

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
March 12, 2020

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

ABSENT: Councilmembers Jim Strauch and Amy Wilczynski

ALSO PRESENT: Borough Attorney Raymond Wiss
Acting Municipal Clerk Michelle Ryan

A Work 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 March 12, 2020. The meeting was called to order at 7:30p.m. by Mayor Bernstein who asked that the Acting 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 Sasso, second by Councilman O’Connell, that the Minutes of February 27, 2020 Work Session and the February 27, 2020 Regular Session be and hereby are approved.

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

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

Public Comment on Agenda Items Only:

No public came forward for comment.

Public Hearing for Advertised Ordinance:

The Acting Municipal Clerk read into the record:

The following ordinance published herewith was first read by title only on February 27, 2020 and posted on the bulletin board of the lobby of the municipal building.

ORDINANCE 20-02 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, WATER CHARGES, CHAPTER 262-11

Public Comments on Ordinance 20-02:

No one came forward.

Motion by Councilwoman Homan, second by Councilman Sasso, that Ordinance 20-02 be passed

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
March 12, 2020

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:	absent

(See Ordinance 20-02 attached and made a part hereof.)

Introduction of Ordinances:

Ordinances 20-03 & 20-04

Motion by Councilwoman Homan that the following ordinances be introduced and passed on first reading and setting March 26, 2020 at 8:00 p.m. or as soon thereafter 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 ordinances. Second by Councilman O'Connell.

The Acting Municipal Clerk read the title of the ordinances into the record:

ORDINANCE 20-03 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE CHAPTER 228, SECTION 3.1 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED “COMPOST PERMITS AND FEES”

ORDINANCE 20-04 – AN ORDINANCE ESTABLISHING CHAPTER 271 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED “SINGLE USE PLASTIC BAG REDUCTION”

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:	absent

(See Ordinances 20-03 and 20-04 attached and made a part hereof.)

Consent Agenda:

As there were no questions from the governing body, Mayor Bernstein requested a motion on the Consent Agenda items.

- A. **20-96**/Approval of Bill List
- B. **20-97**/Approval of Donation of Crestwood Lake Pass – Allendale Rotary Club
- C. **20-98**/Approval of Road Closure – Allendale Veterinary Hospital's Pet Adoption Event
- D. **20-99**/Approval of Waiver of Red Barn Application Fees
- E. **20-100**/Authorize Submission of 2019 Recycling Tonnage Grant Application
- F. **20-101**/Authorize Tax Appeal Settlement – Patel, Nimeet A. & Avani v. Allendale – 484 Paul Avenue – Block 1302, Lot 3

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
March 12, 2020

- G. **20-102**/Authorize Emergency Water Interconnection Agreement – Ridgewood Water
- H. **20-103**/Appointment of Relief P/T Hourly Crossing Guards – Maureen Burnham and George Wood
- I. **20-104**/Approve Change Order Number Two – 2019 NW Bergen Pricing Cooperative Paving Program – Mike Fitzpatrick & Son, Inc.

Motion by Councilman Sasso, second by Councilman O’Toole that the Consent Agenda be and is hereby 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:	absent

(See Resolutions 20-96 through 20-104 attached and made a part hereof.)

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:

This agenda item was addressed during the Work Session.

Staff Reports:

Ray Wiss, Municipal Attorney, reported that since the last meeting, he has been working on the emergency water interconnect agreements and the single use plastic bag reduction ordinance with Councilwoman Homan. He has also been working on various land use matters with Mr. Kistner. The DPW contract negotiations are close to resolution and negotiations with white collar unit are ongoing but proceeding in good order. Mr. Wiss has also been monitoring and advising the borough on the state’s guidance on coronavirus, especially pertaining to workplace issues.

Michelle Ryan, Acting Municipal Clerk, reported that the Clerk’s Office has received 31 OPRA requests since the last meeting. To date for 2020, we have received 110 requests in total. By comparison, through March 14, 2019, the Clerk’s Office had received 79 in total. Tatiana Marquis went to Trenton last week to the GRC’s OPRA training class. The majority, if not overwhelming majority, of requests are for records to generate business for the requestor, such as getting police reports and building dept records. Mr. Wiss opined that no one could have envisioned that a small town such as Allendale would be receiving 3 OPRA requests per working day. He stated that originally OPRA was established to make governments more transparent but now this really has

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
March 12, 2020

become a vehicle for trades to get information for the purpose of business competition. Discussion continued and Mayor Bernstein said that he would like to create a task force committee to review our OPRA practices and try to address the burden.

Ron Kistner, Administrative Officer/Director of Operations, reported that spring cleanup at the DPW started with a 30-yard container full of scrap metal being sold for \$175 at market. Rich McDowell and Ray Frazier have been busy scraping the lake. He noted there were some structural issues identified, which Conquest already repaired. Preparation of the ballfields are underway. The 2020 Commercial Grounds Maintenance contract was awarded tonight to High Mountain Landscaping, the third year in a row, and the whole town will be swept prior to the Easter holiday.

Alissa Mayer, CFO, had no report.

Public Comment on any issue:

Mark Savastano of 22 Vreeland Place thanked Councilwoman Homan for her efforts on the single use plastic bag reduction ordinance, which is near and dear to him. He inquired whether this is mandatory or voluntary for businesses, to which Councilwoman Homan replied that it is mandatory. He also asked for the details of the borough's efforts to make the public aware of this change. Councilwoman Homan responded that there will be many approaches taken such as walking campaigns. Also, every retailer will be given a copy of the adopted ordinance. She has already spoken to many of them directly but will continue to do so. She would also like to get the community organizations involved, especially with helping to educate the public. She said that the borough purposely did not mandate what the businesses had to offer as alternatives. As businesses are different, it will be up to each merchant to decide what provisions they will make for their patrons. Some options include offering paper recyclable bags or heavier plastic bags that get at least 125 uses. Councilwoman Homan is hopeful that the retailers will help promote this change as well. Acme had suggested that placing signage to alert the public would be helpful.

Mr. Savastano mentioned that during a conversation with Mayor Heche of Ridgewood, he was informed that Allendale and Ridgewood were working to address a new source of water pollution. Councilwoman Homan shared that two meetings ago the borough had approved a contract with Mott MacDonald to conduct a feasibility study to treat all PFAS chemicals. Currently the DEP only regulates PFNA, which Allendale is 100% in compliance with as levels are very, very low to non-existent. However, this pro-active measure Allendale is taking, will identify ways to bring all PFAS compounds to non-detectable levels, especially if DEP regulations change in the future.

No one else from the public came forward to be heard.

Adjournment:

There being no further business to come before the Mayor and Council, on a motion by Councilwoman Homan, second by Councilman O'Connell, and unanimously carried, the meeting was adjourned at 8:17p.m.

Respectfully submitted,

Michelle Ryan
Acting Municipal Clerk

**BOROUGH OF ALLENDALE
COUNTY OF BERGEN
STATE OF NEW JERSEY**

ORDINANCE 20-02

**AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE
THE CODE OF THE BOROUGH OF ALLENDALE,
WATER CHARGES, CHAPTER 262-11**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that Chapter 262-11(A)(1)(a) and (b) of the Code of the Borough of Allendale, be and hereby is amended, supplemented and revised to read as follows:

§ 262-11 Water charges.

A. Metered water.

(1) The rates to be charged for the use of water through each meter shall be as follows:

(a) For the Borough, churches, schools, restaurants, plant and flower nurseries, geriatric care facilities, Allendale Senior Housing Corporation/Allendale Urban Renewal, L.P., Allendale Housing, Inc., and for businesses located in Zoning Districts C-1 and C-2.

Gallons Per Quarter	Rate Per 1,000 Gallons
0 to 9,000	Minimum of \$52.64 per quarter per metered account
9,001 to 15,000	\$5.86
15,001 to 50,000	\$6.89
50,001 to 70,000	\$11.01
70,001 to 100,000	\$11.72
More than 100,000	\$12.40

(b) All other customers with the exception of those qualifying under Subsection **A(1)(c)** and **(d)** immediately following:

Gallons Per Quarter	Rate Per 1,000 Gallons
0 to 9,000	Minimum of \$52.64 per quarter per metered account
9,001 to 15,000	\$5.86
15,001 to 50,000	\$6.89
50,001 to 70,000	\$11.01
70,001 to 100,000	\$11.72
More than 100,000	\$12.40

BE IT FURTHER ORDAINED that, except as modified herein, all other provisions of Chapter 262 shall remain in full force and effect as previously adopted.

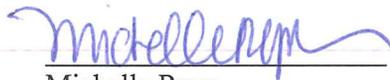
This ordinance shall take effect upon passage and publication as required by law.

	Motion	Second	Yea	Nay	Absent	Abstain
Homan	✓		✓			
O'Connell			✓			
O'Toole			✓			
Sasso		✓	✓			
Strauch					✓	
Wilczynski					✓	
Bernstein						

I hereby certify the above to be a true copy of an Ordinance adopted by the Governing Body of the Borough of Allendale on March 12, 2020



Mayor Ari Bernstein



Michelle Ryan
Acting Municipal Clerk

**BOROUGH OF ALLENDALE
COUNTY OF BERGEN
STATE OF NEW JERSEY**

ORDINANCE 20-03

**AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE
CHAPTER 228, SECTION 3.1 OF THE CODE OF THE BOROUGH
OF ALLENDALE ENTITLED “COMPOST PERMITS AND FEES”**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that Chapter 228, Section 3.1, “Compost Permits and Fees”, of the Code of the Borough of Allendale, be and hereby is amended, supplemented and revised as follows:

§228-3.1(A)(3), be and hereby is amended, supplemented and revised in its entirety to read:

(3) A fee is forty-five (\$45.00) dollars shall be charged in exchange for said permit effective April 16, 2020.

BE IT FURTHER ORDAINED that, except as modified herein, all other provisions of Chapter 100 shall remain in full force and effect as previously adopted.

**BOROUGH OF ALLENDALE
COUNTY OF BERGEN
STATE OF NEW JERSEY**

ORDINANCE 20-04

AN ORDINANCE TO ESTABLISH CHAPTER 271 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED "SINGLE USE PLASTIC BAG REDUCTION"

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that Chapter 271 of the Code of the Borough of Allendale, be and hereby is established as follows:

Chapter 271 - Single Use Plastic Bag Reduction

§271-1. Definitions

FOOD-HANDLING ESTABLISHMENT

Any establishment, business, store or commercial property, properly licensed where required and inspected, which serves made-to-order food or beverages for dine-in, takeout or delivery, including food trucks and mobile carts.

GOODS AND PRODUCTS

Things and items that are prepared and made to be sold, including, but not limited to, groceries, prepared food, foodstuffs, meat, dairy, beverages, alcohol and any and all other related items sold at retail by businesses and stores.

PRODUCE BAG or PRODUCT BAG

Any bag without handles that is used exclusively to segregate produce, meats, seafood, nuts, other food items and merchandise to carry them inside the store to the point of sale or to prevent such items from coming into direct contact with other purchased items, where such contact could damage or contaminate other food or merchandise when placed together in a reusable or recycled bag.

PROPERTY MAINTENANCE OFFICER

The individual charged with the enforcement of this Ordinance.

RECYCLABLE PAPER CARRY-OUT BAG

A paper bag that is able to be recycled.

RETAIL

The sale of goods and products for use and/or consumption.

RETAIL ESTABLISHMENT or RETAIL STORE

For the purpose of this section, retail establishment or retail store shall mean any commercial establishment, whether or not operated for profit, including, but not limited to, any mercantile establishment or store that engages in the sale of goods and products. The definition includes, but is not limited to, pharmacies, supermarkets, grocery stores, convenience stores, clothing stores,

food marts, food service establishments, seasonal and temporary businesses, home-based businesses, indoor or outdoor markets, and street fairs, which utilize single-use plastic carry-out bags for the conveyance of merchandise.

REUSABLE BAG

A bag that is designed and manufactured to withstand repeated uses, is machine washable or made from a material that can be cleaned and disinfected regularly and meets all of the following criteria:

- i) has a minimum lifetime of 125 uses,
- ii) is capable of carrying a minimum of 22 pounds and
- iii) does not contain lead, cadmium or any other heavy metal in toxic amounts (as defined by applicable state and federal standards and regulations), and
- iv) has handles.

A retail establishment or retail store may rely on a manufacturer's, vendor's or distributor's representations regarding bag characteristics.

SINGLE-USE PLASTIC CARRY-OUT BAGS

Any bag made predominantly of plastic derived from either petroleum or a biologically based source, such as corn or other plant sources, that is provided by an operator of a retail establishment or store to a customer at the point of sale. The term also includes bags that are compostable or biodegradable, but does not include reusable bags, produce bags or product bags (as defined above). This definition specifically exempts the following from the category of "single-use plastic carry-out bags":

A. Bags provided by retail establishments or retail stores and used by consumers inside retail establishments or stores to:

(1) package bulk items, such as fruit, vegetables, nuts, grains, candies, or small hardware items;

(2) contain or wrap frozen foods, meat, or fish, whether packaged or not;

(3) contain or wrap flowers, potted plants, or other items where dampness may be an issue;

(4) contain unwrapped prepared foods or bakery goods; or

(5) contain prescription drugs.

B. Newspaper bags, door-hanger bags, laundry and/or dry-cleaning bags, or bags sold in packages containing multiple bags intended for use as food storage bags, garbage bags, yard waste bags, or pet waste bags.

§271-2. Regulation of single-use plastic carry-out bags.

A. No retail establishment or store shall provide to any customer a single-use plastic carry-out bag provided for the purpose of transporting products or goods out of the business or store at the checkout stand, cash register, point of sale or other point of departure, except as otherwise provided in this chapter.

B. These prohibitions apply to single-use plastic carry-out bags used for take-out and/or deliveries from retail establishments or stores within the Borough of Allendale. The point of sale in such transactions is deemed to be at the retail establishment or store, regardless of where payment for the transaction physically occurs.

§271-3. Allowing reusable and recyclable paper carry-out bags; fees.

- A. All retail establishments or stores may make available to customers, for an optional fee, reusable bags and recyclable paper carry-out bags for the purpose of carrying goods or other materials away from the point of sale, subject to the provisions of this chapter. The fee charged shall be reflected in the sales receipt. The retail establishment or store may charge a fee for recyclable paper carry-out bags as it sees fit.
- B. Nothing in this chapter prohibits customers from using bags of any type that they choose to bring to retail establishments or stores themselves, in lieu of using bags available for a fee from the retail establishment or store, or from carrying away purchased goods that are not placed in a bag.

§271-4. Fees for providing reusable bags and recyclable paper carry-out bags.

- A. Any fee shall be separately stated on the receipt provided to the customer at the time of sales and shall be identified as the “checkout bag charge” or use similar identifying language. Small recyclable paper bags without handles and measuring eight (8) inches by sixteen (16) inches or less are exempt from any fee.
- B. All monies collected by retail establishments or stores under this chapter shall be retained by the store.

§271-5. Use of reusable bags encouraged.

- A. A retail establishment or store may choose, in its discretion, to provide a credit to customers that choose to bring their own bags.
- B. Each retail establishment or store is strongly encouraged to educate its staff to promote the use of reusable bags and to post signs encouraging customers to bring their own reusable bags.
- C. If a retail establishment or store makes available reusable plastic bags made of plastic film, the retail establishment or store is strongly encouraged to educate customers about plastic film recycling.
- D. Each retail establishment or store that provides takeout or delivery services is encouraged to provide customers with a choice to avoid use of reusable bags made of plastic.

§271-6. Exempt customers.

All retail establishments or retail stores must provide at the point of sale, free of charge, compliant bags of the retail establishment’s or store operator’s choice to any customer who participates in or is the beneficiary of any United States government federal welfare program, or any local or Bergen County welfare assistance program, or any New Jersey State welfare program, including but not limited to the New Jersey Supplemental Nutritional Assistance Program (SNAP) or the New Jersey State Supplemental Security Income Program (SSI).

§271-7. Enforcement.

- A. After the issuance of an initial written warning, any food-handling establishment, retail establishment or retail store found with subsequent violations of this chapter shall be subject to the following penalties:
- (1) For a first cited offense: a fine of \$50.
 - (2) For a second cited offense: a fine of \$100.
 - (3) For a third cited offense: a fine of \$200.
 - (4) Upon conviction of a fourth cited offense and all subsequent cited offenses: a fine not to exceed \$1,000, at the discretion of the Court.
- B. Violations shall be issued to, and be the responsibility of, the food-handling establishment, retail establishment or retail store or its owner and shall not be levied against the end user or consumer.
- C. The regulations shall be enforced by the Borough's Property Maintenance Officer.

§271-8. No conflict with federal or state law.

Nothing in this chapter is intended to create any requirement, power or duty that is in conflict with any federal or state law.

§271-9. Repealer.

All ordinances or parts thereof in conflict or inconsistent with this chapter are hereby repealed to the extent of such conflict or inconsistency.

§271-10. Conflict with other provisions.

All other parts, portions or provisions of the Borough Code of the Borough of Allendale, be and the same are hereby ratified and confirmed, except where inconsistent with the terms thereof. In the event of any such inconsistency, the terms of this chapter shall be deemed to govern.

§271-11. Severability.

The provisions of this chapter are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this chapter, but shall remain in effect; it being the legislative intent that this chapter shall stand notwithstanding the invalidity of any part thereof.

§271-12. Effective date.

This chapter shall take effect on September 1, 2020.

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

DATE: 03/12/2020

RESOLUTION# 20-96

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

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 March 12, 2020 in the amounts of:

Current Fund	\$1,427,345.89
Payroll Account	\$172,822.54
General Capital	\$11,612.50
Animal Fund	\$547.00
Grant Fund	\$0.00
COAH/Housing Trust	\$264.00
Improvement & Beautification	\$0.00
Unemployment Fund	\$0.00
Trust Fund	\$3,905.25
Water Operating	\$0.00
Water Capital	\$0.00

Total	\$1,616,497.18
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I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 12, 2020.

Michelle Ryan
Acting Municipal Clerk



BOROUGH OF ALLENDALE
500 West Crescent Avenue, Allendale, NJ 07401-1792

OFFICE OF TAX COLLECTOR
OFFICE OF CHIEF FINANCIAL OFFICER

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 March 12, 2020

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

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

DATE: 03/12/2020

RESOLUTION# 20-97

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

**DONATION OF CRESTWOOD LAKE SEASON PASS TO
ALLENDALE ROTARY CLUB**

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 donation of a family (parents and children) Crestwood Lake 2020 Season Pass to the Allendale Rotary Club.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 12, 2020.



Michelle Ryan
Acting Municipal Clerk

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 03/12/2020

RESOLUTION# 20-98

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

**APPROVAL OF ROAD CLOSURE –
ALLENDALE VETERINARY HOSPITAL'S PET ADOPTION EVENT**

WHEREAS, a request was received from the Allendale Veterinary Hospital to close West Allendale Avenue from the town clock to Central Avenue to hold its 5th annual pet adoption event on May 17, 2020 (raindate May 31, 2020) from 12 a.m. to 2 p.m.; and

WHEREAS, this request was reviewed by the Allendale Police Department who approves of same; and

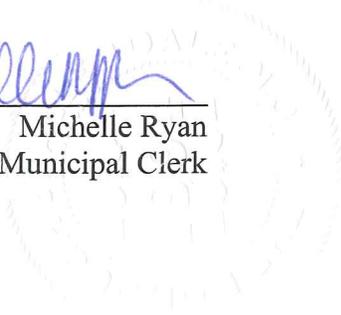
WHEREAS, the Allendale Veterinary Hospital will, after approval, coordinate the event with the Police Department, the Fire Department and the Department of Public Works;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that this request be and is hereby approved.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 12, 2020.



Michelle Ryan
Acting Municipal Clerk



**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 03/12/2020

RESOLUTION# 20-99

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

APPROVAL OF WAIVER OF RED BARN APPLICATION FEES

WHEREAS, the Borough of Allendale, from time to time, permits use of public facilities, including Red Barn, for certain activities by Allendale non-profit organizations; and

WHEREAS, the Borough of Allendale recognizes the significant contributions that these organizations make to the community at large; and

WHEREAS, the Borough wishes to waive the application fees associated with the use of Red Barn by these organizations for the year 2020.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that it does hereby agree to waive the 2020 Red Barn application fees for the following organizations:

- Allendale Board of Education
- Allendale Boy Scouts
- Allendale CERT
- Allendale Civic Association
- Allendale Fire Department
- Allendale Foundation for Education Excellence (AFEE)
- Allendale Girl Scouts
- Allendale Housing, Inc.
- Allendale PTO
- Allendale Recreation Commission
- Allendale Senior Housing, Inc.
- Allendale Travel Softball
- Allendale Volunteer Ambulance Corps
- Allendale Woman's Club
- Camp Acorn
- Crestwood Cruisers
- Hemophilia Walk
- Holiday Observers
- Hope & Healing After an Addiction Death
- Veterans of Foreign Wars – Allendale Post 10181

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 12, 2020.



 Michelle Ryan
 Acting Municipal Clerk

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 03/12/2020

RESOLUTION# 20-100

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

AUTHORIZE 2019 RECYCLING TONNAGE GRANT APPLICATION

WHEREASs, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and,

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and,

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and,

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and,

WHEREAS, a resolution authorizing this municipality to apply for the 2019 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council of the Borough of Allendale to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and,

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Allendale that they hereby endorse the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and that they designate the Borough of Allendale's Certified Recycling Coordinator, Julia Burdge, to ensure that the application is completed and properly filed; and,

BE IT FURTHER RESOLVED that the monies received from said grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 12, 2020.



Michelle Ryan
Acting Municipal Clerk

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

DATE: 03/12/2020

RESOLUTION# 20-101

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

PATEL, NIMEET A. & AVANI v. ALLENDALE TAX APPEAL SETTLEMENT

WHEREAS, the tax payers, Nimeet A. & Avani Patel, appealed the assessment levied on Block 1302, Lot 3 for the tax years 2019 & 2020; and

WHEREAS, the subject property is located at 484 Paul Avenue; and

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

WHEREAS, the Assessor has agreed to compromise the appeal as follows: the Assessed Value will be reduced from \$1,132,200 to \$1,095,000 for both years under appeal.

WHEREAS, there are sufficient funds available in the reserve for tax appeals account to satisfy the 2019 and 2020 tax refunds, 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.

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 Patel, Nimeet A. & Avani 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.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 12, 2020.

Michelle Ryan
Acting Municipal Clerk

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

DATE: 02/13/2020

RESOLUTION# 20-102

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

**AUTHORIZE EMERGENCY WATER INTERCONNECTION AGREEMENT –
RIDGEWOOD WATER, A MUNICIPAL UTILITY OF THE
VILLAGE OF RIDGEWOOD**

WHEREAS, the Borough of Allendale and Village of Ridgewood have determined that it is in their best interests to enter into an agreement by which Ridgewood agrees, under the terms set forth in the Agreement, to provide potable water to Allendale through an Interconnection of Ridgewood's and Allendale's respective water supply systems; and

WHEREAS, the Interconnection is located at or about 654 Brookside Avenue, Allendale, New Jersey.

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 agreement between the Borough of Allendale and Ridgewood Water, a Municipal Utility of the Village of Ridgewood; and

BE IT FURTHER RESOLVED that the Mayor and Acting Municipal Clerk be and are hereby authorized to sign said agreement.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 12, 2020.

Michelle Ryan
Acting Municipal Clerk

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 03/12/2020

RESOLUTION# 20-103

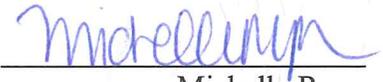
Council	Motion	Second	Yes	No	Abstain	Absent
Homan			✓			
O'Connell			✓			
O'Toole		✓	✓			
Sasso	✓		✓			
Strauch						✓
Wilczynski						✓
Mayor Bernstein	---	---				

APPOINTMENT OF CROSSING GUARDS

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that the following individuals are hereby appointed as Crossing Guards, P/T, Hourly on a per diem basis effective March 13, 2020:

<u>Name</u>	<u>Hourly Rate</u>	<u>Regular or Relief</u>
Maureen Burnham	\$18.00/hour	Relief
George Wood	\$18.00/hour	Relief

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 12, 2020.


Michelle Ryan
Acting Municipal Clerk

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

DATE: 03/12/2020

RESOLUTION# 20-104

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

**APPROVE CHANGE ORDER NUMBER TWO –
2019 NW BERGEN PRICING COOPERATIVE PAVING PROGRAM –
MIKE FITZPATRICK & SON, INC.**

WHEREAS, Mike Fitzpatrick & Son, Inc. was awarded a contract for the 2019 Road Resurfacing Program as part of the NW Bergen Pricing Cooperative Paving Program via Borough of Allendale Resolution No. 19-135 on May 9, 2019; and

WHEREAS, the Borough Engineer has requested that certain changes be made in said contract; and

WHEREAS, a net increase of \$8,127.50 will result from the actual quantities of work measured and performed; 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 \$8,127.50, a 9.28% increase in the original contracted amount, be approved for the 2019 NW Bergen Pricing Cooperative Paving Program, resulting in a new contract amount of \$176,608.48.

BE IT FURTHER RESOLVED that Change Order Number Two in the increased amount of \$8,127.50 be approved for performance by Mike Fitzpatrick & Son, Inc., 18 Cozy Lake Road, Oak Ridge, NJ 07438.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 12, 2020.

Michelle Ryan
Acting Municipal Clerk