

**ALPINE MAYOR AND COUNCIL  
REGULAR MEETING  
Monday, November 23, 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 Monday, November 23, 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 Monday, November 23, 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

**PRESENTATION:** **Lt. Michael Kavanagh** On behalf of the Governing Body, Mayor Tomasko and Council President & Police Commissioner Vicki Frankel presented retiring Police Lieutenant Michael Kavanagh with a Plaque "in appreciation for twenty-one and one half years of service to the Borough of Alpine as Patrolman, Sergeant and Lieutenant in the Alpine Police Department." On behalf of the Alpine Police Department, Chris Belcolle presented Lt Kavanagh with a plaque "in recognition and sincere appreciation of your distinguished service, devotion and friendship for the past twenty-one years. Your hard work and your commitment have been a huge contribution to our success." All wished Lieutenant Kavanagh all the best in his retirement. Those present were invited all to remain for a reception to follow this meeting.

**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**

**\$4,188,268.99**

**Resolution #211:11'2015: Change Order #1 & final (Net Decrease) 2015 Roadside Imp. Program**

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

at the regular meeting of the Alpine Mayor and Council held on Monday, November 23, 2015

**WHEREAS**, J.A. Alexander, Inc. ("Contractors") entered into a contract with the Borough of Alpine in regards to the **2015 Road Improvement Program (Riverside Cooperative – Autumn Terrace, Overlook Road between Allison Road and Summit Road, and Warren Lane)**; and

**WHEREAS**, the Borough Engineer has submitted Change Order No. 1 & Final which accurately reflects the changes in the unit costs and original work required, as noted in Change Order No. 1 & Final ; and

**WHEREAS**, based upon the as-built measurements and an inspection the Borough Engineer requests a net decrease in the original contract amount of \$155,777.50 to an adjusted amount of \$142,706 and

**WHEREAS**, funds for said purpose are available within Capital Bond Ordinance No. 753,

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Alpine that Change Order No. 1 & Final for the **2015 Road Improvement Program (Riverside Cooperative – Autumn Terrace, Overlook Road between Allison Road and Summit Road, and Warren Lane)**; decreasing the total amount of the contract to J.A. Alexander, Inc. by \$13,071.50, which

decreases the overall contract price from \$155,777.50 to \$142,706.00 is hereby approved; said approval shall be retroactive to the date of performance of the work, and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Borough Engineer.

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

**MOTION CARRIED**

Form SA-1 201

NEW JERSEY DEPARTMENT OF TRANSPORTATION  
DIVISION OF LOCAL AID AND ECONOMIC DEVELOPMENT  
CHANGE ORDER NUMBER - 1 & Final  
STATE AID PROJECT

Project: 2015 Road Improvement Program  
Municipality: Alpine  
County: Bergen  
Contractor: J.A. Alexander Inc.

In accordance with the project Supplementary Specification, the following are changes in the contract.  
Location and Reason for Change (Attach additional sheets if required)  
as-built measurements

Item No.	Description	Quantity (+/-)	Unit Price	Amount
	see attached breakdown			

Amount of Original Contract \$ 155,777.50  
Adjusted amount Based on Change Orders \$ 142,706.00

% Change in Contract (+) Increase or (-) Decrease - 8.4%  
 Approved: [Signature] (Engineer) 10-23-15 (Date)  
 Approved: [Signature] (District Manager) (Date)  
 Approved: [Signature] (Contractor) 10-23-15 (Date)

(Submit four (2) copies to the Local Highway Design District Office) 36

BOROUGH OF ALPINE  
2015 ROAD IMPROVEMENT PROGRAM  
RIVERSIDE COOPERATIVE PROGRAM

**CHANGE ORDER NO. 1**

Item No.	Description	Quantity Change	Unit Price	Amount
1.	HMA milling 3" or less	+ 284 s.y.	\$ 4.00	+ \$ 1,136.00
2.	HMA 12.5M64 surface course	- 60.57 tons	75.00	- 4,245.75
5.	Reconstruct inlet, U.E.C.	- 1 units	750.00	- 750.00
7.	Bicycle safe grate	+ 2 units	250.00	+ 500.00
8.	Curb piece, type N-Eco	- 17 units	275.00	- 4,675.00
9.	9" x 18" concrete vertical curb	- 18 l.f.	28.00	- 504.00
12.	Traffic markings, thermoplastic	- 23 s.f.	4.75	- 109.25
15.	Fuel price adjustment *	L.S.	L.S.	- 738.60
16.	Asphalt price adjustment *	L.S.	L.S.	- 3,387.90
Total				-\$ 13,071.50

Original Contract Amount \$ 155,777.50  
 Less Net Changes - 13,071.50  
 Final Contract Amount \$ 142,706.00  
 Change - 8.4%

**Resolution #212:11'2015: Refund of Tax Overpayment (Tax Appeal) Najafov Block 55 Lot 1.01**

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

at the regular meeting of the Alpine Mayor and Council held on Monday, November 23, 2015

**WHEREAS**, a resolution was approved by the Mayor & Council of the Borough of Alpine on October 28, 2015 authorizing the following refund and credit due to a State Tax Court Judgment:

Block	Lot	Owner's Name	Original Assessment	Reduced Assessment	Year	Refund	Credit
55	1.01	Najafov, Vusal	\$2,794,500	\$2,600,000	2012	\$1,371.23	
					2013	1,408.18	
					2014	1,441.25	
					2015		1,602.37

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

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

**WHEREAS**, the refund and credit were issued accordingly;

**WHEREAS**, the 4<sup>th</sup> quarter 2015 payment was subsequently remitted by the property tax servicing agency without deducting the credit amount, resulting in an overpayment;

**WHEREAS**, the property tax servicing agency has requested refund of same in the amount of \$1,602.37, made payable to;

Corelogic Real Estate Tax Service, Attn: Tax Refunds, 1 Corelogic Drive, Westlake, TX 76262

**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 tax overpayment.

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

**Resolution #213:11'2015: 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 Monday, November 23, 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 #214:11'2015: Return of Bonds and Escrow**

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

at the regular meeting of the Alpine Mayor and Council held on Monday, November 23, 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>
Aibel, Donald	71/23	Driveway Escrow	\$112.75
DBNJW, Inc.	73/2 & 3.02	Re-vegetation Bond	\$4,500
		Performance Bond	7,600.00
		Escrow	\$127.50
		Driveway Bond	<u>\$732.50</u>
		TOTAL:	\$12,960.00

**TOTAL: \$13,072.75**

**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:

- Attended JCC "Big Night Out" major fundraiser November 12<sup>th</sup> celebrating Strong Women & Strong Community and honoring our own Councilwoman Gayle Gerstein for her service to several worthy organizations. We are proud of her and thankful for her service to our town.
- Along with 4 Borough employees Attended many courses at the New Jersey State League of Municipalities Annual Conference last week. He has information on curriculum and exhibitors available for review.
- Attended BCMJIF meeting where he learned despite a slight increase in the overall JIF budget, Alpine's insurance assessment went down this year thanks to our Safety Record with no lost time since 2013.

**REPORTS OF THE STANDING COMMITTEES**

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

**Building Department** Councilman Halbreich thanked Technical Assistant Catherine Booth who was present in the audience for all her hard work and read the report's main statistics: 77 inspections, 2 driveway permits, 4 fence permits, 9 tree permits, and 7 zoning review applications.

**Department of Public Works** Councilman Frankel advised the report is on file.

**Fire Department** Councilwoman Gerstein advised statistics are on file. Mayor Tomasko thanked Fire Chief Charles Hoffmann for his attendance.

**Police Department** Councilwoman Frankel advised the report is on file and recognized Police Chief Belcolle and members of his department for their presence here tonight.

**Resolution #215:11'2015: Accepting the Reports of the Standing Committees**

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

And approved unanimously at the regular meeting of the Alpine Mayor and Council held on Monday, November 23, 2015 to accept the reports of the Standing Committees.

**MOTION CARRIED**

**BOARD OF EDUCATION LIAISON'S REPORT** No report.

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

**BOROUGH ENGINEER'S REPORT** Engineer Vander Veer's report is on file in the Borough Clerk's office.

**UNFINISHED BUSINESS**

**Ordinance #755 Amending Ch. 153 Noise & 220-3 Building Coverage Definition**

**Public Hearing** Opened to the meeting for public comment and being none closed.

**Resolution #216:11'2015: Adoption Ordinance #755**

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

at the regular meeting of the Alpine Mayor and Council held on Monday, November 23, 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**

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

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

**MOTION CARRIED**

*{A copy of this ordinance as adopted is appended in full}*

**NEW BUSINESS**

**CONSENT AGENDA RESOLUTIONS** Resolutions #217:11'2015

**1. Resolution #217:11'2015: Approval of Minutes Regular Meeting October 28, 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 Monday, November 23, 2015 to approve the minutes of the regular meeting held October 28, 2015.

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

**MOTION CARRIED**

**COMMUNICATIONS: WRITTEN AND ORAL**

Mayor Tomasko advised

- United Water is changing their name to Suez.
- Cablevision is applying for a system wide franchise renewal.

**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 Monday, November 23, 2015 at 7:42 P.M.

Respectfully submitted,

Nancy Wehmann,  
Deputy Borough Clerk / Acting Clerk

**BOROUGH OF ALPINE  
ORDINANCE NO. 755**

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

**WHEREAS**, the Alpine Planning Board, at their regular meeting held on October 27, 2015 recommended the following ordinance amendments which they find are not inconsistent with the Borough Master Plan as laid out in their memos of October 28, 2015, and

**WHEREAS**, the Alpine Mayor and Council agree these changes are in the best interests of the Borough and its residents and will serve to clarify existing regulations.

**NOW THEREFORE BE IT ORDAINED** by the Mayor and Council of the Borough of Alpine, County of Bergen that the Chapter 220-3 D(2) of the Zoning Code of the Borough of Alpine be amended to read as follows:

(2) Building coverage shall mean that portion of a lot which is occupied by the principal building, *which includes the total horizontal area of the building at, above and below grade when viewed in plan.*

Except as set forth herein all other provisions of the Zoning Code shall remain in full force and effect and this amendment shall take effect upon final adoption, publication and proper filing with the Bergen County Planning Board.

**BE IT FURTHER ORDAINED** by the Mayor and Council of the Borough of Alpine, County of Bergen that the Chapter 153-2F entitled "Construction work" of the Noise Ordinance of the Borough of Alpine be amended to insert the following after the first sentence:

*Rock hammering, other than for emergency septic work, is prohibited on Saturdays, Sundays and legal holidays.*

Except as set forth herein all other provisions of the Noise Code shall remain in full force and effect and this amendment shall take effect upon final adoption and publication.

ADOPTED: November 23, 2015