

April 14, 2011

A regular meeting of the Borough Council was held in the Municipal Building on April 14, 2011. The meeting was called to order at 8:05 p.m. by Mayor Barra, who announced that the requirements of the Open Public Meetings Act were met by the required posting and notice of publications.

The Mayor led those present in a salute to the flag.

The following Council members answered roll call: Mr. Bernstein, Ms. LaMonica, Mr. Schoepflin Mrs. White, Mrs. Wilczynski and Mayor Barra. Mr. Strauch was absent. Also present were Mrs. McCarthy and Mr. Bole.

Minutes

Mr. Schoepflin moved, seconded by Ms. LaMonica to approve the Work Session minutes of March 10, 2011, and the Work and Regular Session minutes of March 24, 2011. On roll call, all Council members voted in favor.

Public Comment

Mayor Barra opened the meeting to the public for comments about items on the agenda. There were none.

Introduction of Ordinances

Resolution 11-128 – Introduced by Ms. LaMonica, seconded by Mrs. White

Be It Resolved that an ordinance entitled “An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank” heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 28th day of April, 2011, 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 that at such time and place all persons interested be given an 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.

Municipal Budget

Municipal Budget of the Borough of Allendale, County of Bergen, for the fiscal year 2011.

Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2011.

Be It Further Resolved, that said Budget be published in the Record in the issue of April 20, 2011.

The Governing Body of the Borough of Allendale does hereby approve the following as the Budget for the year 2011.

Recorded Vote:

All Council members voted in favor.

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Allendale, County of Bergen, on April 14, 2011.

A hearing on the Budget and Tax Resolution will be held at the Municipal Building on May 12, 2011 at 8:00 o'clock p.m. at which time and place objections to said Budget and Tax Resolution for the year 2011 may be presented by taxpayers or other interested persons.

Mayor Barra commented that this budget provides for a zero tax increase on the Municipal portion of the budget. He complimented the department heads and the committees. Also moving to curbside garbage permitted the town to move ahead with a zero percent increase.

Consent Agenda

Resolution 11-129 – Introduced by LaMonica, seconded by Wilczynski

Be It Resolved by the Governing Body of the Borough of Allendale that it does hereby authorize a \$2,000 stipend for Hans Cunningham to be the Director of Emergency Management for the Borough.

On roll call, all Council members voted in favor.

Resolution 11-130 – Introduced by LaMonica, seconded by Wilczynski

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 the Bill List dated April 14, 2011.

On roll call, all Council members voted in favor.

Resolution 11-131 – Introduced by LaMonica, seconded by Wilczynski

Be It Resolved by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following checks on the properties listed below and charge same to Overpayment of 2010 and 2011 Taxes:

2011

<u>Block/ Lot</u>	<u>Name</u>	<u>Property Location</u>	<u>Amount</u>
301/14	Kontogiannis, Emmanuel & Kanella 101 Woodland Avenue Allendale, NJ 07401	101 Woodland Ave	\$223.61
406/27	Lang, Everett Jr. & Frances M. 5 Michele Ct Allendale, NJ 07401	5 Michele Ct	\$500.00
502/1	Pinto, Frank T. 75 E Crescent Avenue Allendale, NJ 07401	75 E Crescent Ave	\$294.59
702/4 C0005	Hogan, Maureen K. 5 Rio Vista Drive Allendale, NJ 07401	5 Rio Vista Drive	\$543.00
702/4 C0066	Perlmutter, Carol S. 66 Rio Vista Drive Allendale, NJ 07401	66 Rio Vista Drive	\$3,059.44
1403/18	Hanslin, P. Mark & Suzanne 10 Newton Place Allendale, NJ 07401	10 Newton Place	\$5,302.50
2011 TOTAL			\$9,923.14

2010

101/17	Johnson, Holly R. 76 Elbrook Drive Allendale, NJ 07401	76 Elbrook Dr	\$3,607.10
801/1.03	Tullett, Neil & Lynn 8 Meadow Lane Allendale, NJ 07401	8 Meadow Lane	\$2,490.37
905/8	Diaz, Jose & Caroline C. 95 Myrtle Avenue Allendale, NJ 07401	95 Myrtle Ave	\$1,880.67
1407/9	Seelig, Barry G. 141 Niantic River Road	454 Brookside Ave	\$784.09

Waterford, CT 06385

1407.01/17	Ameri, Pegah 118 MacIntyre Lane Allendale, NJ 07401	118 MacIntyre Lane	\$5,506.71
1809/14 C0014	Cao, Jie & Hui, Wen 14 Allison Ct Allendale, NJ 07401	14 Allison Ct	\$2,444.20
2009/10	Acaster, Benjamin 99 W Saddle River Road Saddle River, NJ 07458	123 Elmwood Ave	\$1,825.40
2009/10	Acaster, Sharon 99 W Saddle River Road Saddle River, NJ 07458	123 Elmwood Ave	\$1,825.40
2201.01/2	Gianfredi, Richard 847 W Crescent Avenue Allendale, NJ 07401	847 W Crescent Ave	\$1,902.24
2010 TOTAL			\$22,266.00

On roll call, all Council members voted in favor.

Resolution 11-132 – Introduced by Ms. LaMonica, seconded by Mrs. White

Whereas, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

Whereas, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

Whereas, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

Whereas, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

Whereas, a resolution authorizing this municipality to apply for the 2010 Recycling Tonnage Grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council of the Borough of Allendale to the efforts

undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

Whereas, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

Now, Therefore Be It Resolved by the Mayor and Council of the Borough of Allendale that they hereby endorse the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Keith Cauwenberghs to ensure that the application is properly filed; and

Be It Further Resolved that the monies received from the recycling tonnage grant be deposited in a dedicated recycling fund to be used solely for the purposes of recycling.

On roll call, all Council members voted in favor.

Resolution 11-133 – Introduced by Ms. LaMonica, seconded by Mrs. White

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 #355 as follows:

Waldwick Lions Club
August 24, 2011
Off Premises Draw Raffle for Merchandise
9 p.m.
Raffle Location: Allendale Bar and Grill

Prize will be two 2011 Season Tickets for the New York Giants

On roll call, all Council members voted in favor.

Resolution 11-134 – Introduced by Ms. LaMonica, seconded by Mrs. White

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 #356 as follows:

Community Options
June 3, 2011
50/50 Raffle
3 p.m.
Raffle Location: Mezza Luna Restaurant

Prize will be 50% of the cash collected from the raffle.

On roll call, all Council members voted in favor.

Resolution 11-135 – Introduced by Ms. LaMonica, seconded by Mrs. White

Whereas, an emergent condition has arisen with respect to certain budget appropriations and no adequate provision has been made in the 2011 Temporary Budget, and N.J.S.A. 40A: 4-20 provides for the creation of emergency temporary appropriations for said purpose; and

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:

Finance, S&W	\$8,000
Construction, S&W	\$3,000
Electrical Insp., S&W	\$500
Fire Subcode, S&W	\$200
Crestwood, OE	\$10,000
Telephones, OE	\$5,000
Total	\$26,700

2. That said emergency temporary appropriation will be provided in the 2011 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 11-136 – Introduced by Ms. LaMonica, seconded by Mrs. White

Whereas, an emergent condition has arisen with respect to certain budget appropriations and no adequate provision has been made in the 2011 Temporary Budget, and N.J.S.A. 40A: 4-20 provides for the creation of emergency temporary appropriations for said purpose; and

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:

Water Utility	
Salary & Wages	\$25,000
Other Expenses	\$30,000

2. That said emergency temporary appropriation will be provided in the 2011 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 11-137 – Introduced by Ms. LaMonica, seconded by Mrs. White

Whereas, Resolution 11-107 stated that rental rates for the West Beach were to be as follows:

11 a.m. to 4 p.m.	\$350
4 p.m. to 7 p.m.	\$350

Whereas, the Facilities, Parks and Recreation Committee has recommended a change to the rental rates for the West Beach,

Now, Therefore, Be It Resolved that the amended rates for the West Beach will be:

Weekends from 12 to 7 p.m.	\$350
Weekdays from 4 to 7 p.m.	\$175

On roll call, all Council members voted in favor.

Committee Reports

Public Safety

Mr. Bernstein said the Public Safety Committee is scheduled for a meeting at 7:30 a.m. on Thursday, April 21st.

Public Works

Mrs. White said the DPW Committee met with the Engineer on Tuesday. There is good news that thanks to a visit by the Mayor, Mr. Cauwenberghs and Mr. Yakimik to the County, there should be some progress on several County projects that have been delayed. These will include the Myrtle Avenue/West Crescent intersection and the culvert under Franklin Turnpike by the Celery Farm.

Land Use and Construction Code

Mr. Strauch was absent.

Water, Sewer and Public Utilities

Mr. Schoepflin said the Water Committee met this morning. He thanked Mayor Barra for his efforts with the Northwest Bergen County Utilities Authority which may result in some financial adjustments in the year 2012.

In addition, during one of the meetings they have had with Northwest Bergen County there was a discussion about an increase in discharge Allendale has had going into the sewer system. Based on prior experience, the NWBCUA attributed this increase to sump pump issues. Mr. Schoepflin commented that more than once the Mayor has alerted the town about this issue but it is a difficult one to address.

The number of new meters to be installed in town now is less than forty. Some of these are a result of vacant houses and some are due to piping issues. It will be up to Mr. Wittekind to let these homeowners know they have an issue that needs to be remedied.

The next scheduled meeting of the Water Committee is on May 19th.

Administration, Finance and Human Resources

There was a meeting of the Finance Advisory Committee this week to review the budget.

Facilities, Parks and Recreation

The Crestwood special edition of the newsletter has been mailed out and it explains the new rules and registration procedures for Crestwood Lake. The Borough Hall employees will be receiving training on new equipment and procedures. Later the lifeguards will be trained also. All members of the Lake will need to have a new photo taken this year. Mrs. Wilczynski, Mrs. White and the lifeguards will be assisting in the picture-taking process. Crestwood's opening day will be May 28th. Mrs. White noted that the enrollment process should be easier this year because there is no "Early Bird" rate.

Municipal Attorney

Mr. Bole did not have a report

Municipal Clerk/Administrative Officer

Mrs. McCarthy said the School Board elections will be held on Wednesday, April 27th from noon to 9:00 p.m.

Director of Operations

Mr. Cauwenberghs reported that all residents received a reverse 9-1-1 message this evening about curbside garbage collection. They will receive another call over the weekend.

Mayor's Report

Mayor Barra said the budget that will be introduced this evening contemplates a zero tax increase on the municipal side and expenditures are down by .5%. He complimented the work of all the committees and the department heads. Mr. Barra noted that moving to curbside garbage was also a significant contributing factor that contributed to going forward with a zero percent increase.

Mrs. McCarthy read the following resolution into the record:

Whereas, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

Whereas, this public body is of the opinion that such circumstances presently exist; and

Whereas, the Governing Body wishes to discuss:

Personnel
Selection of a Police Chief

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

Now, Therefore, Be It Resolved, that the public be excluded from this meeting.

On a motion by Mrs. White seconded by Ms. LaMonica, the Council voted unanimously to adjourn to Executive Session.

Respectfully submitted,

Gwen McCarthy
Municipal Clerk