

**ALPINE MAYOR AND COUNCIL  
REGULAR MEETING  
Wednesday, October 28, 2015 @ 7:30 P.M.  
Borough Hall - 100 Church Street, Alpine, NJ**

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

The Mayor and Council, Borough of Alpine, convened for this Regular Meeting on Wednesday, October 28, 2015 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, October 28, 2015 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	Present	Gayle Gerstein, Councilwoman	Present
John Halbreich, Councilman	Present	Laurence Shadek, Councilman	Present
Arthur Frankel, Councilman	Present		

**Staff Present on Dais:** Russell Huntington, Borough Attorney, Gary Vander Veer, Borough Engineer; Nancy Wehmann, Acting Clerk

**PUBLIC COMMENTS** None

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

**Bank Of America Current Operating Acct \$2,615,850.10**

**Resolution #200:10'2015: 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, October 28, 2015 to approve the bills and claims, a copy of which are appended.

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

**MOTION CARRIED**

**Resolution #201:10'2015: Refund of Tax Overpayment (Tax Appeal) Najafov Block 55 Lot 1.01**

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, October 28, 2015

**WHEREAS,** State Tax Court Judgments were granted on September 11, 2015 from the Tax Court of New Jersey reducing the assessments 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>Refund</u>	<u>Credit</u>
55	1.01	Najafov, Vusal	\$2,794,500	\$2,600,000	2012	\$1,371.23	
						2013	1,408.18
						2014	1,441.25
						2015	_____
							<u>1,602.37</u>

**TOTAL REFUND DUE: \$ 4,220.66**

**TOTAL CREDIT DUE: (to 4<sup>th</sup> qtr) \$ 1,602.37**

**WHEREAS,** the reductions in assessments were not recorded in time for the 2012 through 2015 assessment records for the above referenced property and were billed at the higher assessed values;

**WHEREAS,** the overbilling for the tax year 2015 should therefore be credited to the 4<sup>th</sup> quarter, or to any outstanding balances due from prior quarters;

**WHEREAS,** the overpayments made for tax years 2012 through 2014 should therefore be refunded to the owner made payable to;

Douglas Strandriff, Attorney Trust Account, and

Vusal Najafov, 60 West Ridgewood Ave., Ridgewood, NJ 07450

**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 refund for the 2012 – 2014 tax overpayments and a credit for the 2015 tax overbilling.

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

**MOTION CARRIED**

**Tax Assessor’s Report.** On file.

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

- The New Jersey State League of Municipalities holds their Annual Conference November 17 – 19. This will be the NJSLOM 100<sup>th</sup> Anniversary. The conference includes many worthwhile and informative classes and exhibits and provides opportunities for networking. He encourages all to attend if only for a portion.
- Mayor Tomasko led the first Walk with the Mayor Day. Four residents and one dog joined him on a tour via pedestrian easements. He will most likely repeat the event.
- Tenafly joined Alpine, Englewood Cliffs, Closter, the Palisades Park Conservancy and soon, the Palisades Parkway Interstate Commission in passing a resolution in support of creating a Palisades Preservation Zone to be accomplished through state legislation.
- NJ Appellate Court upheld LG’s variances except for the height variance which has been remanded back to the Englewood Cliffs Planning Board.

**REPORTS OF THE STANDING COMMITTEES**

**Administration Department** Councilman Shadek advised there is no report.

**Building Department** Councilman Halbreich read the report’s main statistics: 94 inspections, 3 fence permits, 5 tree permits, and 3 zoning review applications.

**Department of Public Works** Councilman Frankel noted leaf collection has started and the balance of the report is on file.

**Fire Department** Councilwoman Gerstein advised particulars are on file.

**Police Department** Councilwoman Frankel advised there were 25 summonses issued, 6 MVAs and the rest of the report is on file.

**Resolution #202:10’2015: 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 Monday, October 28, 2015 to accept the reports of the Standing Committees.

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

**MOTION CARRIED**

**BOARD OF EDUCATION LIAISON’S REPORT** Mayor Tomasko advised the School Halloween party will be held Friday night from 5:30 PM – 7:30 PM. Curfew will be in effect per Ordinance.

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

**BOROUGH ENGINEER’S REPORT** Engineer Vander Veer distributed his report a copy of which is on file in the Borough Clerk’s office. No action required.

**UNFINISHED BUSINESS** None

**NEW BUSINESS**

**CONSENT AGENDA RESOLUTIONS** Resolutions #203:10’2015 - #210:10’2015

**1. Resolution #203:10'2015: Approval of Minutes Regular Meeting September 21, 2015**

**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, October 28, 2015 to approve the minutes of the regular meeting held September 21, 2015.

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

**MOTION CARRIED**

**2. Resolution #204:10'2015: Authorize Purchasing under State Contract**

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

at this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, October 28, 2015

**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 2015; 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

Commodities	POLICE & HOMELAND SECURITY EQUIPMENT & SUPPLIES
Service Vendor Name:	East Coast Emergency Lighting, Inc.
State Contract #s:	Whelan NJ State Contract # A81336 Pro-Gard NJ State Contract #81327 Troy NJ State Contract #A81335

Commodity:	POLICE & HOMELAND SECURITY EQUIPMENT & SUPPLIES INSTALLATION/REMOVAL
Service Vendor Name:	East Coast Emergency Lighting, Inc.
State Contract #:	NJ State Labor Contract #A81338

**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 2015 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:** V. Frankel, Cacouris, Gerstein, Halbreich, A. Frankel, Shadek

**MOTION CARRIED**

**3. Resolution #205:10'2015: Authorize Purchase/Install Police Equip. per State Contract**

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

at this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, October 28, 2015

**WHEREAS**, the Borough of Alpine is in need of acquiring and installing/removing Police & Homeland Security Equipment And Supplies (Police Vehicle Equipment) for the Alpine Police Department; and

**WHEREAS** pursuant to N.J.S.A. 40a:11-1 et seq. and N.J.A.C. 5:34-7.29(c), the Borough may, by resolution and without obtaining multiple quotes or 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 by prior resolution has approved purchases from the State Contract Vendor listed below for this item; 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**, funds for this purpose have been provided for in Account Numbers 5-01-25-240-046 and 5-01-25-240-025 in the accounting records of the Borough of Alpine;

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Alpine, County of Bergen, that the Borough of Alpine enter into an agreement with East Coast Emergency Lighting, Inc. 200 Meco Drive, Millstone Twp, NJ 08535 Contact: Jim Zwolinski, authorized vendor for State Contracts A81336, A91327, A81335 and A81338 for the acquisition and installation/removal of Police & Homeland Security Equipment And Supplies (Police Vehicle Equipment), in accordance with the aforementioned contract and the specifications attached hereto, in an amount not to exceed \$6,712.56 to be charged to the account above or as otherwise determined to be correct by the Chief Financial Officer's pending certification of funds.

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

**MOTION CARRIED**

**4. Resolution #206:10'2015:Amend Resolution Updating Bid Threshold**

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

at this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, October 28, 2015

**WHEREAS**, Resolution #018:1'2015 adopted 1/5/2015 provided that the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey, appointed Rebecca Overgaard as its Qualified Purchasing Agent for CY 2015 and maintains its bid threshold at \$36,000.00 and quote threshold at \$5,400.00; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-3(c) and 18A:18A-3(b), the State adjusted these bid thresholds effective July 1, 2015 such that contracting units that have appointed a Qualified Purchasing Agent pursuant to N.J.S.A. 40A:11-9(b) and take advantage of a higher bid threshold pursuant to N.J.S.A. 40A:11-3 and 18A:18A-3 can maintain their bid threshold at \$40,000.00 and quote threshold at \$6,000.00.

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey, hereby adjusts its bid threshold retroactive to July 1, 2015 at \$40,000.00 and quote threshold at \$6,000.00; and

**BE IT FURTHER RESOLVED**, that in accordance with N.J.A.C. 5:34-5.2 the Borough Clerk is hereby authorized and directed to forward a certified copy of this resolution to the Director of the Division of Local Government Services.

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

**MOTION CARRIED**

**5. Resolution #207:10'2015: Quote Approval: Purchase/Install Police Equip. In-Car Video**

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

at this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, October 28, 2015

**WHEREAS**, a need has been identified for the purchase and installation of a camera system, software and ancillary equipment as part of the In-Car Video System for the Police Department, and

**WHEREAS**, Resolution #128:5'2015 as adopted by the Mayor & Council on May 27, 2015 authorized an agreement under State Contract for said purchase & installation which State Contract subsequently expired without extension or renewal and the agreement was not entered into; and

**WHEREAS**, the Borough of Alpine subsequently solicited and received quotes for this service, one from Island Tech Services of Ronkonkoma, NY for \$33,790.00 and one from Baycom of Green Bay, WI for \$ 39,031.00; and

**WHEREAS**, these quotes were reviewed by the Police Chief who recommends the bid be awarded to Island Tech Services of Ronkonkoma, NY for \$33,790.00 as the lowest responsible quote; and

**WHEREAS**, funds for this purpose will be provided for in the following accounts: 5-01-41-706-021 Bergen County Police Forfeiture Fund; C-04-55-957-201 2015 Capital Bond Ordinance 752; and 5-01-25-240-044 Police Operating – Computers, and

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Alpine hereby award the quote for the purchase and installation of a camera system, software and ancillary equipment as part of the In-Car Video System for the Police Department to Island Tech Services of Ronkonkoma, NY for \$33,790.00 The Chief Financial Officer has provided the Certification of Availability of Funds and agreement is subject to the recommended vendor supplying a copy of their Business Registration Certificate, Acknowledgement of Compliance with Borough Ordinance 725, Business Entity Disclosure Certification, and Political Contribution Disclosure Form.

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

**MOTION CARRIED**

**6. Resolution #208:10'2015: Quote Approval: Purchase Police Equip. Server In-Car Video**

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

at this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, October 28, 2015

**WHEREAS**, a need has been identified to purchase a computer server for the Police Department as Part of the In-Car Video System, and

**WHEREAS**, the Borough of Alpine solicited and received quotes for this service, one from Island Tech Services of Ronkonkoma, NY for \$7,227.00 and one from Palisades Sales Corporation of Old Tappan, NJ for \$6,205.00; and

**WHEREAS**, these quotes were reviewed, and a recommendation made by the Police Chief to recommend the bid be awarded to Palisades Sales Corporation, Old Tappan, NJ as the lowest responsible quote totaling \$6,205.00; and

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

5-01-25-240-044 \$6,205.00

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 the quote to purchase a computer server for the Police Department as Part of the In-Car Video System to Palisades Sales Corporation of Old Tappan, NJ for \$6,205.00. The Chief Financial Officer has provided the Certification of Availability of Funds.

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

**MOTION CARRIED**

**7. Resolution #209:10'2015: Amend Resolution #020:1'2015 Professional Services Agreement**

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

at this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, October 28, 2015

**WHEREAS**, pursuant to Resolution #020:1'2015 dated January 5, 2015 the Mayor and Council awarded a contract for Engineering Services to Azzolina & Feury Engineering, Inc. of Paramus, NJ at an amount not to exceed \$38,000 which figure did not accurately reflect anticipated expenditures as provided for in both the current operating and capital accounts as per the Municipal Budget as adopted on April 22, 2015; and

**WHEREAS**, the Chief Financial Officer of the Borough of Alpine, County of Bergen, State of New Jersey, has certified that sufficient funds are available in the current operating and capital accounts;

**NOW THEREFORE BE IT RESOLVED**, that the agreement for Engineering Services to Azzolina & Feury Engineering, Inc. of Paramus, NJ is hereby amended to provide for an increase in the Not To Exceed Amount from \$38,000 by \$12,000 for a total amount of \$50,000.00 for the contract term commencing January 1, 2015 and expiring December 31, 2015 which amount is exclusive of Building Escrow / Trust Account payments.

**BE IT FURTHER RESOLVED** that the Municipal Clerk is hereby authorized to cause notice to be published once in The Record newspaper stating the nature, duration, service and amount of the

contract and that the resolution and contract are on file and available for public inspection in the Borough Clerk's office.

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

**MOTION CARRIED**

**8. Resolution #210:10'2015: Introduction Ordinance #755 Amending Ch. 153 Noise & 220-3 Building Coverage**

**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, October 28, 2015

**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 220-3 OF THE ZONING CODE AND CHAPTER 153-2 OF THE NOISE ORDINANCE**

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 Monday, November 23, 2015 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, Cacouris, Gerstein, Halbreich, A. Frankel, Shadek

**MOTION CARRIED**

*End of Consent Agenda*

**B. 2015 Best Practices Inventory Governing Body Acknowledgment**

Mayor Tomasko discussed the State mandated Best Practices Inventory. The Mayor, Municipal Clerk, and Chief Financial Officer certified the submission which was submitted to the State prior to the October 16, 2015 deadline as required. Based on the responses the Borough should not lose any State Aid (final 5% allocation of CMPTRA and ETR aid).

**COMMUNICATIONS: WRITTEN AND ORAL** None

**ADJOURNMENT**

Upon a motion by Councilwoman Gerstein, seconded by Councilman Shadek and approved by all to adjourn the regular meeting of the Mayor and Council of the Borough of Alpine, held on Wednesday, October 28, 2015 at 7:39 P.M.

Respectfully submitted,

Nancy Wehmann,  
Deputy Borough Clerk / Acting Clerk