

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
June 27, 2019

PRESENT: Mayor Ari Bernstein and Councilmembers Liz Homan, Edward O’Connell, Matthew O’Toole, Steve Sasso, and Amy Wilczynski

ABSENT: Councilman Jim Strauch

ALSO PRESENT: Borough Attorney Raymond 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 June 27, 2019. The meeting was called to order at 8:00 p.m. by Mayor Ari Bernstein 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:

Motion by Councilman O’Toole, second by Councilman O’Connell, that the Minutes of June 13, 2019 Work Session and June 13, 2019 Regular Session are approved.

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

| | | | |
|-----------------------|---------|--------------------------|---------|
| Councilwoman Homan: | abstain | Councilman Sasso: | abstain |
| Councilman O’Connell: | aye | Councilman Strauch: | absent |
| Councilman O’Toole: | aye | Councilwoman Wilczynski: | aye |

Public Comment

No one came forward.

Public Hearings for Advertised Ordinances:

Ordinance 19-09

The Municipal Clerk read into the record:

The following ordinance published herewith was first read by title only on June 13, 2019 and posted on the bulletin board of the lobby of the municipal building.

ORDINANCE 19-09 – AN ORDINANCE TO AMEND CHAPTER 53 OF THE CODE OF THE BOROUGH OF ALLENDALE, “OFFICERS AND EMPLOYEES”, TO FIX THE SALARIES, WAGES AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF ALLENDALE FOR THE YEAR 2019.

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Public Comments on Ordinance 19-09

No one came forward.

Motion by Councilman Sasso, second by Councilwoman Wilczynski, that Ordinance 19-09 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:

| | | | |
|-----------------------|-----|--------------------------|--------|
| Councilwoman Homan: | aye | Councilman Sasso: | aye |
| Councilman O'Connell: | aye | Councilman Strauch: | absent |
| Councilman O'Toole: | aye | Councilwoman Wilczynski: | aye |

(See Ordinance 19-09 attached and made a part hereof.)

Introduction of Ordinances

Ordinances 19-10

Motion by Councilwoman Homan that the following ordinance be introduced and passed on first reading and setting July 11, 2019 at 8:00 p.m. or as soon thereafter as the as the matter can be heard as the date and time and the Council Chambers of the Allendale Municipal Building as the place for a hearing on said ordinance. Second by Councilwoman Wilczynski.

The Municipal Clerk read the title of the ordinance into the record:

ORDINANCE 19-10 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, FLOODPLAIN MANAGEMENT, CHAPTER 132

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

| | | | |
|-----------------------|-----|--------------------------|--------|
| Councilwoman Homan: | aye | Councilman Sasso: | aye |
| Councilman O'Connell: | aye | Councilman Strauch: | absent |
| Councilman O'Toole: | aye | Councilwoman Wilczynski: | aye |

(See Ordinance 19-10 attached and made a part hereof.)

Ordinances 19-11

Motion by Councilman O'Connell that the following ordinance be introduced and passed on first reading and setting July 25, 2019 at 8:00 p.m. or as soon thereafter as the as the matter can be heard as the date and time and the Council Chambers of the Allendale Municipal Building as the place for a hearing on said ordinance. Second by Councilman Sasso.

The Municipal Clerk read the title of the ordinance into the record:

ORDINANCE 19-11 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE CHAPTER 270-33 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED “AWNINGS, CANOPIES AND MARQUEES”

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

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|-----------------------|-----|--------------------------|--------|
| Councilwoman Homan: | aye | Councilman Sasso: | aye |
| Councilman O'Connell: | aye | Councilman Strauch: | absent |
| Councilman O'Toole: | aye | Councilwoman Wilczynski: | aye |

(See Ordinance 19-11 attached and made a part hereof.)

Consent Agenda

- A. **19-169**/Approval of Bill List
- B. **19-170**/Appoint Municipal Engineer – Van Cleef Engineering Associates LLC
- C. **19-171**/Authorize 2019 Salaries – Crestwood Lake Swim Club
- D. **19-172**/Appoint Administrative Assistant – Department of Public Works
- E. **19-173**/Authorize Police Chief for a Day Event – July 9, 2019
- F. **19-174**/Authorize Submission & Execution of FY 20 Municipal Aid Grant Application & Contract – NJ DOT – West Allendale Avenue Streetscape Project Phase 3
- G. **19-175**/Authorize Submission & Execution of FY 20 Municipal Aid Grant Application & Contract – NJ DOT – Macintyre Lane Roadway Improvements
- H. **19-176**/Authorize Execution of Letter of Participation – Turn the Towns Teal Campaign
- I. **19-177**/Authorize Liquor License Renewals – 2019-2020 Term
- J. **19-178**/Amend Special Event Permit Fee – Festival Day

Motion by Councilwoman Wilczynski, second by Councilman Sasso, that the Consent Agenda be approved.

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

| | | | |
|-----------------------|-----|--------------------------|--------|
| Councilwoman Homan: | aye | Councilman Sasso: | aye |
| Councilman O'Connell: | aye | Councilman Strauch: | absent |
| Councilman O'Toole: | aye | Councilwoman Wilczynski: | aye |

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

Resolution 19-169

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 June 27, 2019 in the amounts of:

| | |
|---------------------------------|----------------|
| Current Fund | \$1,402,937.11 |
| Payroll Account | \$177,852.68 |
| General Capital | \$44,323.32 |
| Animal Fund | \$0.00 |
| Grant Fund | \$0.00 |
| COAH/Housing Trust | \$15,063.33 |
| Improvement & Beautification | \$0.00 |

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| Unemployment Fund | \$0.00 |
| Trust Fund | \$4,812.50 |
| Water Operating | \$0.00 |
| Water Capital | \$12,200.00 |
| <hr/> | |
| Total | \$1,657,188.94 |

Resolution 19-170

Appointment of Borough Professional – Municipal Engineer

Whereas, the Borough of Allendale requires the service of professionals for the calendar year 2019; and,

Whereas, the Borough of Allendale appointed Michael Vreeland of the firm Guerin & Vreeland Engineering as Municipal Engineer on January 3, 2019 via Resolution 19-04; and,

Whereas, effective July 1, 2019, Michael Vreeland will be joining the firm of Van Cleef Engineering Associates LLC; and

Whereas, the permanent budget contains the necessary appropriations estimated to be reasonably required for such professional service; and,

Whereas, the professional named herein will be required to execute a contract for the services to be rendered which shall set forth the compensation for such services therein; and,

Whereas, a Certification of availability of funds has been received from the Chief Financial Officer or that such funds will be encumbered by Purchase Order on an as-needed basis pursuant to the provisions of NJAC 5:30-5.4 et seq; and,

Whereas, in any instance where it is anticipated that the expenditure for such professional service will exceed the sum of \$17,500 for said calendar year, the named professional has completed, submitted and filed a Business Entity Certification Disclosure which certifies that the above named person and/or entity has not made any reportable contributions to any political or candidate committee including (Republicans for Responsible Government, Allendale Republican Club, Allendale Democratic Club, Candidates for Allendale Municipal Government, Bergen County Democratic Organization, Bergen County Republican Organization) in the previous one (1) year, and that the contract will prohibit the above named professional/business entity from making any reportable contributions through the term of the contract.

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale that the following appointment be and is hereby made for the year:

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Be It Further Resolved that the contract is being awarded as a non-fair and open contract, pursuant to the provisions of NJSA 19:44A-20.5;

Be It Further Resolved that the Business Disclosure Entity Certification and the determination of value be placed on file with this Resolution.

Municipal Engineer

Michael Vreeland of the firm
Van Cleef Engineering Associates LLC

The compensation for the aforesaid position to be established by the salary ordinance or the contract for such services which shall be executed by the professional named herein; and,

Be It Further Resolved that the aforesaid appointment was made without competitive bidding under the provisions of NJSA 40A:11-5(1)(a) which exempts from competitive bidding Professional Services rendered by persons authorized by law to practice a recognized profession and whose practice is regulated by law; and,

Be It Further Resolved that the appropriate Borough Officials be and they are hereby authorized to execute contracts with the professional named herein for the services to be rendered; and,

Be It Further Resolved that the compensation to be paid for the professional named herein shall not exceed the budget appropriation for such services unless properly ordained in accordance with law; and,

Be It Further Resolved that a copy of this resolution be filed with the Borough Clerk and made available for inspection and that a brief notice of the passage thereof be published in The Record within ten days of the passage as required by law.

Resolution 19-171

2019 Crestwood Lake Salary Resolution – Supplement Three

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 hires the following individuals at the corresponding rates of pay for the Crestwood Lake Swim Club 2019 Season effective June 21, 2019 as follows:

| | | |
|-------------------|----------------------|-----------------|
| Mikayla Walsh | Gate Person | \$9.00 per hour |
| Ryan Yu | Substitute Lifeguard | \$9.25 per hour |
| Ethan Shaw | Substitute Lifeguard | \$9.25 per hour |
| Ava Abbatiello | Substitute Lifeguard | \$9.25 per hour |
| Hannah Feeley | Substitute Lifeguard | \$9.25 per hour |
| Mackenzie Lynch | Substitute Lifeguard | \$9.25 per hour |
| Cameron Hill | Substitute Lifeguard | \$9.25 per hour |
| Colin Arber | Substitute Lifeguard | \$9.25 per hour |
| Jake Fishman | Substitute Lifeguard | \$9.25 per hour |
| Emma Hekemian | Substitute Lifeguard | \$9.25 per hour |
| Christina Hughes | Substitute Lifeguard | \$9.25 per hour |
| Richard Golden | Substitute Lifeguard | \$9.25 per hour |
| Marley St. Pierre | Substitute Lifeguard | \$9.25 per hour |
| James Krause | Substitute Lifeguard | \$9.25 per hour |

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| Owen Roy | Substitute Lifeguard | \$9.25 per hour |
| Justin Bildner | Substitute Lifeguard | \$9.25 per hour |
| Luke Passaro | Substitute Lifeguard | \$9.25 per hour |
| Hailey Pataki | Substitute Lifeguard | \$9.25 per hour |
| Kate Karmen | Substitute Lifeguard | \$9.25 per hour |
| Nick D'Iorio | Substitute Lifeguard | \$9.25 per hour |
| Matthew Haddad | Substitute Lifeguard | \$9.25 per hour |
| Sophia Meller | Substitute Lifeguard | \$9.25 per hour |
| Margaret Higgins | Substitute Gate Person | \$8.85 per hour |

Resolution 19-172

Appointment of Administrative Assistant for the DPW

Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that Julia Burdge is hereby appointed as a Full-Time Administrative Assistant for the DPW of the Borough of Allendale effective June 24, 2019 at the annual salary of \$45,000.00, pro-rated for the balance of the 2019 year.

Resolution 19-173

Resolution Authorizing Police Chief for a Day Event

WHEREAS, the Allendale Police Department (“APD”) has donated a “Chief for a Day” event for a child as part of the Allendale Foundation for Education Excellence Raffle; and

WHEREAS, the winner will participate in activities which include being picked up at home and taken on a tour of the Borough of Allendale in a police vehicle; and

WHEREAS, the Mayor and Council of the Borough wish to formally authorize the “Chief for a Day” event on **July 9, 2019** by adoption of this Resolution.

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

1. The Allendale Police Department “Chief for a Day” event be and hereby is authorized under the supervision of the Chief of Police.
2. The Chief of Police is authorized to grant approval of participant in the “Chief for a Day” event subject to execution of an appropriate Activity Permission and Release Form and such other documents as may hereafter be authorized by Allendale or the Chief of Police.

BE IT FURTHER RESOLVED that the Mayor, the Borough Clerk, the Chief of Police, the Borough Attorney, and such other Borough representatives as may be appropriate, are authorized to take all appropriate actions so as to implement this Resolution.

Resolution 19-174

RESOLUTION AUTHORIZING THE SUBMISSION OF A FY 20 MUNICIPAL AID GRANT APPLICATION AND EXECUTION OF A GRANT CONTRACT WITH THE NEW JERSEY

**DEPARTMENT OF TRANSPORTATION FOR PHASE 3 OF THE WEST ALLENDALE AVENUE
STREETSCAPE PROJECT**

WHEREAS, the New Jersey Department of Transportation has funds available for transportation infrastructure projects through its FY20 Municipal Aid Program; and

WHEREAS, this application would provide funding for streetscape improvements along West Allendale Avenue within the Borough of Allendale's Central Business District; and

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Allendale formally approves the grant application for the above-stated project.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as MA-2020-W Allendale Ave Streetscape Phase 3-00244 to the New Jersey Department of Transportation on behalf of the Borough of Allendale.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Allendale, and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Resolution 19-175

**RESOLUTION AUTHORIZING THE SUBMISSION OF A FY 20 MUNICIPAL AID GRANT
APPLICATION AND EXECUTION OF A GRANT CONTRACT WITH THE NEW JERSEY
DEPARTMENT OF TRANSPORTATION FOR ROADWAY IMPROVEMENTS TO MACINTYRE LANE**

WHEREAS, the New Jersey Department of Transportation has funds available for transportation infrastructure projects through its FY20 Municipal Aid Program; and

WHEREAS, this application would provide funding for roadway improvements along Macintyre Lane from Forest Road to Brookside Avenue; and

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Allendale formally approves the grant application for the above-stated project.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as MA-2020-Macintyre Lane-00248 to the New Jersey Department of Transportation on behalf of the Borough of Allendale.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Allendale, and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Resolution 19-176

Authorize Borough Clerk to Sign Participation Letter

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Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that the Borough Clerk is hereby authorized to sign the Letter of Participation for the Allendale Woman’s Club to participate in the Turn The Towns Teal campaign in support of National Ovarian Cancer Month in September 2019; and

Be It Further Resolved that a Hold Harmless Agreement will be obtained for the event.

Resolution 19-177

Renewal of ABC Liquor Licenses for 2019-2020

Whereas, all Plenary Retail Consumption, Retail Distribution, Limited Distribution and Club Licenses will expire on June 30, 2019; 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, 2020, to the following:

PLENARY RETAIL CONSUMPTION LICENSES - \$2,500.00

| <u>LICENSE#</u> | <u>LICENSEE</u> | <u>LICENSED PREMISES</u> |
|-----------------|--|--|
| 0201-33-007-009 | Friends & Family LLC t/a Restaurant L | 9 Franklin Turnpike Allendale, NJ 07401 |

Resolution 19-178

WHEREAS, Section 210-2 of the Code of the Borough of Allendale (the “Code”) provides for a fee of \$50 for a special event food permit; and

WHEREAS, the Governing Body of the Borough of Allendale wishes to amend such fee from \$50 to \$10 for any special event food permits applied for in connection with “Festival Day” to be held in the Borough of Allendale on or about October 2019; and

WHEREAS, such modification to the fee for a special event food permit shall only be applicable to special event food permits applied for in connect with Festival Day to be held in 2019.

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

1. The fee to be charged by the Borough of Allendale for any special event food permit applied for in connection with Festival Day to be held on or about October 2019 shall be \$10, rather than \$50 as provided for in Section 210-2 of the Code; and

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2. Except as set forth in Paragraph 1 hereinabove, the fee for a special event food permit shall be \$50 as provided for in Section 210-2 of the Code.

Unfinished Business:

There was no unfinished business.

New Business:

There was no new business.

Council Committee Reports and Comments

This agenda item was addressed during the Work Session.

Mayor's Report:

Mayor Bernstein recognized Kate Callaghan, Seasonal Intern, for her work in the Borough Clerk's office. He noted that she has been following up with those who have not renewed their animal license this year to determine whether they still reside in Allendale or if they no longer have their animal. Those who still have their animal are being given until July 12th to renew their license at which point the list will be turned over to Tyco, Animal Control, for follow-up. She has also been working on the files, boxing up older records and marking them for destruction according to the Records Retention Schedule.

Mayor Bernstein requested the Ron Kistner, Administrative Officer/Director of Operations, speak to the tour that he attended last Wednesday with the Bergen County Community Development Regional Committee.

Mr. Kistner reviewed the various sites that he and the committee visited which included special needs housing at 220 West Crescent Avenue, Crescent Commons, and veterans housing at 221 and 223 E. Crescent Avenue. He noted that Mayor White was recognized for the instrumental role that she played in having this housing built. He advised that Tom Toronto of United Way also attended and praised the Borough for the relationship that it has developed with United Way.

Mayor Bernstein advised that the Northern Highlands High School's graduation took place on Monday and Brookside School's graduation took place on Friday. He attended the Library Board meeting last week during which he commented many great ideas were exchanged. He explained that the Borough is in the process of filing two NJ DOT grant applications, the deadline for which is mid-July. Public bids are currently being accepted for the Franklin Turnpike Drainage project. It is anticipated that this project will be awarded at the July 25th Mayor and Council meeting. The construction of the band shell appears to be ahead of schedule. Mayor Bernstein advised that the 3rd quarter estimated tax bill went out last week, and in response to questions that have been asked by residents, he requested that Alissa Mayer, CFO, provide some information in order to address any concerns that residents may have with their bill. He noted that, for the portion within the Borough's control, the increase was under 1%.

CFO Mayer explained that, although the bill was estimated, the amount will most likely be close to the estimated figure. She commented that the County portion is currently unknown and it was estimated to be a 2% increase. There was a 4.3% increase in the high school portion, a 2.94%

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increase in the Allendale Board of Education portion, and an increase just under 1% in the municipal portion, leading to a total percentage increase of 2.7%. She noted that the bills have two quarters from one year and two quarters from the following year, and as such, one cannot simply take one quarter and multiply it by four in order to determine what their taxes will be for the year.

Staff Reports:

Ray Wiss, Municipal Attorney, advised that he has been involved in personnel matters, ordinance and resolution preparation, and ongoing contract matters. With respect to the SLEO III position, he explained that the legislature exempted the salary for this position as a cap item for schools, allowing for a funding source while keeping oversight for this position with the Police Department. In regard to the COAH matter, he explained the process that lead to receiving the Judgment of Repose, noting that the Borough now has immunity from builder's remedy lawsuits through 2025.

Anne Dodd, Municipal Clerk, reported that she has received 34 OPRA requests to date this month and 222 requests total to date year. Her office continues to be busy with garage sales, compost permits, and Crestwood Lake registrations.

Ron Kistner, Administrative Officer/Director of Operations, advised that he has no report.

Public Comment on any issue:

Brayden Rutter, 24 Cambridge Drive, advised that he is attending tonight's meeting as part of earning his Citizenship in the Community merit badge. He advised that he is a Life member and is working toward Eagle. He commented that he is also looking for ideas for his Eagle Scout project. Mayor Bernstein suggested that he speak with Councilwoman Wilczynski after the meeting as she can provide suggestions for his project.

James Thomas, 30 Arlton Avenue, inquired whether the site plan referenced in Ordinance 19-03 has been approved as well as whether the traffic study was completed with respect to 220 and 230 West Crescent Avenue. He also questioned whether the plan, once submitted, will be referred to the Bergen County Planning Board or Engineering Department for review and approval.

Borough Attorney Wiss explained that there have been extension agreements entered into with the developer, and as such, the site plan has not yet been submitted or approved. He advised that there will be a public hearing on the site plan prior to approval. With respect to the traffic study, he stated that the Borough would not necessarily know whether it has been completed at this time but noted that the developer is obligated to provide this study prior to receiving site plan approval. Borough Attorney Wiss expressed his opinion that there most likely will be simultaneous review by the County as this application involves a County Road.

Mr. Thomas read the following statement into the record:

"In our private conversations and correspondence over the past five years or so, I have offered you ideas and fact about the Black Millwork properties. These have ranged from discounting the unfounded rumors that prompted the Borough's interest in the properties to the questionable certifying that the properties were in 'need of redevelopment'. Taken as a whole, my contribution was negative as to the course which your predecessors adopted.

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You have far greater knowledge of how this deal is going to come down and you seem to have no qualms about the methods and interpretations being employed or long-term outcome. So be it.

I must say to you, however, that I believe the previous two administrations have put you and the town in an untenable position which in the long term will prove to be financially unsatisfactory and regrettable as to the community's interests.

Because of that conviction I inform you of the following:

- A. The Bergen County Engineering Department has been alerted to the traffic pattern and conditions that will exist at the Myrtle/West Crescent intersection. Their attention has been directed to the dangers and problems in accessing residential and commercial buildings via a right-of-way easement compared with access via a public street.
- B. The Bergen County Planning Board will be asked to consider the pending application at 240 West Crescent in relation to the proposed site redevelopment of the former Black Millwork properties.
- C. Mr. Donald J. Engels of Hampshire Venture Partners, LLC. has been advised that lawful and ethical means are being employed by a resident in opposition to the plan as it is perceived. That correspondence was a courtesy.”

Mayor Bernstein responded that he disagrees with a lot of what was just said. He commented that Allendale has been so fortunate to have both Mayor Emeritus White and Barra as leaders and remarked that he was privileged and honored to serve under them. He noted that this acquisition was made for the betterment of Allendale and he expressed his belief that it will be a win-win. In terms of the traffic study, he noted that the process has not reached that point yet and when the application comes before the Land Use Board, it will be approached with the utmost seriousness.

Borough Attorney Wiss explained that, due to the property facing a County road, simultaneous review by the County is mandatory. He further noted that, as the Borough felt strongly about the very issues being raised by Mr. Thomas, a traffic impact study was one of the conditions set forth in the contract.

Jesse Velten, 68 Elbrook Drive, thanked the governing body for reading the proclamation in honor of LGBTQ Pride Month and inquired whether there has been any consideration given to flying the Pride Flag.

Mayor Bernstein advised that there has been past policy that only the American, State, POW and 911 Flags be flown on Borough property. He noted that the Borough is fully supportive and inclusive of the LGBTQ community and the governing body took great honor in reading this proclamation. He advised that additional ways to show support will continue to be explored.

Mark Savastano, 22 Vreeland Place, inquired why valve replacements are not included as part of the maintenance contract with Suez.

Mr. Kistner explained that, although valve testing is included as part of the contract, valve replacement will be an additional charge. He advised that the Borough can use a contractor through Suez or use its own contractor to make these repairs.

Mr. Savastano expressed his appreciation for Mr. Thomas' comments. He then advised that he spoke against an application that was before the Land Use Board and expressed his opinion that

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granting this approval is a slippery slope. Mr. Savastano questioned why a member of the board may need to recuse themselves or whether it can be requested.

Borough Attorney Wiss explained that, if there is a belief that there may be a conflict of interest, then the motion should be made for that individual to recuse themselves at the time of the hearing.

Mayor Bernstein noted that 3 ½ hours were spent on this application and expressed his opinion that there were a lot of insightful comments made by both sides. He further noted that all parties who wished to speak were given the opportunity to be heard.

Adjournment:

There being no further business to come before the Mayor and Council, on a motion by Councilwoman Homan, second by Councilwoman Wilczynski, and unanimously carried, to adjourn this meeting. The meeting was adjourned at 8:47 p.m.

Respectfully submitted,

Anne Dodd, RMC
Municipal Clerk