

ALPINE ZONING BOARD OF ADJUSTMENT

Reorganization & Regular Meeting

Thursday, January 17, 2013 - 7:30 P.M.

(This meeting was taped in its entirety).

CALL TO ORDER/PLEDGE OF ALLEGIANCE/PUBLIC ANNOUNCEMENT

This regular and re-organization meeting of the Alpine Zoning Board of Adjustment was called to order by Chairman Glazer at 7:30 p.m., Thursday, January 17, 2013 at the Alpine Borough Hall, the Pledge of Allegiance recited and the Public Announcement read according to the requirements of the Sunshine Law:

In accordance with the provisions of the Open Public Meetings Law, the notice of this regular meeting held Thursday, January 17, 2013 has met the requirements of the law by being published in The Record as part of the Annual Notice on January 5, 2013, posted on the bulletin board in the lobby of the Borough Hall and a copy filed in the office of the Borough Clerk.

OATHS

Attorney Kates administered the oath of office to

Richard Glazer, Larry Shadek and Bob Burns for four year terms as Members of the Alpine Zoning Board of Adjustment expiring 12/31/2016 and

Steve Cohen for a two year term as Alternate Member #2 of the Alpine Zoning Board of Adjustment expiring 12/31/2014.

ROLL CALL

Richard Glazer	<i>Present</i>	Bob Burns	<i>Present</i>
Tony Clores	<i>Absent</i>	David Kupferschmid	<i>Absent</i>
Ann Ronan	<i>Absent</i>	Richard Bonhomme	<i>Absent</i>
Larry Shadek	<i>Present</i>	Steve Cohen, Alt I	<i>Present</i>
		Anthony Barbieri, Alt II	<i>Present</i>

Staff Present on Dais: Attorney Michael Kates, Borough Engineer Gary Vander Veer, Board Secretary Nancy Wehmann

APPOINTMENTS The following positions were appointed by unanimous affirmation:

Chairman: Richard Glazer upon a motion by Mr. Shadek, seconded by Mr. Cohen

Vice Chair: Anne Ronan upon a motion by Mr. Shadek, seconded by Mr. Barbieri

Secretary: Nancy Wehmann upon a motion by Mr. Glazer, seconded by Mr. Burns

Board Attorney: Upon a motion by Mr. Glazer, seconded by Mr. Cohen at the 2013 reorganization meeting of the Zoning Board of Adjustment of the Borough of Alpine

WHEREAS, the Zoning Board of Adjustment has a need to acquire the professional services of **Michael Kates of the firm Kates, Nussman, Rapone Ellis & Farhi, LLP** for Attorney to the Zoning Board of Adjustment of the Borough of Alpine without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(i) to be provided as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 and/or 20.5; and,

WHEREAS, the term of this contract is for one year; and

WHEREAS, Attorney Kates has submitted a proposal indicating he will provide services for the prices as approved in his letter of agreement; and

WHEREAS, these professional services may exceed the aggregate threshold set by N.J.S.A. 19:44A-20.4 and/or 20.5, Attorney Kates has completed and submitted a Business Entity Disclosure Certification certifying neither he nor his firm have made any reportable contributions to a political or candidate committee in the Borough of Alpine for the elected officials in the Borough of Alpine in the previous one year, and

acknowledging this agreement will prohibit he or his firm from making any such reportable contributions through the term of the contract, and

WHEREAS, this contract is subject to the Chief Financial Officer of the Borough of Alpine, County of Bergen, State of New Jersey, certifying funds are available in the 2011 municipal budget;

NOW THEREFORE, BE IT RESOLVED that the Zoning Board of Adjustment of the Borough of Alpine approves the letter of agreement; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value, as required, be placed on file with this resolution; and

BE IT FURTHER RESOLVED that notice of the award of this Professional Service Agreement will be published in the Press Journal.

Vote: Ayes: Glazer, Shadak, Burns, Cohen, Barbieri

COMMUNICATIONS

Internal Contact List The Board was asked to review and advise the Secretary of any changes to their internal contact list. Term expiration for Mr. Barbieri corrected to read 12/2013.

MEMORIALIZATIONS

Minnetian Block 72 Lot 26 – 39 Warren Lane

Letter from Borough Engineer dated 12-28-2012 revised plans received as stipulated to at the meeting show chimneys will comply to the height requirement.

Attorney Kates circulated and reviewed the resolution memorializing action taken at the December 20th meeting.

Resolution: Upon a motion by Mr. Glazer, seconded by Mr. Barbieri at the regular meeting of the Alpine Zoning Board of Adjustment held on Thursday, January 17, 2013 to memorialize a resolution for Christopher and Anna Minnetian approving an application for a partial side yard variance to demolish an existing structure and construct a new home subject to conditions as outlined in the resolution for this property located at 39 Warren Lane designated as Block 72 Lot 26 on the Tax Assessment Map of Alpine, New Jersey, Bergen County.

VOTES: AYES: Mr. Barbieri, Mr. Burns, Mr. Glazer

MOTION CARRIED

A copy of the resolution is appended to these minutes.

Sabathia Block 71 Lot 22 – 44 Litchfield Way Carried to the next meeting.

PROCEDURAL MOTIONS

Resolution: Approval of Minutes: Regular Meeting December 20, 2012 Upon a motion by Mr. Barbieri, seconded by Mr. Burns and approved by all those eligible to vote at the reorganization and regular meeting of the Alpine Zoning Board of Adjustment held on Thursday, January 17, 2013 to approve the minutes of the regular meeting held on December 20, 2012.

Resolution: Approval of Bills and Claims Upon a motion by Mr. Cohen, seconded by Mr. Shaddek and approved by all those eligible to vote at the regular meeting of the Alpine Zoning Board of Adjustment held on Thursday, January 17, 2013 to approve the following Bills and Claims:

Azzolina & Feury Engineering	Minnetian 72/26	Inv. 59029	454.75
Azzolina & Feury Engineering	Sabathia 71/22	Inv. 59023	454.75
Azzolina & Feury Engineering	Kim 60/4	Inv. 59024	53.50
Azzolina & Feury Engineering	Luk 39/8	Inv. 59027	642.00
North Jersey Media Group	Kim 60/4	Inv. 3420190	24.57

MOTION CARRIED

OTHER BUSINESS

Resolution: 2013 Budget Recommendation Upon a motion by Mr. Shaddek, seconded by Mr. Cohen to recommend a proposed budget (zero increase) for 2013 to the Mayor and Council.

2012 Annual Report Attorney Kates will prepare the narrative to accompany the summary of actions taken by the Board in 2012 for next month's meeting. Chairman Glazer noted the Board's desire to recommend clarification of regulations regarding generator installations.

COMMUNICATIONS Noting Inauguration Day is this coming Monday and falls on the same date that President Lincoln was inaugurated, Chairman Glazer wished to close with a quote from his second inaugural address written prior to the war's end when men were still fighting and dying. He noted the first part of the address speaks to this in depressed and somber tones but then the last paragraph speaks to his optimism and could be relevant today.

"With malice toward none; with charity for all; with firmness in the right, as God gives us to see the right, let us strive on to finish the work we are in; to bind up the nation's wounds; to care for him who shall have borne the battle and for his widow, and his orphan to do all which may achieve and cherish a just, and a lasting peace, among ourselves, and with all nations."

ADJOURNMENT at 7:40 p.m. upon motion by Mr. Barbieri, seconded by Mr. Cohen and approved by all.

Respectfully submitted,

Nancy Wehmann, Secretary