

May 26, 2011

A regular meeting of the Borough Council was held in the Municipal Building on May 26, 2011. The meeting was called to order at 8:05 p.m. by Mr. Schoepflin, 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: Ms. LaMonica, Mr. Schoepflin, Mrs. White and Mrs. Wilczynski. Mr. Bernstein, Mr. Strauch and Mr. Barra were absent. Also present were Mrs. McCarthy and Mr. Bole.

Minutes

Mrs. White moved, seconded by Ms. LaMonica, to approve the Work and Regular Session minutes of April 28th and the Regular Session minutes of May 12th. On roll call Mrs. White, Mr. Schoepflin, Ms. LaMonica and Mrs. Wilczynski voted in favor.

Public Hearing on Advertised Ordinances

Adjournment of Ordinance 11-05

Mrs. White moved, seconded by Ms. LaMonica to pull Resolution 11-181 approving Ordinance 11-05 from this evening's agenda. On roll call, all Council members voted in favor.

Adoption of Ordinance 11-06

Mr. Schoepflin opened the meeting to the public for comments on Ordinance 11-06. There were none.

Be It Resolved that an Ordinance entitled 11-06, "An Ordinance Appropriating \$20,000 from the General Capital Fund Balance for Various Improvements" be passed upon second and final reading and that the Borough Clerk be and she is hereby authorized and directed to advertise the same according to law.

On roll call, all Council members voted in favor.

(See copy of Ordinance 11-06 attached, and made a part hereof.)

Public Comment

Mr. Schoepflin opened the meeting to the public for comments on agenda items. There were none.

Consent Agenda

Resolution 11-183 – 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 May 26, 2011.

On roll call, all Council members voted in favor.

Resolution 11-184 – 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 the following individuals are hereby appointed as part-time, fill-in Dispatchers as follows:

Name	Start Date	Rate of Pay
Victor Bartoloma	May 17, 2011	\$15.00/hour
Christopher McWilliams	May 18, 2011	\$15.00/hour

On roll call, all Council members voted in favor.

Resolution 11-185 – 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 Raffle License #363 as follows:

Allendale Woman's Club
July 9, 2011
On premises 50/50 Raffle
7:00 to 11:00 p.m.
Raffle Location: Crestwood Lake

Prize: 50% of cash proceeds

On roll call, all Council members voted in favor.

Resolution 11-186 – Introduced by LaMonica, seconded by Wilczynski

Whereas, the Chief Financial Officer has requested the cancellation of outstanding checks which are at least 6 months old; and

Whereas, the Water Collector has advised that the following outstanding checks from the Water Operating Fund are at least 6 months old:

Number	Date	Amount	Payee
22686	Prior to 1998	26.67	Devender Gupta
22880	Prior to 1998	6.90	Richard Baret
22996	Prior to 1998	32.87	Carol Hart
23049	Prior to 1998	71.33	US Home Care
23126	Prior to 1998	9.95	Masahoro Nishida
22993	Prior to 1998	20.76	Karen Daniels
3455	09/28/00	45.00	AWWA – Dues FS
3824	04/26/01	578.67	NJ-PWT
4922	01/23/03	1,087.60	MGL Printing
5092	06/23/03	90.00	Allendale Postmaster
5100	06/26/03	47.77	Ed Cox
5974	12/22/05	65.00	EN Paul
7140	01/23/09	1,555.00	Data Architects
7425	11/23/09	259.89	Verizon

Now, Therefore, Be It Resolved 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 cancellation of the checks listed above.

On roll call, all Council members voted in favor.

Resolution 11-187 – Introduced by LaMonica, seconded by Wilczynski

Whereas, the Mayor and Council of the Borough of Allendale in the County of Bergen, deems it appropriate to enhance the recruitment and retention of volunteer firefighters and emergency medical volunteers in the Borough of Allendale; and

Whereas, the State of New Jersey has enacted P.L. 1998, c. 145 which permits municipal governments to allow their firefighting and emergency medical volunteers to take

advantage of the Volunteer Tuition Credit Program at no cost to the municipal government.

Now, Therefore, Be It Resolved, by the Mayor and Council of the Borough of Allendale in the County of Bergen that the Volunteer Tuition Credit Program as set forth in P.L. 1998, c. 145 is herewith adopted for the volunteer firefighters and emergency medical volunteers in the municipality; and

Be It Further Resolved that the Municipal Clerk is herewith delegated the responsibility to administer the program and is authorized to enter into all agreements and to maintain files of all documents as may be required under the P.L. 1998, c. 145, a copy of which is herewith made part of this resolution.

On roll call, all Council members voted in favor.

Resolution 11-188 – Introduced by LaMonica, seconded by Wilczynski

Whereas, the following have made application for the renewal of their Alcoholic Beverage Licenses; and

Whereas, all requirements in connection therewith have been met,

Now, Therefore, Be It Resolved by the Mayor and Council that the following licenses are hereby renewed for the period July 1, 2011 to June 30, 2011:

PLENARY RETAIL CONSUMPTION LICENSES

Allendale Bar and Grill 0201-33-001-002
67 West Allendale Avenue

Savini Restaurant, LLC 0201-33-006-007
168 West Crescent Avenue

PLENARY RETAIL DISTRIBUTION LICENSES

Allendale Liquors 0201-44-003-005
101 West Allendale Avenue

Great Atlantic & Pacific Tea Company 0201-44-005-003
45 West Allendale Avenue

Thrift Drug (DBA Rite Aid #10404) 0201-44-004-003
44 West Allendale Avenue

Whereas, The Great Atlantic and Pacific Tea Company, Inc. has applied to the Allendale Council for a renewal of the Plenary Retail Distribution License applicable to the sale of

alcoholic beverages to the premises located at 45 West Allendale Avenue, New Jersey, and

Whereas, the applicant has complied with all requirements applicable to the renewal of such license.

Now, Therefore, Be It Resolved that the application for the renewal of the Alcoholic Beverage Plenary Retail Distribution License for the Great Atlantic and Pacific Tea Company, Inc. at the location aforesaid for the period July 1, 2010 to June 30, 2010 be and is hereby approved subject to certain conditions.

Be It Further Resolved that the application herein granted is subject to and conditioned upon execution and compliance with a plan for the internal controls and procedures as to the sale of alcoholic beverages at the said premises submitted by the Great Atlantic and Pacific Tea Company, Inc. in a letter form dated June 27, 1987, and the following continued conditions:

1. Alcoholic beverages are to be sold at the alcoholic beverage area, courtesy counter or prescribed checkout aisles which are manned by adults, 18 years of age or older, who will require proper identification from customers.
2. Additional signs are to be posted prescribing the required minimum age of customers purchasing alcoholic beverages, and the requirements for identification and proof of age.
3. Persons selling alcoholic beverages are to conform with the proper conduct of sale of alcoholic beverages.

On roll call, all Council members voted in favor.

Resolution 11-190 – Introduced by LaMonica, seconded by Wilczynski

Whereas, Resolution 11-149 stated that the Public Health Services contract was in the amount of \$38,873.04; and

Whereas, the contract price should have read \$36,873.04;

Now, Therefore, Be It Resolved that the contract price for the Public Health Services contract be corrected to \$36,873.04.

On roll call, all Council members voted in favor.

Resolution 11-191 – 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 2011 and 2010 Taxes:

2011

Block/ Lot	Name	Property Location	Amount
1403/8	CitiMortgage 5280 Corporate Drive Dept 1009 Frederick, MD 21703 Platt	43 Bradrick Lane	\$7,320.99
1403/26	Andicoechea, John & Christine 52 Canaan Place Allendale, NJ 07401	52 Canaan Place	\$2,593.13
TOTAL			\$9,914.12

2010

1204/18	Zambrotta, Thomas & Almida 13 Surrey Lane Allendale, NJ 07401	13 Surrey Lane	\$127.30
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On roll call, all Council members voted in favor.

Resolution 11-192 – Introduced by LaMonica, seconded by Wilczynski

Whereas, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

Whereas, the Director may also approve the insertion of an item of appropriation for equal amount;

Now, Therefore, Be It Resolved, Mayor and Council of the Borough of Allendale in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$10,469.21, which is now available from the State of New Jersey, Clean Communities Grant, in the amount of \$10,469.21.

Be It Further Resolved, that the like sum of \$10,469.21 is hereby appropriated under the caption Clean Communities; and

Be It Further Resolved that the above is the result of funds from the State of new Jersey Clean Communities Fund in the amount of \$10,469.21.

On roll call, all Council members voted in favor.

Resolution 11-193 – Introduced by LaMonica, seconded by Wilczynski

Whereas, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

Whereas, the Director may also approve the insertion of an appropriation for the equal amount,

Now, Therefore, Be It Resolved that the Governing Body of the Borough of Allendale, in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$10,356, which is now available as a revenue from the Municipal Alliance to Prevent Substance Abuse grant, pursuant to the provision of the statute, and

Be It Further Resolved that the like sum of \$10,356 is hereby appropriated under the caption Municipal Alliance Grant; and

Be It Further Resolved that the sum of \$2589 representing the amount required for the municipality's share of the aforementioned undertaking or improvement appears in the budget of the year 2011 and is hereby appropriated under the caption of Administration - Other Expenses, and

Be It Further Resolved that the above is the result of a County grant of \$10,356 from the Bergen County Department of Health Services.

On roll call, all Council members voted in favor.

Resolution 11-194 – 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 the application of the Guardian Angel Church to hold a carnival from July 20, 2011 through July 23, 2011.

On roll call, all Council members voted in favor.

Committee Reports

Public Safety

Mr. Bernstein was absent.

Public Works

Mrs. White thanked the DPW for all the work they have put in to get the lake and the parks ready for summer. She also thanked the staff in the Clerk's office and Mrs. Wilczynski for all the work they have done in registering people for Crestwood.

Land Use and Construction Code

Mr. Strauch was absent.

Water, Sewer and Public Utilities

Mr. Schoepflin noted that the closing on the Foreit property will be on June 3rd. This evening the Mayor is in Trenton on another issue.

Administration, Finance and Human Resources

Ms. LaMonica said last night the results of the Library survey were presented to the public. Approximately twenty-five people were in attendance. The larger group divided into focus groups to discuss e-lending, adult programming, shared services and the quality of the Library collection.

Facilities, Parks and Recreation

Mrs. Wilczynski stated that Crestwood Lake Day will be held on May 28th. It will be open to all residents free of charge. This year celebrates the 40th year the Allendale has owned the property. Between 4 and 7 p.m. hotdogs, hamburgers and soda will be offered at 1970 prices. Guest passes will also be 50% off on that day.

Mrs. Wilczynski announced that Councilwoman LaMonica came in first in the ARC 5K for women above 18 years of age.

Municipal Attorney

Mr. Bole did not have a report.

Administrative Officer/Municipal Clerk

Mrs. McCarthy did not have a report.

Mrs. McCarthy read the following resolution into the record:

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

Whereas, the Governing Body wishes to discuss:

Litigation

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.

Following a motion by Mrs. White, seconded by Ms. LaMonica, the Council voted unanimously to adjourn to Executive Session at 8:20 p.m.

Respectfully submitted,

Gwen McCarthy
Municipal Clerk