

Mayor and Council of the Borough of Allendale  
Regular Session Meeting Minutes  
August 24, 2017

PRESENT: Mayor Elizabeth White and Council members Liz Homan, Jackie McSwiggan, Steve Sasso, and Amy Wilczynski

ABSENT: Council members Ari Bernstein and Jim Strauch

ALSO PRESENT: Borough Attorney Ray Wiss  
Municipal Clerk Anne Dodd

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 August 24, 2017. The meeting was called to order at 8:00 p.m. by Mayor White who 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, published in the Record within the first 10 days of the New Year, and copies are sent to the Ridgewood News and Star Ledger."

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

***Approval of Minutes:***

As Councilman Bernstein and Councilman Strauch are absent this evening, Mayor White announced that the August 10<sup>th</sup> Work and Regular Session Minutes will be relisted for approval on September 14<sup>th</sup> Regular Session agenda.

***Public Comment***

Kristen Tsarnas, 74 Heights Road, inquired whether all items on the agenda will be held until the September 14<sup>th</sup> Regular Session due to two council members being absent.

Mayor White advised that only the Minutes will be carried to this meeting as there are not enough members present this evening who were also present on August 10<sup>th</sup> to vote.

Ms. Tsarnas inquired whether the vote to change the time of the next meeting to 7 p.m. will take place this evening to which she was advised that it would.

***Public Hearings for Advertised Ordinances:***

**Ordinance 17-10**

The Municipal Clerk read into the record:

The following ordinance published herewith was first read by title only on August 10, 2017 and posted on the bulletin board of the municipal building.

ORDINANCE 17-10 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE CHAPTER 26 OF THE CODE ENTITLED "DEPARTMENTS" OF THE BOROUGH OF ALLENDALE

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Public Comments on Ordinance 17-10

No one came forward.

Motion by Councilwoman Homan, second by Councilwoman McSwiggan, that Ordinance 17-10 be passed on second and final reading and is hereby adopted and notice of same shall be published according to law.

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

Councilman Bernstein:	absent	Councilman Sasso:	aye
Councilwoman Homan:	aye	Councilman Strauch:	absent
Councilwoman McSwiggan:	aye	Councilwoman Wilczynski:	aye

(See Ordinance 17-10, attached and made a part hereof.)

**Consent Agenda**

- A. **17-225**/Approval of Bill List
- B. **17-226**/Amend 2017 Meeting Schedule
- C. **17-227**/Amend Hire Dates – Crestwood Lake Swim Club 2017 Season
- D. **17-228**/Oppose Local Finance Boards Proposed Rules – N.J.A.C. 5:30-18.1 & 18.2
- E. **17-229**/Authorize Refunds – Intersection Improvements per Lease Agreements – Block 1604 Lot 17 & Block 1001 Lot 1
- F. **17-230**/Authorize Refund – Tax Sale Certificate Redemption – Block 1707 Lot 1
- G. **17-231**/Authorize Refund – Overpayment of 2017 Taxes – Block 1809 Lot 8 C0084
- H. **17-232**/Authorize Reduction of 2017 Tax Levy – County Board Judgments/State Tax Court Judgments – Various Properties

Motion by Councilwoman McSwiggan, second by Councilwoman Homan, that the Consent Agenda be approved.

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

Councilman Bernstein:	absent	Councilman Sasso:	aye
Councilwoman Homan:	aye	Councilman Strauch:	absent
Councilwoman McSwiggan:	aye	Councilwoman Wilczynski:	aye

All members present voting in favor, the Consent Agenda was approved.

**Resolution 17-225**

**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 August 24, 2017 in the amounts of:

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Current Fund	\$1,522,500.31
Payroll Account	\$196,306.70
General Capital	\$1,416.15
Animal Fund	\$0.00
Grant Fund	\$120.00
COAH/Housing Trust	\$0.00
Improvement & Beautification	\$500.00
Unemployment Fund	\$0.00
Trust Fund	\$42,400.25
Water Operating	\$60,014.83
Water Capital	\$0.00
<b>Total</b>	<b>\$1,823,258.24</b>

**Resolution 17-226**

BE IT RESOLVED that the 2017 Meeting Schedule adopted by Resolution #17-03 be amended to change the start time of the September 14, 2017 Work Session from 7:30 p.m. to 7:00 p.m.

BE IT FURTHER RESOLVED that the Work Session will be a combined meeting with the Allendale Planning Board to review the proposed settlement agreement regarding the COAH litigation. Formal action may be taken.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to The Record, Star Ledger, and Ridgewood News, as well as be posted on the Borough Hall Bulletin Board and Borough Website.

**Resolution 17-227**

**Now, Therefore, Be It Resolved** by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that the effective date for the hire of Kate Federer is hereby amended to June 4, 2017.

**Be It Further Resolved**, that the effective date for the hire of George Travers is hereby amended to June 26, 2017.

**Resolution 17-228**

**WHEREAS**, notification was received that the Local Finance Board is proposing new rules N.J.A.C. 5:30-18.1 and 18.2 which would set forth public disclosure and hearing requirements for ratification of labor contracts and other compensation measures adopted by resolution; and

**WHEREAS**, certain aspects of these requirements are perceived to be detrimental to the interests of municipalities and their taxpayers as it would significantly delay the hire of new employees and ratification of labor contracts as well as increase advertising costs; and

**WHEREAS**, while there may be some merit to certain disclosures of public employee salary and benefits, this rule as proposed goes well beyond that scope as to overburden local officials with a time-consuming mandate; and

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**WHEREAS**, no funding source was identified to cover the cost of the additional work to comply with these additional requirements; and

**WHEREAS**, this States' constitution requires the State to pay for State mandated programs and services.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Allendale emphatically oppose the concept and the implementation of new rules N.J.A.C. 5:30-18.1 and 18.2 proposed by the Local Finance Board regarding Employee Compensation Disclosure.

**BE IT FURTHER RESOLVED**, that copies of this resolution be sent to all Bergen County State Legislators, the Governor's Office, the Local Finance Board, the Division of Local Government Services, the New Jersey State League of Municipalities and every Bergen County Municipality.

**Resolution 17-229**

**REFUNDS PER LEASE AGREEMENTS**

BE IT RESOLVED by the Mayor and Council of the Borough of Allendale that the Chief Financial Officer is hereby authorized to issue the following checks in connection with the Lease Agreements pertaining to Intersection Improvements of Hillside and West Crescent Avenue as follows:

Block 1604 Lot 17 Merchant, John and Teresa	\$538.60
Block 1001 Lot 1 Thompson, James H. and Frances	\$519.83

**Resolution 17-230**

**REDEMPTION OF TAX SALE CERTIFICATE**

BE IT RESOLVED, that a Redemption has occurred, Block 1707 Lot 1, Certificate # 13-00002 and;

WHEREAS, by Resolution of the Governing Body of Allendale, the Tax Collector is hereby authorized to refund a check in the amount of \$126,148.71 which includes the redemption amount on the certificate of \$84,148.71, and the return of premium in the amount of \$42,000.00 to the following:

Scorpion Investment Management LLC  
PO Box 226  
Ridgewood, NJ 07451

**Resolution 17-231**

**OVERPAYMENT**

BE IT RESOLVED by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following check on the property listed below and charge same to Overpayment of 2017 Taxes:

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<b>Block/ Lot Name</b>	<b>Property Location</b>	<b>Amount</b>
1809/8 C0084	Flagstar Bank Reference LN# 0504668334 1 Core Logic Drive Westlake, TX 76262	84 Elm Street \$2,518.39

**Resolution 17-232**

**County Board Judgments/State Board Judgments**

BE IT RESOLVED, by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to reduce the 2017 tax levy due to County Board Judgments/State Tax Court Judgments as follows:

**County Board Judgments**

303/2	Bonamarte, Jane	\$ 2,052.34
1206/15	Mirante, Alexander & Lisa	\$ 1,331.62
<b>TOTAL</b>		<b>\$ 3,383.96</b>

**State Tax Court Judgment**

601/7	Giancarlo Holdings	\$ 23,689.95
<b>TOTAL</b>		<b>\$23,689.95</b>

**TOTAL CBJ/SBJ                      \$27,073.91**

***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**

Councilwoman McSwiggan reported that the Water, Sewer and Public Utilities Committee met last week and reviewed ongoing infrastructure improvements, noting that many of these projects are coming to an end. As approximately 40 residents did not receive their e-bills, Suez will be sending those residents a letter advising that penalties, interest, and fees will be waived. She encouraged residents contact Suez should they have any questions or concerns regarding this matter. Hydrant flushing continues and is being completed by zone. Residents will be notified when flushing will take place in their respective zone and are asked not to use their water during the 8 a.m. to 3 p.m. timeframe as they may draw in discolored water. In terms of the line repair in the Surrey/Dogwood

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area, Councilwoman McSwiggan explained that residents were experiencing an ongoing issue with discolored water. She advised that the cast iron pipe will need to be relined as the current lining is worn out. They are awaiting the completion of PSE&G work in that area before beginning this work but the work is expected to be completed before the end of the year.

**Councilman Sasso – Land Use and Construction Code**

Councilman Sasso advised that the Land Use and Construction Code Committee has not met since the last Mayor and Council meeting. He noted that one of the main initiatives of this committee is to continue to make the process as smooth as possible when doing a renovation or building a new home. He commented that input from employees in the Building Department as well as Engineering has been very useful. The next Land Use and Construction Code Committee meeting is scheduled on September 8<sup>th</sup>.

**Councilwoman Wilczynski – Facilities, Parks & Recreation**

Councilwoman Wilczynski reported that she attended an ASA meeting last night and they are getting ready for the fall season to commence. She also attended a Rotary Club meeting yesterday and noted that they are looking to rebrand themselves and do some community outreach. She expressed that she is looking forward to working with them in the future. She attended a barbecue at Crescent Commons and commented that it was a nice celebration with all of Allendale's special needs residents in attendance. Orange and Rockland is completing upgrades to the Recycling Center for the installation of the compactors which will help with the efficiency of the Recycling Center. She noted that the recycling program has been highly successful since the Borough went to curbside pickup, with an increase of almost 20% in recycling. They will continue to send out the Recycling Newsletter to help educate the community. Mulch was put down at the playgrounds in order to enhance safety. A new organic vinegar weed killer was used and it has been working. The Crestwood Lake season is winding down. The surf rake worked out very well and saved the Borough approximately \$7,000 in sand costs this year. The band nights have been very successful and the last concert will be this Saturday featuring the Brian Princing Band. The DPW has already started to prepare for the 911 Ceremony. A speaker series will begin this year and it will feature Tom Smith of the Allendale Fire Department.

Mayor White advised that Hope and Healing After an Addiction Death will be holding a candlelight vigil on September 13<sup>th</sup> at 7 p.m. at the Red Barn. She noted that this vigil was started last year and commented that it is a powerful night.

**Staff Reports:**

Ray Wiss, Municipal Attorney, reported that it has been a quiet two weeks. He advised that he has been working on the statewide COAH litigation as well as some Land Use matters with Councilman Sasso and the Borough Engineer.

Anne Dodd, Municipal Clerk, announced that she has no report.

George Scherb, Police Chief, stated that he has no report.

**Public Comment on any issue:**

No one came forward.

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***Adjournment:***

There being no further business to come before the Mayor and Council, on a motion by Councilwoman McSwiggan, second by Councilman Sasso, and unanimously carried, to adjourn this meeting. The meeting was adjourned at 8:18 p.m.

Respectfully submitted,

Anne Dodd, RMC  
Municipal Clerk