

Regular Session
Borough of Allendale
Mayor and Council
March 12, 2015

A Regular meeting of the Borough Council was held in the Municipal Building on March 12, 2015. The meeting was called to order at 8:00 p.m. by Mayor White. Mr. Valenzuela announced that the requirements of the Open Public Meetings Act were met by the required postings and notice to publications. In addition, this evening's meeting is being recorded.

Mrs. White led those present in the Pledge of Allegiance.

The following Council members answered roll call: Bernstein, Homan, McSwiggan, Sasso, Strauch, Wilczynski and Mayor White. Mr. Valenzuela and Mr. Wiss were also present.

Approval of Minutes

Mr. Strauch moved, seconded by Mr. Bernstein, to approve the Reorganization Meeting minutes of January 6, 2015. On roll call, all Council members voted in favor.

Public Hearings for Advertised Ordinances

Ordinance 15-04
Adoption of Multipurpose Capital Bond Ordinance

Resolution 15-106 – Introduced by Mr. Bernstein, seconded by Mrs. Wilczynski

Be It Resolved that Ordinance 15-04, “Bond Ordinance to Authorize the making of various public improvements and the acquisition of new additional or replacement equipment and machinery, new information technology equipment and a new automotive vehicle, including original apparatus and equipment, in by and for the Borough of Allendale, in the County of Bergen, State of New Jersey, to appropriate the sum of \$1,119,000 to pay the cost thereof, to appropriate state grants, to make a down payment, to authorize the issuance of bonds to finance such appropriation and to provide for the issuance of bond anticipation notes in anticipation of the issuance of such bonds”, be passed upon second and final reading and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

Mayor White opened the meeting to the public for comments. There were none.

On roll call, all Council members voted in favor.

(See Ordinance 15-04, attached and made a part hereof.)

Ordinance 15-05
Adoption of Water Utility Capital Bond Ordinance

Resolution 15-107 – Introduced by Mrs. McSwiggan, seconded by Mrs. Homan

Be It Resolved that Ordinance 15-05, “Bond Ordinance to authorize the making of various public

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improvements and the acquisition of new additional or replacement equipment and machinery in, by and for the Water Utility of the Borough of Allendale, in the County of Bergen, State of New Jersey, to appropriate the sum of \$479,000 to pay the cost thereof, to fully or partially fund appropriations from the reserve for Water Capital infrastructure, to authorize the issuance of bonds to finance such appropriation and to provide for the issuance of bond anticipation notes in anticipation of the issuance of such bonds”, be passed upon second and final reading and that the Borough Clerk is hereby authorized and directed to advertise the same according to law.

Mrs. White opened the meeting to the public for comments. There were none.

On roll call, all Council members voted in favor.

(See Ordinance 15-05, attached and made a part hereof.)

Public Comments

Mayor White opened the meeting to the public for comments.

Mr. Chuck Dombeck of 30 Oakwood Road said he wanted to return to a topic brought up during the Work Session.

Mr. Dombeck said the home which is going to be opened in Allendale by Eastern Christian Children's Retreat is of great importance to the many people who need housing for the Developmentally Disabled. Eastern Christian currently has seventy people who are in need of housing. The creative use of COAH credits which Allendale has implemented has been of immense help to so many people who are in need of that assistance.

When there were no further comments, Mayor White closed the meeting to the public.

Introduction of Ordinances

Ordinance 15-06
Introduction of Refunding Bond Ordinance

Resolution 15-108 – Introduced by Mr. Bernstein, seconded by Mrs. Wilczynski

Be It Resolved that Ordinance 15-06, “Refunding Bond Ordinance providing for the refunding of \$2,950,000 aggregate principal amount of outstanding bonds of the Borough of Allendale, in the County of Bergen, State of New Jersey, appropriating a sum not exceeding \$3,075,000 to pay the cost thereof and authorizing the issuance of not exceeding \$3,075,000 aggregate principal amount of refunding bonds of said Borough to finance such appropriation” is introduced, and does now pass on first reading, and that said ordinance will be further considered for final passage at a meeting to be held on the 26th day of March at 8:00 p.m. or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and at such time and place all persons interested be given an

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opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place, when and where, said ordinance will be further considered for final passage.

On roll call, all Council members voted in favor.

(See Ordinance 15-06, attached and made a part hereof.)

Consent Agenda

Resolution 15-100 – Introduced by Mrs. Homan, seconded by Mr. Sasso

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves Raffle License Application No. RA:411 as follows:

The Valley Hospital
On Premises Merchandise Raffle
May 20, 2015

Raffle location: 700 Franklin Turnpike, Allendale, NJ 07401

Prizes:

1st prize: \$1,000.00 Neiman Marcus Gift Certificate

2nd prize: \$500.00 Dine Around Gift Certificate

3rd prize: \$350.00 Waterford Decanter

On roll call, all Council members voted in favor.

Resolution 15-109 – Introduced by Mrs. Homan, seconded by Mr. Sasso

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that it hereby approves to Bill List dated March 12, 2015.

On roll call, all Council members voted in favor.

Resolution 15-110 – Introduced by Mrs. Homan, seconded by Mr. Sasso

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves Raffle License No. RA:412 as follows:

Rose Foundation for Haiti
On Premises 50/50 Raffle
May 8, 2015

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Raffle location: Guardian Angel Church Auditorium, 320 Franklin Turnpike, Allendale, NJ 07401

Prizes: 50% of all cash received from ticket sales

On roll call, all Council members voted in favor.

Resolution 15-111 – Introduced by Mrs. Homan, seconded by Mr. Sasso

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves Raffle License RA:413 as follows:

Rose Foundation for Haiti

Casino Night

Hours: 6:00 p.m. - 11:00 p.m.

May 8, 2015

Raffle location: Guardian Angel Auditorium, 320 Franklin Turnpike, Allendale, NJ 07401

Prizes: Paintings, Flat Screen TV, Disney Passes, Jets Football, Jewelry, Travel Pasta Buffet, Restaurant Gift Cards.

Retail values: \$150 - \$500

On roll call, all Council members voted in favor.

Resolution 15-112 – Introduced by Mrs. Homan, seconded by Mr. Sasso

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that the application of the Guardian Angel Church to hold a carnival from June 2, 2015 through June 6, 2015 is hereby approved.

On roll call, all Council members voted in favor.

Resolution 15-113 – Introduced by Mrs. Homan, seconded by Mr. Sasso

Be It Resolved by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following check on the property listed below and charge same to Overpayment of 2014 Taxes:

Block/Lot	Name	Property Location	Amount
2101/1.2202	Kwon, Soonpyo & Lee, Pyung Sook 2202 Freeman Way Allendale, NJ 07401	2202 Freeman Way	\$2,750.31

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On roll call, all Council members voted in favor.

Resolution 15-114 – Introduced by Mrs. Homan, seconded by Mr. Sasso

Whereas, the Borough of Allendale (“Allendale”) owns and utilizes various building generators for Allendale's facilities located at 101 New Street, 1 Erie Plaza and the Fairhaven Pump Station; and

Whereas, such generators require periodic prevention maintenance by a qualified servicer, including one (1) annual complete inspection, one (1) 6 month, semi-annual inspection and one (1) annual live load test to ensure their proper and efficient operation; and

Whereas, bids for a one-year performance contract of such preventive maintenance were received from three (3) bidders; and

Whereas, Davis Carburetor's bid of \$1,550 was the lowest qualified bidder for such services; and

Whereas, Allendale wishes to memorialize its approval of a contract with Davis Carburetor for the aforementioned generator maintenance services at the bid of \$1,550, by adoption of this Resolution; and

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale that Allendale's Borough Administrator, Director of Operations and Borough Attorney are authorized to take all appropriate actions so as to implement this Resolution.

On roll call, all Council members voted in favor.

Resolution 15-115 – Introduced by Mrs. Homan, seconded by Mr. Sasso

Whereas, an emergent condition has arisen with respect to certain budget appropriations and no adequate provision has been made in the 2015 Temporary Budget, and N.J.S.A. 40A:4-20 provides for the creation of emergency temporary appropriations for said purpose;

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made in the total amount of:

Current Fund:

Administration, O.E.	\$5,000
Mayor and Council, O.E.	\$1,000
Finance, O.E.	\$5,000
Tax Assessment, O.E.	\$40,000
Engineering, O.E.	\$18,000

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Construction Code, S&W	\$6,500
Construction Code, O.E.	\$1,000
Insurance, Other, O.E.	\$40,000
Worker's Comp., O.E.	\$40,000
Group Insurance, O.E.	\$40,000
Emergency Mgmt Svcs, S&W	\$500
Radio Equipment, O.E.	\$1,000
Municipal Prosecutor, S&W	\$1,000
Streets and Roads, S&W	\$10,000
Snow Removal, S&W	\$10,000
Municipal Alliance, O.E.	\$3,000
Telephones, O.E.	\$3,000
NW Bergen Sewer, O.E.	\$365,000
Total Current Fund	\$590,000

2. That said emergency temporary appropriation will be provided in the 2015 budget.

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

On roll call, all Council members voted in favor.

Resolution 15-116 – Introduced by Mrs. Homan, seconded by Mr. Sasso

Whereas, The John Fell House (“Fell House”) is owned and operated by the Concerned Citizens of Allendale (“CCA”), a Section 501 (C)(3), an IRS tax exempt organization; and

Whereas, Fell House dates back to the 1760s and has been renovated to its current Colonial Revival Appearance; and

Whereas, Fell House is located on 2.8 acres, including wetlands, old-growth trees, and other scenic vistas; and

Whereas, the Fell House is located across the street from the Celery Farm Bird Sanctuary, which was originally a part of the Fell Estate; and

Whereas, Fell House is a significant historical and environmental site within the Borough of Allendale (“Allendale”); and

Whereas, Allendale believes that maintaining such site is in the best interests of the residents of the Borough and visitors thereto;

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale that the Allendale Department of Public Works, be and hereby is authorized to maintain the driveway,

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sidewalks and any other maintenance to the Fell House approved by the Mayor and Council, effective upon passage of this resolution.

Now, Therefore, Be It Further Resolved that the Mayor, the Borough Clerk, the Chief Financial Officer and the Borough Attorney are authorized to take all appropriate actions so as to implement this Resolution.

On roll call, all Council members voted in favor.

Committee Reports

Water and Sewer

Mrs. McSwiggan announced that the Water and Sewer Committee would be meeting this week. The winter has been hard on the infrastructure of the town. Water and sewer lines have been frozen and there have also been some broken lines. The DPW and United Water crews have been terrific in terms of getting out to make repairs as soon as possible. Now that the weather is warming and the snow is going away, the Committee hopes to pick up once again with the leak detection system. This involves going through the town in sections to listen for water leaks to try to bring down Allendale's unallocated water number.

There is also a program with regard to the water quality on Paul Avenue. Although the water is safe to drink, the water has been discolored in some homes. A pump was down and when that happens it affects the quality of water in the pipes.

Also, a big project is being planned to take down the 400,000 gallon water tank that is located in Ramsey but owned by Allendale. The tank is scheduled to be taken down in the Fall for cleaning and painting. This maintenance has to be done periodically.

Personnel, Finance and Human Resources

Mr. Bernstein announced that next week there will be a Budget meeting. Monday, March 23rd is the rescheduled meeting date for the Allendale Financial Advisory Committee.

Land Use and Construction Code

Mr. Strauch said the Land Use Committee met on Monday, March 2nd and good progress was made on several issues. He stated that the Construction Office is starting to see an increase in activity. The next Land Use meeting is scheduled for Monday, April 6th.

Public Safety

Mrs. Homan said the Public Safety Committee is working on two policies that need to be finished in order to have the Police accreditation completed. One of those policies has been completed and a

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meeting is scheduled for next week to complete the other. Also a meeting is being held to look at all proposed ordinances to make sure that the Police are aware of them. The next Public Safety Committee meeting is scheduled for Monday, March 30th.

Facilities, Parks and Recreation

Mrs. Wilczynski said that plans are being updated with current ADA regulations regarding the door replacement at the Library. She is hoping that the new doors will be installed by Memorial Day. A walk through will be done on the fields next Wednesday. There are new recreational programs coming out this year including a Track and Field Program and a Cross Country Program. The Crestwood Newsletter is in the process of being written, and bands are being booked for summer entertainment at the Lake.

Public Works

Mr. Sasso announced that the Public Works Committee meets the fourth Tuesday of every month. The Borough has a new Director of Operations and he has a new Administrative Assistant. Work is getting done in between meetings and everything is going well. An unscheduled visit was paid to the Elm Street Culvert workers, and weather permitting, things seem well on their way to completion.

Staff Reports

Municipal Attorney

Mr. Wiss said there are a couple of items that are circulating within the respective committees which are moving toward finalization.

There have been modifications to the Solicitation Ordinance which originated at the Police Department. The Land Use Committee is also working on several ordinances. The Administration, Finance and Personnel Committee is looking at transitional duty policies which was previously called "light duty". These policies would help to get employees back to work at the earliest possible time. A few model ordinances have also been circulated with regard to background checks as they apply to both employees and volunteers. The original draft of the "no smoking" ordinance is also out for review. Finally, Mayor White previously referred to work that is currently being done on the new COAH plan.

Municipal Clerk

Mr. Valenzuela said he had the pleasure of meeting former Councilman Robert Paterson earlier this evening. Mr. Paterson has requested permission for the VFW to hold the traditional Memorial Day Parade this year. That resolution will be on the next Council agenda.

Fire Chief

Mr. Smith said the final inspection on the new fire truck is scheduled for April 6, 7 and 8. Weather

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permitting it will be in transit the following week to New Jersey. There were nineteen fire calls during the month and Allendale provided assistance to the Township of Mahwah.

Public Comments

Mr. Robert Paterson of 32 Stone Fence Road said he looked at the website tonight, and the last set of minutes that were posted on the website date back to September of 2014. In the past, resolutions, minutes and ordinances were up to date and even posted ahead of time. Most importantly he asked that the ordinances and resolutions be available before the meeting.

Mr. Michael Tat said he had noticed an inconsistency in the recycling rules. Specifically he is concerned that styrofoam is not being recycled but it was recycled previously.

Mr. Sasso responded that the reason that styrofoam is not being recycled is that the receivers won't accept it or plastic bags. For a receiver to take these items they have to be able to process and resell them. Our current receiver accepts plastic items that are numbered one through seven.

Mayor White said the recycling end market determines what can be collected now. It has been frustrating to deal with this situation and Mr. Sasso and Mrs. Wilczynski have spent a great deal of time trying to stay current with it. China used to accept these materials but they don't any longer.

Mrs. Joanne Hart and another member of the Board of the Fell House expressed their gratitude for the Council approving Resolution 15-116 to provide help from the DPW with snow removal at that location.

Mrs. Hart said that the Fell House is trying to generate their own income but they are still working on improvement projects such as painting and fire suppression services. The building has been rented for showers and weddings and birthday parties. Winter events can now be held at the Fell House because the driveway and sidewalks will be clear of snow.

On a motion by Mrs. McSwiggan seconded by Mrs. Wilczynski, the Council voted unanimously to adjourn at 9:30 p.m.

Respectfully submitted

Frank Valenzuela
Acting Municipal Clerk