

**ALPINE MAYOR AND COUNCIL
REGULAR MEETING
Wednesday, May 27, 2015 @ 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 27, 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, May 27, 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 Shaddek, Councilman	Present
Arthur Frankel, Councilman	Present		

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

PUBLIC COMMENTS None

REPORT OF THE FINANCE COMMITTEE A copy is on file in the Borough Clerk's office. Mayor Tomasko thanked Treasurer Marilyn Hayward for including a copy of the budget through the first quarter with the Finance Report.

Bank Of America Current Operating Acct \$2,990,536.73

Resolution #115:5'2015: Approval of Bills and Claims

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 27, 2015 to approve the bills and claims, a copy of which are appended.

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

MOTION CARRIED

Resolution #116:5'2015: Approve Return of Bonds and/or Escrow

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 27, 2015 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>
Cacouris, Michael & Ronan, Ann	75/5	Escrow	\$565.43
Tahari, Mr. & Mrs. A.	20/11	Tree Bond	\$20,720.68
Panagakos, Mrs. L.	49.02/9	Escrow	\$56.00
Tal, Oded & Nitzan	81.01/6	Planning Bd. Escrow	\$1,121.99
LaBarbiera, Joseph	76/2	Planning Bd. Escrow	\$2,504.99
Nadjafian, Lawrence & Michele	72/3	Planning Bd. Escrow	\$956.75
NYSMSA Ltd. Partnership	43/3	Zoning Bd. Escrow (Appl. Withdrawn)	<u>56.00</u>
			\$25,981.84

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

MOTION CARRIED

Resolution #117:5'2015: Requesting Approval for the Insertion of a Special Item of Revenue in the 2015 Budget – Municipal Alliance Grant

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Frankel
at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 27, 2015

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

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

WHEREAS, the Borough of Alpine received approval from the Governor's Council on Alcoholism and Drug Abuse for the Municipal Alliance Grant for the fiscal year July 1, 2014-June 30, 2015; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor & Council of the Borough of Alpine, Bergen County, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an additional item of revenue in the budget for 2015 in the sum of \$4,760.00 which item is now available as a revenue pursuant to the provision of statute, and,

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

Operations Excluded from Caps

Municipal Alliance Grant : \$4,760.00

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

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

MOTION CARRIED

Resolution #118:5'2015: Change Title and Text of Appropriation – Municipal Alliance Grant

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday, May 27, 2015

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

NOW THEREFORE, BE IT RESOLVED that in accordance with the provisions of N.J.S. 40A:4-85, the Mayor and Council of the Borough of Alpine, County of Bergen, and State of New Jersey, hereby requests the Director of the Division of Local Government Services to make the following corrections in the budget year 2015:

That the appropriation provided for in the approved budget entitled:

Health and Human Services

Municipal Alliance Coordinator S & W

Be reduced by the sum of \$1,190

*And an appropriation in the amount of \$1,190 be added to the budget entitled:
Public and Private Programs Offset by Revenues
Excluded from Caps
Municipal Alliance Program – Matching Funds*

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

The Governor's Council on Alcoholism and Drug Abuse has awarded the Borough a grant for the budget period July 1, 2014 through June 30, 2015. The amount of grant and the related match requirement were not included in the adopted 2015 budget. In order to accept the Municipal Alliance Grant, legal provision for the required match must be made. The above correction will provide for the said legal provision.

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

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

MOTION CARRIED

Resolution #119:5'2015: Requesting Approval for the Insertion of a Special item of Revenue in the 2015 Budget – Office of the Bergen County Prosecutor – Police Department In-Car Video System

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

At this regular meeting of the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey held on Wednesday, May 27, 2015

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

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

WHEREAS, the Borough of Alpine has been approved to receive reimbursement monies in conjunction with the Office of the Bergen County Prosecutor's Forfeiture Account for the purchase of an in-car video system for the Alpine Police Department in the amount of \$9,148.36; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor & Council of the Borough of Alpine, Bergen County, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an additional item of revenue in the budget for 2015 in the sum of \$9,148.36 which item is now available as a revenue from the Office of the Bergen County Prosecutor pursuant to the provision of statute; and,

BE IT FURTHER RESOLVED, that the like sum of \$9,148.36 be and the same is hereby appropriated under the caption of:

**Public and Private Programs Offset by Revenue
Excluded from Caps**

Bergen County Prosecutor's Office

Purchase of Equipment: \$9,148.36

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

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

Resolution #120:5'2015: Authorizing Refund or Redemption Monies to Outside Lienholder Block 43 Lot 4

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

Discussion: Councilman Cacouris questioned the reasoning or law that requires the Borough to return the premium. Mayor Tomasko had no doubt the law requires the Borough return this amount to the bidder. Attorney Huntington noted tax title liens are highly technical and he did not have an answer at this point in time. A brief discussion followed. Councilman Cacouris recommended rather than table this matter they make return of premium subject to concurring approval by Councilman Cacouris with the Borough Attorney and Treasurer. Councilwoman Frankel withdrew her motion.

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

At this regular meeting of the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey held on Wednesday, May 27, 2015

WHEREAS, at the Municipal Tax Sale held on October 11, 2012, a lien was sold on Block 43 Lot 4, also known as 970 Closter Dock Road, Alpine, NJ for 2011 delinquent taxes; and,

WHEREAS, this lien, known as Tax Sale Certificate #12-00002, was sold to MRSMM, Inc., 15 Churchill Road, Cresskill, NJ 07626 (subsequently relocated to 427 Mountain Ave., Ridgewood, NJ 07450) for a 0% redemption fee and a premium in the amount of \$11,000.00; and,

WHEREAS, Robert & John McCaffrey, owners of the property located at 970 Closter Dock Road, Alpine, NJ, Block 43 Lot 4 have effected redemption of Certificate #12-00002 in the amount of \$21,045.99;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey, hereby authorize the Borough Treasurer to issue a check in the amount of \$21,045.99 payable to MRSMM, Inc., 427 Mountain Ave., Ridgewood, NJ 07450 for the redemption of Tax Sale Certificate #12-00002

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$11,000.00 to the aforementioned lien holder for return of the premium as amended at the meeting held May 27, 2015 to provide that the return of the premium amount is subject to Councilman Cacouris's satisfactory review of the statutory basis requiring same with the Borough Attorney and Treasurer by statement attached hereto.

Discussion: Councilwoman Frankel asked they conduct this review as soon as possible.

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

MOTION CARRIED

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

MAYOR'S REPORT The Mayor reported on the following:

- Thank you to all who attended and helped with Memorial Day; a well attended event. They have achieved their purpose of showing respect for those who paid the price supreme in giving their lives for our country.
- The Swim Club Open House was also well attended and he commends the volunteers who made the effort to get that opened on time.
- He attended the Alpine School Spring Concert last Thursday and was impressed with the quality of the performance and availed himself of the opportunity to remind everyone there about the upcoming Memorial Day activities.
- Receipt of official notice by NJDOT that our 2015 Application for Municipal Aide was turned down. Requests outdid available revenue by 3:1 but we're welcome to reapply.

REPORTS OF THE STANDING COMMITTEES

Administration Department No report.

Building Department Councilman Halbreich read the report's main statistics.

Highlights: 62 inspections, 3 fence permits, 8 tree permits, 4 soil moving applications and 9 zoning review applications. The rest of the report is on file.

Department of Public Works Councilman Frankel thanked Ralph Wehmann for his efforts in making the Spring Cleanup a success. Report on file.

Fire Department Councilwoman Gerstein advised statistics are available for review. Mayor Tomasko asked that thanks be conveyed to the members of the Alpine Fire Department who paraded to Memorial Rock as part of the Memorial Day parade and stood at attention throughout the ceremony.

Police Department Councilwoman Frankel advised there were 67 summonses issued and the rest of the report is on file.

Resolution #121 :5'2015: 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 Wednesday, May 27, 2015 to accept the reports of the Standing Committees.

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

MOTION CARRIED

BOARD OF EDUCATION LIAISON'S REPORT No report.

BOROUGH ATTORNEY'S REPORT No report.

BOROUGH ENGINEER'S REPORT Engineer Vander Veer distributed his report and highlighted:

- **2015 Road Improvement Program / Riverside Cooperative** Alpine's contract has been sent out and once returned they will set up a pre-construction meeting.

UNFINISHED BUSINESS None

NEW BUSINESS

CONSENT AGENDA RESOLUTIONS Resolutions #122:5'2015 - #132:5'2015

Councilmen Cacouris and Shadek recuse from XlIA.1. They were absent last meeting. Councilwoman Gerstein recuses from XlIA.10. She is a member of Montammy Golf Club.

1. Resolution #122:5'2015: Approval of Minutes Regular Meeting April 22, 2015

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

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 2015 to approve the minutes of the regular meeting held April 22, 2015.

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

MOTION CARRIED

2. Resolution #123:5'2015: Amending Resolution #096:4'2015 re Riverside Coop 2015 Road Program

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

at this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 2015

WHEREAS, the Mayor and Council of the Borough Of Alpine wish to amend Resolution #096:4'2015 adopted April 22, 2015 which authorized the Mayor to enter into a municipal

contract pursuant to execution of the Riverside Cooperative Pricing System Master Contract by the Riverside Cooperative Pricing System (I.D. #35-RCPS) to include and confirm the following details:

1. The successful bidder/contractor is identified as J A Alexander, Inc, a New Jersey Corporation located at 130-158 John F. Kennedy Drive, North Bloomfield, NJ 07003

2. The cost of the contract, subject to additions and deductions as provided by any approved change orders, for the various unit prices as set forth in the Contractor's proposal is \$155,777.50 which funds are provided for in Borough Capital Bond Ordinance #753 and the 20 day statutory waiting period has run its course.

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

MOTION CARRIED

3. Resolution #124:5'2015: Authorizing Acquisition of Pierce Truck Through Houston-Galveston Area Cooperative for Fire Department

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

at this regular meeting of the Alpine Mayor & Council, County of Bergen, State of New Jersey held on May 27, 2015

WHEREAS, there exists a need for the Borough of Alpine to purchase a new fire pumper truck to replace the 1984 fire truck that is outdated; and

WHEREAS, P.L. 2011, c. 139 permits local government units to utilize national cooperative contracts as a method of procurement for goods and services pursuant to N.J.S.A. 52:34-6.2.(b)(3); and

WHEREAS, Borough of Alpine Resolution #176:9'2014 authorizes the Borough of Alpine to utilize the Houston-Galveston Area Council's National Cooperative Purchasing Program (hereinafter HGAC) as a duly qualified cooperative purchasing entity recognized by the State of New Jersey; and

WHEREAS, pursuant to said Resolution, the Mayor and Council of the Borough of Alpine entered into an agreement with HGAC thereby allowing the Borough to make purchases through HGAC in compliance with P.L. 2011, c. 139; and

WHEREAS, the Alpine Fire Department solicited and received a quote dated March 27, 2015 for one Pierce Triple Combination Pumper Fire Apparatus with options utilizing National Houston-Galveston Area Council's Cooperative National Purchasing Program (HGAC) National Purchasing Contract in the amount of \$514,635.94; and

WHEREAS, the Fire Chief and Chief Financial Officer/Qualified Purchasing Agent have recommended purchasing the described fire pumper truck after considering all factors including comparing the cost of the vehicle through HGAC as opposed to purchasing the vehicle through a state contract or through a public bidding process; and

WHEREAS, the Borough of Alpine requested and received from Piece Manufacturing, Inc. required documents pursuant to P.L. 2011, c. 139, to be in compliance with N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, funding is provided and

WHEREAS, the Borough of Alpine published a Notice of Intent to Award this Contract under a National Cooperative Purchasing Agreement in The Record on May 5, 2015 and posted same on the Borough website and the bulletin board for such official notices in the lobby of the Borough Hall and the time period for comments ended on May 21, 2015; and

WHEREAS, no comments were received and the Qualified Purchasing Agent for the Borough of Alpine has reviewed and approved the Borough's intention to purchase to purchase the fire pumper truck through the HGAC national cooperative contract; and

WHEREAS, the Chief Financial Officer for the Borough of Alpine has certified that sufficient funds are available for payment of the contract amount through Capital Bond

Ordinance #735 as finally adopted May 22, 2013 and denoted by line item C-04-55-950-202 in the Capital Budget and the statutory 20 day waiting period has run its course, and as evidenced by the Certification of Availability of Funds attached hereto;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey hereby authorizes a Contract with Pierce Manufacturing, Inc. as an authorized vendor of HGAC National Purchasing Contract #FS-12-13 for the purchase of one Pierce Triple Combination Pumper Fire Apparatus with options for an amount not to exceed \$514,635.94 in accordance with the quoted HGAC Contract Pricing Worksheet and proposal dated March 27, 2015.

BE IT FURTHER RESOLVED that the Mayor and Clerk be and hereby are authorized to execute a purchase contract in fulfillment of the above. The Municipal Clerk shall forward a copy of this Resolution to the Qualified Purchasing Agent/Chief Financial Officer, Treasurer, Fire Chief, and Pierce Manufacturing, Inc. 2600 American Drive, Appleton, Wisconsin 54912-2017.

Vote: Ayes: Cacouris, V. Frankel, Gerstein, Halbreich, A. Frankel, Shadok

MOTION CARRIED

4. Resolution #125:5'2015: Authorize State Contracts for DPW / PD Vehicles and Equipment

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilman Halbreich at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 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 Vendors listed below

Commodity: T2100 Vehicles, Trucks, Class 2, Pickup/Utility with Snow Plow Option

Service Vendor Name: Winner Ford, Cherry Hill

State Contract #: A8726

Commodity: T2776 Police Vehicles: Sedans, Sport Utility Vehicles And Trucks

Service Vendor Name: Winner Ford, Cherry Hill

State Contract #: A88728

Commodity: T0106 Police and Homeland Security Equipment & Supplies

Service Vendor Name: Watch Guard

State Contract #: A81300

such transactions shall be subject to all conditions applicable to the current State contracts:

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 Vendors listed above pursuant to all conditions of the State contract; and

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

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

MOTION CARRIED

5. Resolution #126:5'2015: Authorize State Purchase Pickup Truck for DPW

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

at this regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 2015

WHEREAS, the Borough of Alpine is in need of acquiring a pickup truck for the Alpine Department of Public Works; 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 the 2015 Capital Bond Ordinance 752 adopted April 22, 2015 certified by Account Number C-04-55-960-201 and 202 in the accounting records of the Borough of Alpine; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, County of Bergen, that the Borough of Alpine enter into an agreement with Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ Contact: Michael Drahuschak, authorized vendor for State Contract A88726 for the acquisition of 2016 Ford F250 Pickup Truck with options in accordance with the aforementioned contract and the specifications attached hereto, in an amount not to exceed \$33,187.00 to be charged to the account above or as otherwise determined to be correct by the Chief Financial Officer's pending certification of funds.

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

MOTION CARRIED

6. Resolution #127:5'2015: Authorize State Contract Lease Police Vehicle

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

At this meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 2015,

WHEREAS the Mayor and Council of the Borough of Alpine wish to enter into a three (3) year lease with option to purchase One (1) 2016 Ford Police Interceptor Utility AWD Base Police Vehicle with a 5 year extended warranty at a discounted rate through the State of New Jersey Cooperative Purchasing Program Contract #A88728 Police Vehicles: Sedans, Sport Utility Vehicles and Trucks awarded to Chas. S. Winner, Inc. (d/b/a Winner Ford), to be funded through Ford Credit Municipal Finance Program; and

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

considered an "open and fair" process under the New Jersey Pay to Play Law N.J.S.A. 19:44A-20.5 et. seq.; and

WHEREAS, Chas. S. Winner, Inc. (d/b/a Winner Ford) 250 Berlin Road, Cherry Hill, NJ Contact: Richard Coyle, authorized vendor has been awarded NJ State Contract#A88728 Police Vehicles: Sedans, Sport Utility Vehicles and Trucks expiring 03/15/2016 for One (1) 2016 Ford Police Interceptor Utility AWD Base Police Vehicle with a 5 year extended warranty; and

WHEREAS, Chas. S. Winner, Inc. (d/b/a Winner Ford) and Ford Credit Municipal Finance Program submitted a proposal indicating they will fund the monies to lease One (1) 2016 Ford Police Interceptor Utility AWD Base Police Vehicle with a 5 year extended warranty at a discounted rate from Chas. S. Winner, Inc. (d/b/a Winner Ford), an authorized vendor, through a 36 month term lease, with an annual percentage rate of 6.15% through Ford Credit Municipal Finance Program and the total amount to be funded is \$30,758.04; payable as thirty-six (36) monthly payments of \$ 854.39. At the end of the lease, the Borough will buy the vehicles with the purchase price of \$1; and

WHEREAS, the lease fund has been appropriated through the Police Department 2015 Operating Budget General Account Number 5-01-25-240-046 [Acquisition of Police Vehicles] for the first four (4) monthly payments totaling \$3,417.56 and

WHEREAS, the next twelve (12) monthly payments totaling \$10,252.68 shall be appropriated in the 2016 Operating Budget, upon extension of this resolution; and

WHEREAS, the next twelve (12) monthly payments totaling \$ 10,252.68 shall be appropriated in the 2017 Operating Budget, upon extension of this resolution; and

WHEREAS, the next eight (8) monthly payments totaling \$6,835.12 plus \$1.00 shall be appropriated in the 2018 Operating Budget, upon extension of this resolution; and

WHEREAS, the actual cost for the lease with purchase option of ONE (1) 2016 FORD POLICE INTERCEPTOR UTILITY AWD BASE Police Vehicle is expected not to exceed \$30,758.04 and \$1.00 over 36 months; and

WHEREAS, the funds are available for this purpose as is indicated by the Chief Financial Officer attached certification for the availability of 2015 funds for this contract,

NOW THEREFORE BE IT RESOLVED that the Council of the Borough of Alpine, County of Bergen, State of New Jersey herein authorize the Police Chief to execute a lease/purchase agreement for the purchase of ONE (1) FORD 2016 POLICE INTERCEPTOR UTILITY AWD BASE Police Vehicle from Chas. S. Winner, Inc. (d/b/a Winner Ford) an authorized vendor, and Ford Credit Municipal Finance Program for a 36 month lease not to exceed \$30,758.04 and \$1.00 over 36 months. At the end of the lease, the Borough will own the vehicle for the cost of \$1.00.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage.

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

MOTION CARRIED

7. Resolution #128:5'2015: Authorize State Contract Purchase Police Equipment

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

at this meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 2015,

WHEREAS, the Borough of Alpine is in need of acquiring Police & Homeland Security Equipment And Supplies (Police 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 will be provided for 1) in the 2015 Municipal Budget as per Resolution Approving Insertion of a Special Item of Revenue in the 2015 Budget – Office of the Bergen County Prosecutor – Police Department In-Car Video System (the Municipal Escrow Account established by the Bergen County Prosecutor's Office) Account 5-01-41-706-021 Bergen County Prosecutor Police Forfeiture Fund; and 2) in the 2015 Capital Bond Ordinance #752 Account C-04-55-957-201

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 Watch Guard 415 Cenutry Parkway, Allen, TX 75013 Contact: Wayne Koveleskie, authorized vendor for State Contract A 81300 for the acquisition of Police & Homeland Security Equipment And Supplies (Police In Car Video System), in an amount not to exceed \$29, 039.00 to be charged to the accounts above or as otherwise determined to be correct by the Chief Financial Officer's pending certification of funds.

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

MOTION CARRIED

8. Resolution #129:5'2015: Opposing the State Mandated Municipal "User-Friendly" Budget

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

at this meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 2015,

WHEREAS, the Municipal "User-Friendly" Budget was explained to elected officials of Bergen County municipalities by one of their auditing firms at the April 14, 2015 Bergen County League of Municipalities (BCLOM) Mayors Breakfast; and

WHEREAS, all those in attendance determined that the new reporting form provided no benefit to themselves or anyone else and requires a significant amount of staff time and expense to complete this added requirement with no compelling benefits; and

WHEREAS, certain aspects of these requirements were, in fact, perceived to be detrimental to the interests of municipalities and their taxpayers; and

WHEREAS, no funding source was identified to cover the cost of the additional work to comply with these additional requirements; and

WHEREAS, this State's constitution requires the State to pay for State mandated programs and services; and

WHEREAS, the deadlines currently in effect are unrealistic and unattainable partly because the State system itself is not yet 100% operational; and

WHEREAS, the Bergen County League of Municipalities has adopted a resolution opposing their new, unfunded mandate and encourages all municipalities to do the same.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey that the State of New Jersey's new reporting form, known as the "user-friendly budget" form is unnecessary and requires significant work which could be otherwise devoted to satisfying the many other State reporting requirements which require the reporting of the same information.

BE IT FURTHER RESOLVED, that copies of this resolution be sent to all Bergen County State Legislators, the Governor's Office, the Division of Local Government Services, the New Jersey State League of Municipalities and every Bergen County Municipality.

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

9. Resolution #130:5'2015: Authorization to Join Middlesex Regional Educational Services Commission Cooperative Pricing System (MSREC Coop)

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

at this meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 2015,

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Middlesex Regional Educational Services Commission, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on May 27, 2015 the governing body of the Borough of Alpine, County of Bergen, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW THEREFORE BE IT RESOLVED, as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Alpine

AUTHORITY

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

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

MOTION CARRIED

10. Resolution #131:5'2015: Liquor License Renewal for Montammy Golf Club

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

at this meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 2015,

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, 2015 and ending on June 30, 2016.

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

MOTION CARRIED

11. Resolution #132:5'2015: Liquor License Renewal for Riverside Park, Inc. (Kiku Restaurant)

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

at a regular meeting of the Mayor and Council of the Borough of Alpine, held on Wednesday, May 27, 2015.

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
 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, 2015 and ending on June 30, 2016.

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

MOTION CARRIED

End of Consent Agenda Resolutions

Bergen County Community Development Representatives

Mayors Appointment: B.C. Community Development Regional Committee Representative

Mayor Tomasko appointed the following representative to serve on the Community Development Committee for the term of one year coinciding with the fiscal year July 1, 2015 through June 30, 2016: **Councilman Michael Cacouris.**

Resolution #133:5'2013: Council Appoints Council Representative for Bergen County Community Development Regional Committee

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

at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 28, 2013

WHEREAS, the Borough of Alpine has entered into a Three Year cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1 et. seq. and Title I of the Housing and Community Development Act of 1974 for the Program Years 2015, 2016 and 2017 (July 1, 2015 – June 30, 2017) per resolution dated August 27, 2014 and

WHEREAS, said Agreement requires that one Municipal Representative be appointed by the Governing Body of the community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1, 2015 through June 30, 2016.

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

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

Resolution #134:5'2013: Appointing Representative to Bergen County Open Space Trust Regional Advisory Committee

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

at the regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 2015

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

WHEREAS, said Agreement requires that one Municipal Representative be appointed by the Governing Body of the community to be part of the Community Development Regional

Committee for the term of one year coinciding with the fiscal year July 1, 2015 through June 30, 2016.

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

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

COMMUNICATIONS: WRITTEN AND ORAL Mayor Tomasko noted receipt of 2015 Annual Reminder Regarding OPRA, Records Retention and Communications Media from Acting Clerk Wehmann reminding the Governing Body of responsibilities safeguarding public records.

Resolution#135:5'2015: 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: Councilman Halbreich **SECONDED BY:** Councilwoman Gerstein at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, May 27, 2015

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) Matter Relating to Litigation

(b)(7) Matter Relating to Potential Litigation

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, assembled in public session on Wednesday, May 27, 2015, that an Executive Session closed to the public shall be held for the discussion of matters relating to the specific items designated above; and

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

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

MOTION CARRIED

Executive Session began at 7:53 PM and adjourned at 8:24 PM. The public portion reconvened at 8:25 PM and immediately adjourned.

ADJOURNMENT

Upon a motion by Councilman Shadek, seconded by Councilwoman Gerstein and approved by all to adjourn the regular meeting of the Mayor and Council of the Borough of Alpine, held on Wednesday May 27, 2015 at 8:25 P.M.

Respectfully submitted,

Nancy Wehmann,
Deputy Borough Clerk / Acting Clerk