

Regular Session  
Borough of Allendale  
Mayor and Council  
November 23, 2015

A Regular meeting of the Borough Council was held in the Municipal Building on November 23, 2015. The meeting was called to order at 8:00 p.m. by Mayor White. Ms. Ryan announced that the requirements of the Open Public Meetings Act were met by the required postings and notice to publications. In addition, this evening's meeting is being recorded.

Mayor White led those present in the Pledge of Allegiance.

The following members answered roll call: Council members Bernstein, McSwiggan, Sasso, Strauch, Wilczynski and Mayor White. Councilwoman Homan was absent. Ms. Ryan and Mr. Wiss were also present.

*Approval of Minutes*

Councilwoman McSwiggan moved, seconded by Councilwoman Wilczynski to approve the Work Session, Regular Session and Closed Executive Session minutes of November 12, 2015. On roll call, Council members Bernstein, Homan, McSwiggan, Sasso and Wilczynski voted in favor.

*Public Comment*

Mayor White opened the meeting to the public for comment on any agenda items. There were none.

*Introduction of Ordinances*

**Ordinance 15-27 Regarding Required Control of Dogs; Running at Large**

**Be It Resolved** that Ordinance 15-27, "An Ordinance to Amend, Supplement and Revise Chapter 93 of the Code of the Borough of Allendale Entitled "Dogs" and, more particularly, Section 93-4 Thereof, Entitled "Required Control of Dogs; Running at Large" is hereby introduced and does not pass on first reading, and that said ordinance will be further considered for final passage at a meeting to be held on the 10<sup>th</sup> day of December, 2015 at 8:00 p.m. or as soon thereafter as the matter can be reached, at the Council Chambers of the Allendale Municipal Building, and that at such time and place all persons interested be 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.

Mayor White opened the meeting to the public for any comments on Ordinance 15-27. There were none.

Councilwoman Wilczynski moved, seconded by Councilman Sasso to approve Ordinance 15-27. On roll call, all Council members voted in favor.

(See Ordinance 15-27, attached and made a part hereof.)

*Consent Agenda*

Resolution 15-322 – Introduced by Councilman Strauch, seconded by Councilwoman McSwiggan

**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 23, 2015 in the amounts of:

Current Fund	\$1,420,695.10
Capital	20,775.35
Housing Trust	1,068.75
Trust Fund	2,783.00
Dog Fund	3.60
Water Capital	10,996.08
Payroll	215,754.35
Water Utility	160,223.78
Total	\$1,832,300.01

On roll call, all Council members voted in favor.

Resolution 15-323 – Introduced by Councilman Strauch, seconded by Councilwoman McSwiggan

**Now, Therefore, Be It Resolved** by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that Michael Dalessio be authorized to work an additional 20 hours effective October 20, 2015 through December 31, 2015 at a salary of \$40.37/hour.

On roll call, all Council members voted in favor.

Resolution 15-324 – Introduced by Councilman Strauch, seconded by Councilwoman McSwiggan

**Whereas**, the Mayor and Council of the Borough of Allendale have determined that the Borough of Allendale Department of Public Works is in need of an Articulated Wheel Loader for its operations; and

**Whereas**, under the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., the cost of the acquisition of such Articulated Wheel Loader requires that the contract to purchase same be obtained by way of public advertising for bids and bidding therefore; and

**Whereas**, the Mayor and Council of the Borough of Allendale authorized preparation and advertisement of such bid specifications, bid package and other documents in compliance with New Jersey Local Public Contracts Law by Resolution 15-192 on May 28, 2014; and

**Whereas**, there was a need to amend the bid specifications; and

**Whereas**, in compliance with N.J.S.A. 40A:11-23, a notice of revisions was published in the October 31, 2015 edition of the Bergen Record and provided, in writing by certified mail, to any person who had submitted a bid or picked up a bid package; and

**Whereas**, sealed bid packages were received and opened in the office of the Municipal Clerk of the Borough of Allendale on November 13, 2015 at 11 a.m.; and

**Whereas**, Gamka Sales Co., Inc., 983 Durham Road, Edison, New Jersey 08817 was the only responsive, responsible bidder with a bid of \$79,695.00 dollars; and

**Whereas**, the CFO of the Borough of Allendale has certified that there are sufficient funds available in the 2015 budget for the purchase of such Articulated Wheel Loader;

**Now, Therefore, Be It Resolved** by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that a contract for an Articulated Wheel Loader as per the bid specifications be awarded to Gamka Sales Co., Inc., 983 New Durham Road, Edison, New Jersey 08817 in the amount of \$79,695.00; and

**Be It Further Resolved** that all of the documents pertaining to this bid will be kept on file along with the award of contract in the office of the Municipal Clerk Borough of Allendale and that the Mayor of the Borough of Allendale is authorized to execute said contract.

On roll call, all Council members voted in favor.

Resolution 15-325 – Introduced by Councilman Strauch, seconded by Councilwoman McSwiggan

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

**Whereas**, the Chief Financial Officer has advised that the following outstanding checks from the Current Operating Fund are at least six months old:

Date	Number	Amount	Payee
05/28/2009	1418	\$2,192.10	Amtrust Bank
07/09/2009	1635	141.00	Hans Auto Body
10/28/2010	3832	160.00	Joan J. Reyna
03/08/2012	5967	27.18	Lai Sze Chan
01/23/2014	9058	1,258.80	Teresa M. Collins
02/13/2014	9168	90.00	GFOA of New Jersey
07/24/2014	9938	2,400.00	Guys Maintenance Service

**Whereas**, the Chief Financial Officer has advised that the following outstanding checks from the Payroll Account are at least six months old:

Date	Number	Amount	Payee
09/25/2009	598481	\$ 70.02	Kelly Fertita
03/26/2010	599205	27.98	Dana Simendinger
07/02/2010	599578	270.22	John Merchant
07/16/2010	599690	82.81	Daniel Whittam
06/17/2011	10848	7.97	Marissa Lauber

Date	Number	Amount	Payee
09/09/2011	11341	\$ 211.60	William Zoeller
02/04/2013	6537	35.02	Kelly Fertita
02/22/2013	13169	389.13	William Branagh
08/23/2013	13840	15.35	Spencer Munson
08/23/2013	13803	109.54	Alexander Butler
08/08/2014	15053	120.97	Kendall Magliato
09/05/2014	15200	78.04	Kendall Magliato
09/05/2014	15205	38.95	Caroline Quinn

**Whereas**, the Water Collector has advised that the following outstanding checks from the Water Utility Fund are at least six months old:

Date	Number	Amount	Payee
02/22/2010	7759	\$ 82.00	Pitney Bowes
11/21/2011	8320	43.19	Public Service Electric & Gas
01/22/2015	9075	138.27	Michael D'Antonio

**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 15-326 – Introduced by Councilman Strauch, seconded by Councilwoman McSwiggan

**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 2015 Budget Appropriations.

Department	From	To
Streets & Roads, Other Expenses	\$ 6,918	
Buildings and Grounds, Other Expenses		\$ 6,918
Municipal Recycling, Other Expenses	\$25,000	
Garbage Removal, Other Expenses		\$25,000
Totals	\$31,918	\$31,918

On roll call, all Council members voted in favor.

Resolution 15-327 – Introduced by Councilman Strauch, seconded by Councilwoman McSwiggan

**Whereas**, the Borough Engineer has requested that certain changes are needed in the 2015 Road Resurfacing Program NW Bergen Cooperative Program contract, and

**Whereas**, a net increase of \$25.00 will result from the following items:

- Final quantities of work measured and performed, and
- Supplemental items added to the project, and

**Whereas**, the CFO has certified that sufficient funds are available,

**Now, Therefore, Be It Resolved** by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that Change Order Number Two resulting in an increase of \$25.00 , a 0.01% increase in the original contracted amount, be approved for the 2015 Road Resurfacing Program NW Bergen Cooperative Pricing program, resulting in a new contract amount of \$302,531.29.

**Be It Further Resolved** that Change Order Number Two in the amount of \$25.00 be approved for performance by D & L Contractors, Inc. 681 Franklin Avenue, Nutley, NJ 07110.

On roll call, all Council members voted in favor.

### *Committee Reports*

Mayor White stated that Committee Reports and Staff Reports were completed during this evening's Work Session.

### *Public Comments*

Mayor White opened the meeting to the public for comments. There were none.

Councilwoman McSwiggan moved, seconded by Councilwoman Wilczynski, to add Resolution 15-328 to this evening's agenda. On voice vote, all Council members voted in favor.

### *Closed Executive Session*

Resolution 15-328 – Introduced by Councilman Strauch, seconded by Councilman Sasso

BE IT RESOLVED in compliance with N.J.S.A. 10:4-12, the Mayor and Council of the Borough of Allendale entered into Closed Executive Session to discuss the following matters:

#### A. Pending & Prospective Litigation

Minutes will be taken of the meeting and released to the public at the time that the matter is resolved. After Closed Executive Session, the Mayor and Council will reconvene in the Council Chambers to adjourn this public meeting.

There being no further business to come before the Council, on a motion from Councilman Strauch, seconded by Councilman Sasso, and all present voting in favor, the meeting was adjourned to the Closed Executive Session in the Council

Chambers at 8:06 p.m.

***Adjournment:***

There being no further business to come before the Mayor and Council, on a motion by Councilman Strauch, second by Councilman Sasso, and unanimously carried, to adjourn this meeting. The meeting was adjourned at 8:25p.m.

Respectfully submitted,

Michelle Ryan  
Deputy Municipal Clerk