

MAYOR AND COUNCIL - REGULAR MEETING
Wednesday, September 25, 2013 @ 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, September 25, 2013 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, September 25, 2013 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
Paul Garjian, Councilman	Absent	Michael Cacouris, Councilman	Present
Gayle Gerstein, Councilwoman	Present	Joan Ornstein, Councilwoman	Present
John Halbreich, Councilman	Present		

Staff Present on Dais: Borough Clerk Gail Warming-Tanno, Borough Engineer Gary Vander Veer, Russ Huntington, Attorney, in for Borough Attorney Russ Huntington

PUBLIC COMMENTS None

REPORT OF THE FINANCE COMMITTEE A copy is on file in the Borough Clerk's office.

Bank Of America Current Operating Acct **\$2,934,154.62**

Resolution #129: 9'2013: 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, September 25, 2013 to approve the bills and claims, a copy of which are appended.

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

Resolution #130: 9'2013: Authorize Return of Bonds and/or Escrow

OFFERED BY: Councilman Cacouris **SECONDED BY:** Councilwoman Frankel
at the regular meeting of the Alpine Mayor and Council held on Wednesday, September 25, 2013 to authorize the return of the following escrow and/or bonds

"Taxi Brooklyn" Brooklyn South, Inc. Film Permit Escrow \$ 4,900.00

Stormwater Compliance Solutions, LLC Maintenance Guaranty \$ 4,686.45

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

TAX ASSESSOR'S REPORT is on file.

MAYOR'S REPORT No Report

REPORTS OF THE STANDING COMMITTEES

Administration Department No Report

Building Department Councilman Halbreich reported 70 scheduled inspections, 3 tree permits, 1 soil moving application, 13 zoning reviews. The rest of the report is on file.

Department of Public Works Councilwoman Frankel read the DPW report: Leaf vacs set up. Compost area cleared. Leaf pickup begins Tuesday, October 8th. 3rd quarter JIF safety meetings completed. DPW responded to all daytime fires. Equipment maintained. Traffic lines painted, pot holes repaired, signs replaced, monthly brush chipping. Addressed concerns, made repairs for affordable housing unit tenants. Report is on file.

These minutes have been approved by the Mayor and Council.

Fire Department Councilwoman Gerstein advised there will be no Northern Valley Fire Chiefs Parade this year. They welcome a new junior firefighter.

Resolution #131:9'2013: Approval Junior Firefighter Application: **Joshua P. Davis**

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

at the regular meeting of the Alpine Mayor and Council held on Wednesday, September 25, 2013 to approve the application of Joshua P. Davis for membership in the Alpine Fire Department as a Junior Firefighter as recommended by Fire Chief John Veras.

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

Police Department Councilwoman Frankel reported 71 summonses issued, 2 accidents. Rest of report is on file.

Resolution #132:9'2013: 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, September 25, 2013 to accept the reports of the Standing Committees.

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

BOARD OF EDUCATION LIAISON'S REPORT Mayor Tomasko advised the Alpine School Foundation is hosting a Casino Night fundraiser October 10th at Rockleigh Country Club.

BOROUGH ATTORNEY'S REPORT No report.

BOROUGH ENGINEER'S REPORT Mr. Vander Veer noted a resolution authorizing submission of the 2014 NJDOT State Aide grant application is listed on the consent agenda. Revised estimates for Ruckman Road reconstruction were submitted in his letter dated September 19.

UNFINISHED BUSINESS - Resolution #133:9'2013: Sale of Vehicles - Review of Bids

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

at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, October 23, 2013

WHEREAS, the Mayor and Council of the Borough of Alpine authorized the advertisement for sale by sealed bids of Borough vehicles no longer needed for public use; and

WHEREAS, the following vehicles were advertised for sale in the Bergen Record and the Jersey Journal on September 6, 2013

PD	1	2006	Ford	Crown Victoria	2FAHP71W46X104307	90094.3
PD	1	2009	Ford	Crown Victoria	2FAHP71V89X117587	93701.8
DPW	1	1991	Chev	Kodiak C7H042	1GBP7 H1J1M J111970	28827.6
FD	1	2002	GMC	Yukon	1GKEK13Z42J278692	66774.0

AND WHEREAS, sealed bids were received and opened as advertised on Thursday, September 19, 2013 at 10:00 AM at the Borough Hall Council Chambers at which time the results were read publicly by the Borough Clerk as follows:

Bidder	Vehicle 1 2006 Ford Crown Vic	Vehicle 2 2009 Ford Crown Vic	Vehicle 3 1991 Chev Kodiak Truck	Vehicle 4 2002 GMC Yukon
Jersey One Jersey City, NJ	\$2,371.99	\$3,629.99	\$2,231.99	\$2,631.99
Mahmoud ieweda Nutley, NJ	\$1,057.00	\$2,155.00		\$1,890.00
Liberty Motors Jersey City, NJ	\$2,333.99	\$3,439.99	\$3,386.99	\$1,818.99
Pierre Hacopian				\$3,311.00

These minutes have been approved by the Mayor and Council.

Hoboken, NJ			
Devino Used Trucks & Parts – Newark, NJ			\$1,277.00

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine that the following bids, being the highest be accepted:

- Vehicle 1 2006 Ford Crown Vic** - **Jersey One, Jersey City, NJ** **\$2,371.99**
- Vehicle 2 2009 Ford Crown Vic** - **Jersey One, Jersey City, NJ** **\$3,629.99**
- Vehicle 3 1991 Chev Kodiak** - **Liberty Motors, Jersey City, NJ** **\$3,386.99**
- Vehicle 4 2002 GMC Yukon** - **Pierre Hacopian, Hoboken, NJ** **\$3,311.00**

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

NEW BUSINESS - CONSENT AGENDA RESOLUTIONS Resolutions #134-140:9'2013

1. Resolution #134:9'2013: Approval of Minutes - Regular Meeting August 28, 2013

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, September 25, 2013 approving minutes of the Regular Meeting August 28, 2013.

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

2. Resolution #135:9'2013: Audit Corrective Action Plan

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, September 25, 2013

WHEREAS, the Annual Report of the Audit for the year 2012 has been filed by a Registered Municipal Accountant with the Borough Clerk as per the requirements of N.J./S.A. 40A:5-6; and,

WHEREAS, the Local Finance Board of the State of New Jersey requires the preparation of a Correction Action Plan, prepared by the Chief Financial Officer, which addresses each of the findings in the Annual Report;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey, hereby states that it has reviewed the Correction Action plan dated as prepared by the Chief Financial Officer, and hereby approves said Corrective Action Plan.

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

3. Resolution #136:9'2013: Authorize Submission 2014 NJ DOT Grant Application & Contract Execution

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, September 25, 2013

NOW, THEREFORE BE IT RESOLVED, that the Council of the Borough of Alpine formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2014-ALPINE BOROUGH-00279 to the New Jersey Department of Transportation on behalf of Borough of Alpine.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Alpine and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

4. Resolution #137:9'2013: Affirmation Planning Board Soil Moving Permit Approval Nadjafian Block 72 Lots 3 & 3.01

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, September 25, 2013

WHEREAS, Borough Ordinance 183-3D(5) lays down the procedure for review of an application for a soil movement permit in compliance with N.J.S.A. 40:20D-26b; and

WHEREAS, a soil movement application for Nadjafian – Bl. 72, Lot 3&3.01 70 Berkery Place was reviewed by the Alpine Planning Board at a public hearing held on August 27, 2013; and

WHEREAS, the Alpine Planning Board laid down their written recommendation to the Mayor and Council with respect to this application in a resolution approved at their regular meeting held on September 24, 2013 (copy attached hereto); and

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

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

BE IT FURTHER RESOLVED that the Mayor and Council hereby approve said application subject to all conditions as laid out in the Planning Board's resolution of September 24, 2013.

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

5. Resolution #138:9'2013: Authorize Execution of Interlocal Agreement for Maintenance and Repair of Fire Department Vehicles

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, September 25, 2013

WHEREAS, the Borough of Paramus and the Borough of Alpine seek to enter into an Interlocal Agreement wherein the Borough of Paramus will provide labor and maintenance services on vehicles owned by the Borough of Alpine Fire Department; and

WHEREAS, both of the parties to such an Agreement are authorized by law to enter into an agreement with one another to provide jointly for any lawful service to and for the residents of the respective municipalities pursuant to the provisions of the "Interlocal Services Act" N.J.S.A. 40:8A-1 et seq.; and

WHEREAS, the governing bodies of the Borough of Paramus and the Borough of Alpine recognize that the implementation of an Interlocal Agreement to provide labor and maintenance services at a cost as set forth in the agreement attached hereto is in the best interest of the taxpayers of the respective municipalities;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Alpine that the Mayor and Borough Clerk are authorized to execute an Interlocal Services Agreement with the Borough of Paramus subject to the approval of the Alpine Borough Attorney.

BE IT FURTHER RESOLVED that the Agreement shall commence on October 1, 2013 and end on October 1, 2014.

BE IT FURTHER RESOLVED that the Agreement shall take effect upon the execution of same and adoption of Resolutions by both parties as provided by law.

BE IT FURTHER RESOLVED that a copy of the Agreement be maintained on file and open to public inspection at the office of the Borough Clerk.

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

6. Resolution #139:9'2013: Introduction Zoning Ordinance 737 Decks, Patios and Fees

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, September 25, 2013

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 OF THE BOROUGH OF ALPINE TO AMEND CHAPTER 220
"ZONING", SECTION 2 "DEFINITIONS" AND SECTION 18D "APPLICATION
FEES FOR VARIANCES"**

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, Alpine, New Jersey on Wednesday, October 23, 2013 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: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

7. Resolution #140:9'2013: Authorize Quote Approval Badges for Police Department

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, September 25, 2013

WHEREAS, the Alpine Police Department has a need to purchase badges/shields as part of the official police uniform, and

WHEREAS, the Borough of Alpine solicited quotes for badges/shields for the Police Department and,

WHEREAS, the Borough of Alpine has received two quotes one from Badge Creator for \$1,672.50 and one from Harris Uniforms for \$1,579.20; and

WHEREAS, these quotes were reviewed, and a recommendation made by the Acting Police Chief of the Borough of Alpine for award to Harris Uniforms of Hackensack, NJ as the lowest responsive, responsible quote totaling \$1,579.20, and

WHEREAS, funds for this purpose have been provided for in the 2013 PD Special Donation Account as identified by Account Number 13-01-55-915-020 in the accounting records of the Borough of Alpine; and

WHEREAS, the cumulative total for this vendor in fiscal year 2013 exceeds the quote threshold of \$5,400.00;

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Alpine hereby award the quote for uniform badges/shields for the Police Department to Harris

Uniforms of Hackensack, NJ for \$1,579.20, contingent upon the Certification of Availability of Funds by the Chief Financial Officer.

VOTE: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

End of Consent Agenda Resolutions

COMMUNICATIONS: WRITTEN AND ORAL Draft newsletter distributed for review.

Resolution #141:9'2013 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 Frankel **SECONDED BY:** Councilman Cacouris
at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, September 25, 2013

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)(8) Matter Relating to the Employment Relationship: Police Personnel Matter

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Alpine, assembled in public session on Wednesday, September 25, 2013, 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, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

Executive Session began at 7:36 p.m. and the public portion reconvened at 8:00 p.m.

Resolution #142:9'2013: Authorizing Execution of Contract for Police Chief

OFFERED BY: Councilwoman Frankel **SECONDED BY:** Councilman Cacouris
at a regular meeting of the Mayor and Council of the Borough of Alpine held on Wednesday, September 25, 2013 authorizing the Mayor and Borough Clerk to execute a contract with the Chief of Police as discussed in executive session.

Vote: Ayes: Cacouris, Frankel, Gerstein, Ornstein, Halbreich **Absent:** Garjian

MOTION CARRIED

ADJOURNMENT Upon a motion by Councilwoman Frankel, seconded by this Councilwoman Gerstein, the regular meeting of the Alpine Mayor and Council adjourned at 8:00 PM.

Respectfully submitted,

Gail Warming-Tanno, Borough Clerk