

MAYOR AND COUNCIL - REGULAR MEETING
Wednesday, October 23, 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, October 23, 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, October 23, 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	Present	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.

Mayor Tomasko welcomed the many police officers, friends, and family including police chiefs, officers, and others from surrounding communities.

PRESENTATION – 2013 Volunteers of the Year

The Mayor and Council were pleased to award Volunteer of the Year status to Tom Haring, Brian Lubliner and Mary Kupferschmid for their service keeping the town pool a beautiful and affordable amenity. Mayor Tomasko asked Recreation Commissioner Michael Cacouris along with friends and family of the award recipients to join him in the presentation of plaques to the two who were able to be present tonight.

In appreciation for 15 years of exemplary service to the Alpine Swim Club As Board Member **Tom Haring** is Alpine's 2013 **VOLUNTEER OF THE YEAR** Presented October 23, 2013 By Mayor Paul H. Tomasko, and The Alpine Council

In appreciation for 8 years of exemplary service to the Alpine Swim Club As Chairperson & Board Member **Mary Kupferschmid** is Alpine's 2013 **VOLUNTEER OF THE YEAR** Presented October 23, 2013 By Mayor Paul H. Tomasko, and The Alpine Council

Mr. Lubliner's plaque which reads "In appreciation for 9 years of exemplary service to the Alpine Swim Club As Treasurer **Brian Lubliner** Is Alpine's 2013 **VOLUNTEER OF THE YEAR** Presented October 23, 2013 By Mayor Paul H. Tomasko, and The Alpine Council" will be presented to him at a later time.

POLICE PROMOTIONS - Mayor Tomasko introduced the Police Committee which consists of Police Commissioner and Council President Vicki Frankel, Councilwoman Ornstein and Councilman Halbreich. Mayor Tomasko also welcomed former Alpine Police Chiefs Jerry Beckmann and Bill Grayson.

Police Committee Recommendation for Police Chief - Christopher Belcolle

Councilwoman Frankel thanked her committee for their hard work and provided a testimonial about their choice for Alpine's next police chief: "*Christopher Belcolle has been exceptional every step of the way. He was a patrolman who always put in his full effort on every shift and sought to learn more about every responsibility he was given. And because he delivered on everything asked of him he was given more and more responsibilities. He was a sergeant who rose to the occasion and garnered the respect of his colleagues. As a lieutenant he took on even more duties and excelled in all areas. And over the years he hardly ever missed a chance to work. His attendance may well have broken all records in the history of the department. It has been a pleasure to see a continuing growth of this dedicated and talented officer. It is our good fortune that Chris has once again graduated to a new level and has agreed to be Alpine's Chief of Police, a job that calls for all those abilities he had developed over the years and a whole new set of managerial skills and responsibilities. We are proud of you, Chris and delighted to recommend that you lead out outstanding department, the finest group of officers Alpine has ever had. Since I personally had the major role in hiring over half of our current force I am especially proud of the high caliber of officers now devoted to serving Alpine. Officer Belcolle, thank you for making your career with us and for all you have done up to now. We wish you success and satisfaction in the years ahead as you continue to dedicate your best effort to us and our town.*"

Appointment: Mayor Tomasko accepted the recommendation and hereby appoints Christopher Belcolle as Chief of the Alpine Police Department.

Resolution #143: 10'2013: Affirm Appointment of Police Chief (Retroactive to 1/1/2013)

OFFERED BY: Councilman Garjian **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday, October 23, 2013 affirming the appointment of Christopher Belcolle as Chief of the Alpine Police Department retroactive to January 1, 2013.

VOTE: Ayes: Cacouris, Frankel, Garjian, Gerstein, Halbreich, Ornstein **MOTION CARRIED**

OATH Mayor Tomasko, accompanied by Police Commissioner Frankel and family members administered the oath of office to Christopher Belcolle as Alpine Police Chief.

Police Committee Recommendation for Lieutenant

Councilwoman Frankel reported her committee has strongly recommended that we swear in our new lieutenant, Michael Kavanagh.

Appointment: Mayor Tomasko accepted the recommendation and makes Michael Kavanagh his appointment for the position of Lieutenant of the Alpine Police Department.

Resolution #144: 10'2013: Appointment of Lieutenant (Effective October 23, 2013)

OFFERED BY: Councilman Garjian **SECONDED BY:** Councilwoman Gerstein
at the regular meeting of the Alpine Mayor and Council held on Wednesday, October 23, 2013 affirming the appointment of Michael Kavanagh as Lieutenant of the Alpine Police Department effective October 23, 2013.

VOTE: Ayes: Cacouris, Frankel, Garjian, Gerstein, Halbreich, Ornstein **MOTION CARRIED**

OATH Mayor Tomasko, accompanied by Police Commissioner Frankel and family members, administered the oath of office to Michael Kavanagh as Lieutenant in the Alpine Police Department.

Fire Chief Veras invited all to a reception at the Fire House immediately following.

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 **\$2,074,803.49**

Resolution #145: 10'2013: 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, October 23, 2013 to approve the bills and claims, a copy of which are appended.

VOTE: Ayes: Cacouris, Frankel, Garjian, Gerstein, Halbreich, Ornstein **MOTION CARRIED**

Resolution #146: 10'2013: 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, October 23, 2013 to authorize the return of the following escrow and/or bonds:

<u>Name</u>	<u>Block / Lot</u>	<u>Type Escrow/Bond</u>	<u>Amount</u>
Chuchalov, Alex & Tchoutchalova, Rita	75/10	Revegetation Bond	\$ 9,200.00
		Performance Bond	21,000.00
		Escrow	<u>1,292.00</u>
			\$31,492.00
Taub, Ira & Shelley	49/31	Performance Bond	\$ 2,000.00
		Escrow	<u>672.00</u>
			\$2,672.00

VOTE: Ayes: Cacouris, Frankel, Garjian, Gerstein, Halbreich, Ornstein **MOTION CARRIED**

TAX ASSESSOR's REPORT on file.

MAYOR'S REPORT The following resolution has been recommended by the Police Chief

Resolution #147: 10'2013 Supporting The Fugitive Safe Surrender Program

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

WHEREAS, on November 6 through November 9, 2013, the New Jersey State Attorney General's Office, in collaboration with various state agencies and in cooperation with the New Jersey Judiciary, will be sponsoring a **FUGITIVE SAFE SURRENDER PROGRAM** designed to offer an opportunity for individuals wanted for nonviolent offenses in New Jersey to turn themselves in and, in the same day, remove any warrant filed against them and to adjust the underlying municipal or state summons or complaint filed against them; and

WHEREAS, individuals that qualify for this program must report to the Evangelismos Greek Orthodox Church at 661 Montgomery St., Jersey City, NJ between the hours of 9:00 AM and 4:00 PM on those days; and

WHEREAS, a Hotline has been established so that residents may get more information as to how they may avail themselves of this opportunity at www.FSSNJ.com or by calling 855-FSS-NJ12; and

WHEREAS, this governing body supports the Attorney General's Office and the **FUGITIVE SAFE SURRENDER PROGRAM**, as it will allow many otherwise law-abiding citizens to resolve warrants and outstanding complaints and criminal cases against them so that they may no longer live under the cloud of being a fugitive and to get a fresh start.

NOW, THEREFORE BE IT RESOLVED, that the Alpine Mayor and Council does hereby support the **FUGITIVE SAFE SURRENDER PROGRAM**, the New Jersey State Office of the Attorney General and all other program collaborators and participants based upon the significant benefit afforded to the residents of the State.

VOTE: Ayes: Cacouris, Frankel, Garjian, Gerstein, Halbreich, Ornstein **MOTION CARRIED**

- Attended Board of Education meeting October 8, 2013 with Council members Ornstein and Halbreich to discuss potential shared services per the Best Practices Checklist. In addition to what they already do, IT services may be explored.
- Met with the Chief Financial Officer, Treasurer and Borough Clerk and responded to 50 questions in State Best Practices Checklist to qualify for full share of Energy Tax Receipts which the state should be returning in full anyway.

REPORTS OF THE STANDING COMMITTEES

Administration Department No report

Building Department 58 Scheduled inspections, 2 soil moving applications, 13 zoning reviews

Resolution #148: 10'2013 Appoint Temporary Acting Electrical Subcode Official

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

WHEREAS, the laws of the State of New Jersey require that the Borough of Alpine appoint an Electrical Subcode official to be responsible for the administration and enforcement of the electrical subcode; and

WHEREAS, there exists a need to appoint an Acting Electrical Subcode Official to provide coverage in the event of sick time; and

WHEREAS, N.J.A.C. 5:23-4.4(a)6 permits the appointment of an acting electrical subcode official so as to effectuate the orderly administration of the Uniform Construction Code and other duties mandated by the Borough; and

WHEREAS, the Building Commissioner and the Building Committee have recommended the appointment of George Pedersen to serve as Temporary Acting Electrical Subcode Official;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Alpine, County of Bergen, State of New Jersey that George Pedersen be appointed as "Acting Electrical Subcode Official" for the Borough of Alpine.

BE IT FURTHER RESOLVED that the salary shall be \$50.00 per inspection / \$50 for plan review. This appointment shall not include any benefits. This appointment will be for an open extension period of time subject to approval by the Department of Community Affairs.

Discussion: Councilman Halbreich advised the current official is ill.

VOTE: Ayes: Cacouris, Frankel, Garjian, Gerstein, Halbreich, Ornstein **MOTION CARRIED**

Department of Public Works Councilman Garjian highlighted from the report on file: DPW attended mandatory PEOSHA classes, excavated and repaired a water pit meter leak at the swim club and have started fall leaf pickup.

Fire Department Councilwoman Gerstein stated statistics are on file.

Police Department. Councilwoman Frankel advised the report is on file.

Resolution #149:10'2013: 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, October 23, 2013 to accept the reports of the Standing Committees.

VOTE: Ayes: Cacouris, Frankel, Garjian, Gerstein, Halbreich, Ornstein **MOTION CARRIED**

BOARD OF EDUCATION LIAISON'S REPORT Councilman Garjian advised there is a Board meeting on November 7 at 8:00 PM and an 8th grade fundraiser is being promoted on the school website.

BOROUGH ATTORNEY'S REPORT No report.

BOROUGH ENGINEER'S REPORT Mr. Vander Veer's informational report is on file.

UNFINISHED BUSINESS - ZONING ORDINANCE 737

PUBLIC HEARING No comment

Resolution #150:10'2013 Adoption of Ordinance 737

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 23, 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"**

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

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

MOTION CARRIED

NEW BUSINESS - CONSENT AGENDA RESOLUTIONS Resolutions #151-154:10'2013

1. Resolution #151:10'2013: Approval of Minutes - Regular Meeting September 25, 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, October 23, 2013 approving minutes of the Regular Meeting September 25, 2013.

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

MOTION CARRIED

2. Resolution #152:10'2013: Approval of Minutes – Executive Session September 25, 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, October 23, 2013 approving minutes of the Executive Session September 25, 2013.

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

MOTION CARRIED

**3. Resolution #153:10'2013: Authorizing Purchase & Installation of Police Vehicle
Equipment under State Contract**

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 23, 2013

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 dated April 24, 2013 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 2013 Municipal Budget identified by Account Number 3-01-25-240-046 Acquisition of Police Vehicles 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 and A81338 for the acquisition and installation 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 \$1,149.42 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, Frankel, Garjian, Gerstein, Halbreich, Ornstein **MOTION CARRIED**

4. Resolution #154:10'2013: Introduction Ordinance 738: Amending Salary Ordinance

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 23, 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 AMENDING 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."

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 Council Chambers, Alpine Municipal Building, Church Street, Alpine, New Jersey on Monday, November 25, 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 in full or by title, 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, Garjian, Gerstein, Halbreich, Ornstein **MOTION CARRIED**

End of Consent Agenda Resolutions

Governing Body Acknowledgment of Best Practices Inventory – see Mayor's Report

Council saw no need for further discussion.

COMMUNICATIONS: WRITTEN AND ORAL - None

ADJOURNMENT Upon a motion by Councilwoman Frankel, seconded by Councilwoman Gerstein the regular meeting of the Alpine Mayor and Council adjourned at 7:56 PM.

Respectfully submitted,

Gail Warming-Tanno, Borough Clerk

**BOROUGH OF ALPINE
ORDINANCE NO. 737**

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

WHEREAS, it has been pointed out that the current Section 2 “Definitions” of Chapter 220 of the Alpine Zoning Code does not include definitions for “Deck” and “Patio”; and that the current section 18D of Chapter 220 of the Alpine Zoning Code does not include fees for appealing a decision of the Zoning Officer pursuant to N.J.S.A. 40:55D-70(a)

WHEREAS, it has been recommended to the Mayor and Council of the Borough of Alpine that the definitions for “Deck” and “Patio” be added to Section 2 of Chapter 220 of the Alpine Zoning Code (“Definitions”) and provision be made to establish the fees for applications other than variances in Section 18D(1) of Chapter 200 of the Alpine Zoning Code

NOW THEREFORE, BE IT ORDAINED that the Mayor and Council of the Borough of Alpine find that amendment to the Zoning Code of the Borough of Alpine will be enhanced by the insertion of the following in Section 2 “Definitions” of Chapter 220

DECK: A structure of wood or other material supported (in whole or in part) by columns, posts or piers, whether attached to or separated from any building or other structure located at or above ground level.

PATIO: A structure of stone, brick, concrete, paving stone or similar material, without a roof, used for outdoor sitting area or recreational purposes.

BE IT FURTHER ORDAINED, that the Mayor and Council of the Borough of Alpine find that amendment to the Zoning Code of the Borough of Alpine will be enhanced by amendment of Section 18D of Chapter 220 as follows:

Change title of Chapter 18D to “**Application Fees**”

Amend the second sentence in Chapter 18D(1) to read as follows: “On all applications for a variance, other than a use variance, **or for any other application to the Board of Adjustment**, the application fee shall be \$250, except that the fees on all applications involving additions to an existing residence shall be \$100 if the value of the addition is \$25,000 or less and \$200 if the value of the addition is more than \$25,000.”

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances that are inconsistent with the provisions of this Ordinance are hereby repealed, but only to the extent of such inconsistencies; and

BE IT FURTHER ORDAINED, that the provisions of this Ordinance are severable. If any part of this Ordinance is declared to be unconstitutional or invalid by any Court, the remaining parts of this Ordinance will remain in full force and effect; and

BE IT ORDAINED that this Ordinance shall take effect upon passage and publication as required by law and further upon the filing of a copy of the Ordinance with the Bergen County Planning Board in accordance with N.J.S.A. 40:55D-16; and

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

ADOPTED: October 23, 2013