



**BOROUGH OF ALLENDALE
MAYOR AND COUNCIL
REGULAR SESSION
MEETING AGENDA MATERIALS**

**APRIL 27, 2023
8:00 P.M.**

AGENDA
BOROUGH OF ALLENDALE
MAYOR AND COUNCIL
REGULAR SESSION – APRIL 27, 2023
8:00 P.M.

A Regular Meeting of the Mayor and Council of the Borough of Allendale will be held in-person on April 27, 2023 beginning at 8:00 pm in the Mayor & Council Chambers of the Allendale Municipal Building, 500 West Crescent Avenue, Allendale, New Jersey 07401.

I. CALL TO ORDER

- A. Open Public Meetings Act Announcement
- B. Roll Call

II. SALUTE TO FLAG

III. APPROVAL OF MINUTES

- April 13, 2023 Work & Regular Session Minutes

IV. RESOLUTIONS

- RES 23-118:** Approval of Time and Place of Mayor & Council Meetings for 2023 – Time Amended.

V. INTRODUCTION OF ORDINANCES

- Motion that the following ordinance be introduced and passed on first reading and setting May 11, 2023 at 7:30 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 ordinance.

ORDINANCE 23-09: 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 ADDITIONAL FURNISHINGS, 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 \$1,390,500 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT OR FULLY FUND APPROPRIATIONS FROM THE CAPITAL IMPROVEMENT FUND, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

AGENDA
BOROUGH OF ALLENDALE
MAYOR AND COUNCIL
REGULAR SESSION – APRIL 27, 2023
8:00 P.M.

- Motion that the following ordinance be introduced and passed on first reading and setting May 11, 2023 at 7:30 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 ordinance.

ORDINANCE 23-10: AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE ARTICLE XI, SECTION 62(C) OF CHAPTER 252 OF THE BOROUGH CODE OF THE BOROUGH OF ALLENDALE ENTITLED “VEHICLES AND TRAFFIC”.

- Motion that the following ordinance be introduced and passed on first reading and setting May 11, 2023 at 7:30 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 ordinance.

ORDINANCE 23-11: AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, CHAPTER 6.

- Motion that the following ordinance be introduced and passed on first reading and setting May 11, 2023 at 7:30 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 ordinance.

ORDINANCE 23-12: AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, CHAPTER 40.

VI. CONSENT AGENDA

Matters listed below are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item be removed for consideration.

RES 23-131: AUTHORIZATION OF EMERGENCY 2023 TEMPORARY BUDGET APPROPRIATIONS.

RES 23-132: TAX OVERPAYMENTS.

RES 23-133: APPROVAL OF ALLENDALE CORPORATE CENTER LLC V. BOROUGH OF ALLENDALE TAX APPEAL SETTLEMENT.

AGENDA
BOROUGH OF ALLENDALE
MAYOR AND COUNCIL
REGULAR SESSION – APRIL 27, 2023
8:00 P.M.

[RES 23-134](#): AUTHORIZATION OF 2023 CRESTWOOD LAKE SALARIES.

[RES 23-135](#): APPROVAL OF APRIL 27, 2023 LIST OF BILLS.

VII. UNFINISHED BUSINESS

VIII. NEW BUSINESS

IX. COMMITTEE REPORTS AND COMMENTS

X. STAFF REPORTS

XI. PUBLIC COMMENTS

Audience members wishing to speak will have a three (3) minute time limit to address the governing body. Large groups are asked to have a spokesperson represent them.

XII. ADJOURNMENT

Additional items may be added to this agenda. Final action may be taken on all matters listed or added to this agenda. This agenda was prepared as of 04/26/2023 with all available information as of this date.

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

DATE: 04/27/2023

RESOLUTION# 23-118

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						
Lovisolo						
O'Connell						
O'Toole						
Yaccarino						
Daloisio						
Mayor Wilczynski	-----	-----				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☐

**APPROVAL OF TIME AND PLACE OF MAYOR & COUNCIL
MEETINGS FOR 2023 – TIME AMENDED**

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10-4-18 et seq. took effect on January 19, 1976; and,

WHEREAS, the Governing Body desires to be in complete compliance with the requirements and spirit of that act.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body as follows:

1. The schedule listed below of regular meetings of this public body is hereby adopted as amended for the remaining year of 2023;
2. A copy of the schedule shall be:
 - a. Posted and maintained through the year on the bulletin board in the Allendale Borough Hall, 500 West Crescent Avenue, Allendale, New Jersey 07401
 - b. Mailed and/or Emailed at no cost to the following newspapers: The Record, Star Ledger and the Ridgewood News
 - c. Filed in the Office of the Borough Clerk
 - d. Mailed to those who have requested same and have prepaid the sum of \$10.00 fixed to cover the cost of providing such notice
 - e. Official action may be taken.

(See copy attached and made a part hereof)

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on April 27, 2023.

Linda Louise Cervino, RMC
Municipal Clerk

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

DATE: 04/27/2023

RESOLUTION# 23-118

**BOROUGH OF ALLENDALE
MAYOR & COUNCIL 2023 MEETINGS – TIME AMENDED**

Work Sessions will be held at 7:30 p.m. with the Regular Sessions immediately following at the Allendale Municipal Building, 500 West Crescent Avenue, Allendale, New Jersey 07401 on the following Thursdays:

***JANUARY**

January 19, 2023

***FEBRUARY**

February 9, 2023
February 23, 2023

***MARCH**

March 9, 2023
March 23, 2023

***APRIL**

April 13, 2023
April 27, 2023

MAY

May 11, 2023
May 25, 2023

JUNE

June 15, 2023
June 29, 2023

JULY

July 20, 2023

AUGUST

August 17, 2023

SEPTEMBER

September 7, 2023
September 21, 2023

OCTOBER

October 12, 2023
October 26, 2023

NOVEMBER

November 16, 2023

DECEMBER

December 7, 2023
December 21, 2023

*Indicates in the past, Regular Sessions started at 8:00 p.m.

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

ORDINANCE #23-09

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 ADDITIONAL FURNISHINGS, 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 \$1,390,500 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT OR FULLY FUND APPROPRIATIONS FROM THE CAPITAL IMPROVEMENT FUND, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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 additional furnishings, and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes 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 Capital Improvement Fund moneys (either to make a down payment or to fully fund appropriations) appropriated by this ordinance. It is anticipated that the following grants shall be received by the Borough: (A) a \$316,034 grant from the New Jersey Department of Transportation to finance the cost of the streetscape improvements described in Section 4.A hereof; (B) a \$22,000 Federal American Rescue Plan Act Firefighter Grant to finance the cost of the equipment acquisition described in Section 4.D hereof; (C) a \$75,000 grant from the Bergen County Community Development Program, pursuant to the Federal Housing and Community Development Act, to finance the cost of the ADA improvements described in Section 4.E hereof; and (D) a \$127,995 grant from the County of Bergen Open Space, Recreation, Floodplain Protection, Farmland and Historic Preservation Trust Fund to finance the cost of the improvements to Crestwood Lake described in Section 4.J hereof. Said grant funds shall be applied as set forth in Section 12 hereof. 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 appropriation from the Capital Improvement Fund hereinafter made to either fully fund the appropriation or to provide a down payment, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) 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 streetscape improvements to the Downtown/DeMercurio Drive (Phase 5).

Appropriation and Estimated Cost	\$ 367,000
Down Payment Appropriated	\$ 17,500
Bonds and Notes Authorized	\$ 349,500
Period of Usefulness	10 years

B. (i) Undertaking of HVAC improvements at Police Headquarters and (ii) acquisition of new additional or replacement equipment and machinery, new additional furnishings and new automotive vehicles, including original apparatus and

equipment, for the use of the Police Department consisting of (a) uninterruptible power supply (UPS) equipment, (b) SUVs, (c) chairs and (d) tasers.

Appropriation and Estimated Cost	\$ 211,500
Capital Improvement Fund Appropriated	\$ 211,500
Period of Usefulness	5 years

C. Acquisition of new information technology equipment consisting of computer equipment for the use of various Borough departments, offices and agencies.

Appropriation and Estimated Cost	\$ 10,000
Capital Improvement Fund Appropriated	\$ 10,000
Period of Usefulness	5 years

D. Acquisition of new additional or replacement equipment and machinery consisting of turnout gear for the use of the Fire Department.

Appropriation and Estimated Cost	\$ 22,000
Down Payment Appropriated	\$ 1,050
Bonds and Notes Authorized	\$ 20,950
Period of Usefulness	5 years

E. Undertaking of ADA-accessible restroom improvements at the Fire House. It is hereby determined and stated that said public building being improved is 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	\$ 75,000
Down Payment Appropriated	\$ 3,575
Bonds and Notes Authorized	\$ 71,425
Period of Usefulness	15 years

F. Acquisition of new automotive vehicles, including original apparatus and equipment, for the use of the Department of Public Works consisting of (i) a roll-off truck and (ii) a mason dump truck.

Appropriation and Estimated Cost	\$ 395,000
Down Payment Appropriated	\$ 211,120
Bonds and Notes Authorized	\$ 183,880
Period of Usefulness	5 years

G. Undertaking of improvements to the 9/11 Memorial.

Appropriation and Estimated Cost	\$ 20,000
Down Payment Appropriated	\$ 955
Bonds and Notes Authorized	\$ 19,045
Period of Usefulness	15 years

H. Undertaking of the improvement of Crescent Place. It is hereby determined and stated that said road being improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$ 40,000
Down Payment Appropriated	\$ 1,905
Bonds and Notes Authorized	\$ 38,095
Period of Usefulness	10 years

I. Undertaking of drainage improvements at the Fire House.

Appropriation and Estimated Cost	\$ 45,000
Down Payment Appropriated	\$ 2,150
Bonds and Notes Authorized	\$ 42,850
Period of Usefulness	15 years

J. Installation of shade structures, tables and playground equipment at Crestwood Lake.

Appropriation and Estimated Cost	\$ 150,000
Down Payment Appropriated	\$ 7,150
Bonds and Notes Authorized	\$ 142,850
Period of Usefulness	15 years

K. Undertaking of the following improvements to Borough Hall: (i) renovation of the kitchen; (ii) upgrading the Council Chambers; and (iii) interior painting.

Appropriation and Estimated Cost	\$ 55,000
Down Payment Appropriated	\$ 2,620
Bonds and Notes Authorized	\$ 52,380
Period of Usefulness	15 years

Aggregate Appropriation and Estimated Cost	\$1,390,500
Aggregate Capital Improvement Fund	
Appropriated either as a Down Payment	
or to Fully Fund Appropriations	\$ 469,525
Aggregate Amount of Bonds and Notes	
Authorized	\$ 920,975

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$55,000 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. It is hereby determined and stated that moneys exceeding \$469,525, 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 \$469,525 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$920,975

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 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$920,975 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 9. 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 10. It is hereby determined and declared that the average period of usefulness of the purposes to be financed with bonds or notes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 10.67 years computed from the date of said bonds.

Section 11. 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 \$920,975 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 12. 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, 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 13. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Section 4 of this bond ordinance (except for Sections 4.B and 4.C). 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 14. 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 15. 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 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

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

ORDINANCE #23-09

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						
Lovisololo						
O'Connell						
O'Toole						
Yaccarino						
Daloisio						
Mayor Wilczynski	-----	-----				

I hereby certify the above to be a true copy of an Ordinance introduced by the Governing Body of the Borough of Allendale on April 27, 2023.

Linda Louise Cervino, RMC
Municipal Clerk

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

ORDINANCE #23-10

**AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE ARTICLE XI, SECTION 62(C)
OF CHAPTER 252 OF THE BOROUGH CODE OF THE BOROUGH OF ALLENDALE
ENTITLED “VEHICLES AND TRAFFIC”.**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that Chapter 252, Vehicles and Traffic, Article XI. Park and Ride, of the Code of the Borough of Allendale, be and hereby is amended, supplemented and revised in its entirety to read as follows:

§ 252-62. Parking permits; residents and nonresidents; shopper parking; parking meters.

C. Daily/train parking is hereby established in the Park and Ride facility as follows:

(1) Daily parking is permitted at the East Side Parking Area for non-permit holders. The daily parking fee shall be established by resolution of the Borough Council. Daily parking shall be from 6:00 a.m. prevailing time to 6:00 p.m. prevailing time, Monday through Friday, inclusive.

BE IT FURTHER ORDAINED that, except as modified herein, all other provisions of Chapter 252 shall remain in full force and effect as previously adopted.

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						
Lovisolo						
O’Connell						
O’Toole						
Yaccarino						
Daloisio						
Mayor Wilczynski	-----	-----				

I hereby certify the above to be a true copy of an Ordinance introduced by the Governing Body of the Borough of Allendale on April 27, 2023.

Linda Louise Cervino, RMC
Municipal Clerk

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

ORDINANCE #23-11

**AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE
THE CODE OF THE BOROUGH OF ALLENDALE,
CHAPTER 6**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that Chapter 6, Article V of the Revised Ordinances of the Borough of Allendale be and hereby is amended, supplemented and revised in its entirety to read and provide as follows:

Chapter 6. Boards, Committees and Commissions

Article V. Allendale Volunteer Goose Patrol (AVGP)

§ 6-43 Membership and terms; duties and responsibilities; compensation.

- A. Membership and terms. The AVGP committee shall consist of five members, all of which are Allendale residents whom will be appointed by the Mayor with the approval of the Council. The terms for each committee member shall be one year. The members of the AVGP committee shall elect a chair annually.
- B. Duties and responsibilities. The members of the AVGP are responsible for herding Canada geese away from public areas. The members of the AVGP shall adhere to and abide by the rules and regulations regarding the AVGP, which will be approved by the Mayor and Council annually via resolution.
- C. Compensation. All members of the AVGP shall serve with no compensation.

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						
Lovisolo						
O'Connell						
O'Toole						
Yaccarino						
Daloisio						
Mayor Wilczynski	-----	-----				

I hereby certify the above to be a true copy of an Ordinance introduced by the Governing Body of the Borough of Allendale on April 27, 2023.

Linda Louise Cervino, RMC
Municipal Clerk

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

ORDINANCE #23-12

**AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE
THE CODE OF THE BOROUGH OF ALLENDALE,
CHAPTER 40**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that the following amendment and revision be and hereby is made to the Revised Ordinances of the Borough of Allendale, Chapter 40 entitled “Land Use Procedures”:

Chapter 40, Article V, entitled "Miscellaneous Provisions" shall be amended to add the following:

- (c) Whenever the terms “Planning Board” or “The Planning Board of the Borough of Allendale” shall appear in any other ordinance, application for, checklist, etc. of the Borough of Allendale, said term shall be replaced with the term “Land Use Board”, and all references thereto shall be read as applying only to the Land Use Board when not acting in the capacity as the “Land Use Board acting as the Zoning Board of Adjustment.”

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						
Lovisolo						
O’Connell						
O’Toole						
Yaccarino						
Daloisio						
Mayor Wilczynski	-----	-----				

I hereby certify the above to be a true copy of an Ordinance introduced by the Governing Body of the Borough of Allendale on April 27, 2023.

Linda Louise Cervino, RMC
Municipal Clerk

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

DATE: 04/27/2023

RESOLUTION# 23-131

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						
Lovisolo						
O'Connell						
O'Toole						
Yaccarino						
Daloisio						
Mayor Wilczynski	-----	-----				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☐

AUTHORIZATION OF EMERGENCY 2023 TEMPORARY BUDGET APPROPRIATIONS

WHEREAS, an emergent condition has arisen with respect to certain budget appropriations and no adequate provision has been made in the 2023 Temporary Budget, and N.J.S.A. 40A: 4-20 provides for the creation of emergency temporary appropriations for said purpose; and

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:

Current Fund	
Municipal Clerk – S&W	10,000
Finance – S&W	5,000
Finance – OE	2,000
Tax Collection – OE	1,000
Construction Code – S&W	4,500
Property Maintenance – S&W	5,000
Fire Official – S&W	4,000
Fire Official – OE	1,500
Garbage and Trash Removal – OE	20,000
Municipal Recycling – S&W	2,000
Municipal Recycling – OE	15,000
Buildings & Grounds – OE	10,000
Board of Health – OE	1,000
Crestwood – OE	7,000
Electricity – OE	7,000
Gasoline – OE	5,000
Bergen County 911 Services	3,400
Total Current Fund Appropriations	\$101,400

2. That said emergency temporary appropriation will be provided in the 2023 budget;

RESOLUTION
BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ

DATE: 04/27/2023

RESOLUTION# 23-131

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 April 27, 2023.

DRAFT

Linda Louise Cervino, RMC
Municipal Clerk

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

DATE: 04/27/2023

RESOLUTION# 23-132

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						
Lovisolo						
O'Connell						
O'Toole						
Yaccarino						
Daloisio						
Mayor Wilczynski	-----	-----				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☐

TAX OVERPAYMENTS

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 3rd Quarter of 2020 Taxes:

Block/Lot/Qual	Name	Property Location	Amount
2006/12	Joseph & Rachael Phillips	30 Elmwood Avenue	\$1,000.00

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on April 27, 2023.

Linda Louise Cervino, RMC
Municipal Clerk

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

DATE: 04/27/2023

RESOLUTION# 23-133

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						
Lovisolo						
O'Connell						
O'Toole						
Yaccarino						
Daloisio						
Mayor Wilczynski	-----	-----				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☐

**APPROVAL OF ALLENDALE CORPORATE CENTER LLC V.
BOROUGH OF ALLENDALE TAX APPEAL SETTLEMENT**

WHEREAS, the taxpayer, Allendale Corporate Center LLC, appealed the assessment levied on Block 601, Lots 1, 2 and 3 and Block 702, Lots 14, 15 and 16 for the tax years 2021, and 2022; and

WHEREAS, the subject properties are located at 110 Commerce Drive; 80 Commerce Drive; 50 Commerce Drive; 40 Boroline Road; 90 Boroline Road: and 25 Commerce Drive, respectively; and

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

WHEREAS, the Borough Tax Assessor and Borough Tax Expert have approved and recommend that the appeal be settled as follows:

Block 601, Lot 1: Assessment reduced from \$6,148,900 to \$6,031,354;

Block 601, Lot 2: Assessment reduced from \$6,099,400 to \$5,982,835;

Block 601, Lot 3: Assessment reduced from \$5,925,100 to \$5,811,875;

Block 702, Lot 14: Assessment reduced from \$1,244,700 to \$13,947,801;

Block 702, Lot 15 Assessment reduced from \$10,297,700 to \$10,097,284; and

WHEREAS, the Taxpayer shall affirm the 2022 Assessments with no reduction; and

WHEREAS, the Taxpayer shall withdraw its 2023 appeal filed under Docket No.: 006518-2023; and

WHEREAS, there are sufficient funds available in the reserve for tax appeals account to satisfy the 2021 tax refund, 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.

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

DATE: 04/27/2023

RESOLUTION# 23-133

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 Allendale Corporate Center, LLC 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 April 27, 2023.

Linda Louise Cervino, RMC
Municipal Clerk

Jameson P. Van Eck, Esq. (ID 031102004)
WELLS, JAWORSKI & LIEBMAN, LLP
Attorneys at Law
12 Route 17 North | P.O. Box 1827
Paramus, New Jersey 07653-1827
(201) 587-0888
jvaneck@wellsllaw.com
Attorneys for Plaintiff, Allendale Corporate Center, LLC

ALLENDALE CORPORATE CENTER,
LLC

Plaintiff

v.

BOROUGH OF ALLENDALE

Defendant

TAX COURT OF NEW JERSEY

DOCKET NOS.: 009007-2021; 005509-2022

Civil Action

STIPULATION OF SETTLEMENT

1. It is hereby stipulated and agreed that the assessment of the following property(ies) be adjusted and a judgment entered as follows:

Location: 110 Commerce Drive
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 601 Lot: 1

Year: 2021

	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$1,843,000.00	n/a	\$1,843,000.00
Improvements	\$4,305,900.00	n/a	\$4,188,354.00
TOTAL	\$6,148,900.00	n/a	\$6,031,354.00

Location: 80 Commerce Drive
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 601 Lot: 2

Year: 2021

	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$1,167,400.00	n/a	\$1,167,400.00
Improvements	\$4,932,000.00	n/a	\$4,815,435.00
TOTAL	\$6,099,400.00	n/a	\$5,982,835.00

Location: 50 Commerce Drive
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 601 Lot: 3

Year: 2021

	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$1,149,500.00	n/a	\$1,149,500.00
Improvements	\$4,775,600.00	n/a	\$4,662,375.00
TOTAL	\$5,925,100.00	n/a	\$5,811,875.00

Location: 25 Commerce Drive
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 702 Lot: 16

Year: 2021

	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$1,932,000.00	n/a	\$1,932,000.00
Improvements	\$7,118,100.00	n/a	\$6,942,752.00
TOTAL	\$9,050,010.00	n/a	\$8,874,752.00

Location: 40 Boroline Road
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 702 Lot: 14

Year: 2021

	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$3,309,100.00	n/a	\$3,309,100.00
Improvements	\$10,915,600.00	n/a	\$10,638,701.00
TOTAL	\$14,224,700.00	n/a	\$13,947,801.00

Location: 90 Boroline Road
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 702 Lot: 15

Year: 2021

	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$2,123,600.00	n/a	\$2,123,600.00
Improvements	\$8,174,100.00	n/a	\$7,973,684.00
TOTAL	\$10,297,700.00	n/a	\$10,097,284.00

2. Plaintiff hereby affirms the assessment of the following properties for the tax year 2022:

Location: 110 Commerce Drive
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 601 Lot: 1

Year: 2022

	Original Assessment	County Board Judgment	Affirmed Assessment
Land	\$1,843,000.00	n/a	\$1,843,000.00
Improvements	\$5,565,600.00	n/a	\$5,565,600.00
TOTAL	\$7,408,600.00	n/a	\$7,408,600.00

Location: 80 Commerce Drive
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 601 Lot: 2

Year: 2022

	Original Assessment	County Board Judgment	Affirmed Assessment
Land	\$1,167,400.00	n/a	\$1,167,400.00
Improvements	\$6,181,600.00	n/a	\$6,181,600.00
TOTAL	\$7,349,000.00	n/a	\$7,349,000.00

Location: 50 Commerce Drive
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 601 Lot: 3

Year: 2022

	Original Assessment	County Board Judgment	Affirmed Assessment
Land	\$1,149,500.00	n/a	\$1,149,500.00
Improvements	\$5,989,500.00	n/a	\$5,989,500.00
TOTAL	\$7,139,000.00	n/a	\$7,139,000.00

Location: 25 Commerce Drive
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 702 Lot: 16

Year: 2022

	Original Assessment	County Board Judgment	Affirmed Assessment
Land	\$1,932,000.00	n/a	\$1,932,000.00
Improvements	\$8,972,200.00	n/a	\$8,972,200.00
TOTAL	\$10,904,200.00	n/a	\$10,904,200.00

Location: 40 Boroline Road
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 702 Lot: 14

Year: 2022

	Original Assessment	County Board Judgment	Affirmed Assessment
Land	\$3,309,100.00	n/a	\$3,309,100.00
Improvements	\$13,829,800.00	n/a	\$13,829,800.00
TOTAL	\$17,138,900.00	n/a	\$17,138,900.00

Location: 90 Boroline Road
Taxing District of: Borough of Allendale
County of: Bergen
Known as Block: 702 Lot: 15

Year: 2022

	Original Assessment	County Board Judgment	Affirmed Assessment
Land	\$2,123,600.00	n/a	\$2,123,600.00
Improvements	\$10,283,800.00	n/a	\$10,283,800.00
TOTAL	\$12,407,400.00	n/a	\$12,407,400.00

3. The undersigned have made such examination of the value and proper assessment of the property(ies) and have obtained such appraisals, analysis and information with respect to the valuation and assessment of the property(ies) as they deem necessary and appropriate for the purpose of enabling them to enter into the Stipulation. The Assessor of the taxing district has been consulted by the attorney for the taxing district with respect to this settlement and has concurred with same.

4. Based upon the foregoing, the undersigned represent to the Court that the settlement will result in an assessment at the fair assessable value of the property(ies) consistent with assessing practices generally applicable in the taxing district as required by law.

5. The parties agree that the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall not be applicable to the properties referenced herein.

6. Property owner waives its statutory refund interest if the required refund is paid to the law firm of **WELLS, JAWORSKI & LIEBMAN, LLP** within ninety (90) days of municipal Tax Collector's receipt of the Tax Court Judgment as per applicable New Jersey Statute N.J.S.A. 54:3-27.2.

WELLS, JAWORSKI & LIEBMAN, LLP
Attorneys for Plaintiff

By: _____
Jameson P. Van Eck, Esq.

Dated: November ___, 2022

HUNTINGTON BAILEY, LLP
Attorneys for Defendant

By: _____
Levi J. Kool, Esq.

Dated: November ___, 2022

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

DATE: 04/27/2023

RESOLUTION# 23-134

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						
Lovisollo						
O'Connell						
O'Toole						
Yaccarino						
Daloisio						
Mayor Wilczynski	-----	-----				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☐

AUTHORIZATION OF 2023 CRESTWOOD LAKE SALARIES

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 salaries are hereby approved for the Crestwood Lake Swim Club 2023 Season as follows:

(SEE ATTACHED)

BE IT FURTHER RESOLVED that the date of hire for the above employees is effective May 1, 2023.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on April 27, 2023.

Linda Louise Cervino, RMC
Municipal Clerk

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

DATE: 04/27/2023

RESOLUTION# 23-135

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						
Lovisolo						
O'Connell						
O'Toole						
Yaccarino						
Daloisio						
Mayor Wilczynski	-----	-----				

Carried ☐ Defeated ☐ Tabled ☐

Approved on Consent Agenda ☐

APPROVAL OF APRIL 27, 2023 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 April 27, 2023 in the amounts of:

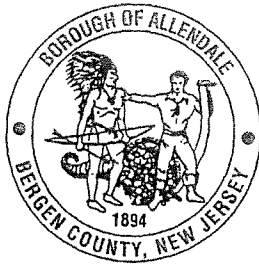
Bill List Numbers

APRIL 27, 2023

Current Fund	\$2,113,961.90
Payroll Account	214,140.04
General Capital	20,811.64
Animal Fund	
Grant Fund	
COAH/Housing Trust	200,000.00
Improvement & Beautification	
Unemployment Fund	
Trust Fund	4,948.38
Water Operating	20,103.47
Water Capital	17,567.50
Total	\$2,591,532.93

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on April 27, 2023.

Linda Louise Cervino, RMC
Municipal Clerk



THE BOROUGH OF ALLENDALE

N E W J E R S E Y

500 WEST CRESCENT AVENUE, ALLENDALE, NJ 07401

WWW.ALLENDALENJ.GOV

OFFICE OF TAX COLLECTOR
OFFICE OF CHIEF FINANCIAL OFFICER

201-818-4400 EXT 205

I, Alison Altano, 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 April 25, 2023

Alison Altano
Alison Altano
Chief Financial Officer

BILL LIST For APRIL 27, 2023

PAYROLL ACCOUNT	\$	214,140.04
<hr/>		
<u>Borough of Allendale Payroll Fund, Bank Transfer 4/19/2023</u>	\$	214,140.04
Salaries and Wages	\$	196,637.02
FICA	\$	14,388.50
DCRP	\$	183.69
LIFE	\$	112.00
DISABILITY	\$	2,818.83
TOTAL	\$	<u>214,140.04</u>