

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
October 13, 2022 – 8:00 p.m.

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, New Jersey on October 13, 2022. The meeting was called to order at 8:00 p.m. by Mayor Bernstein who welcomed everyone who is joining the meeting in the audience and on Zoom Webinar. He reminded the public to mute their devices so as not to distract from the business of the meeting. Mayor Bernstein advised the public that they would have two opportunities for those present to speak during this meeting for public comment and he will advise you at the appropriate time.

Mayor Bernstein asked that the Municipal Clerk read the open public meetings statement: "In compliance with the Open Public Meetings Act, the notice requirements have been satisfied. The meeting dates for the year are confirmed at the Annual Meeting, are posted on the public bulletin board in the Municipal Building and on the Borough Website, published in The Record within the first 10 days of the New Year, and copies are sent to The Ridgewood News and Star-Ledger. Notice of this meeting by the October 5, 2022 Sunshine Notice was sent to The Record, The Ridgewood News and Star Ledger and has been posted on the public bulletin board in the Municipal Building and Borough website."

FLAG SALUTE: Mayor Bernstein led the salute to the flag.

ROLL CALL:

PRESENT: Councilmembers Liz Homan, Susanne Lovisolo, Ed O'Connell, Matthew O'Toole, Steve Sasso and Amy Wilczynski, and Mayor Bernstein

ABSENT: None.

ALSO PRESENT: Raymond Wiss, Borough Attorney
Linda Louise Cervino, Municipal Clerk
Ron Kistner, Director of Operations/Administrative Officer
Michael Dillon, Chief of Police
John Gil, Director of Communications
Tyler Yaccarino, Webmaster and IT

PUBLIC COMMENT ON AGENDA ITEMS:

No one from the public came forward.

**Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
October 13, 2022 – 8:00 p.m.**

APPROVAL OF MINUTES:

Motion by Councilwoman Wilczynski, second by Councilwoman Lovisolo that the June 16, 2022 Work Session, June 16, 2022 Regular Session and June 16, 2022 Closed Session minutes be and is hereby approved.

On a roll call, the vote was recorded as follows:

Councilwoman Homan:	aye	Councilman O'Toole:	abstain
Councilwoman Lovisolo:	aye	Councilman Sasso:	aye
Councilman O'Connell:	aye	Councilwoman Wilczynski:	aye

**(See June 16, 2022 Work Session and Regular Session minutes
attached and made a part hereof)**

Motion by Councilwoman Wilczynski, second by Councilwoman Lovisolo that the June 30, 2022 Work Session and June 30, 2022 Regular Session minutes be and is hereby approved.

On a roll call, the vote was recorded as follows:

Councilwoman Homan:	abstain	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Sasso:	aye
Councilman O'Connell:	abstain	Councilwoman Wilczynski:	aye

**(See June 30, 2022 Work Session and Regular Session minutes
attached and made a part hereof)**

CONSENT AGENDA:

Matters listed below are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item be removed for consideration.

RES: 22-226: AUTHORIZE RENEWAL OF 2022-2023 ABC LIQUOR LICENSES.

RES: 22-227: RESOLUTION FOR APPROVAL OF BOROUGH OF ALLENDALE
V. TIMOTHY DRISCOLL TAX APPEAL SETTLEMENT.

RES: 22-228: A RESOLUTION ACCEPTING A GRANT FROM THE HAZARDOUS
DISCHARGE SITE REMEDIATION FUND PUBLIC ENTITY PROGRAM
THROUGH THE NEW JERSEY ECONOMIC DEVELOPMENT
AUTHORITY AND THE NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION.

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
October 13, 2022 – 8:00 p.m.

- RES: 22-229: RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, NEW JERSEY, DESIGNATING \$4,944,284 OF NOTES CONSISTING OF \$4,675,478 GENERAL BOND ANTICIPATION NOTES AND \$268,806 WATER UTILITY BOND ANTICIPATION NOTES, BOTH ISSUES DATED SEPTEMBER 23, 2022, PAYABLE MARCH 23, 2023, AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.
- RES: 22-230: AUTHORIZATION OF REFUNDS FOR 2021 TAX OVERPAYMENTS – STATE BOARD JUDGMENT - BLOCK 1202, LOT 12.
- RES: 22-231: AUTHORIZATION OF REFUNDS FOR 2020 TAX OVERPAYMENTS – STATE BOARD JUDGMENT – BLOCK 1702, LOT 28.
- RES: 22-232: RESOLUTION AUTHORIZING A 2022 HALLOWEEN CURFEW IN THE BOROUGH OF ALLENDALE.
- RES: 22-233: APPOINTMENT OF FIRE CHIEF – DAVE BAEZ.
- RES: 22-234: APPOINTMENT OF PART-TIME ASSISTANT TO THE CONSTRUCTION DEPARTMENT – MIKE LIMATOLA.
- RES: 22-235: APPROVAL OF OCTOBER 13, 2022 LIST OF BILLS.
- RES: 22-236: AUTHORIZATION TO ADVERTISE BID SPECIFICATIONS FOR 2022 SNOW PLOWING & REMOVAL SERVICES OF BOROUGH FACILITIES.

Motion by Councilman O'Toole, second by Councilman Sasso that the Consent Agenda be and is hereby approved.

On a roll call, the vote was recorded as follows:

Councilwoman Homan:	aye	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Sasso:	aye
Councilman O'Connell:	aye	Councilwoman Wilczynski:	aye

(See Resolutions 22-226 through 22-236 attached and made a part hereof)

UNFINISHED BUSINESS: There was no unfinished business.

NEW BUSINESS: There was no new business.

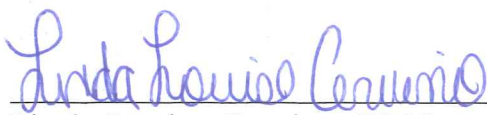
PUBLIC COMMENT: No one came forward.

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
October 13, 2022 – 8:00 p.m.

ADJOURNMENT:

There being no further business to come before the Mayor and Council, on a motion by Councilwoman Homan, with second by Councilman O'Connell, and unanimously carried, the Regular Session was adjourned at 8:04 p.m.

Respectfully submitted,



Linda Louise Cervino, RMC
Municipal Clerk

12/01/2022

Date Approved

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-226

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☒

AUTHORIZE RENEWAL OF ABC LIQUOR LICENSES FOR 2022-2023

WHEREAS, all Plenary Retail Consumption, Retail Distribution, Limited Distribution and Club Licenses will expire on June 30, 2022; and,

WHEREAS, the following applicants have complied with the provisions of the Act of the Legislature entitled, "An Act Concerning Alcoholic Beverages", being Chapter 436 of the Laws of 1933, its supplements and amendments, and with the Rules and Regulations issued or to be promulgated by the State Commissioner of Alcoholic Beverage Control applicable.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that the Borough Clerk be and is hereby authorized to issue licenses to expire June 30, 2023, to the following:

PLENARY RETAIL DISTRIBUTION LICENSES - \$2,500.00

LICENSE#

LICENSEE

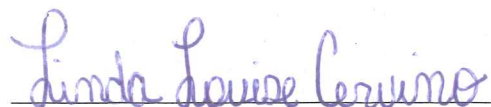
LICENSED PREMISES

0201-44-004-004

Walgreens Eastern Co., Inc.

(Pocketed)

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.



Linda Louise Cervino, RMC
Municipal Clerk

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-227

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☒

**RESOLUTION FOR APPROVAL OF BOROUGH OF ALLENDALE
V. TIMOTHY DRISCOLL TAX APPEAL SETTLEMENT**

WHEREAS, the Defendant, Timothy Driscoll was erroneously assessed for tax year 2022 due to a computer error which removed the partial assessment percentage for the subject property; and

WHEREAS, the Borough Tax Assessor verified that the property was under and is still under construction and should have been only partially assessed for tax year 2022; and

WHEREAS, to correct the error in the taxpayer's assessment, the Borough filed a Correction of Errors Complaint to rectify the computer error which resulted in a 100% assessment although the property was not substantially completed as required by law; and

WHEREAS, the subject property is located at 36 Carteret Road; and

WHEREAS, the Plaintiff was represented by Counsel in this matter; and

WHEREAS, the Borough Tax Assessor and Borough Tax Expert have approved and recommend that the assessment be corrected and reduced from \$2,778,000.00 (\$475,400.00 land, \$2,302,600.00 improvement) to \$960,500 (\$475,400.00 land, \$485,100.00 improvement); and

WHEREAS, the taxpayer has paid taxes on a reduced sum in accordance with on-going settlement discussions however, if there is a refund there are sufficient funds available in the reserve for tax appeals account to satisfy the 2022 tax refund, if any; and

WHEREAS, the assessor is of the opinion that the valuation of the subject property is consistent with true value of the property.

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

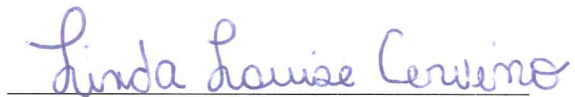
DATE: 10/13/2022

RESOLUTION# 22-227

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 Borough of Allendale v. Timothy Driscoll 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 and the Tax Collector is hereby authorized to issue an amended tax bill for tax year 2022.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.



Linda Louise Cervino, RMC
Municipal Clerk

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-228

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☒

SCHEDULE D

**A RESOLUTION ACCEPTING A GRANT FROM THE
HAZARDOUS DISCHARGE SITE REMEDIATION FUND
PUBLIC ENTITY PROGRAM THROUGH THE NEW
JERSEY ECONOMIC DEVELOPMENT AUTHORITY AND
THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL
PROTECTION**

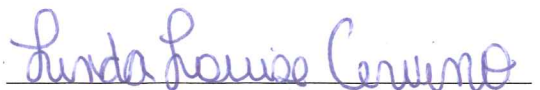
WHEREAS, Borough of Allendale has applied for and has been awarded a grant in the amount of up to \$80,139.60 from the Hazardous Discharge Site Remediation Fund Municipal Grant Program through the New Jersey Department of Environmental Protection and the New Jersey Economic Development Authority for PA/SI/RI of the 230 West Crescent Avenue property;

NOW, THEREFORE, BE IT RESOLVED By the governing body of the Borough of Allendale that the above referenced grant is hereby accepted and the (Mayor, Administrator, etc.) is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the Borough of Allendale.

BE IT FURTHER RESOLVED that a comprehensive plan exists specifically for the development or redevelopment of contaminated or potentially contaminated real property in the host municipality or that a realistic opportunity exists that the project site will be developed or redeveloped within a three-year period from the completion of the remediation.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the New Jersey Economic Development Authority.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.


Linda Louise Cervino, RMC
Municipal Clerk

AUTHORIZED PROJECT DESCRIPTION/SCOPE: PA/SI/RI

Grant Proceeds will be made out & Mailed to the Grantee at this address

Page 1 of 2

Prod-00258220
Borough of Allendale
Project Site: 230 West Crescent Avenue
Grant Award: Up to \$80,139.60

SCHEDULE B

PROJECT COMPLETION CERTIFICATE

The undersigned hereby certifies as follows:

1. I am an Authorized Representative of Grantee, Borough of Allendale. I make this statement pursuant to Section 4 of the Agreement, by and between Grantor, the New Jersey Economic Development Authority and Grantee, dated as of [insert same date as date in Agreement]. (All undefined terms used herein shall have the same meaning ascribed to them in the Agreement).
2. The Project was completed as of 6/7/22. (date)
3. The Project is being operated as an authorized "Project" under the Act and as substantially as proposed in the Application. The Grant proceeds were used only for the purposes for which the Grant was made, and the Grantee has adhered to all terms and conditions of the Agreement.
4. Enclosed is a check for unexpended Grant proceeds, if any as determined under the attached Calculation of Unexpended Proceeds Form, payable to the Authority in accordance with Section 4.1 of the Agreement.

(Signature):



Name (Print):

Ari Bernstein

Date:

11/8/22

Title:

Mayor of Allendale

Forward to the NJ Economic Development Authority at the below address the executed Project Completion Certificate along with a check, payable to the NJEDA, for unexpended funds, if any, in the amount calculated on the **CALCULATION OF UNEXPENDED PROCEEDS FORM attached.**

New Jersey Economic Development Authority
Underwriting
Attn: Kathy Junghans, Finance Officer
kjunghans@njeda.com

This Project Completion Certificate may be executed and delivered to the above Finance Officer by email with attached PDF all with the same force and effect as if the same were a fully executed and delivered original.

SCHEDULE A

PROJECT DESCRIPTION

HAZARDOUS DISCHARGE SITE REMEDIATION FUND – PUBLIC ENTITY GRANT PROGRAM

IT IS THE RESPONSIBILITY OF THE GRANTEE TO VERIFY THE FOLLOWING INFORMATION.

NJEDA APPLICATION NUMBER: Prod-00258220

Related Application Number: N/A

NAME OF GRANTEE (RECIPIENT):** Borough of Allendale

Authorized Representative (Mayor): The Honorable Ari Bernstein

Contact: Amy Wilczynski

Title: Allendale Borough Council Member

Borough of Allendale

500 West Crescent Avenue

Allendale, NJ 07401

Phone Number: 201-819-7727

Email: amywilczynski@Allendalenj.gov

CONSULTANT FIRM NAME: RTP Environmental Associates, Inc.

John Larkins, Principal, LSRP

239 U.S. Highway 22 East

Green Brook, NJ 08812

Phone Number: 732-968-9600

Email: larkins@rtpenv.com

PROJECT SITE NAME:

230 West Crescent Avenue

230 West Crescent Avenue

Allendale, NJ 07401

County: Borough of Allendale

Block: 1003

Lot(s): 20, 3& 11

ESTIMATED DEP PROJECT COSTS:

Preliminary Assessment:

Up to \$4,390.70

Site Investigation:

Up to \$14,250.00

Remedial Investigation:

Up to \$61,498.90

TOTAL COSTS

Up to \$80,139.60

TOTAL GRANT AWARD: Up to \$80,139.60

AUTHORIZED USE OF GRANT PROCEEDS:

Finance Preliminary Assessment and/or Site Investigation and/or Remedial Investigation and/or Remedial Action

SCHEDULE B**PROJECT COMPLETION CERTIFICATE (CONT'D.)****CALCULATION OF UNEXPENDED PROCEEDS FORM**

DATE PROJECT COMPLETED: _____

The following actual approved project costs have been paid:

NJ DEP Oversight (actual dollars invoiced):	\$ _____
Preliminary Assessment	\$ _____
Site Investigation	\$ _____
Remedial Investigation	\$ _____
Remedial Action	\$ _____
Contingency	\$ _____
Other costs (Itemize)	\$ _____

(A) **Total Project Costs Paid:** \$ _____

(B) Project Grant Amount (from Schedule A) \$ _____

Amount to be Remitted to NJEDA (B) – (A) \$ _____

Kindly make checks payable to the “New Jersey Economic Development Authority” or “NJEDA” and returned with the Project Completion Certificate. Should you prefer to wire the unexpended funds instead you may do so by using the following instructions:

Wells Fargo Bank, N.A.
1 West State Street
Trenton, NJ 08608

ABA #121 000 248

ACCT # 2100009100456

New Jersey Economic Development Authority
36 West State Street
P.O. Box 990
Trenton, NJ 08625

Re: _____ Fee
(type of fee)

_____ (P _____)
(Project Name) (Project #)

This Project Completion Certificate may be executed and delivered to the above Finance Officer by email with attached PDF all with the same force and effect as if the same were a fully executed and delivered original.

Prod-00258220
Borough of Allendale
Project Site: 230 West Crescent Avenue
Grant Award: Up to \$80,139.60

SCHEDULE C
CERTIFICATION OF AWARDED CONTRACTS

The undersigned hereby certifies as follows:

1. I am an Authorized Representative of the Grantee.
2. As of the date noted below, Grantee has awarded contract(s) to the contractors listed below for preliminary assessment (PA), site investigation (SI), remedial investigation (RI), or remedial action (RA) of the "Project" defined in Schedule A of the Agreement.
3. Listed below are the contracts awarded. Copies of said contracts are attached hereto and made a part of this certification.
4. Attached hereto are certified copies of each resolution(s) awarding such contract(s).
5. All terms not defined herein shall have the means ascribed to them in the defined in the Agreement, to which this Schedule C is attached, and which was entered into by and between Grantor and Grantee.

Name of Contractor	Nature of Contract (PA, SI, RI, RA)	Date of Contract Award	Amount of Contract
1.			
2.			
3.			
4.			
5.			
-----	-----	TOTAL	\$

Authorized Representative

Dated: _____

(Signature): _____

Name(Print): _____

Title: _____

SCHEDULE E
Hazardous Discharge Site Remediation Fund (HDSRF)
Public Entity Project Status Summary

Public Entity: _____ Latest Project #: _____

Site Name: _____ Site Location: _____

Size of Site: _____ Current Zoning of Site: _____

Who owns the site: Public Entity Redeveloper Private Other

Contact: _____ County: _____

Address: _____

Phone: _____ Fax: _____

Latest Application Closing Date: _____ Total grant funding to date: _____

Has the Preliminary Assessment (PA), Site Investigation (SI) and Remedial Investigation (RI) studies been completed? If not, what is the status of the work?

	Yes	No	
PA	—	—	_____
SI	—	—	_____
RI	—	—	_____

Does the site have contamination? Yes / No If yes, describe _____

Has the site been remediated? Yes / No If no, when will it be done _____

What are the projected cleanup costs? (Please circle estimated costs)


0-\$100,000 \$100,000 - \$ 500,000 \$500,000 - \$1,000,000 \$1,000,000 & over

How was the site used previous to contamination? _____

Has the site been redeveloped? Yes / No If yes, what is the current use? _____

If the site **has not been** redeveloped, what are the plans for redeveloping the site? _____

BOROUGH OF ALLENDALE

By: 
Title: Ari Bernstein, Mayor of Allendale
Date: 11/8/22

New Jersey Economic Development Authority
Underwriting
Attn: Jo Ann Walls, Program Associate-DEP
jwalls@njeda.com

This Public Entity Project Status Summary may be executed and delivered to the above Finance Officer by email with attached PDF all with the same force and effect as if the same were a fully executed and delivered original.

IN WITNESS WHEREOF, the parties hereto, intending to be legally bound, have caused this Agreement to be executed and delivered as of the date and year set forth below.

NEW JERSEY ECONOMIC
DEVELOPMENT AUTHORITY

WITNESS:

Autumn Maybury
Closing Officer

By: _____
Michael Deely
DEP Manager, Underwriting

Date: _____

[SEAL]

ATTEST:

BOROUGH OF ALLENDALE

By: _____
Ari Bernstein
Mayor

Date: _____

Prod-00258220
Borough of Allendale
Project Site: 230 West Crescent Avenue
Grant Award: Up to \$80,139.60

List of Attached Schedules

Schedule A-Project Description

*Schedule B-Project Completion Certificate and Calculation of Unexpended
Proceeds Form*

Schedule C-Certification of Awarded Contracts

Schedule D-Resolution (sample)

Schedule E-Public Entity Project Status Summary

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-229

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☒

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, NEW JERSEY, DESIGNATING \$4,944,284 OF NOTES CONSISTING OF \$4,675,478 GENERAL BOND ANTICIPATION NOTES AND \$268,806 WATER UTILITY BOND ANTICIPATION NOTES, BOTH ISSUES DATED SEPTEMBER 23, 2022, PAYABLE MARCH 23, 2023, AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

WHEREAS, the Borough of Allendale, in the County of Bergen, New Jersey (the "Borough") intends to issue \$4,944,284 of notes consisting of \$4,675,478 General Bond Anticipation Notes and \$268,806 Water Utility Bond Anticipation Notes, both issues dated September 23, 2022, payable March 23, 2023 (the "Notes"); and

WHEREAS, the Borough desires to designate the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code");

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Allendale, in the County of Bergen, New Jersey, as follows:

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-229

SECTION 1. The Notes are hereby designated as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code.

SECTION 2. It is hereby determined and stated that (1) said Notes are not "private activity bonds" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2022.

SECTION 3. It is further determined and stated that the Borough has, as of the date hereof, issued the following tax-exempt obligations (other than the Notes) during the calendar year 2022:

<u>Amount</u>	<u>Dated - Due</u>
\$4,122,277 BAN	4/22/22 - 4/21/23

SECTION 4. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, said Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-229

SECTION 5. The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Notes and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2022 dated as of the date of delivery of the Notes.

SECTION 6. This resolution shall take effect immediately upon its adoption.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.



Linda Louise Cervino, RMC
Municipal Clerk

STATE OF NEW JERSEY)
 : ss.:
COUNTY OF BERGEN)

I, LINDA LOUSE CERVINO, Borough Clerk of the Borough of Allendale, in the County of Bergen, in the State of New Jersey, DO HEREBY CERTIFY that I have compared the foregoing copy of a resolution with the resolution adopted by the Borough Council of the Borough of Allendale, in the County of Bergen, at a meeting thereof held on the 13th day of October, 2022, and said copy is a true copy of said resolution and of the whole thereof, and that at the time said meeting was held, said governing body was composed of six Members, of whom six attended said meeting and six of said Members voted for the resolution and none of said Members voted against the resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and have affixed the corporate seal of said Borough, this 13th day of October, 2022.

[SEAL]

Linda Louise Cervino
Borough Clerk
Borough of Allendale
County of Bergen
State of New Jersey

* * * * *

Member Matthew O'Toole introduced and moved the adoption of the following resolution and Member Steve Sasso seconded the motion:

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, NEW JERSEY, DESIGNATING \$4,944,284 OF NOTES CONSISTING OF \$4,675,478 GENERAL BOND ANTICIPATION NOTES AND \$268,806 WATER UTILITY BOND ANTICIPATION NOTES, BOTH ISSUES DATED SEPTEMBER 23, 2022, PAYABLE MARCH 23, 2023, AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

WHEREAS, the Borough of Allendale, in the County of Bergen, New Jersey (the "Borough") intends to issue \$4,944,284 of notes consisting of \$4,675,478 General Bond Anticipation Notes and \$268,806 Water Utility Bond Anticipation Notes, both issues dated September 23, 2022, payable March 23, 2023 (the "Notes"); and

WHEREAS, the Borough desires to designate the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code");

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Allendale, in the County of Bergen, New Jersey, as follows:

SECTION 1. The Notes are hereby designated as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code.

SECTION 2. It is hereby determined and stated that (1) said Notes are not "private activity bonds" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2022.

SECTION 3. It is further determined and stated that the Borough has, as of the date hereof, issued the following tax-exempt obligations (other than the Notes) during the calendar year 2022:

<u>Amount</u>	<u>Dated - Due</u>
\$4,122,277 BAN	4/22/22 - 4/21/23

SECTION 4. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3)

of the Code; however, said Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 5. The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Notes and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2022 dated as of the date of delivery of the Notes.

SECTION 6. This resolution shall take effect immediately upon its adoption.

The foregoing resolution was adopted by the following roll call vote:

Ayes: Councilmembers: Liz Homan, Susanne Lovisolo,
Ed O'Connell, Matthew O'Toole, Steve Sasso
and Amy Wilczynski

Nays: None.

[SEAL]

ATTEST:

Linda Louise Corino
Borough Clerk

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-230

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

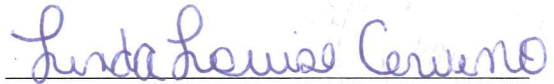
-Approved on Consent Agenda ☒

**AUTHORIZATION OF REFUNDS FOR 2021 TAX OVERPAYMENTS –
STATE BOARD JUDGMENT**

BE IT RESOLVED by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following overpayment check due to State Board Judgment for the Tax Year 2021.

Block/Lot	Name	Property Location	Amount
1202/12	Caparyan, Avedis & Luis V.	147 Forest Road	\$1,597.38

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.



Linda Louise Cervino, RMC
Municipal Clerk

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-231

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

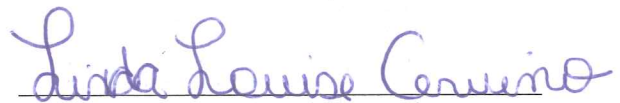
Approved on Consent Agenda ☒

**AUTHORIZATION OF REFUNDS FOR 2020 TAX OVERPAYMENTS –
STATE BOARD JUDGMENT**

BE IT RESOLVED by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following overpayment check due to State Board Judgment for the Tax Year 2020.

Block/Lot	Name	Property Location	Amount
1702/28	Jennifer R Jacobus, Trustee for Nash, Wayne & Kathy Ross 201 Littleton Road Suite 100 Morris Plains, NJ 07950	50 Dale Avenue	\$3,465.07

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.


Linda Louise Cervino, RMC
Municipal Clerk

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-232

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☒

**RESOLUTION AUTHORIZING A 2022 HALLOWEEN CURFEW IN THE
BOROUGH OF ALLENDALE**

WHEREAS, the Police Chief of the Borough of Allendale has requested a Halloween Curfew for all children under the age of eighteen for the purpose of maintaining order; and

WHEREAS, said curfew would limit potential damage to persons and property; and

WHEREAS, the Borough of Allendale has determined that a Halloween curfew would be in the best interest of the citizens of Allendale; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Allendale as follows:

1. There will be a curfew on Sunday, October 30, 2022 from 9:00 p.m. until sunrise and on Monday, October 31, 2022 from 9:00 p.m. until sunrise for all children under the age of eighteen.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.



Linda Louise Cervino, RMC
Municipal Clerk

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-233

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☒

APPOINTMENT OF FIRE CHIEF

BE IT RESOLVED that the Mayor and Borough Council do hereby confirm the appointment of the following individual to fill an unexpired 1-year term effective September 29, 2022, expiring December 31, 2022:

Dave Baez

Fire Chief

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.


Linda Louise Cervino, RMC
Municipal Clerk

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-234

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☒

**APPOINTMENT OF PART-TIME ASSISTANT TO THE
CONSTRUCTION DEPARTMENT**

WHEREAS, the Borough of Allendale is in need of the services of a part-time hourly Assistant to the Construction Department.

NOW, THEREFORE, BE IT RESOLVED that Michael Limatola is hereby appointed to the aforementioned position to be effective October 3, 2022 at an hourly rate of \$22.52 not to exceed 30 hours total between the positions as part-time Assistant to the Construction Department and his current position as Property Maintenance Officer.

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

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.


Linda Louise Cervino, RMC
Municipal Clerk

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-235

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

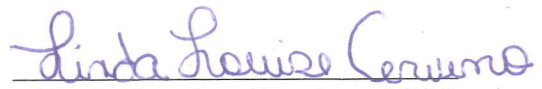
Approved on Consent Agenda ☒

APPROVAL OF OCTOBER 13, 2022 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 October 13, 2022 in the amounts of:

Bill List Numbers	October 13, 2022
Current Fund	\$1,059,408.69
Payroll Account	\$189,323.16
General Capital	\$197,083.53
Animal Fund	\$547.00
Grant Fund	\$0.00
COAH/Housing Trust	\$1,628.75
Improvement & Beautification	\$0.00
Unemployment Fund	\$0.00
Trust Fund	\$9,041.76
Water Operating	\$155,127.52
Water Capital	\$0.00
Total	\$1,612,160.41

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.


Linda Louise Cervino, RMC
Municipal Clerk



Borough of Allendale

500 WEST CRESCENT AVENUE
ALLENDALE, NEW JERSEY 07401

OFFICE OF TAX COLLECTOR
OFFICE OF CHIEF FINANCIAL OFFICER

TEL: 201-818-4400 EXT 205
FAX 201-818-0193

I, M. Alissa Mayer, Chief Financial Officer of the Borough of Allendale,
having reviewed the bill list for the Borough, do hereby certify that funds
are available in the accounts so designated.

Certified October 13,

M. Alissa Mayer
M. Alissa Mayer, CMFO
Chief Financial Officer

**RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 10/13/2022

RESOLUTION# 22-236

Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
Lovisolo			✓			
O'Connell			✓			
O'Toole	✓		✓			
Sasso		✓	✓			
Wilczynski			✓			
Mayor Bernstein	---	---				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☒

**AUTHORIZATION TO ADVERTISE BID SPECIFICATIONS FOR
2022 SNOW PLOWING & REMOVAL SERVICES OF BOROUGH FACILITIES**

Be It Resolved the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey does hereby authorize the Borough Clerk to advertise and thereby solicit and accept sealed bids in accordance with State law for the 2022 Snow Plowing & Removal Services of Borough Facilities; and,

Be It Further Resolved that the final bid specifications be subject to form approval by the Borough Attorney.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on October 13, 2022.



Linda Louise Cervino, RMC
Municipal Clerk