

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
March 26, 2020

PRESENT: Mayor Ari Bernstein and Councilmembers Edward O’Connell, Matthew O’Toole,
(in person) Steve Sasso and Amy Wilczynski

PRESENT: Councilmembers Liz Homan and Jim Strauch
(via teleconference)

ABSENT: None

ALSO PRESENT: Borough Attorney Raymond Wiss
(in person) Acting Municipal Clerk Michelle Ryan

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 March 26, 2020. However, due to the COVID-19 pandemic, access to the general public was provided via Webex teleconferencing only, with adequate notice of access information posted for public viewing. The meeting was called to order at 8:00p.m. by Mayor Bernstein who welcomed and thanked everyone for their patience and understanding at this difficult and unprecedented time. He acknowledged everyone’s contribution to stemming the spread of the virus and their commitment to helping to keep Allendale and the community-at-large healthy. He reassured everyone of his confidence in Allendale’s as well as the nation’s resilience and how together we will get through this.

Mayor Bernstein 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 O’Connell, second by Councilwoman Wilczynski, that the Minutes of March 12, 2020 Work Session and the March 12, 2020 Regular Session be and hereby are approved.

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

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

Public Comment on Agenda Items Only:

Jackie McSwiggan, 70 Greenway, requested further explanation of Ordinance 20-06 and what it covers. Mayor Bernstein invited Borough Attorney Ray Wiss to respond. Mr. Wiss stated that it essentially establishes a new section in the code whereby if an individual wishes to have a special police protection they have to pay the prescribed fees. An individual cannot request the police force, as the police force, to patrol a private event without now paying the prescribed fees for that service. Mrs. McSwiggan asked if the fees would be going to the Borough and if these services were going to be performed on Borough time? In response, CFO Alissa Mayer stated that these fees apply

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to outside police duty and that when such services are needed, currently they only pay for the police officer's time. The new ordinance will now charge for the vehicle as well, which Mr. Wiss stated was \$125 per day.

No other public came forward.

Resolutions:

A. **20-105/Approve 2020 Temporary Capital Budget**

Motion by Councilwoman Homan, second by Councilman O'Toole that Resolution 20-105 be and is hereby approved.

On a roll call, the vote on Resolution 20-105 was recorded as follows:

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

(See Resolution 20-105 attached and made a part hereof.)

Public Hearing for Advertised Ordinance:

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”

Motion by Councilman O'Toole, second by Councilwoman Homan that Ordinances 20-03 and 20-04 be tabled to the April 30, 2020 meeting.

On a roll call, the vote to table Ordinances 20-03 and 20-04 was recorded as follows:

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

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

Introduction of Ordinances:

Ordinances 20-05, 20-06, 20-07 & 20-08

Motion by Councilman O'Connell that the following ordinances be introduced and passed on first reading and setting April 16, 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 Councilwoman Wilczynski.

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

ORDINANCE 20-05 – AN ORDINANCE OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$171,000 FOR THE INSTALLATION AND ACQUISITION OF HYDRANTS, GENERATORS, METERS, INTERCONNECTION IMPROVEMENTS, NEW INFORMATION TECHNOLOGY EQUIPMENT, WELL UPGRADES AND TREATMENT EQUIPMENT

ORDINANCE 20-06 - AN ORDINANCE TO ESTABLISH CHAPTER 26, SECTION 30.3 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED “SPECIAL PROTECTION”

ORDINANCE 20-07 – CALENDAR YEAR 2020 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

ORDINANCE 20-08 – BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,575,604 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION, TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS AND TO AMEND BOND ORDINANCE NO. 16-04 ADOPTED ON MARCH 10, 2016.

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

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

(See Ordinances 20-05 through 20-08 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. **20-106**/Approve Bill List
- B. **20-107**/Approve Memorandum of Understanding with Local No. 11, affiliated with International Brotherhood of Teamsters
- C. **20-108**/Authorize Use of Storm Recovery Reserve Funds for Coronavirus Response
- D. **20-109**/Authorize Refund – Tax Overpayment – 16 Allison Court – Block 1809, Lot 14, Qualifier C0016
- E. **20-110**/Authorize Agreement - 2020 Commercial Grounds Maintenance Services – High Mountain Landscaping, Inc.
- F. **20-111**/Authorize Suspension of Penalty Charges for Late Water Payments
- G. **20-112**/Authorize Additional Emergency Temporary Budget Appropriations

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Motion by Councilwoman Wilczynski, second by Councilman O'Connell 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:	aye
Councilman O'Toole:	aye	Councilwoman Wilczynski:	aye

(See Resolutions 20-106 through 20-112 attached and made a part hereof.)

Unfinished Business:

There was no unfinished business.

New Business:

A. **20-113**/Introduce 2020 Municipal Budget

Motion by Councilman O'Toole, second by Councilwoman Wilczynski that Resolution 20-113 be and is hereby approved.

On a roll call, the vote on Resolution 20-113 was recorded as follows:

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

(See Resolution 20-113 attached and made a part hereof.)

Council Committee Reports and Comments:

This agenda item was addressed during the Work Session.

Staff Reports:

None.

Mayor's Report:

Mayor Bernstein made the following address to the public:

Since our last meeting on March 12th the landscape of our community and the entire region has dramatically changed with the emergence of the COVID-19 pandemic. Here in Allendale, all efforts have been focused on keeping the residents safe, receiving the most up to date information from the respective government agencies, handling the health crisis, and disseminating that information to the residents of Allendale. Our top priority is the health and well-being of all our residents. I want to truly and personally thank OEM led by Scott Zieber, the first responders, the Board of Health led by Nadine Benoit, members of the administration and all borough employees for working together as one team to support the borough's efforts.

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We are sympathetic to the hard working families who not only find themselves juggling their own work responsibilities but also helping their children keep up with their school work; keeping their families healthy and in many cases caring for family members or neighbors who may be in a higher risk category. This has been a difficult and uncertain time for all of us, but I want to assure you that we are in this together. Allendale will rise to the challenge as it has done so many times before.

The Governor's most recent Executive Order 108 put into place on March 21st encourages all residents to stay home with the exception of particular situations specifically listed in the order. A link to the complete Executive Order is available on the COVID-19 Information page on the borough's website, www.allendalenj.gov. Individuals are also being asked to practice social distancing, staying six feet apart, excluding household members and immediate family members. I encourage and implore all residents to continue to heed the call and take these steps seriously.

We all understand at this time that many families may be worried about losing jobs, maintaining health coverage and keeping up with paying bills. We will continue to share any information regarding available relief programs in these areas with you. We also put a link on our website to the State's website, nj.gov, where you will be able to find information on everything from assistance programs for individuals and businesses to other helpful resources.

Our utility companies, PSE&G, Rockland Electric and Suez, have all announced changes to assist customers during this time. They have all temporarily suspended shut-off of their services to residential customers for non-payment. Please visit their websites for their updated info. We have put links to them up on our website.

At this time Borough Hall continues to be closed to the public until further notice, and for the health of our employees many of them are working from home with access to their emails and voicemails. I want to thank everyone for doing their part. I know it is not easy, but you have kept the town running almost seamlessly.

Please note that our scheduled metal pick-up for this month was cancelled for yesterday, and our vendor has suspended these pickups until further notice. If there are changes to any other collections, we will post them on our website. As we get information, we pass it along to you. For those few residents that have contacted me about not receiving information, we apologize for the inconvenience. We are all trying our best and we are disseminating through all mediums.

Allendale's parks continue to be closed to large groups but are open for passive recreation only at this time. The fields, basketball courts, playground, tennis courts and bathrooms remain closed until further notice.

The Recycling Center is scheduled to be open this Saturday, but residents should check our website for updates to the schedule. We will be re-evaluating going forward to balance the need for social distancing with the health and welfare of our employees and residents. So too with the Compost Facility. It is scheduled to open next Saturday, April 4th, Saturdays 9am to 5pm and Sundays 1pm to 5pm). We are considering options and not all blind or deaf to it. We are very much aware that people would like to use it and we are balancing all the concerns to make the best decisions for all involved.

Please continue to check the Borough's website, www.allendalenj.gov, for the most current changes in borough services and other updated information. Also, for updates on Board of Education

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matters, please visit Allendale School and Northern Highland's websites. Their links can be found on our website. We have and will continue to post their notices on our website as requested.

Lastly, thank you for your patience and for doing your part. Everyone please stay safe and together we will all get through this.

Public Comment on any issue:

Mark Savastano of 22 Vreeland Place thanked Mayor Bernstein for his comments. As he had joined the call late and not heard the Work Session, he inquired as to the discussion on recycling by Councilman Strauch. Mayor Bernstein replied that it was discussed at length and invited Mr. Savastano to listen to the audio recording of the meeting which will be up on the website tomorrow.

He also inquired if the plastic bag ordinance was acted upon tonight. Mayor Bernstein advised him that it was tabled until the April 30th meeting. He stated his concerns regarding the exemption for a certain weight of bag that would still be allowed to be used. He is concerned that stores would switch to certain types of bags to get around the ordinance. Councilwoman Homan said paper bags and plastic bags used in the interior of the store such as for meat and fish and reusable plastic bags are exempt. Mr. Savastano will contact Councilwoman Homan to further discuss.

Mr. Savastano stated that he is honored to be a part of the committee discussing recycling options and looks forward to working with Councilman Strauch, Ron Kistner and Councilman O'Connell. Mayor Bernstein thanked him for service

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 Councilman Sasso, second by Councilwoman Wilczynski, and unanimously carried, the meeting was adjourned at 8:24 p.m.

Respectfully submitted

Michelle Ryan
Acting Municipal Clerk

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

DATE: 03/26/2020

RESOLUTION# 20-105

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

APPROVAL OF 2020 TEMPORARY CAPITAL BUDGET

WHEREAS, the local capital budget for the year 2020 has not been adopted; and

WHEREAS, it is desired to Introduce a Bond Ordinance.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Allendale, County of Bergen that the following temporary capital budget of 2020 be made:

CAPITAL BUDGET (Current Year Action) 2020									
1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 AMOUNTS RESERVED IN PRIOR YEARS	5 PLANNED FUNDING SERVICES FOR CURRENT YEAR 2020					6 TO BE FUNDED IN FUTURE YEARS
				5a 2020 Budget Appropriations	5b Improvement Fund	5c Capital Surplus	5d Grants in Aid and Other Funds	5e Debt Authorized	
Various Improvements & Acquisitions		\$ 1,575,604			\$ 43,000		\$ 675,604	\$ 857,000	
TOTAL ALL PROJECTS		\$ 1,575,604			\$ 43,000		\$ 675,604	\$ 857,000	

3 YEAR CAPITAL PROGRAM 2020-2022 Anticipated PROJECT Schedule and Funding Requirement									
1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 ESTIMATED COMPLETION TIME	5 FUNDING AMOUNTS PER YEAR					
				Budget Year 2020	2021	2022	2023	2024	2025
Various Improvements & Acquisitions		\$ 1,575,604		\$ 1,575,604					
TOTAL ALL PROJECTS		\$ 1,575,604		\$ 1,575,604					

3 YEAR CAPITAL PROGRAM 2020-2022 SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS										
1 PROJECT	2 Estimated TOTAL COST	3 Budget Appropriations		4 Capital Improvement Fund	5 Capital Surplus	6 Grants in Aid And Other Funds	7 BONDS AND NOTES			
		Current Year 2020	Future Years				General	Self Liquidating	Assessment	School
Various Improvements & Acquisitions	\$ 1,575,604			\$ 43,000		\$ 675,604	\$ 857,000			
TOTAL ALL PROJECTS	\$ 1,575,604			\$ 43,000		\$ 675,604	\$ 857,000			

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 26, 2020.



Michelle Ryan
Acting Municipal Clerk

BOROUGH OF ALLENDALE

PUBLIC NOTICE

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”

was introduced at a regular meeting of the Mayor and Council of the Borough of Allendale, in the County of Bergen, New Jersey, held on Thursday, March 12, 2020.

In response to the current declared State of Emergency and public health emergency, the Mayor and Council of the Borough of Allendale “tabled this ordinance” and did not take action to adopt at the March 26, 2020 meeting. A new public hearing date was set.

This ordinance will now be further considered for final passage after public hearing at a regular meeting of the Mayor and Council to be held in the Council Chambers, Allendale Municipal Building, 500 West Crescent Avenue, Allendale, New Jersey on Thursday, April 30, 2020 at 8:00 P.M. prevailing time, or as soon thereafter as the matter can be heard.

A clear and concise statement of this ordinance is to amend “Compost Permits and Fees”, Chapter 228, Section 3.1(A)(3) of the Code of the Borough of Allendale to increase the Compost Permit fee to forty-five (\$45.00) dollars effective April 16, 2020, as set forth in the ordinance.

A copy of this ordinance may be obtained without cost between the hours of 9:00 a.m. and 4:30 p.m. at the Office of the Municipal Clerk, 500 West Crescent Avenue, Allendale, New Jersey.

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
PUBLIC NOTICE**

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

was introduced at a regular meeting of the Mayor and Council of the Borough of Allendale, in the County of Bergen, New Jersey, held on Thursday, March 12, 2020.

In response to the current declared State of Emergency and public health emergency, the Mayor and Council of the Borough of Allendale “tabled this ordinance” and did not take action to adopt at the March 26, 2020 meeting. A new public hearing date was set.

This ordinance will now be further considered for final passage after public hearing at a regular meeting of the Mayor and Council to be held in the Council Chambers, Allendale Municipal Building, 500 West Crescent Avenue, Allendale, New Jersey on Thursday, April 30, 2020 at 8:00 P.M. prevailing time, or as soon thereafter as the matter can be heard.

A clear and concise statement of this ordinance is to establish Chapter 271 of the Code of the Borough of Allendale entitled “Single Use Plastic Bag Reduction” to implement regulations pertaining to provision of single use plastic bags by retail establishments within the Borough of Allendale, as set forth in the ordinance.

A copy of this ordinance may be obtained without cost between the hours of 9:00 a.m. and 4:30 p.m. at the Office of the Municipal Clerk, 500 West Crescent Avenue, Allendale, New Jersey.

Michelle Ryan
Acting Municipal Clerk

**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.

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

ORDINANCE 20-05

**AN ORDINANCE OF THE BOROUGH OF ALLENDALE,
IN THE COUNTY OF BERGEN, NEW JERSEY,
APPROPRIATING \$171,000 FOR THE INSTALLATION
AND ACQUISITION OF HYDRANTS, GENERATORS,
METERS, INTERCONNECTION IMPROVEMENTS, NEW
INFORMATION TECHNOLOGY EQUIPMENT, WELL
UPGRADES AND TREATMENT EQUIPMENT**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF
ALLENDALE, IN THE COUNTY OF BERGEN, NEW JERSEY (NOT LESS THAN
TWO-THIRDS OF all members thereof affirmatively concurring) AS FOLLOWS:**

Section 1. \$171,000 is hereby appropriated from the Water Utility Capital Fund-Reserve for Capital Infrastructure for the Acquisition and Installation of Hydrants including accessories and valves, New Generator, Water Meters, Interconnection Improvements, New Information Technology Equipment, Well Upgrades and Treatment Equipment including all work and materials necessary therefor or incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is

available there for public inspection.

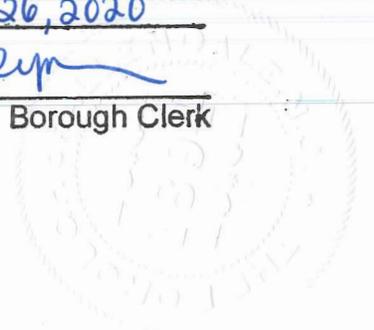
Section 3. This ordinance shall take effect as provided by law.

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

I hereby certify that the foregoing is a true copy of an ordinance introduced by the Mayor and Council of the Borough of Allendale on March 26, 2020

Michelle Ryan

Acting Borough Clerk



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

ORDINANCE 20-06

**AN ORDINANCE TO ESTABLISH CHAPTER 26,
SECTION 30.3 OF THE CODE OF THE BOROUGH
OF ALLENDALE ENTITLED "SPECIAL PROTECTION"**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that Chapter 26, Section 30.3 of the Code of the Borough of Allendale, be and hereby is established as follows:

§ 26-30.3 Special protection.

- (a) Except in case of imminent peril to life or property or other proper emergency, the regular officers and members of the Police Department shall not, without the permission of the Police Chief, act as special guard or escort for a private person or property. Any person, firm or corporation who may desire special police protection in the absence of any imminent peril to life or property or other proper emergency shall request the same from the Police Chief and if, in the opinion of said Police Chief, officers and men of the Department shall be available, said special protection may be furnished upon the payment of a charge to cover the cost thereof as set forth in § 26-30.3(b).

- (b)
 - (i) Payment for the use of any motor vehicle of the Police Department in connection with special police protection authorized under § 26-30.3(a) shall be \$125 per day, or any part of a day.

 - (ii) Payment for the services of any police officer in connection with special police protection authorized under § 26-30.3(a) shall be at the hourly rate equal to the gross hourly salary otherwise paid to that officer.

- (c) Notwithstanding the provisions of subsections (a) and (b) hereinabove, the Chief of Police shall have the authority to waive the fees set forth in subsection (b) (i) hereinabove if, in his or her discretion, the use of a police vehicle shall not result in any material wear and tear on such vehicle.

This ordinance shall take effect as provided by law.

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

I hereby certify that the foregoing is a true copy of an ordinance introduced by the Mayor and Council of the Borough of Allendale on March 26, 2020

Michelle Lynn
Acting Borough Clerk

BOROUGH OF ALLENDALE

ORDINANCE 20-07

CALENDAR YEAR 2020

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Borough of Allendale in the County of Bergen finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 1 % increase in the budget for said year, amounting to \$91,697 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Allendale, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Borough of Allendale shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1 %, amounting to \$91,697, and that the CY 2020 municipal budget for the Borough of Allendale be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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

I hereby certify that the foregoing is a true copy of an ordinance introduced by the Mayor and Council of the Borough of Allendale on March 26, 2020

Michelle Lynn

Acting Borough Clerk

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

ORDINANCE 20-08

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY EQUIPMENT, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,575,604 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION, TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS AND TO AMEND BOND ORDINANCE NO. 16-04 ADOPTED ON MARCH 10, 2016.

BE IT ORDAINED by the Borough Council of the Borough of Allendale, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Allendale, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery, new information technology equipment, new communication and signal systems equipment and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized, and the down payment and various grants appropriated, by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the various grants hereinafter appropriated, and (3) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (4) the estimated maximum amount of bonds and notes to be issued for each such

purpose, and (5) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of the 2020 Road Improvement Program (including drainage, sidewalk and curb improvements, where necessary) at various locations, as set forth on a list prepared or to be prepared by the Borough Engineer and placed on file with the Borough Clerk and hereby approved as if set forth herein in full. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 253,799
Down Payment Appropriated	\$ 12,099
Bonds and Notes Authorized	\$ 241,700
Period of Usefulness	10 years

B. Undertaking of streetscape improvements to the Downtown/DeMercurio Drive (Phase 2).

Appropriation and Estimated Cost	\$ 282,700
State Grant Appropriated	\$ 227,000
Down Payment Appropriated	\$ 2,675
Bonds and Notes Authorized	\$ 53,025
Period of Usefulness	10 years

C. Undertaking of streetscape improvements to the Downtown/DeMercurio Drive (Phase 3).

Appropriation and Estimated Cost	\$ 249,000
State Grant Appropriated	\$ 215,000
Down Payment Appropriated	\$ 1,620
Bonds and Notes Authorized	\$ 32,380
Period of Usefulness	10 years

D. Acquisition of new communication and signal systems equipment for the use of the Police Department consisting of (i) communication system upgrade equipment and (ii) radar equipment.

Appropriation and Estimated Cost	\$ 43,400
Down Payment Appropriated	\$ 2,070
Bonds and Notes Authorized	\$ 41,330
Period of Usefulness	10 years

E. Acquisition of new information technology equipment and new additional or replacement equipment and machinery for the use of the Police Department consisting of: (i) computer equipment, (ii) body armor and (iii) firearms.

Appropriation and Estimated Cost	\$ 27,800
Down Payment Appropriated	\$ 1,325
Bonds and Notes Authorized	\$ 26,475
Period of Usefulness	5 years

F. (i) Implementation of a records management system for Borough documents for the use of various Borough departments, offices and agencies and (ii) acquisition of new information technology equipment consisting of computer equipment for the use of various Borough departments, offices and agencies.

Appropriation and Estimated Cost	\$ 25,000
Down Payment Appropriated	\$ 1,200
Bonds and Notes Authorized	\$ 23,800
Period of Usefulness	5 years

G. Acquisition of new additional or replacement equipment and machinery consisting of self-contained breathing apparatus equipment for the use of the Fire Department.

Appropriation and Estimated Cost	\$ 192,905
Federal Grant Appropriated	\$ 183,604
Down Payment Appropriated	\$ 451
Bonds and Notes Authorized	\$ 8,850
Period of Usefulness	5 years

H. Acquisition of new additional or replacement equipment and machinery for the use of the Fire Department consisting of: (i) turnout gear and (ii) personal protective equipment.

Appropriation and Estimated Cost	\$ 30,000
Down Payment Appropriated	\$ 1,450
Bonds and Notes Authorized	\$ 28,550
Period of Usefulness	5 years

I. (i) Roof replacement and other improvements to the Fire House and (ii) acquisition of new communication and signal systems equipment and new additional or replacement equipment and machinery for the use of the Fire Department consisting of: (a) pagers, (b) radios and (c) fire suppression equipment.

Appropriation and Estimated Cost	\$ 45,000
Down Payment Appropriated	\$ 2,150
Bonds and Notes Authorized	\$ 42,850
Period of Usefulness	10 years

J. Acquisition of new automotive vehicles, including original apparatus and equipment, for the use of the Department of Public Works, including, but not limited to, a street sweeper.

Appropriation and Estimated Cost	\$ 170,000
Down Payment Appropriated	\$ 8,135
Bonds and Notes Authorized	\$ 161,865
Period of Usefulness	5 years

K. Undertaking of various playground improvements at Crestwood Lake.

Appropriation and Estimated Cost	\$ 250,000
County Grant Appropriated	\$ 50,000
Down Payment Appropriated	\$ 9,525
Bonds and Notes Authorized	\$ 190,475
Period of Usefulness	15 years

L. Replacement of sewer flow metering equipment at the Ramsey meter pit.

Appropriation and Estimated Cost	\$ 6,000
Down Payment Appropriated	\$ 300
Bonds and Notes Authorized	\$ 5,700
Period of Usefulness	10 years

Aggregate Appropriation and Estimated Cost	\$1,575,604
Aggregate Grants Appropriated	\$ 675,604
Aggregate Down Payment Appropriated	\$ 43,000
Aggregate Amount of Bonds and Notes Authorized	\$ 857,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$133,499 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. The sum of \$227,000 received or to be received as a grant from the New Jersey Department of Transportation ("NJDOT") is hereby appropriated to the payment of

the cost of the streetscape improvements (Phase 2) authorized in Section 4.B above.

Section 7. The sum of \$215,000 received or to be received as a grant from the NJDOT is hereby appropriated to the payment of the cost of the streetscape improvements (Phase 3) authorized in Section 4.C above.

Section 8. The sum of \$183,604 received or to be received as a grant from the Federal Emergency Management Agency (FEMA) is hereby appropriated to the payment of the cost of the equipment acquisition authorized in Section 4.G above.

Section 9. The sum of \$50,000 received or to be received as a grant from the County of Bergen Open Space, Recreation, Floodplain Protection, Farmland and Historic Preservation Trust Fund is hereby appropriated to the payment of the cost of the park improvements authorized in Section 4.K above.

Section 10. It is hereby determined and stated that moneys exceeding \$43,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$43,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 11. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$857,000 are

hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 12. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$857,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 13. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations

prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 14. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 9.65 years computed from the date of said bonds.

Section 15. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$857,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 16. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes (other than the County, State and Federal grants hereinbefore appropriated which shall be applied to the cost of such purposes, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 17. Section 4.G of Bond Ordinance No. 16-04 adopted by the Borough Council of the Borough on March 10, 2016 is hereby amended to change the purpose authorized from Phase I of the Fiber Communications Project to the acquisition of various Police communications equipment, and shall hereafter read as follows:

"[Section 4.]G. Acquisition of various Police communications equipment.

Appropriation and Estimated Cost	\$ 30,000
Down Payment Appropriated	\$ 1,430
Bonds and Notes Authorized	\$ 28,570
Period of Usefulness	10 years."

Section 18. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 19. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1, 4 and 17 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 20. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the

principal of and interest on such bonds and notes, without limitation as to rate or amount.

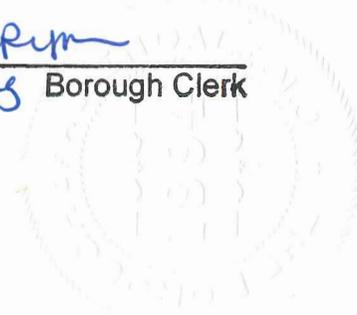
Section 21. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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

I hereby certify that the foregoing is a true copy of an ordinance introduced by the Mayor and Council of the Borough of Allendale on March 26, 2020

Michelle Fum

Acting Borough Clerk



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

DATE: 03/12/2020

RESOLUTION# 20-106

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

APPROVAL OF 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 26, 2020 in the amounts of:

Current Fund	\$2,088,697.98
Payroll Account	\$216,997.52
General Capital	\$15,744.72
Animal Fund	\$0.00
Grant Fund	\$1,290.00
COAH/Housing Trust	\$0.00
Improvement & Beautification	\$0.00
Unemployment Fund	\$0.00
Trust Fund	\$0.00
Water Operating	\$0.00
Water Capital	\$0.00
Total	\$2,322,730.22

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 26, 2020.

Michelle Ryan
Acting 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 March 26, 2020

M. Alissa Mayer

M. Alissa Mayer, CMFO
Chief Financial Officer

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

DATE: 03/26/2020

RESOLUTION# 20-107

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

**APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH LOCAL NO. 11,
AFFILIATED WITH INTERNATIONAL BROTHERHOOD OF TEAMSTERS**

WHEREAS, the Collective Bargaining Agreement (“CBA”) between the Borough of Allendale (“Borough”) and Local No. 11, affiliated with International Brotherhood of Teamsters (“Union”), expired on December 31, 2019; and

WHEREAS, Allendale and the Union engaged in ongoing negotiations to discuss and agree upon the terms and conditions of a successor CBA; and

WHEREAS, as part of the negotiations for a successor CBA, a Memorandum of Understanding (“MOU”) between Allendale and the Union was agreed to and approved between the parties for the term January 1, 2020 through December 31, 2023; and

WHEREAS, the Union has indicated its approval of the terms and provisions of the MOU by executing the same; and

WHEREAS, Allendale wishes to memorialize its approval of the terms and provisions of the MOU by adoption of this Resolution; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Allendale that the Memorandum of Understanding as between the Borough and the Union for the term January 1, 2020 through December 31, 2023, the terms of which are incorporated by reference herein, be and hereby is **APPROVED**; and

BE IT FURTHER RESOLVED that the Mayor, the Chief Financial Officer 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 March 26, 2020.

Michelle Ryan
Acting Municipal Clerk

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

DATE: 03/26/2020

RESOLUTION# 20-108

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

**AUTHORIZE USE OF STORM RECOVERY RESERVE FUNDS
FOR COVID-19 RESPONSE**

WHEREAS, the Borough of Allendale previously established a storm recovery trust fund which was approved by the Division of Local Government Services; and

WHEREAS, N.J.S.A. 40A:4-62.1 permits a municipality or county to adopt resolution authorizing storm recovery reserve funds to be used for “any purpose necessary to protect the safety, security, health and welfare of its citizens from the damage caused by an emergency declared by the Governor or the President of the United States.; and

WHEREAS, on March 9, 2020, the Governor of the State of New Jersey declared, via Executive Order 103, the concurrent invocation of both a State of Emergency pursuant to N.J.S.A. App. A:9-33 et seq., and a Public Health Emergency as contemplated by N.J.S.A. 26:13-1 et seq., which invoked the authority and powers contemplated by N.J.S.A. 26:13-3, the Emergency Health Powers Act, and remains in effect; and

WHEREAS, on March 13, 2020, the President of the United States, by authority of Sections 201 and 301 of the National Emergencies Act (50 U.S.C. 1601 et seq.) and consistent with Section 1135 of the Social Security Act (SSA), as amended (42 U.S.C. 1320b-5), declared and proclaimed that the COVID-19 outbreak in the United States constitutes a national emergency; and

WHEREAS, Local Finance Notice 2020-06 dated March 16, 2020 authorizes use of storm recovery reserves for COVID-19 expenditures upon resolution by the local governing body authorizing such use.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Allendale that the storm recovery trust fund may be used for expenditures related to the Borough of Allendale’s response to the COVID-19 State of Emergency; and

BE IT FURTHER RESOLVED that the Mayor, Chief Financial Officer and Clerk be and are hereby authorized to take such action as necessary so as to implement this resolution; and

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 26, 2020.



 Michelle Ryan
 Acting Municipal Clerk

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

DATE: 03/26/2020

RESOLUTION# 20-109

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

AUTHORIZE REFUND – TAX OVERPAYMENT

BE IT RESOLVED by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following checks on the properties listed below and charge same to Overpayment of 2019 Taxes:

Blk/Lot/Qual	Name	Property Location	Amount
1809/14/C0016	Wolfe, Julie L.	16 Allison Court	\$3,124.91

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 26, 2020.

Michelle Ryan
Acting Municipal Clerk

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

DATE: 03/26/2020

RESOLUTION# 20-110

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

**AUTHORIZE 2020 COMMERCIAL GROUNDS MAINTENANCE AGREEMENT –
HIGH MOUNTAIN LANDSCAPING, INC.**

WHEREAS, there is a need for landscaping services for the 2020 Commercial Ground Maintenance Program; and

WHEREAS, quotations and pricing were sought by the Borough's Director of Operations on February 24, 2020 with responses due by noon on March 10, 2020; and

WHEREAS, High Mountain Landscaping was the only responsive bidder; and

WHEREAS, the Chief Financial Officer has advised that funding will be available in the 2020 Municipal Budget;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that an Agreement for landscaping services for the 2020 Commercial Ground Maintenance with High Mountain Landscaping, Inc., 101 Ballentine Drive, North Haledon, New Jersey 07508 be entered into in the amount of \$34,345.00; and

BE IT FURTHER RESOLVED that the records for the solicitation of quotes be kept on file along with the award of contract in the Municipal Clerk's office; and

BE IT FURTHER RESOLVED that the Mayor, Acting Municipal Clerk and hereby are authorized to sign an agreement, subject to attorney review and approval of the agreement, to reflect these services.

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 26, 2020.



 Michelle Ryan
 Acting Municipal Clerk

Certification of Availability of Funds

This is to certify to the Borough of Allendale that funds for the following resolution will be made available in the 2020 Budget.

Resolution Date: March 26, 2020

Resolution Number: 20-110

Vendor: High Mountain Landscaping
101 Ballentine Drive
North Haledon, NJ 07508

Contract: Commercial Ground Maintenance

Account Number: 0-01-28-370-166

Amount: \$17,172.50

Account Number: 0-01-26-310-166

Amount: \$17,172.50


Chief Financial Officer

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

DATE: 03/26/2020

RESOLUTION# 20-111

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

**AUTHORIZE SUSPENSION OF PENALTY CHARGES
FOR LATE WATER PAYMENTS**

WHEREAS, the COVID-19 outbreak is a public health emergency of international concern; and

WHEREAS, on March 9, 2020, the Governor of the State of New Jersey declared a State of Emergency for COVID-19 via Executive Order 103; and

WHEREAS, on March 13, 2020, the President of the United States declared and proclaimed that the COVID-19 outbreak in the United States constitutes a national emergency; and

WHEREAS, the public health emergency caused by COVID-19 has created significant detrimental impacts on the global economy, the effects of which have unfortunately not even been fully realized yet; and

WHEREAS, as this virus spreads, restrictions on individuals, communities and non-essential businesses have been and will continue to be put in place for the health, safety, welfare of New Jersey's residents and the citizens of the United States; and

WHEREAS, Suez Water, the water operator for the Borough of Allendale, has suspended penalty charges for late water payments; and

WHEREAS, the Borough of Allendale is desirous to provide some immediate relief for its residents in response to the damaging effects of COVID-19.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Allendale that penalty charges for late water payments due to Allendale Water be and are hereby suspended until further notice; and

BE IT FURTHER RESOLVED that the Mayor, Chief Financial Officer, Water Collector and Acting Clerk be and are hereby authorized to take such action as necessary 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 March 26, 2020.



 Michelle Ryan
 Acting Municipal Clerk

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

DATE: 03/26/2020

RESOLUTION# 20-112

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

AUTHORIZE EMERGENCY TEMPORARY BUDGET APPROPRIATIONS

WHEREAS, an emergent condition has arisen with respect to certain budget appropriations and no adequate provision has been made in the 2020 Temporary Budget, and N.J.S.A. 40A: 4-20 provides for the creation of emergency temporary appropriations for said purpose.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Allendale that in accordance with the provisions of N.J.S.A. 40A: 4-20;

1. An emergency temporary appropriation be and the same is hereby made in the total amount of:

MUNICIPAL CLERK	
SALARIES & WAGES - MUNICIPAL CLERK	34,000
OTHER EXPENSES - MUNICIPAL CLERK	10,000
FINANCE	
SALARIES & WAGES - FINANCE	35,000
OTHER EXPENSES - FINANCE	4,000
ANNUAL AUDIT	10,000
TAX COLLECTION	
SALARIES & WAGES - TAX COLLECTION	10,000
TAX ASSESSMENT	
SALARIES & WAGES - TAX ASSESSMENT	12,000
OTHER EXPENSES - TAX ASSESSMENT	4,000

**RESOLUTION
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BERGEN COUNTY, NJ**

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LEGAL SERVICES	
OTHER EXPENSES - LEGAL	40,000
ENGINEERING	
OTHER EXPENSES - ENGINEERING	35,000
PLANNING AND ZONING BOARD	
SALARIES & WAGES, PLANNING & ZONING	10,500
OTHER EXPENSES, PLANNING & ZONING	10,000
CONSTRUCTION CODE/BUILDING DEPT.	
SALARIES & WAGES, CONSTRUCTION CODE/BLDG	25,000
OTHER EXPENSES, CONSTRUCTION CODE/BLDG.	1,000
ELECTRICAL INSPECTOR	
SALARIES & WAGES, ELECTRICAL INSPECTOR	3,500
PLUMBING SUBCODE	
SALARY & WAGE - PLUMBING SUBCODE	3,000
PROPERTY MAINTENANCE INSPECTOR	
SALARY & WAGE - PROPERTY MAINTENANCE	6,000
FIRE SUBCODE	
SALARY & WAGE, FIRE SUBCODE	3,000
INSURANCE - OTHER	
OTHER EXPENSES - INSURANCE - OTHER	55,000
WORKERS' COMPENSATION	6,000
GROUP INSURANCE	
OTHER EXPENSES - GROUP INSURANCE	205,000
POLICE	
SALARY & WAGE - POLICE	635,000

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BERGEN COUNTY, NJ**

DATE: 03/26/2020

RESOLUTION# 20-112

OTHER EXPENSES - POLICE	90,000
EMERGENCY MGMT SERVICES	
SALARY & WAGE - EMERGENCY MGMT SVCS	600
OTHER EXPENSES - EMERGENCY MGMT SVCS	1,000
FIRE	
OTHER EXPENSES - FIRE	30,000
FIRE OFFICIAL	
SALARY & WAGE - FIRE OFFICIAL	3,000
OTHER EXPENSES - FIRE OFFICIAL	200
RADIO EQUIPMENT MAINTENANCE	
OTHER EXPENSES - RADIO EQUIPMENT	2,000
MUNICIPAL PROSECUTOR	
SALARY & WAGE - MUNICIPAL PROSECUTOR	1,000
STREETS & ROADS	
SALARY & WAGE - STREETS & ROADS	230,000
OTHER EXPENSES - STREETS & ROADS	33,000
SHADE TREE	
OTHER EXPENSES - SHADE TREE	10,000
GARBAGE & TRASH REMOVAL	
OTHER EXPENSES - GARBAGE & TRASH REMOVAL	160,000
MUNICIPAL RECYCLING	
SALARY & WAGE - MUNICIPAL RECYCLING	1,500
OTHER EXPENSES - MUNICIPAL RECYCLING	50,000
BUILDINGS & GROUNDS	
OTHER EXPENSES - BUILDINGS & GROUNDS	28,000
BOARD OF HEALTH	

**RESOLUTION
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BERGEN COUNTY, NJ**

DATE: 03/26/2020

RESOLUTION# 20-112

SALARY & WAGE - BOARD OF HEALTH	2,000
OTHER EXPENSES - BOARD OF HEALTH	14,000
ANIMAL CONTROL	
OTHER EXPENSES - ANIMAL CONTROL	3,000
PARKS	
OTHER EXPENSES - PARKS	20,000
CRESTWOOD	
OTHER EXPENSES - CRESTWOOD	25,000
ELECTRICITY	
OTHER EXPENSES - ELECTRICITY	20,000
STREET LIGHTING	15,000
TELEPHONES	
OTHER EXPENSES - TELEPHONES	19,000
GAS (NATURAL)	
OTHER EXPENSES - GAS (NATURAL)	6,000
SEWER	
OTHER EXPENSES - SEWER	4,000
GASOLINE	
OTHER EXPENSES - GASOLINE	20,000
SOCIAL SECURITY	83,500
DCRP	1,700
PUBLIC DEFENDER	
OTHER EXPENSE - PUBLIC DEFENDER	600
N W BERGEN SEWER AUTHORITY	
OTHER EXPENSES - NW BERGEN SEWER	456,000
LIBRARY	

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OTHER EXPENSES - LIBRARY	150,000
INTERLOCAL WALDWICK WELL BABY	
OTHER EXPENSE - WALDWICK WELL BABY	200
INTERLOCAL MUNICIPAL COURT	
OTHER EXPENSE - MUNICIPAL COURT	22,000
MUNICIPAL COURT	
SALARY & WAGE - MUNICIPAL COURT	2,300
OTHER EXPENSES - MUNICIPAL COURT	1,500
PAYMENT OF BOND PRINCIPAL	330,000
PAYMENT OF BOND INTEREST	25,000
NOTE PRINCIPAL	172,787
TOTAL CURRENT FUND	6,160,887
WATER UTILITY OPERATING FUND	
SALARIES & WAGES	5,000
OTHER EXPENSES	190,000
PURCHASE OF WATER	200,000
CAPITAL OUTLAY/INFRASTRUCTURE	100,000
PRINCIPAL ON BONDS	80,000
INTEREST ON BONDS	9,375
TOTAL WATER UTILITY OPERATING FUND	584,375

2. That said emergency temporary appropriation will be provided in the 2020 budget;

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

DATE: 03/26/2020

RESOLUTION# 20-112

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

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 26, 2020.



Michelle Ryan
Acting Municipal Clerk

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

DATE: 03/26/2020

RESOLUTION# 20-113

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

INTRODUCTION OF 2020 BUDGET

BE IT RESOLVED, that the following statement of revenues and appropriations attached hereto constitute the local Budget of the Borough of Allendale, Bergen County, New Jersey for the year 2020.

BE IT FURTHER RESOLVED, that the said budget be published in The Record in the issue of April 1, 2020 and that a hearing on the Budget will be held at the Municipal Building, 500 West Crescent Ave on May 14, 2020 at 8:00 PM or as soon thereafter as the matter may be reached.

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 26, 2020.


Michelle Ryan
Acting Municipal Clerk