

November 14, 2013

A Regular meeting of the Borough Council was held in the Municipal Building on November 14, 2013. The meeting was called to order at 8:00 p.m. by Mr. 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, Mrs. McSwiggan, Mr. Strauch, Mrs. White, Mrs. Wilczynski and Mayor Barra. Also present were Mrs. McCarthy and Mr. Bole.

Approval of Minutes

Mrs. White moved, seconded by Ms. LaMonica to approve the Work, Regular and Executive Session minutes of October 24, 2013. On roll call, Mr. Bernstein, Mr. Strauch and Mrs. White, Ms. LaMonica, Mrs. Wilczynski voted in favor. Mrs. McSwiggan abstained.

Consent Agenda

Resolution 13-390 – Introduced by Mrs. McSwiggan, seconded by Ms. LaMonica.

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 November 15, 2013.

On roll call, all Council members voted in favor.

Resolution 13-391 – Introduced by Mrs. McSwiggan, seconded by Ms. LaMonica.

Whereas, there is a need for professional and technical health services in the Borough of Allendale, and

Whereas, the County of Bergen is able to provide health services as mandated by the Public Health Council; and

Whereas, the County of Bergen has agreed to provide a Public Health Infrastructure/Health Officer, Public Health Nursing Services, Registered Environmental Health Specialist and Blood Borne Pathogen Program for a total cost of \$22,115.70 per annum, and

Whereas, this is a multi-year contract for 2014 and 2015,

Whereas, the Chief Financial Officer has certified that there are sufficient funds available for this contract;

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 contract between the Borough of Allendale and Bergen County, and

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

On roll call, all Council members voted in favor.

Resolution 13-392 - Introduced by Mrs. McSwiggan, seconded by Ms. LaMonica.

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 #392 as follows:

Allendale Woman's Club
January 18, 2014
On Premises 50/50 Raffle
Guardian Angel Church
Proceeds will be used for Community Improvement Projects

On roll call, all Council members voted in favor.

Resolution 13-393 – Introduced by Mrs. McSwiggan, seconded by Ms. LaMonica.

Whereas, the tax payer, Emmanuel Kontogiannis appealed the assessment levied on two separate properties for the year 2012: Block 301, Lot 14 and Block 908, Lot 1; and

Whereas, the subject properties are located at 101 Woodland Avenue and 26 Vreeland Place respectively; and

Whereas, Mr. Kontogiannis represented himself in both appeals and both properties were inspected by the Borough's appraiser; and

Whereas, following the appraiser's preliminary report, Mr. Kontogiannis agreed to withdraw the appeal for 101 Woodland Avenue; and

Whereas, regarding 26 Vreeland Avenue, the taxpayer, the appraiser and the assessor have agreed to compromise the appeal on the following terms: there will be a reduction in the 2012 assessment on the property from \$432,000 to 420,000; and

Whereas, there are sufficient funds available in the reserve for tax appeals account to satisfy the tax refund; and

Whereas, the assessor is of the opinion that the valuation of 101 Woodland and the revised valuation of 26 Vreeland are consistent with true value of the properties.

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that:

The proposed settlement for the tax appeals encaptioned Kontogiannis v. Borough of Allendale as hereinbefore set forth is approved and the Borough Tax Attorney or a member of his firm is authorized to execute all documents necessary to effectuate its terms.

On roll call, all Council members voted in favor.

Resolution 13-394 – Introduced by Mrs. McSwiggan, seconded by Ms. LaMonica.

Whereas, Budget Transfers are permitted during the last two months of the current year and the first three months of the following year;

Now, Therefore, Be It Resolved, by the Mayor and Council of the Borough of Allendale that the following transfers be made between the 2013 Water Operating Budget Appropriations:

DEPARTMENT	ACCOUNT NUMBER	FROM	TO
Water Operating, S&W	3-05-20-501-011	\$84,000	
Water Operating, S&W	3-05-20-501-014	\$19,000	
Water Operating, S&W	3-05-20-501-013	\$8,000	
Water Purchase	3-05-20-501-301	\$30,000	
Maintenance Contract	3-05-20-501-112		\$100,000
System Repairs	3-05-20-501-101		\$41,000
Total Transfers		\$141,000	\$141,000

On roll call, all Council members voted in favor.

Resolution 13-395 – Introduced by Mrs. White, seconded by Ms. LaMonica

Whereas, Budget Transfers are permitted during the last two months of the current year and the first three months of the following year;

Now, Therefore, Be It Resolved, by the Mayor and Council of the Borough of Allendale that the following transfers be made between the 2013 Budget Appropriations:

DEPARTMENT	ACCOUNT NUMBER	FROM	TO
Finance, Other Expenses	3-01-20-130-063		\$5,000
Planning & Zoning, S&W	3-01-21-180-012	\$5,000	
Planning & Zoning, Other Expenses	3-01-21-180-063	\$2,000	
PERS	3-01-36-471-000		\$2,000
Total Transfers		\$7,000	\$7,000

On roll call, all Council members voted in favor.

Resolution 13-396 – Introduced by Mrs. McSwiggan, seconded by Ms. LaMonica.

Be It Resolved by the Governing Body that the Mayor is authorized to sign a Collective Bargaining Agreement between the Borough and United Public Service Employees Union for the term between January 1, 2010 through December 31, 2015.

On roll call, all Council members voted in favor.

Resolution 13-397 – Introduced by Mrs. McSwiggan, seconded by Ms. LaMonica.

Whereas, there is a request by the Allendale Chamber of Commerce to hold the Allendale Holiday Walk on Friday, December 6, 2013 from 6:30 p.m. to 9:00 p.m., and

Whereas, West Allendale Avenue will be closed for this event from the town clock to DeMercurio Drive beginning at 6:30 p.m.,

Whereas, the Chamber of Commerce will, after approval, coordinate the event with the Police Department, the Fire Department and the Department of Public Works;

Now, Therefore, Be It Resolved by the Mayor and Council that this request be and is hereby approved.

On roll call, all Council members voted in favor.

Resolution 13-398 – Introduced by Mrs. McSwiggan, seconded by Ms. LaMonica.

Whereas, the Mayor and Council of the Borough of Allendale, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under a County Cooperative as well as Federal Supply Schedules; and

Whereas, the Mayor and Council of the Borough of Allendale have the need on a timely basis to purchase the goods or services utilizing the Federal Supply Schedules; and

Whereas, the Fire Chief and Deputy Fire Chief have recommended that the Borough essentially utilize H-GAC Cooperative Purchasing for the purchase of Fire Equipment; and

Whereas, any purchase made by the Borough of Allendale made through this resolution shall be subject to the conditions applicable to the current National Cooperative.

Now, Therefore, Be It Resolved that the Borough of Allendale authorizes the Chief Finance Officer and/or Borough Administrator to enroll in H-GAC Cooperative Purchasing Program pursuant to all conditions of the National Intergovernmental Purchasing Alliance Cooperative;

Be It Further Resolved that the Mayor is authorized to sign the Interlocal Contract between the Borough of Allendale and H-GAC

On roll call, all Council members voted in favor.

Committee Reports

Water and Sewer

Mrs. McSwiggan commented that the Borough is setting up a meeting with United Water to review minor customer service issues but the transition continues to go smoothly. She also commented that the sump pump inspection program is about 80 percent complete and she is very happy with the progress that has been made. Mayor Barra commended Mrs. McSwiggan for the success of the sump pump program.

Public Safety

Mr. Bernstein stated that the Police Department has interviews setup for a Saturday, November 23rd to interview candidates for a vacancy in the Police Department that will occur due to a future retirement. No date has been set for the monthly Public Safety meeting.

Land Use and Construction Code

Mr. Strauch's Committee met this morning. One item that was discussed was the revision of the Noise Ordinance pertaining to equipment such as pool pumps and generators. This topic includes the location of such items as well as screening. The next meeting of the Land Use Committee will be Thursday, December 12th. Mrs. White asked for information on how many of the permits that have been issued this year have been for generators.

Public Works

Mrs. White stated that the DPW Committee met on Wednesday but they will meet next week also. Mrs. White said that she and Mrs. McSwiggan represented Allendale at a seminar on the deer population that was held in Somerville, NJ. A number of Allendale residents have contacted the Department of Fish and Wildlife regarding the deer population in Allendale. Mrs. White will pass the information she received to the Fyke Nature Association.

Personnel, Finance and Human Resources

Ms. LaMonica stated that Lissa is in the process of receiving budgets information from the department heads. She suggested that all Committee Chairs to take a look at their budgets because they are due tomorrow. The next meeting of the Personnel, Finance and Human Resources Committee will be next week.

Facilities, Parks and Recreation

Mrs. Wilczynski stated that Bob Pash the President of the Recreation Commission, has retired after 15 years and is being replaced by Tim Cagney. Mrs. Wilczynski congratulated Mr. Pash and thanked him for the years of service he has given the town. She stated that the Allendale Recreation Committee sponsors a wonderful program and noted that it is made up of all volunteers.

Municipal Attorney

Mr. Bole did not have a report.

Municipal Clerk

Mrs. McCarthy stated that there was a 41 percent voter turnout at the General Election on November 5th. Mr. Bernstein and Mr. Sasso were elected.

The Menorah lighting is December 2nd at Borough hall at 6:30 pm.

She reminded everyone that the next meeting of the Mayor and Council is Monday, November 25th, and an additional Council meeting has been added on Monday, December 30th.

Public Comments

Mr. Barra opened the meeting to the public for comments on any topic.

There were none.

On a motion by Mrs. White, seconded by Mr. Strauch, the Council voted unanimously to adjourn to Executive Session at 8:35 p.m.

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:

Contract Negotiations

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 voice vote, all Council members voted in favor.

Respectfully submitted,

Gwen McCarthy
Municipal Clerk