P.W. or Acting also include the duties of Property Maintenance Official and are performed during regular business hours per the Employee handbook at a TOTAL yearly salary of	113,670
Equipment Operator One D.P.W.	52,185
Recycling Coordinator	4,540
The responsibilities encompassed by the Equipment Operator One D.P.W. also include the duties of the Recycling Coordinator and are performed during regular business hours per Section 4a of the Employee handbook at a TOTAL yearly salary of	56,726
Equipment Operator Two D.P.W.	43,452
Construction Code Official	9,404
Building Subcode Official	16,060
Zoning Official	13,000
The responsibilities encompassed by the Construction Code Official also include the duties of the Zoning Officer and Building Subcode Official and are performed during regular business hours per Section 4a of the Employee handbook at the above hourly rates not to exceed a TOTAL yearly salary of	38,464
Construction Office Technical Assistant	65,463
Electrical Inspector	12,990
Plumbing Inspector	10,404
Fire Official (Inspector)	3,797
Fire Protection Subcode Official	5,202
Municipal Court Judge	10,683
Prosecutor	6,528
Public Defender	2,291
Court Administrator	10,796
Crossing Guard (per hour)	17.00

Section 2. In addition to other benefits and compensation, eligible employees covered by this ordinance shall receive an annual longevity increment as provided herein. The longevity increment shall be two (2%) of the employee’s base annual wage upon completion of five (5) years of full-time continuous service. The longevity increment shall be paid commencing January 1 of the year following an employee’s fifth anniversary and January 1 immediately following such fifth anniversary. Thereafter, the longevity increment shall be increased by four-tenths of 1% per year with a maximum of twelve (12%).

Section 3. A Department of Public Work’s Employee who is scheduled for stand-by on a week-end or holiday shall receive \$75.00 per day.

Section 4. If need arises, during inclement weather, temporary employees of the DPW to be paid hourly at a range of 12.00 to 23.00 per hour.

Section 5. If need arises temporary administrative personnel and temporary seasonal DPW personnel to be paid hourly at a range of 10.00 to 17.00 per hour.

Section 6. Swim Club employees to be paid hourly at a range of 10.00 to 16.00 per hour.

Section 7. Special inspections as ordered by the Construction Code Official shall be paid at the rate of \$50 per inspection, in addition to salary, where applicable.

Section 8. The aforementioned salaries and wages shall be paid on a bi-weekly basis for a total of 26 payments.

Section 9. This Ordinance shall be retroactive to January 1, 2021 for all employees in the employ of the Borough of Alpine in the offices or positions hereinabove named as of the date of adoption of this Ordinance except as specifically noted.

Section 10. All ordinances or parts or ordinances inconsistent with this Ordinance be and the same are hereby repealed.

**BOROUGH OF ALPINE
ORDINANCE NO. 804**

“AN ORDINANCE FIXING THE SALARIES, COMPENSATION AND RETAINERS OF THE PAID POLICE OFFICERS OF THE BOROUGH OF ALPINE IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY FOR THE YEARS 2020-2022.”

BE IT ORDAINED by the Mayor and Council of the Borough of Alpine as follows:

Section 1. That for the calendar years 2020 – 2022, the salaries, compensations and retainers of the Police department of the Borough of Alpine, New Jersey shall be at the following rates pursuant to Appendix A of the ratified Collective Bargaining Agreement between the Borough and PBA Local 399:

	EFFECTIVE 1/1/2020 (2%)	EFFECTIVE 1/1/2021 (2%)	EFFECTIVE 1/1/2022 (2%)
CAPTAIN	148,876	151,854	154,891
LIEUTENANT	144,747	147,642	150,594
SERGEANT	140,617	143,429	146,298
PATROLMAN	132,335	134,981	137,681
After 7 Years			
After 6 Years	116,129	118,451	120,820
After 5 Years	106,321	108,447	110,616
After 4 Years	96,513	98,443	100,412
After 3 Years	86,706	88,440	90,209
After 2 Years	76,898	78,436	80,005
After 1 Years	67,088	68,430	69,798
After Basic	57,281	58,427	59,595
Academy	47,474	48,424	49,392

Section 2. Salaries recorded above are base salaries. Each year includes \$1,000.00 clothing allowance in base salary.

Section 3. This Ordinance shall be retroactive to January 1, 2020 for all police officers in the employ of the Borough of Alpine in the offices or positions hereinabove named as of the date of adoption of this Ordinance.

Section 4. All ordinances or parts of ordinances inconsistent with this Ordinance be and the same are hereby repealed.

Section 5. This Ordinance shall take effect upon passage and publication as provided by law.

**BOROUGH OF ALPINE
ORDINANCE NUMBER 805**

BOND ORDINANCE PROVIDING FOR THE 2021 ROAD PROGRAM IN AND BY THE BOROUGH OF ALPINE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$214,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$203,600 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ALPINE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Alpine, in the County of Bergen, State of New Jersey (the "Borough"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$214,000, which sum includes \$10,400 as the aggregate amount of down payment for said improvements or purposes as required by the Local Bond Law (N.J.S.A. 40A:2-1 *et seq.*) (the "Local Bond Law"). The down payment is now available by virtue of provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$214,000 appropriation not provided by said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$203,600 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$203,600 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are for the resurfacing of various roadways and drainage improvements, including but not limited to, milling and resurfacing of Grant Court, Margo Way, Old Dock Road/Ridge Street and Haring Lane from Church Street to Ellen Way. Such improvements or purposes are to include, as applicable, milling, construction, reconstruction, repairing and resurfacing, inlet, manhole and water valve replacements, restoration or construction of or improvements to curbs, sidewalks, traffic line striping, driveway aprons or barrier-free ramps along such roadways, acquisition and installation of traffic signals and signage and including all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment labor and appurtenances necessary therefor or incidental thereto.

(a) The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$203,600.

(b) The aggregate estimated cost of said improvements or purposes is \$214,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefore being the aggregate amount of \$203,600, is the aggregate amount of the down payments available for said purposes in the amount of \$10,400.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Bergen make a contribution or grant in aid to the Borough for the improvements and purposes authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Bergen. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Bergen shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds or notes authorized by this bond ordinance is ten (10) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$203,600 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$80,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements or purposes hereinbefore described.

SECTION 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Borough reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 of this bond ordinance and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein have been or are reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Borough, or any member of the same "Controlled Group" as the Borough, within the meaning of Treasury Regulation Section 1.150-1(e), pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2, and no further action (or inaction) will be an abusive arbitrage device in accordance with Treasury Regulation Section 1.148-10 to avoid the arbitrage yield restrictions or arbitrage rebate requirements under section 148 of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Borough for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will not be used directly or indirectly (i) to "refund" an issue of governmental obligations within the meaning of Treasury Regulation Section 1.150-1(d), (ii) to create, within one year, following the reimbursement of any expenditures of bond proceeds "replacement proceeds", within the meaning of Treasury Regulation Section 1.148-1 of the bonds, or any other bond issue, or (iii) to reimburse the Borough for any expenditure or payment that was originally paid with the proceeds of any obligation of the Borough (other than borrowing by the Borough from one of its own funds or the funds of a member of the same "Controlled Group" within the meaning of Treasury Regulation Section 1.150-1(e)). The bonds or notes authorized herein to reimburse the Borough for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$203,600. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code and Treasury Regulation Section 1.150-1. This provision will take effect immediately, but will be of no effect with regard to expenditures for costs paid outside the permitted reimbursement period set forth in Treasury Regulation Section 1.150-2(d)(2).

SECTION 10. The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 11. The Chief Financial Officer is hereby authorized and directed to perform all acts and things, to do all that is necessary and proper and to execute and deliver all agreements and certificates required to comply with the provisions of Rule 15c2-12, as amended and supplemented, promulgated by the Securities and Exchange Commission, relating to secondary market disclosure.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**BOROUGH OF ALPINE
ORDINANCE NUMBER 806
BOND ORDINANCE PROVIDING FOR VARIOUS 2021 CAPITAL IMPROVEMENTS
BY AND IN THE BOROUGH OF ALPINE, IN THE COUNTY OF BERGEN, STATE OF
NEW JERSEY; APPROPRIATING \$281,000 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$267,400 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART
OF THE COSTS THEREOF**

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ALPINE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken by the Borough of Alpine, in the County of Bergen, State of New Jersey (the "Borough"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the aggregate sum of \$281,000, which sum includes \$13,600 as the aggregate amount of down payment for said improvements or purposes as required by the Local Bond Law (N.J.S.A. 40A:2-1 et seq.) (the "Local Bond Law"). The down payment is now available by virtue of provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$281,000 appropriation not provided for by said down payments, negotiable bonds of the Borough are hereby authorized to be issued in the aggregate principal amount of \$267,400 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in an aggregate principal amount not exceeding \$267,400 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. The improvements hereby authorized and purposes for the financing of which said obligations are to be issued are as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) acquisition of firefighter gear, trunked and portable radios and air bottles/packs for the Fire Department;	\$72,000	\$68,500	\$3,500	5 years
(ii) acquisition of a hooklift truck for the Public Works Department;	182,000	173,300	8,700	10 years
(iii) upgrade of the courtroom computer recording software; and	8,000	7,600	400	5 years
(iv) acquisition of body cameras for the Police Department.	<u>19,000</u>	<u>18,000</u>	<u>1,000</u>	5 years

<u>Description</u>	<u>Appropriatio</u>	<u>Authorization</u>	<u>Down</u> <u>Payment</u>	<u>Useful</u> <u>Life</u>
	n			
TOTALS	<u>\$281,000</u>	<u>\$267,400</u>	<u>\$13,600</u>	

(a) The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$267,400.

(b) The aggregate estimated cost of said improvements or purposes is \$281,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the aggregate amount of \$267,400, is the aggregate amount of the down payments available for said purposes in the amount of \$13,600.

(c) All such improvements or purposes shall include materials, equipment, accessories and work necessary therefor or incidental thereto and all in accordance with the plans and specifications therefor on file in the Office of the Clerk of the Borough and available for public inspection and hereby approved.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Bergen make a contribution or grant in aid to the Borough for the improvements and purposes authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Bergen. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Bergen shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as "matching local funds" to received such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Borough shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, is on file in the Office of the Clerk of the Borough and is available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds or notes authorized by this bond ordinance, is 8.24 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$267,400 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$27,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements or purposes herein before described.

SECTION 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the principal of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Borough reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 of this bond ordinance and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein have been or are reasonably expected to be reserved, allocated on a long-term basis, or otherwise set aside by the Borough, or any member of the same "Controlled Group" as the Borough, within the meaning of Treasury Regulation Section 1.150-1(e), pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2, and no further action (or inaction) will be an abusive arbitrage device in accordance with Treasury Regulation Section 1.148-10 to avoid the arbitrage yield restrictions or arbitrage rebate requirements under Section 148 of the Internal Revenue Code of 1986, as amended and supplemented (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Borough for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will not be used directly or indirectly (i) to "refund" an issue of governmental obligations within the meaning of Treasury Regulation Section 1.150-1(d), (ii) to create, within one year, following the reimbursement of any expenditures of bond proceeds, "replacement proceeds", within the meaning of Treasury Regulation Section 1.148-1 of the Code, or any other bond issue, or (iii) to reimburse the Borough for any expenditure or payment that was originally paid with the proceeds of any obligation of the Borough (other than borrowing by the Borough from one of its own funds or the funds of a member of the same "Controlled Group" within the meaning of Treasury Regulation Section 1.150-1(e)). The bonds or notes authorized herein to reimburse the Borough for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$267,400. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code and Treasury Regulation Section 1.150-1. This provision will take effect immediately, but will be of no effect with regard to expenditures for costs paid outside the permitted reimbursement period set forth in Treasury Regulation Section 1.150-2(d)(2).

SECTION 10. The Borough covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under this bond ordinance.

SECTION 11. The Chief Financial Officer is hereby authorized and directed to perform all acts and things, to do all that is necessary and proper and to execute and deliver all agreements and certificates required to comply with the provisions of Rule 15c2-12, as amended and supplemented, promulgated by the Securities and Exchange Commission, relating to secondary market disclosure.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.