

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
May 14, 2015

A Regular Session Meeting of the Mayor and Council of the Borough of Allendale was held in the Municipal Building at 500 West Crescent Avenue, Allendale, NJ on May 14, 2015. The meeting was called to order at 8:05 p.m. by Mayor White who asked that the Interim Municipal Clerk Read the open public meetings statement:

This meeting is called pursuant to the provisions of the Open Public meetings Law. This meeting of May 14, 2015, was included in the list of meetings notice sent to the Record, Ridgewood News, Star Ledger on January 7, 2015 and advertised in said newspapers on January 10, 2015, posted on the bulletin board in the municipal building on January 7, 2015 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

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

Roll Call:

The following individuals answered roll call: Councilmembers Bernstein, Homan, McSwiggan, Sasso, Strauch, Wilczynski, and Mayor White chaired the meeting.

Thomas Bouregy, Municipal Attorney, and Deborah Fehre, Interim Municipal Clerk, were also present.

Mayor White asked for a motion to return to the Work Session Meeting. On a motion by Councilman Strauch, seconded by Councilman Sasso the regular meeting recessed to the Work Session at 8:07.

On a voice vote all members present were in favor.

On a motion by Councilwoman McSwiggan, seconded by Councilman Strauch, the Work Session was adjourned and the regular session resumed at 8:26 p.m.

Public Hearings for Advertised Ordinances:

Adoption of Ordinance 15-12

ORDINANCE 15-12

AN ORDINANCE TO ESTABLISH CHAPTER 142 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED "IMPROPER DISPOSAL OF HAZARDOUS MATERIALS"

Mayor White opened the meeting to the public for comments on ordinance 15-12

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There were no public comments.

On a motion by Councilman Sasso, seconded by Councilwoman McSwiggan, Ordinance 15-12 was offered for adoption.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski.

(See Ordinance 15-12, attached and made a part hereof.)

Adoption of Ordinance 15-13

ORDINANCE 15-13

AN ORDINANCE TO ESTABLISH CHAPTER 144 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED “IMPROPER DISPOSAL OF WASTE”

Mayor White opened the meeting to the public for comment on Ordinance 15-13

There were no public comments.

On a motion by Councilwoman McSwiggan, seconded by Councilwoman Wilczynski Ordinance 15-13 was offered for adoption.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski.

(See Ordinance 15-13, attached and made a part hereof.)

Adoption of Ordinance 15-14

ORDINANCE NO.15-14

AN ORDINANCE TO ESTABLISH CHAPTER 90 OF THE CODE OF THE BOROUGH OF ALLENDALE TO DELEGATE THE AUTHORITY FOR GRANTING RAFFLE AND BINGO LICENSES.

Mayor White opened the meeting to the public for comments on Ordinance 15-14

There were no public comments.

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On a motion by Councilwoman McSwiggan, seconded by Councilwoman Wilczynski Ordinance 15-14 was offered for adoption.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski.

(See Ordinance 15-14, attached and made a part hereof.)

Public Comment on any agenda item:

There were no comments from the public

Resolutions:

Resolution 15-164 2015 Approval of Crestwood Seasonal Salaries

On a motion by Councilwoman McSwiggan, seconded by Councilwoman Homan, Resolution 15-164 was pulled from the agenda.

On a voice vote all present were in favor.

On a motion by Councilwoman McSwiggan, seconded by Councilwoman Homan, Resolution 15-164 amendment to include Chris Forest, Lifeguard at \$9.75 per hour wage was offered for approval.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski.

On a motion by Councilman Strauch, seconded by Councilman Sasso Resolution 15-164 was offered for approval as amended.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, and Strauch
Abstain - Councilwoman Wilczynski

2015 Crestwood Lake Salary Resolution

Resolution 15-164

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that the following salaries are hereby approved for the Crestwood Lake Swim Club 2015 Season as follows:

Director		
First Name	Last Name	Salary
Tom	Viscardi	\$17,086.00
Assistant Directors		

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First Name	Last Name	Salary
Leighton	Yates	\$9,725.00
Kevin	Hughes	\$8,575.00
Head Guard		
Tierney	Benvenuto	\$3,000.00
Emma	Bonan	\$3,000.00
Swim/Dive Team Coach		
First Name	Last Name	Stipend
Leah	Haines	\$550.00
Jon	Tengi	\$400.00

Assistant Swim/Dive Team Coach		
First Name	Last Name	Stipend
Francis	Biagioli	\$500.00

Gate People		
First Name	Last Name	Hourly Pay
Kylie	Bouregy	\$8.75
Brianna	Cheringal	\$8.40
Melissa	Fichera	\$8.50
Ryan	Grady	\$8.50
Carly	Hamrah	\$8.40
Charlotte	Martin	\$8.40
Claudia	Mortati	\$8.40
Madeline	Wolf	\$8.50
Samantha	Yates	\$8.50
Substitute Gate People		
First Name	Last Name	Hourly Pay
Dan	Mecca	\$8.40

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Lifeguards		
First Name	Last Name	Hourly Pay
Sean	Alfonso	\$8.50
Isabella	Biagioli	\$8.50
Francis	Biagioli	\$8.50
Tom	Bouregy	\$9.75
Katrina	Brauer	\$8.50
Emma	Bussetti	\$8.75
Kayla	Corbett	\$8.50
Eric	Dworkin	\$8.75
Sam	Finkelstein	\$9.25
Connor	Flynne	\$8.75
Alexa	Groome	\$8.75
Leah	Haines	\$11.00
Kevin	Keenan	\$8.75
Alexandra	Kelly	\$8.50
Marissa	Lauber	\$9.75
Eric	Macksoud	\$9.00
Kendall	Magliato	\$8.50
Maggie	McElwain	\$8.50
Peter	McFarren	\$8.50
Vincent	Messina	\$9.25
Natalie	Petrus	\$9.50
Amanda	Pook	\$8.50
Anna	Richard	\$8.75
Lauren	Richardson	\$10.25
Jonathan	Tengi	\$9.00
Kyle	Wilczynski	\$9.25
Liam	Wilczynski	\$8.50
Charlie	Zoeller	\$8.50

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William	Zoeller	\$11.00
Chris	Forest	\$9.75

Substitute Lifeguards		
First Name	Last Name	Hourly Pay
Stefan	Ballaera	\$8.50
Rachel	Cary	\$8.50
Devon	DeMarco	\$8.50
Nick	Friedland	\$8.50
Sebastian	Fritsch	\$8.50
Caitlin	Grady	\$9.25
David	Menzel	\$8.50
Karina	North	\$8.50
Katie	Ogden	\$9.25
Jake	Paparozzi	\$8.50
Christine	Patrick	\$9.75
Caroline	Quinn	\$8.50
Sam	Redling	\$8.50
Brendan	Routh	\$8.50
Robert	Russell	\$8.50
Alexandra	Russell	\$10.50
Mike	Schmidt	\$8.50
Aras	Ural	\$8.50
Emma	Westbrook	\$8.50
Joshua	Widawsky	\$8.50

Resolution 15-167 Authorize Sale of 1953 Mack Fire Truck

On a motion by Councilman Bernstein, seconded by Councilwoman Homan, Resolution 15-167 was pulled from the agenda.

On a voice vote all present were in favor.

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On a motion by Councilman Bernstein, seconded by Councilwoman McSwiggan, Resolution 15-167 amendment to strike Allendale Volunteer Fire Department from first paragraph, replace AVFD with Allendale Exempt Firemen's Association in the fourth paragraph and replace Allendale Fire Association with Allendale Exempt Firemen's Association in the last paragraph was offered for approval.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski

On a motion by Councilman Bernstein, seconded by Councilwoman Homan Resolution 15-167 was offered for approval as amended.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski.

Resolution 15-167

**Borough of Allendale
Resolution Authorizing Disposal of 1953 Mack Fire Truck
No Longer Needed For Public Use**

WHEREAS, the Borough of Allendale (“Allendale”) has, for an extended period of time, owned and used a 1953 Mack Fire Truck (the “Fire Truck”), and

WHEREAS, the Fire Truck has been retired; and

WHEREAS, the State of New Jersey permits pursuant to N.J.S.A. 40A:11-36 the disposal of surplus property no longer needed for public use; and

WHEREAS, the Governing Body finds it in the best interest of the community to sell the Fire Truck to the Allendale Exempt Firemen's Association for \$1.00; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Allendale under N.J.S.A. 40A:11-36 of the Local Public Contracts Law authorize that the 1953 Mack Fire Truck be sold to the Allendale Exempt Firemen's Association for \$1.00.

Resolutions 15-161, 15-162, 15-163, 15-165, and 15-166

On a motion by Councilman Bernstein, seconded by Councilwoman McSwiggan, Resolutions 15-161, 162, 163, 165, and 166 were offered for approval.

On Roll Call: Aye- Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski.

Resolution 15-161

Resolution Appointing Public Defender and Fixing Terms and Conditions of Appointment

WHEREAS, there exists a need on the part of the Borough of Allendale (“Allendale”) to appoint a Public Defender, as a result of a vacancy in such position; and

WHEREAS, Allendale has determined that Robert Metzdorf is qualified and experienced to be appointed to and to hold such position; and

WHEREAS, Allendale, by adoption of this Resolution wishes to appoint Robert Metzdorf to the position of Public Defender, for the unexpired term of such position, and to fix the terms and conditions of such appointment; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Allendale that Robert Metzdorf be and hereby is appointed as Public Defender for the Borough

of Allendale, to serve from the date of adoption of this Resolution through December 31, 2015; and

BE IT FURTHER RESOLVED that the compensation of Robert Metzdorf for services to be rendered as Public Defender shall be payable on a purchase order (non-payroll) basis at the rate of \$200.00 per case; and

BE IT FURTHER RESOLVED that the Mayor, the Interim Borough Clerk, the Chief Financial Officer and the Borough Attorney are authorized to take all appropriate actions so as to implement this Resolution.

Resolution 15-162

**Resolution Appointing Alternate Public Defender
and Fixing Terms and Conditions of Appointment**

WHEREAS, there exists a need on the part of the Borough of Allendale (“Allendale”) to appoint an Alternate Public Defender, to serve in the event that the Public Defender is unable to serve due to conflicts or other reasons; and

WHEREAS, Allendale has determined that Matthew G. Miller is qualified and experienced to be appointed to and to hold such position; and

WHEREAS, Allendale, by adoption of this Resolution wishes to appoint Matthew G. Miller to the position of Alternate Public Defender, for the unexpired term of such position, and to fix the terms and conditions of such appointment; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Allendale that Matthew G. Miller be and hereby is appointed as Alternate Public Defender for

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the Borough of Allendale, to serve from the date of adoption of this Resolution through December 31, 2015; and

BE IT FURTHER RESOLVED that the compensation of Matthew G. Miller for services to be rendered as Alternate Public Defender shall be payable on a purchase order (non-payroll) basis at the rate of \$200.00 per case; and

BE IT FURTHER RESOLVED that the Mayor, the Interim Borough Clerk, the Chief Financial Officer and the Borough Attorney are authorized to take all appropriate actions so as to implement this Resolution.

Resolution 15-163

REDEMPTION OF TAX SALE CERTIFICATES

BE IT RESOLVED, that a Redemption has occurred, Block 2003 Lot 9, Certificate # 12-00004 and;

WHEREAS, by Resolution of the Governing Body of Allendale, the Tax Collector is hereby authorized to refund a check in the amount of \$66,445.94 which includes the redemption amount on the certificate of \$48,445.94, and the return of premium in the amount of \$18,000.00 to the following:

Income One LLC
1350 Beverly Road
Suite 115-316
McLean, VA 22101

BE IT FURTHER RESOLVED, that a Redemption has occurred, Block 408 Lot 16, Certificate # 11-00001 and;

WHEREAS, by Resolution of the Governing Body of Allendale, the Tax Collector is hereby authorized to refund a check in the amount of \$60,864.76 which includes the redemption amount on the certificate of \$51,864.76, and the return of premium in the amount of \$9,000.00 to the following:

Tower Fund Services-Custodian
For Ebury Fund 1 NJ LLC
PO Box 37695
Baltimore, MD 21297-3695

BE IT FURTHER RESOLVED, that a Redemption has occurred, Block 1903 Lot3, Certificate # 12-00003;

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WHEREAS, by Resolution of the Governing Body of Allendale, the Tax Collector is hereby authorized to refund a check in the amount of \$96,583.96 which includes the redemption amount on the certificate of \$72,583.96, and the return of premium in the amount of \$24,000.00 to the following:

Leed Capital, LLC
946 Main Street
Hackensack, NJ 07601

Resolution 15-165

**Approval of Final Payment for
the 2012 Road Resurfacing Program NW Bergen Cooperative Program
to Dyer Landscaping & Lawn Care, Inc.**

Whereas, the Borough Engineer has recommended that approval of final Payment for work measured and performed in conjunction with the 2014 Road Resurfacing Program NW Bergen Cooperative Pricing Program contract, and

Whereas, the Borough Engineer has inspected and accepted work completed through April 13, 2015 and recommends final payment of \$3,500.00 to Dyer Landscaping & Lawn Care, Inc., 115 Franklin Turnpike, Mahwah, NJ 07430, and

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that Final Payment of \$3,500.00 be approved for payment to Dyer Landscaping & Lawn Care, Inc., 115 Franklin Turnpike, Mahwah, NJ 07430.

Resolution 15-166

**RESOLUTION AUTHORIZING THE BOROUGH OF ALLENDALE
TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX
BILLS IN ACCORDANCE WITH P.L. 1994, C.72**

WHEREAS, due to the County Board of Taxation unable to certify a tax rate due to various issues at the state level and the Municipal Tax Collector will be unable to mail the tax bills on a timely basis, it has become necessary to issue estimated tax bills for the 3rd Quarter of 2015 and;

WHEREAS, the Municipal Tax Collector in consultation with the Municipal Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated levies;

NOW, THEREFORE BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY ON 14TH DAY OF MAY 2015 AS FOLLOWS:

1. The Borough of Allendale Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2015 taxes. The Tax Collector shall proceed and take such actions as necessary.
2. The entire estimated levy for 2015 is hereby set at \$ 37,279,047.00 for an estimated tax rate of \$ 2.242.
3. In accordance with law the third installment of 2015 shall not be subject to interest until the later of August 10, 2015. Any payment received after August 10, 2015 shall have interest calculated from August 1, 2015.

Introduction of Ordinances

Introducing Resolution 15-147 for Ordinance 15-11

Be It Resolved that Ordinance 15-11, an Ordinance to amend, supplement and revise the code of the Borough of Allendale, Zoning, Chapter 270 is introduced, and does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 11th day of June, 2015, at 8:00 p.m. or as soon thereafter, at Allendale Borough Hall, Council Chambers, and at that such time and place all persons interested be given an opportunity to be heard concerning said ordinance.

ORDINANCE 15-11

AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, ZONING, CHAPTER 270

On a motion by Councilman Strauch, seconded by Councilwoman McSwiggan Introduction of Ordinance 15-11 was pulled from the agenda, Resolution 15-147 was not voted upon.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski.

Introducing Resolution 15-168 for Ordinance 15-15

Be It Resolved that Ordinance 15-15, An Ordinance To Establish Chapter 238 Of The Code Of The Borough Of Allendale Entitled “Temporary Storage Containers” is introduced, and 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 May, 2015, at 8:00 p.m. or as soon thereafter, at Allendale

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Borough Hall, Council Chambers, and at that such time and place all persons interested be given an opportunity to be heard concerning said ordinance.

ORDINANCE 15-15

AN ORDINANCE TO ESTABLISH CHAPTER 238 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED “TEMPORARY STORAGE CONTAINERS”

On a motion by Councilman Strauch, seconded by Councilman Sasso, it was recommended that Ordinance 15-15 be amended.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski

Thomas Bouregy, Municipal Attorney read the amendment to all.

On a motion by Councilwoman McSwiggan, seconded by Councilman Strauch, the following amendment regarding additional language in Section 238-6 Enforcement was offered:

In the event adherence to the restrictions set forth in this section 238 shall, in the opinion of the Zoning Officer, Construction Code Official, or such other employee or department as designated in writing by the Mayor and Council to enforce this article, result in undue or substantial hardship to an applicant hereunder, such Officer, Official, employee or department may relax such restrictions as may be necessary.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski

On a motion by Councilman Strauch, seconded by Councilwoman McSwiggan, Introducing Resolution 15-168 for Ordinance 15-15, as amended, was offered for approval.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski

Introducing Resolution 15-169 for Ordinance 15-16

Be It Resolved that Ordinance 15-16, Entitled; “An Ordinance To Establish Chapter 143 Of The Code Of The Borough Of Allendale Entitled Recovery Of Cost Of Cleanup Of Hazardous Materials” is introduced, and 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 May, 2015, at 8:00 p.m. or as soon thereafter, at Allendale Borough Hall, Council Chambers, and at that such time and place all persons interested be given an opportunity to be heard concerning said ordinance.

ORDINANCE 15-16

AN ORDINANCE TO ESTABLISH CHAPTER 143 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED “RECOVERY OF COST OF CLEANUP OF HAZARDOUS MATERIALS”

On a motion by Councilman Strauch, seconded by Councilwoman Wilczynski, Introducing Resolution 15-169 for Ordinance 15-16 was offered for approval.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski

Introducing Resolution 15-170 for Ordinance 15-17

Be It Resolved that Ordinance 15-17, Entitled; “An Ordinance To Amend, Supplement And Revise The Code Of The Borough Of Allendale, Littering, Chapter 158-3” is introduced, and 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 May, 2015, at 8:00 p.m. or as soon thereafter, at Allendale Borough Hall, Council Chambers, and at that such time and place all persons interested be given an opportunity to be heard concerning said ordinance.

ORDINANCE 15-17

AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, LITTERING, CHAPTER 158-3

On a motion by Councilman Strauch, seconded by Councilwoman Wilczynski, Introducing Resolution 15-170 for Ordinance 15-17 was offered for approval.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski

Introducing Resolution 15-171 for Ordinance 15-18

Introduction of Ordinance 15-18
General Capital Ordinance
Engineering for Capital Projects

Be It Resolved that an Ordinance 15-18 entitled; “Ordinance Appropriating \$35,000 from the General Capital Fund Balance for Engineering for Capital Projects by the Borough of Allendale, in the County of Bergen, New Jersey” 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 May 2015, 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

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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.

ORDINANCE 15-18

**ORDINANCE APPROPRIATING \$35,000 FROM THE
GENERAL CAPITAL FUND BALANCE FOR ENGINEERING FOR CAPITAL
PROJECTS BY THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN,
NEW JERSEY**

On a motion by Councilwoman McSwiggan, seconded by Councilman Strauch, Introducing Resolution 15-170 for Ordinance 15-17 was offered for approval.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski

Authorization to Pay Bills

On a motion by Councilman Strauch, seconded by Councilman Bernstein, Resolution 15-172 was offered for approval.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski

Resolution 15-172

List of Bills

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 May 14, 2015 in the amount of \$1,893,350.38.

Consent Agenda resolutions

On a motion by Councilwoman McSwiggan, seconded by Councilman Sasso, Consent Agenda Resolutions 15-173, 174, 175, 176, 177, 178, and 179 were offered for approval.

On Roll Call: Aye – Bernstein, Homan, McSwiggan, Sasso, Strauch, and Wilczynski.

Resolution 15-173

Release of Performance Guarantee

Whereas, the Borough Engineer has issued a letter dated April 16, 2015 which has also been reviewed by the Chief Financial Officer regarding the project known as Refined Homes, 75 West Crescent Avenue, Block 401, Lot 7;

Whereas, the project has been reviewed for a release of performance guarantees and legal and engineering escrow amounts;

Whereas, the Governing Body has reviewed the letter, a copy of which is attached hereto and incorporated herein;

Now, Therefore, Be It Resolved by the Governing Body that the amount of \$8,184 plus interest of the cash performance guarantee for plot plan and soil movement be returned to the developer at this time.

Be It Further Resolved that the legal and engineering escrow amounts be retained at this time and not be returned to the developer.

Resolution 15-174

**Approval of Raffle License #416
Waldwick Lions Club**

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 #416 as follows:

Waldwick Lions Club
August 26, 2015
Off Premises Draw Raffle for Merchandise
9:00 p.m.
Raffle Location: Allendale Bar and Grill

Prizes: Two 2015 NY Giants Season Tickets

Resolution 15-175

Approval of Farmers Market

Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that a "Farmers' Market" is hereby authorized to commence on June 6, 2015 from 9:30 a.m., until 2:30 p.m. and each Saturday thereafter from 10 a.m. until 2 p.m. through October 24, 2015.

Be It Further Resolved that said Farmers' Market shall be located at Allendale Borough Hall, 500 West Crescent Avenue, on front lawn; and,

Be It Further Resolved that traffic and safety issues shall be subject to the supervision of the Allendale Police Department, and

Be It Further Resolved that all vendors shall apply for, obtain and pay the fees for any permits required and shall be subject to all Board of Health regulations.

Resolution 15-176

**Awarding a Professional Services Contract to
Dewberry Engineers, Inc.**

Whereas, the Borough of Allendale foresees the need for Special Project Engineering services during the year 2015; and,

Whereas, it is contemplated that the temporary and permanent budgets will contain the necessary appropriations estimated to be reasonably required for each such professional service; and,

Whereas, the professionals named herein will be required to execute a contract for the services to be rendered which shall set forth the compensation for such services therein; and,

Whereas, a Certification of availability of funds has been received from the Chief Financial Officer or that such funds will be encumbered by Purchase Order on an as-needed basis pursuant to the provisions of NJAC 5:30-5.4 et seq; and,

Whereas, in any instance where it is anticipated that the expenditure for each such professional service will exceed the sum of \$17,500 for said calendar year, the named professionals have completed, submitted and filed a Business Entity Certification Disclosure which certifies that the above named persons and/or entities have not made any reportable contributions to any political or candidate committee including (Republicans for Responsible Government, Allendale Republican Club, Allendale Democratic Club, Candidates for Allendale Municipal Government, Bergen County Democratic Organization, Bergen County Republican Organization) in the previous one (1) year, and that the contract will prohibit the above named professionals/business entities from making any reportable contributions through the term of the contract.

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that a Professional Services Contract be and is hereby awarded to Dewberry Engineers, Inc. for Special Project Engineering; and,

Be It Resolved that the following appointment and contract commence immediately upon adoption of this resolution and expire on December 31, 2015; and,

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Be It Further Resolved that this contract is being awarded as a non-fair and open contract, pursuant to the provisions of NJSA 19:44A-20.5; and,

Be It Further Resolved that the aforesaid appointments were made without competitive bidding under the provisions of NJSA 40A:11-5(1)(a) which exempts from competitive bidding Professional Services rendered by persons authorized by law to practice a recognized profession and whose practice is regulated by law; and,

Be It Further Resolved that the appropriate Borough Officials be and they are hereby authorized to execute contracts with each of the professionals named herein for the services to be rendered; and,

Be It Further Resolved that the compensation to be paid for the professionals named herein shall not exceed the budget appropriation for such services unless properly ordained in accordance with law; and,

Be It Further Resolved that a copy of this resolution be filed with the Borough Clerk and made available for inspection and that a brief notice of the passage thereof be published in The Record within ten days of the passage as required by law.

Resolution 15-177

Approve Music Performance Contract U2Nation

Whereas, the Borough of Allendale desires to provide musical performances to the public, and

Whereas, U2Nation is available for one such performance, The Premier U2 Tribute Show, at Crestwood Lake, on June 20, 2015; and

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that the contract with U2Nation, 16 Heights Road, Allendale, NJ to perform at Crestwood Lake, 300 West Crescent Avenue, Allendale, NJ on June 20, 2015, or on the rain date of June 27, 2015, for a total payment of \$2,000.00 due on the night of the performance be approved; and

Be It Further Resolved that the Mayor and Municipal Clerk are hereby authorized to sign said contract.

Resolution 15-178

Approve Music Performance Contract the Floyd Pink Band

Whereas, the Borough of Allendale desires to provide musical performances to the public, and

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Whereas, the FLOYD PINK band is available for one such performance, at Crestwood Lake on July 18, 2015; and

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that the contract with The Floyd Pink Band, 17 Beechwood Road, Allendale, NJ to perform at Crestwood Lake, 300 West Crescent Avenue, Allendale, NJ on July 18, 2015, for a total payment of \$500.00 due on the night of the performance be approved; and

Be It Further Resolved that the Mayor and Municipal Clerk are hereby authorized to sign said contract.

Resolution 15-179

Approve Music Performance Contract Madeline Smith

Whereas, the Borough of Allendale desires to provide musical performances to the public, and

Whereas, Madeline Smith is available for one such performance, at Crestwood Lake on July 25, 2015; and

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that the contract with Madeline Smith of Madeline Smith Entertainment, LLC, PO Box 442 Columbus, NJ 08022 to perform at Crestwood Lake, 300 West Crescent Avenue, Allendale, NJ on July 25, 2015, for a total payment of \$1,800.00 including \$500.00 deposit due immediately and \$1,300.00 due on the night of the performance be approved; and

Be It Further Resolved that the Mayor and Municipal Clerk are hereby authorized to sign said contract.

Proclamation for National Nursing Home Week

Mayor White read the following proclamation:

National Nursing Home Week
May 10 – 16, 2015

WHEREAS our community is stronger because we honor and respect our elders, and citizens of any age with physical or intellectual disabilities, who reside at The Allendale Community for Mature Living in Allendale; and,

WHEREAS these citizens have made important contributions to the success and growth of our town; and,

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WHEREAS skilled nursing centers are holding events in observance of National Nursing Home Week May 10 to 16, using this year's theme of "Bring on the Fiesta" and guided by the American Health Care Association; and,

WHEREAS I urge all citizens to visit a loved one, friend, or neighbor being cared for in any setting and offer a kind word and a personal touch to show your continuing support; and,

WHEREAS my administration is committed to quality health care and a continuously improving quality of life, we take this moment to embrace the spirit of "Bring on the Fiesta" and wish all residents, patients, caregivers, other staff and visitors to skilled nursing centers a week-long festival of "family, life, and love"; and,

THEREFORE do I, Elizabeth White, as Mayor of the Borough of Allendale declare the week of May 10 to 16, 2015 as National Nursing Home Week and adopt the theme of "Bring on the Fiesta" as our way of celebrating with vigor and good times as one way to honor all citizens who reside at a skilled nursing or post-acute care center.

Unfinished Business:

There was no unfinished business

New Business:

There was no new business

Council Committee Reports and Comments

Councilwoman McSwiggan – Water, Sewer and Public Utilities

The Water and Sewer Committee will be meeting on Wednesday, we will discuss the Ramsey Water Tank Renovation that is being lined up. The water restrictions were discussed earlier in Work Session.

Councilman Bernstein – Administration, Finance and Human Resources

Administration, Finance and HR had a meeting on April 28th, we have a lot of things we are working on and will meet again on May 19th 4:30.

Councilman Strauch - Land Use and Construction Code

Land Use had its meeting on Monday May 4th. The Councilman met with Julie Scutaro and Kevin Burnette yesterday for about 40 minutes and will meet again on Wednesday the 27th. Land Use Meeting Monday will be on June 1st the agenda will be out May 27th.

Councilwoman Homan – Public Safety

The next meeting date will be changed. The Councilwoman thanked Fire Chief Tom Smith for the safety program Drunk Driving and Text Awareness in the school was awesome. It promoted

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great discussion among the kids. She also thanked Chief Smith for the welcoming of the new fire truck in town. Terry Lawlor, Kevin Azevado and Shawn Hubbard participated in the Unity Tour. They were a great representation of Allendale in remembrance of those who have given their lives in service for all of us; it is great to be part of such a good group.

Mayor White commented that the Allendale Volunteer Ambulance Corp came to the Allendale Housing Inc. Orchard and Crescent Commons tenant meeting. Residents got to look at it and a walk through.

Councilwoman Homan mentioned that she attended the Sue Hughes Memorial Run in Saddle River. It was very well run, our ambulance corps was also there.

Councilwoman Wilczynski – Facilities, Parks and Recreation

The Councilwoman thanked Councilwoman Homan and Girl Scout Troop 302 for planting numerous downtown planters with her. They did a great job. Ron Kistner is diligently watering them. Crestwood Lake registration is more than double what it was this time last year. A lot of great events for the public are planned for the lake, they are not just for lake members. The Beach Party will cost \$50.00 on June 20th and is the fundraiser for the lake. The Farmers Market is starting June 6th at Borough Hall. Ron Kistner upgraded the electric at the pavilion which is great for the upcoming concerts. The gazebo was moved up to the entrance of Crestwood Lake. The flagpole is staying place with the plaque for former Chief Frank Parenti. All looks great. There will be a facilities meeting next Wednesday. It may conflict with the Water Meeting.

Councilman Sasso - Public Works

Public Works meets the fourth Tuesday of each month. Regarding the road projects; thank you Mayor for the public meeting about the Elm Street and West Crescent Projects. The 2015 road paving has a start date of July 15th. Eight streets will be paved including the parking lots here and at the library. Engineering meeting was yesterday, they are caught up on resident applications.

Staff Reports:

Tom Bouregy, Municipal Attorney commented that he spoke to Lissa Mayer that day regarding the contract for 2015 road paving. He also spoke to Mary Beth Lonergan on Eastern Christian Children's Retreat Project.

Mayor White commented that they had a very long COAH meeting regarding the plan needed for submission to courts on July 8th.

Debbie Fehre, Interim Municipal Clerk, no report, everything humming along smoothly in clerk's office thank you to Diane, Hedy and Jean, they are wonderful. Lissa is the go to person with all the answers, all is fine.

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Thomas Smith, Fire Chief, submitted his report earlier to Councilwoman Homan, the Fire Department had 26 calls, and they participated in an extrication competition and came in at second place. The new fire truck is here, thank you for everyone's support.

Ron Kistner, no report, Mayor White commended Mr. Kistner on a great job at the lake. She then reminded everyone that this Memorial Day weekend we are marching Monday morning.

Lissa Mayer, Chief Financial Officer, the triple A rating was reaffirmed, there were two bond sales; one refunding bond ordinance of the 2005 series with debt interest 1.1% for just over three million dollars we will save \$200,000.00 over the life of bond. The same day we sold bonds for new money. Five years of prior bond anticipation notes as well as this year's into one bond ordinance with 1.8% interest.

Mayor White congratulated Mrs. Mayer on doing such a great job on this bond sale. She also congratulated the finance committee and said that the path you are leading us down is exactly where we need to go.

Public Comment on any issue

There were no comments from the public

Councilman Sasso added that on Memorial Day we will see a new addition on DeMecurio Drive, thank you Ron Kistner for the sign design it went up today, it looks great. It is a Gold Star Street for Rocco J. DeMecurio who was killed in the Vietnam War. He is the last name on the war memorial. We would like to better identify the men and boys who died in the wars. The signs will now have the full name of the serviceman and the war that the serviceman died in. Now people will know. I am in communication with the DeMecurio family, they are very appreciative and donated their money to the project. Councilwoman Wilczynski raised 90% of the money for this project.

Mayor White Commended Councilman Sasso for this project. This was the Councilman's idea and he pulled it together beautifully. Councilman Sasso, thanked the Mayor and added that with Ron Kistner's help it exceeded his expectations. We started with DeMecurio Drive because he was the last one working backwards time wise and it is a visible street that we will all see on the parade route.

Adjournment:

On a motion by Councilman Strauch, seconded by Councilwoman McSwiggan the Council voted unanimously to adjourn at 9:05 p.m.

Respectfully submitted

Deborah Fehre, RMC
Interim Municipal Clerk