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, New Jersey on May 11, 2023. The meeting was called to order at 8:00 pm by Mayor Wilczynski who welcomed everyone who is joining the meeting in the audience and on Zoom Webinar.

Mayor Wilczynski asked that the Municipal Clerk read the open public meetings statement: "In compliance with the Open Public Meetings Act, the notice requirements have been satisfied. The meeting dates for the year are confirmed at the Annual Meeting, are posted on the public bulletin board in the Municipal Building and on the Borough Website, published in The Record within the first 10 days of the New Year, and copies are sent to The Ridgewood News and Star-Ledger. Notice of this meeting by the May 2, 2023 Sunshine Notice was sent to The Record, The Ridgewood News and Star Ledger and has been posted on the public bulletin board in the Municipal Building and Borough website."

ROLL CALL:

PRESENT:	Councilmembers Susanne Lovisolo, Ed O'Connell, Matthew O'Toole, Tyler Yaccarino, Joseph Daloisio and Mayor Amy Wilczynski
ABSENT:	Councilwoman Liz Homan
ALSO PRESENT:	Raymond Wiss, Borough Attorney Linda Louise Cervino, Municipal Clerk John Gil, Director of Communications
FLAG SALUTE:	Mayor Wilczynski led the salute to the flag.

MOMENT OF SILENCE:

Mayor Wilczynski stated that Stiles Thomas passed away on May 7, 2023 at the age of 99 years old. He was near and dear to anybody who has met him. He was a wonderful man. He was a lover of nature and the environment. He also projected that onto everybody else. When you met him, you just love nature and the environment. In fact, that's when I first met him when we were trying to preserve the land over where some of the condos were. He was very instrumental in helping us reduce the number of condos in that space. He's a lifelong Allendale resident. He was born here. He went to Ramsey High School. He went to the Army. He served in World War II. He was a First Sergeant in Company B in the parachute infantry regiment and he served in Europe. He was also a local business owner in town. He owned Thomas Insurance Agency, which is that building across from the clock tower that we call the Allendale Flat Iron building. His entire life he worked tirelessly to preserve nature. He was president of the Fifth Nature Association. He was our Celery Marsh Warden. He is the one that saved the Celery Farm. He worked with Mayor Edward Fitzpatrick in Allendale to preserve the Celery Farm. As we know, that is 107 acres of wonderful preserved land where people from all over come. With that, we are so sad to hear about Stiles.

Mayor Wilczynski stated that Sam Wright was a long-time Lee Memorial Library staffer. He was 82 years old. He worked in the library for 15 years. He was that friendly man that every time you walked in, he was behind the counter to greet everybody. He always showed up for work with a smile on his face. He always liked to answer questions for all the patrons. He was really well known for all of his book recommendations.

He just retired from the library last year after 15 years. He is survived by his wife of 61 years and four children and fourteen grandchildren.

Mayor Wilczynski asked for a moment of silence for both Stiles Thomas and Sam Wright.

APPROVAL OF MINUTES:

Motion by Councilman Yaccarino, second by Councilwoman Lovisolo that the April 27, 2023 Work Session and April 27, 2023 Regular Session minutes be and is hereby approved.

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

Councilwoman Homan:	absent
Councilwoman Lovisolo:	aye
Councilman O'Connell:	aye

Councilman O'Toole: aye Councilman Yaccarino: aye Councilman Daloisio: abstain

(See April 27, 2023 Work Session and Regular Session minutes attached and made a part hereof)

SECOND READING AND PUBLIC HEARING OF ORDINANCE 23-08:

The Municipal Clerk read into the record:

The following ordinance published herewith was first read by title only on April 13, 2023 and posted on the bulletin board of the lobby of the municipal building and borough website.

ORDINANCE 23-08: CALENDAR YEAR 2023 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14).

No one came forward from the public on Ordinance 23-08.

Motion by Councilwoman Lovisolo, second by Councilman Daloisio, that Ordinance 23-08 be passed on second and final reading and is hereby adopted and notice of same shall be published according to law.

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

Councilwoman Homan:	absent	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Yaccarino:	aye
Councilman O'Connell:	aye	Councilman Daloisio:	aye

(See Ordinance 23-08 attached and made a part hereof)

SECOND READING AND PUBLIC HEARING OF ORDINANCE 23-09:

The Municipal Clerk read into the record:

The following ordinance published herewith was first read by title only on April 27, 2023 and posted on the bulletin board of the lobby of the municipal building and borough website.

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.

No one came forward from the public on Ordinance 23-09.

Motion by Councilman O'Connell, second by Councilman Yaccarino, that Ordinance 23-09 be passed on second and final reading and is hereby adopted and notice of same shall be published according to law.

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

Councilwoman Homan:	absent	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Yaccarino:	aye
Councilman O'Connell:	aye	Councilman Daloisio:	aye

(See Ordinance 23-09 attached and made a part hereof)

SECOND READING AND PUBLIC HEARING OF ORDINANCE 23-10:

The Municipal Clerk read into the record:

The following ordinance published herewith was first read by title only on April 27, 2023 and posted on the bulletin board of the lobby of the municipal building and borough website.

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".

No one came forward from the public on Ordinance 23-10.

Motion by Councilman O'Toole, second by Councilman Daloisio, that Ordinance 23-10 be passed on second and final reading and is hereby adopted and notice of same shall be published according to law.

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

Councilwoman Homan:	absent	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Yaccarino:	aye
Councilman O'Connell:	aye	Councilman Daloisio:	aye

(See Ordinance 23-10 attached and made a part hereof)

SECOND READING AND PUBLIC HEARING OF ORDINANCE 23-11:

The Municipal Clerk read into the record:

The following ordinance published herewith was first read by title only on April 27, 2023 and posted on the bulletin board of the lobby of the municipal building and borough website.

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

No one came forward from the public on Ordinance 23-11.

Motion by Councilwoman Lovisolo, second by Councilman Yaccarino, that Ordinance 23-11 be passed on second and final reading and is hereby adopted and notice of same shall be published according to law. On a roll call, the vote was recorded as follows:

Councilwoman Homan:	absent	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Yaccarino:	aye
Councilman O'Connell:	aye	Councilman Daloisio:	aye

(See Ordinance 23-11 attached and made a part hereof)

SECOND READING AND PUBLIC HEARING OF ORDINANCE 23-12:

The Municipal Clerk read into the record:

The following ordinance published herewith was first read by title only on April 27, 2023 and posted on the bulletin board of the lobby of the municipal building and borough website.

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

No one came forward from the public on Ordinance 23-12.

Motion by Councilman Yaccarino, second by Councilman O'Toole, that Ordinance 23-12 be passed on second and final reading and is hereby adopted and notice of same shall be published according to law.

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

Councilwoman Homan:	absent	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Yaccarino:	aye
Councilman O'Connell:	aye	Councilman Daloisio:	aye

(See Ordinance 23-12 attached and made a part hereof)

RESOLUTIONS

A. 2023 Local Municipal Budget

1. **RES 23-136:** Read Budget by Title Only. No one from the public came forward to comment.

Motion by Councilwoman Lovisolo, second by Councilman Daloisio, that Resolution 23-136 be enacted and is hereby adopted.

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

Councilwoman Homan:	absent	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Yaccarino:	aye
Councilman O'Connell:	aye	Councilman Daloisio:	aye

(See Resolution 23-136 attached and made a part hereof)

- 2. **Public Comment on Adoption of 2023 Local Municipal Budget**. No one from the public came forward to comment.
- 3. **RES 23-137:** Adopt 2023 Local Municipal Budget.

Motion by Councilman Daloisio, second by Councilman Yaccarino, that Resolution 23-137 be enacted and is hereby adopted.

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

Councilwoman Homan:	absent	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Yaccarino:	aye
Councilman O'Connell:	aye	Councilman Daloisio:	aye

(See Resolution 23-137 attached and made a part hereof)

- B. **Bergen County Open Space Grant Application –** 2023 Bergen County Open Space Trust Fund Application for the following project - Crestwood Park Tennis Court Improvements".
 - 1. **Public comments on Grant Application.** No one from the public came forward to comment.
 - 2. **RES 23-138:** Authorize Submission of 2023 Bergen County Open Space Trust Fund Municipal Program Park Improvement Grant Application – "Crestwood Park Tennis Court Improvements.

Motion by Councilman Yaccarino, second by Councilman O'Toole, that Resolution 23-138 be enacted and is hereby adopted.

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

Councilwoman Homan:	absent	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Yaccarino:	aye
Councilman O'Connell:	aye	Councilman Daloisio:	aye

(See Resolution 23-138 attached and made a part hereof)

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 23-133.r: Approval of Allendale Corporate Center LLC V. Borough of Allendale Tax Appeal Settlement.
- RES 23-139: Resolution authorizing the cancellation of unexpended Water Utility Capital Ordinance balances.
- RES 23-140: Appointment of Plumbing Sub-Code Official.
- RES 23-141: Approval of Holiday Observers' 2023 July 4th celebration.
- RES 23-142: A Resolution Establishing Parking Fees for Daily/Train Parking at the east side parking area pursuant to §252-62(C)(1).
- RES 23-143: Resolution authorizing the Borough of Allendale tax collector to prepare and mail estimated tax bills in accordance with P.L. 1994, C.72.
- RES 23-144: Approval of May 11, 2023 List of Bills.
- RES 23-145: Resolution authorizing Extension of Leases
- RES 23-146: Authorization of 2023 Crestwood Lake Salaries Supplement Two

Motion by Councilman O'Connell, second by Councilman Yaccarino that the Consent Agenda be and is hereby approved.

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

Councilwoman Homan:	absent	Councilman O'Toole:	aye
Councilwoman Lovisolo:	aye	Councilman Yaccarino:	aye
Councilman O'Connell:	aye	Councilman Daloisio	aye

(See Resolutions 23-133.r and 23-139 through 23-146 attached and made a part hereof)

UNFINISHED BUSINESS: None.

Councilman Daloisio stated on behalf of the Holiday Observers, thank you for passing Resolution 23-141.

NEW BUSINESS: None.

ADMINISTRATION:

Council Committee Reports (continued from Work Session):

Councilwoman Lovisolo – Finance, Human Resources and Administration

Councilwoman Lovisolo thanked Mr. Lerch for the wonderful Budget Presentation. She stated the library gathering is tomorrow night from 7:00 p.m. to 9:00 p.m. The library will be hosting the gathering for residents new to Allendale in the past three years. This welcome event will offer our newest neighbors who may not have had the opportunity to get to know one another, especially during the pandemic, an opportunity to mingle with other adults in a relaxed environment with refreshments and music. A list of Allendale babysitters who received babysitting training and certification will be furnished to all registrants. If you want to still RSVP, there's still time. Let the library know by either giving them a call or email them at info@allendale.bccls.org.

May 20, 2023 is our Environmental Cleanup Day in town. Thank you to John Gil for getting the flyer finished after some tweaks and edits to it. That will be going out tomorrow. It will be posted on Facebook and on the borough website. What that day entails is from 9:00 a.m. until 1:00 p.m. here at borough hall, there will be an electronics recycling and paper shredding. The police are doing a prescription drug take back program. There will be a food drive for The Center for Food Action both here at borough hall and at the John Fell House. At the John Fell House, we will be collecting clothing from 9:00 a.m. until 1:00 p.m. Check the website for the full list. The electronic recycling does include refrigerators and air conditioners for Allendale residents only.

I want to echo Mayor Wilczynski on remembering Stiles Thomas. Husband, father, friend to so many of us, environmentalist, volunteer, nature and bird enthusiast. At the Fell House, he was a good friend of ours too. He would come at Christmas time and read to the children "Twas the Night Before Christmas" and that was always something to look forward to. I am going to miss him tremendously. He wanted to make it to 100 and he almost made it. That was probably the only things he ever fell short on. I just want to thank him for his friendship. I give my deepest condolences to Lilly, his amazing wife, his family and all of us here who knew him and loved him.

Mayor's Report:

Mayor Wilczynski stated that Crestwood Lake registrations are still open. The revenue is still pretty good which is great news for our budget. We're in line to where we are next year and hopefully will surpass that. 220 West Crescent Avenue is going up fast. I want to have our building in front of it built almost at the same time. It's been a great process so far. The residents have really been pleased with the work and the lack of noise. When you drive by you can see the courtyard and the four levels. You can see where the elevator is and staircase. Where the courtyard is our building is going to be attached to it right in the front. It is a community center and it's also going to be a gym. The library and the municipal offices are not going to be moving in there. The court, the council chambers, our offices and the library are all staying where they are. I heard there was some confusion about that in town. The only thing at 220 is a large community center for all of our wonderful organizations in town to use. It is for Allendale residents only. The other side will be a gym, a fitness area, basketball, volleyball, pickleball or whatever they want. There will also be a community kitchen. It's going to be a great space for Allendale because this is our only space here at the borough right now.

I went to the chamber meeting this week, which was a great chamber meeting. We're starting to get a couple more businesses in town. There's a new hair salon that just moved in. It's good to see new businesses coming into Allendale. I had a meeting with Restaurant L, which is coming along nicely. I saw the inside of it. They are going to have nice dining and it's going to be a really nice addition to Allendale. I'm looking forward to that as well.

I had my first coffee with the mayor. Councilman Yaccarino was with me most of the day. We had about 12 to 14 people come. It was a nice turnout. We had our police chief behind us working as a concessionaire as a volunteer for Allendale Recreation. I would say the hot topic was the deer. There's a little bit of information we're going to look into regarding sterilization. I received a lot of feedback and a ton of emails about coffee with the mayor so we will have to do it again someday.

Staff Reports:

Linda Louise Cervino, Municipal Clerk, stated that the last day to register to vote for the June 6, 2023 Primary Election is May 16th. The clerk's office will be open until 9:00 p.m. for late night voter registration as well as Crestwood Lake registration and Compost permits. She attended a training class on the new election voting machine.

John Gil, Director of Communications, stated that he's working with the clerk's office on a number of projects. Some updates on the website that are being mandatory for different departments. The newsletter in the beginning of the month, which I'm compiling. I want to do a supplemental thing over the weekend because we have some events such as late night and May 20th paper shredding and environmental day.

Alison Altano, CFO, stated she had nothing to report besides the budget and the capital ordinance going through tonight. She thanked the mayor and Councilwoman Lovisolo for making this such a smooth transition with getting the budget and capital done. It's been smooth and I cannot be happier how it's going.

Mike Dillon, Police Chief stated that he's working with John Gil on some required website postings. I welcome every resident to visit our new and improved web page which is attached to the borough site; allendalenj.gov. John has been instrumental into bringing us into compliance. I'm excited for new officers to start. I'm looking forward to continue departmental growth supported by the Mayor and Council.

Ray Wiss, Borough Attorney, stated that he noticed the dimension of the construction going on at 220/230. It caused me to reflect on the first steps of eminent domain and acquisition of the property and making sure that it wasn't 350 townhouses. Mayor, it's very, very impressive to see not only what's going up, but what that project is as opposed to what could have been. I think that's really a tribute to the borough and the governing body.

I've been working with the clerk's office on some of the resolutions and ordinances that's on tonight's agenda. TJ from my office on the ongoing requests of the responses to OPRA. On tonight's agenda was the extension by one year of our cell tower leases. We're going to have to be actively engaged going forward in evaluating renewals. Paul mentioned in his report, unfortunately, the dollars and cents associated with cell tower leases are not quite what they were in the past. That's something as a revenue source we may have to figure out where that's going to be on our future lease extensions. I've worked with Ron and Mike Vreeland on a lot of property-related issues. Some have been emanating from the water utility sale and some unrelated. I've been working with the Public Safety Committee and the chief on some big-ticket major items that will certainly lead to the reshaping of the table of organization.

We had our weekly call this morning. Veolia has completed their markout/surveying and we expect very shortly that we will have the metes and bounds in hand. We will then be able to prepare the easement agreements and get those recorded. With that is an additional cash flow from the escrow money.

PUBLIC COMMENT:

No one else came forward for public comment.

ADJOURNMENT:

There being no further business to come before the Mayor and Council, on a motion by Councilman Daloisio, with second by Councilman Yaccarino, and unanimously carried, the Regular Session was adjourned at 8:26 p.m.

Respectfully submitted,



Linda Louise Cervino, RMC Municipal Clerk 05/25/2023 Date Approved

ORDINANCE #23-08

CALENDAR YEAR 2023 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% or the cost of living adjustment, whichever is less, unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, the cost of living adjustment for calendar year 2023

budget is calculated at 2.5% pursuant to N.J.S.A. 40A:4-45.2; 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 2023 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 1.0% increase in the budget for said year, amounting to \$103,549 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.

ORDINANCE #23-08

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 2023 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 up to 3.5%, amounting to \$362,421, and that the CY 2023 municipal budget for the Borough of Allendale be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any 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.

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						\checkmark
Lovisolo	\checkmark		\checkmark			
O'Connell			\checkmark			
O'Toole			$\overline{\checkmark}$			
Yaccarino			~			
Daloisio			\checkmark			
Mayor Wilczynski						

I hereby certify the above to be a true copy of an Ordinance adopted by the Governing Body of the Borough of Allendale on May 11, 2023.

Linda Louise Cervino, RMC Municipal Clerk

Amy Wilczynsk Mavor

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) а \$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

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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

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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 Down Payment Appropriated Bonds and Notes Authorized Period of Usefulness	\$	55,000 2,620 52,380 years
Aggregate Appropriation and Estimated Cost Aggregate Capital Improvement Fund	\$1	,390,500
Appropriated either as a Down Payment or to Fully Fund Appropriations Aggregate Amount of Bonds and Notes	\$	469,525
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.

To finance said purposes, bonds of said Section 7. Borough of an aggregate principal amount not exceeding \$920,975 are hereby authorized to be issued pursuant to the Local Bond Said bonds shall bear interest at a rate per annum as may Law. be hereafter determined within the limitations prescribed by All matters with respect to said bonds not determined by law. this ordinance be determined by resolutions to shall be hereafter adopted.

Section 8. То 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.

-7-

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.

ORDINANCE #23-09

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

I hereby certify the above to be a true copy of an Ordinance Adopted by the Governing Body of the Borough of Allendale on May 11, 2023.

MM

Linda Louise Cervino, RMC Municipal Clerk

Wilczynsk Amy

Amy Wilczynsk Mayor

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			\checkmark			
O'Connell			~			
O'Toole	\checkmark	*****	\checkmark			
Yaccarino			V			
Daloisio		\checkmark	\checkmark			
Mayor			<u> </u>			
Wilczynski	*** *** *** ***					

I hereby certify the above to be a true copy of an Ordinance Adopted by the Governing Body of the Borough of Allendale on May 11, 2023.

Linda Louise Cervino, RMC

Municipal Clerk

Mayor

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.

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

C. Compensation. All members of the AVGP shall serve with no compensation.

I hereby certify the above to be a true copy of an Ordinance Adopted by the Governing Body of the Borough of Allendale on May 11, 2023.

ADINOA ing Linda Louise Cervino, RMC Municipal Clerk

Amy

Mayor

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			\checkmark			
O'Toole		\checkmark	V			
Yaccarino			\checkmark			
Daloisio			\checkmark			
Mayor Wilczynski						

I hereby certify the above to be a true copy of an Ordinance Adopted by the Governing Body of the Borough of Allendale on May 11, 2023.

Linda Louise Cervino, RMC

Municipal Clerk

my Wilczyn Mayor

DATE: 05/11/2023

RESOLUTION# 23-136

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						1
Lovisolo	~		1			
O'Connell			1			
O'Toole			1			
Yaccarino			1			
Daloisio		1	1			
Mayor Wilczynski						

Carried \square Defeated \square Tabled \square

Approved on Consent Agenda 🗆

AUTHORIZATION FOR MUNICIPAL BUDGET TO BE READ BY TITLE ONLY

WHEREAS, the Budget, as advertised, shall be read in full, or it may be read by title, if the following conditions have been met:

- 1. At least one week prior to the date of the hearing, a complete copy of the approved budget shall be made available to each person requesting the same, and
- 2. The governing body shall, by resolution passed by not less than a majority of the full membership, determine that the budget shall be read by title only.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that the aforementioned conditions have been met, and the 2023 Municipal Budget may be read by title only.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on <u>May 11, 2023</u>.

Linda Louise Cervino, RMC Municipal Clerk

Second Yes No Abstain Absent

Council

Homan Lovisolo

O'Connell O'Toole

Yaccarino Daloisio Mayor

Wilczynski

Motion

DATE: 05/11/2023

RESOLUTION# 23-137

			 	~	
		~			Carried⊠ Defeated
		~			
		1			Approved on Conser
	~	1			
~		~			

d 🗆 Tabled 🗆

ent Agenda 🗌

ADOPTION OF 2023 LOCAL MUNICIPAL BUDGET

BE IT RESOLVED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$10,977,356.00 for Municipal Purposes, \$101,797.00 for Open Space Trust Fund Levy and \$691,949.00 for Minimum Library Levy.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on May 11, 2023.

Linda Louise Cervino, RMC Municipal Clerk

DATE: 05/11/2023

RESOLUTION# 23-138

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						~
Lovisolo			~			
O'Connell			~			
O'Toole		✓	1			
Yaccarino	✓		~			
Daloisio			~			
Mayor						
Mayor Wilczynski						

 $Carried \boxtimes Defeated \square Tabled \square$

Approved on Consent Agenda 🗆

AUTHORIZING SUBMISSION OF A 2023 BERGEN COUNTY OPEN SPACE TRUST FUND MUNICIPAL PARK IMPROVEMENT GRANT APPLICATION

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and,

WHEREAS, the Borough of Allendale desires to further the public interest by obtaining a matching grant of approximately \$100,000.00 from the County Trust Fund to fund the improvement of four tennis courts at Crestwood Park; and,

WHEREAS, the Mayor and Council of the Borough of Allendale has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions, and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the Mayor and Council of the Borough of Allendale held the required Public Hearing to receive public comments on the proposed park improvements in the application on May 11, 2023; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with

DATE: 05/11/2023

RESOLUTION# 23-138

the County of Bergen for the above named project and ensure its completion on or about the project contract expiration date.

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

- 1. That it is hereby authorized to submit the above completed project application to the County; and,
- 2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Mayor and Council has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
- 3. That the Mayor and Council is committed to providing a dollar-for-dollar cash match for the project; and,
- 4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
- 5. That the Mayor and Council agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
- 6. That this resolution shall take effect immediately.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on <u>May 11, 2023</u>.

Linda Louise Cervino, RMC Municipal Clerk

APPLICATION INFORMATION				
Applicant	Borough of Allendale			
Project Title	Crestwood Park Court Improvements			
Grant Program	Bergen County Open Space – Municipal Park Improvement Program			
Funding Requested	\$209,302.50	Due Date	5/12/2023	
Date Submitted	5/12/2023			

FUNDING SOURCE INFORMATION			
Agency Name	Bergen County Department of Parks, Division of Open		
	Space		
Contact Person	Nancy Witkowski		
Phone Number	201-336-7255		
Address	nwitkowski@co.bergen.nj.us		

PROJECT CONTACT			
Name	Amy Wilczynski		
Title	Mayor		
Email	amywilczynski@allendalenj.gov		

OTHER CONTACT				
Name	Linda Cervino			
Title	Borough Clerk			
Email	lindacervino@allendalenj.gov			

CONSULTANT INFORMATION				
Consultant Name	Alexa Reed 973-249-6225 ext. 205			

STATUS						
Award Date	Award Amount	Loan	Denied Date			

BERGEN COUNTY OPEN SPACE TRUST FUND

2023 Municipal Program Park Improvement Application

PLEASE NOTE THIS APPLICATION IS ONLY FOR **PARK IMPROVEMENT/DEVELOPMENT PROJECTS**. IT IS **NOT** FOR USE WITH ANY OTHER TRUST FUND PROJECT CATEGORY.

PROJECT NAME:	
APPLICANT: NAME OF M	UNICIPALITY:
ADDRESS:	
MUNICIPAL/ORGANIZAT ADMINISTRATOR/MANA	
PERSON HAVING DAY TO RESPONSIBILITY FOR THI	
EMAIL ADDRESS:	
PHONE NUMBER:	
FAX NUMBER:	
NAME OF PARK FACILITY	:
STREET ADDRESS:	
TAX BLOCK(S)/LOT(S):	
SITE OWNER LISTED IN TA	AX RECORD:
TOTAL PARK AREA (ACRE	S):
EXISTING RECREATIONAL (If new park facility w/o e	USES OF PARK: xisting uses, then state so.)
SITE LOCATION MAP:	Attach a legible (8 ½" x 11") street map with site clearly indicated.
TAX MAP:	Attach Tax Map (8 ½" x 11") with site clearly indicated.
PROJECT DESCRIPTION:	Briefly Describe Project and Distinct Elements of Project

1.	CONSTRUCTION COSTS:	\$
2.	PROFESSIONAL SERVICES:	\$
3.	INCIDENTAL COSTS:	\$
4.	PERMIT FEES:	\$
5.	PRELIM. SITE ASSESS:	\$
	TAL PROJECT COSTS: m of Items 1-5)	\$
то	TAL REQUEST THIS ROUND:	\$

* Refer to Section 4 of "Municipal Park Improvement Program Rules & Procedures Manual" for allowable project costs

MUNICIPAL MATCH:

1. GREEN ACRES GRANT/LOAN:	\$
Status of Green Acres Funding	
2. MUNICIPAL OPEN SPACE TRU	ST FUND: \$
3. MUNICIPAL FUNDS:	\$
4. OTHER (Specify):	\$
TOTAL OF ALL OTHER SOURCES: (Sum of Items 1-4)	\$

Attach a detailed estimate of the project's budget that specifies item number, description, units, unit cost, planned quantity, and total cost. Project contingency cannot exceed 10% of the construction cost. State the <u>exact park improvement work</u> to be accomplished using the requested grant. All cost items should be quantified using current year pricing. **Project Budget must be prepared, and signed, by a New Jersey-licensed engineer, architect, or landscape architect.**

Note: Neither "sweat equity" labor, nor municipal labor, can apply toward applicant's required "cash" match contribution.

PROJECT SCOPE OF WORK OR LIST OF PARK IMPROVEMENT ITEMS OR ELEMENTS

Please provide a detailed description of the actual proposed park improvements. State the <u>exact work</u> that will be undertaken by using this grant in this park (i.e., creating or renovating ball fields, playing courts; adding landscaping, water features, pathways, adding/replacing playground equipment, park furniture, or fences, etc.). Be specific. List items individually.

CONSISTENCY WITH MUNICIPAL MASTER PLAN

Is project consistent with Municipal Master Plan and/or Open Space Recreation Plans?	YES	NO

If yes, provide Municipal Mast	er Plan/Open Space Recreation P	lan page reference/citatio	า

If inconsistent, then explain whether the second se	ιv?
in moonsisterit, then explain w	

AMERICANS WITH DISABILITY ACT (ADA) COMPLIANCE

Does this project meet ADA requirements? ____YES ____NO

Describe:

ONGOING MAINTENANCE & PUBLIC ACCESS

What are the on-going maintenance requirement of this park project?

Who will perform the maintenance, and what will be your on-going contribution to this maintenance?

Will there be any public access or use restrictions? ____YES ____NO

Describe:

(<u>Please note</u>: The municipality/Grantee shall not enter into exclusive use agreements or allow discriminatory scheduling of the use of the project area based on residency or otherwise in violation of the Law Against Discrimination, N.J.S.A. 10:51 et seq., or other applicable law.)

HISTORIC PRESERVATION ASSESSMENT

Identify any existing historic buildings, structures, sites, or historic districts listed on the State and National Registers of Historic Places, included in the Bergen County Historic Sites Survey, or in your municipality's master plan, that are located within or contiguous to the project site. List by name, address, and/or block and lot numbers. Contact Bergen County Division of Cultural & Historic Affairs (Elaine Gold at egold@co.bergen.nj.us), if necessary. Attach applicable remarks provided by County Division of Cultural & Historic Affairs. Indicate here whether Historic Preservation Assessment is Not Applicable.

Does the project site include or in proximity to any existing historic buildings, structures, sites, or historic districts listed on the State and National Registers of Historic Places, included in the Bergen County Historic Sites Survey, or in your municipality's master plan, that are located within or contiguous to the project site? ____YES ____NO

Describe:

FACILITY IMPROVEMENT AND RESTORATION FACTORS

(Please check all that apply.)

- A. Type(s) of Outdoor Recreational Facility Improvement:
 - D Project provides UPGRADED recreational facilities
 - Project provides EXPANDED recreational facilities
 - □ Project provides NEW recreational facilities
 - □ Project provides MULTIPLE recreation uses for both active and passive recreation
- B. Age (estimated) of Existing Park Facility Being Replaced/Upgraded:
 - Less Than 10 Years Old
 - □ Greater Than 10 Years Old
- C. Public Access to Water:
 - □ Project provides NEW opportunities to access water either visually or physically
 - □ Project ENHANCES existing access to water either visually or physically
 - □ Project RESTORES/IMPROVES degraded waterfront/stream corridor
- D. Public Access to Site:
 - □ Project provides NEW public access where none exists or existing access is undeveloped/restricted
 - □ Project incorporates trails, bike paths, or greenways
- E. Environmental Factors:
 - □ Project incorporates wildlife habitat protection
 - □ Project incorporates the reclamation of an underutilized area
 - Project located in an already cleared area to minimize additional clearing of trees and vegetation
 - Project located where topography and soil conditions are suitable to minimize excavation, fill, and drainage of site
 - Project retains, enhances, or establishes vegetative buffers to minimize impacts on forests, wetlands, habitat, etc.
 - □ Project impacts an undisturbed or natural area of site.
- F. Facility Impacts
 - □ Project enhances historic and/or archaeological resource
 - □ Project provides new/expanded educational opportunities
- G. Project Factors:
 - Concept Plan Completed. Yes ____No
 - Preliminary Design Plans Completed. ____Yes ____No
 - Project Budget in Place. ____Yes ____No
- H. Permits Required from any Governmental Agency:
 - Yes Identify:_____
 - □ No
- I. Public Involved in the Project Planning Process Beyond Minimum of Requirement of Public Hearing:
 - Yes Describe:____
 - No

ESTIMATED PROJECT START DATE:

ESTIMATED PROJECT COMPLETION DATE:

PROJECT NARRATIVE

Please provide a brief description <u>explaining the need for this project</u>. Explain in detail how your proposed project is in support of increasing or improving outdoor active and/or passive recreation activities in your community. <u>Why does it need to be done?</u> Identify any factors that contribute to this need, i.e., lack of similar recreational facilities, outdated or unsafe equipment, increased demand, etc. **INCLUDE A PROJECTED TIMELINE FOR COMPLETION.**

CHECKLIST

This checklist is for your use to ensure that you submit a complete application. Before submitting your application, be sure
to go through the following checklist and answer questions as necessary.
Completed application signed and certified above
Site location map (legible aerial or street map)
Tax map outlining boundaries of the park site
$\underbrace{\checkmark}_{Property is owned by the Board of Education} \underbrace{\bigcirc}_{YES} \underbrace{\bigodot}_{NO} $
If YES, then is there a cooperative agreement with BOE for use of property as public parkland? $\underbrace{O}_{YES} \underbrace{O}_{NO}$ NO
Conceptual Site Plan of Proposed Park Improvements, as well as any existing facilities and improvements, as prepared by an authorized, licensed professional.
Project Cost Estimate Budget showing units and quantities, prepared and signed by an authorized, licensed professional.
$\underbrace{}_{\text{Trust Fund Grant Request Amount of }}^{} \underbrace{_{\text{209302.5}}^{}}_{\text{Exceeds Available Funding Limit per Region }}^{} \underbrace{\bigcirc}_{\text{NO}}^{}$
Historic Preservation Assessment Completed
Minutes of Public Hearing (or portion pertaining to this application only)
Resolution Authorizing Submission of Application
Digital Color Photographs of existing Project Site – sent via email
Certified copies of Public Notice and Display Advertisement of the Public Hearing held for Application

CERTIFICATION

I, <u>Amy Wilczynski</u>, (*Person having day-to-day responsibility for this application*) hereby certify that I have read this application and its instructions and that it has been completed in full. All information contained herein and attached hereto is accurate to the best of my knowledge.

I do understand that the grant is awarded on a reimbursement basis, and if awarded, the municipality/nonprofit would be required to provide full funding in advance.

SIGNATURE:	minulloonsi
TITLE: Mayor	$\int - g$
DATE:	23

ATTEST: <u>finda fouise Ceruino</u> TITLE: <u>Municipal Cleak</u> DATE: <u>5/11/2023</u>

PUBLIC HEARING

In accordance with the rules and regulations of the Bergen County Trust Fund, the Governing Body of

Borough of Allendale	_ (name of municipality/nonprofit) conducted a	public
hearing on this application on (date of public hea	aring) May 11, 2023	opy of
the minutes of this meeting (or portion pertaining	g to this application only) is attached together with a	а сору

of the public notice advertisements of the meeting.

The Governing Body adopted the attached resolution authorizing the municipality to submit this application.

hinda Louise Cenumer

Clerk's Signature



ENGINEER'S ESTIMATE

VCEA PROJ. # ALN-1000.001

FY23 BERGEN COUNTY TRUST FUND MUNICIPAL PARK IMPROVEMENT PROGRAM COURT REHABILITATION

CRESTWOOD LAKE BOROUGH OF ALLENDALE, BERGEN COUNTY

DATE: 05/09/2023 PAGE 1 OF 1

ITEM							
NO.	DESCRIPTION	UNIT	QUANTITY	ι	JNIT PRICE		AMOUNT
1	SITE CLEARING	LUMP SUM	1	\$	15,000	\$	15,000
2	COURT MILLING	SQUARE YARD	2,850	\$	5	\$	14,250
3	COURT BASE	TONS	700	\$	150	\$	105,000
4	COURT SURFACING	EACH	4	\$	33,500	\$	134,000
5	COURT NET	EACH	3	\$	4,200	\$	12,600
6	BASKETBALL ASSEMBLY	EACH	2	\$	5,600	\$	11,200
7	FENCE	LINEAR FOOT	660	\$	95	\$	62,700
	ESTIMATED CONSTRUCTION COST						354,750
ESTIMATED DESIGN COST (8%)					\$	28,380	
ESTIMATED INSPECTION & MATERIAL TESTING COST (10%)					\$	35,475	
			ESTIMAT	ED P	ROJECT COST	\$	418,605

Prepared By: Michael G. Vreeland

Signature

Title: Borough Engineer

DATE: 05/11/2023

RESOLUTION# 23-138

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						✓
Lovisolo			1			
O'Connell			1			
O'Toole		\checkmark	1			
Yaccarino	✓		1			
Daloisio			✓			
Mayor Wilczynski						

 $Carried \square \ Defeated \square \ Tabled \square$

Approved on Consent Agenda 🗆

AUTHORIZING SUBMISSION OF A 2023 BERGEN COUNTY OPEN SPACE TRUST FUND MUNICIPAL PARK IMPROVEMENT GRANT APPLICATION

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and,

WHEREAS, the Borough of Allendale desires to further the public interest by obtaining a matching grant of approximately \$100,000.00 from the County Trust Fund to fund the improvement of four tennis courts at Crestwood Park; and,

WHEREAS, the Mayor and Council of the Borough of Allendale has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions, and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the Mayor and Council of the Borough of Allendale held the required Public Hearing to receive public comments on the proposed park improvements in the application on May 11, 2023; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with

DATE: 05/11/2023

RESOLUTION# 23-138

the County of Bergen for the above named project and ensure its completion on or about the project contract expiration date.

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

- 1. That it is hereby authorized to submit the above completed project application to the County; and,
- 2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Mayor and Council has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
- 3. That the Mayor and Council is committed to providing a dollar-for-dollar cash match for the project; and,
- 4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
- 5. That the Mayor and Council agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
- 6. That this resolution shall take effect immediately.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on <u>May 11, 2023</u>.

Linda Louise Cervino, RMC Municipal Clerk

Borough of Allendale, New Jersey Office of the Borough Clerk

PROOF OF PUBLICATION AFFIDAVIT

Date: April 25, 2023

As the duly appointed Municipal Clerk for the Borough of Allendale, in the County of Bergen, State of New Jersey, I, Linda Louise Cervino, hereby certify that the attached Public Notice was published in the, April 25, 2023 issue of THE RECORD newspaper.

Linda Louise Cervino, RMC Municipal Clerk

	Proof of Publication
PUBLIC A	NNOUNCEMENT – DISPLAY AD
PUBLIC HE	ARING ON THE SUBMISSION OF A
RGEN COU	INTY TRUST FUND GRANT APPLIC
	<u> </u>
	BOROUGH OF ALLENDALE PUBLIC ANNOUNCEMENT
PU 2023 BER	BLIC HEARING ON THE SUBMISSION OF A IGEN COUNTY TRUST FUND GRANT APPLICATION
TAKE NOTICE: that	the Borough of Allendate will hold a Public Hearing on submitting cation to the 2023 Bergen County Trust Fund Municipal Program to
 2023 Bergen C "Crestwood Par 	ounty Open Space Trust Fund Application for the following project: k Tennis Court improvements*
 Improvements a Borough of Aller 	are intended to take place at the following park location within the ndale: Block 201 Lot 9; 300 West Crescent Ave, Allendale, NJ 07401
 Date of Hearing 	g: May 11, 2023 @ 8:00 PM, Allendale Borough Hall, 500 West liendale, NJ 07401
Mayor and Council in	e taken. In accordance with the regulation governing the submission ust Fund Municipal Program for Park Development application, the of the Borough of Allendale will conduct a public hearing to obtain ning the grant application.
	Linda Louise Cervino, RMC
Tuesday, April 25, 20	Municipal Clerk

Borough of Allendale, New Jersey Office of the Borough Clerk

PROOF OF PUBLICATION AFFIDAVIT

Date: April 25, 2023

As the duly appointed Municipal Clerk for the Borough of Allendale, in the County of Bergen, State of New Jersey, I, Linda Louise Cervino, hereby certify that the attached Public Notice was published in the, April 25, 2023 issue of THE RECORD newspaper. **Proof of Publication**

PUBLIC ANNOUNCEMENT

PUBLIC HEARING ON THE SUBMISSION OF A 2023 BERGEN COUNTY TRUST FUND GRANT APPLICATION

SEE ATTACHED

Linda Louise Cervino, RMC **Municipal Clerk**

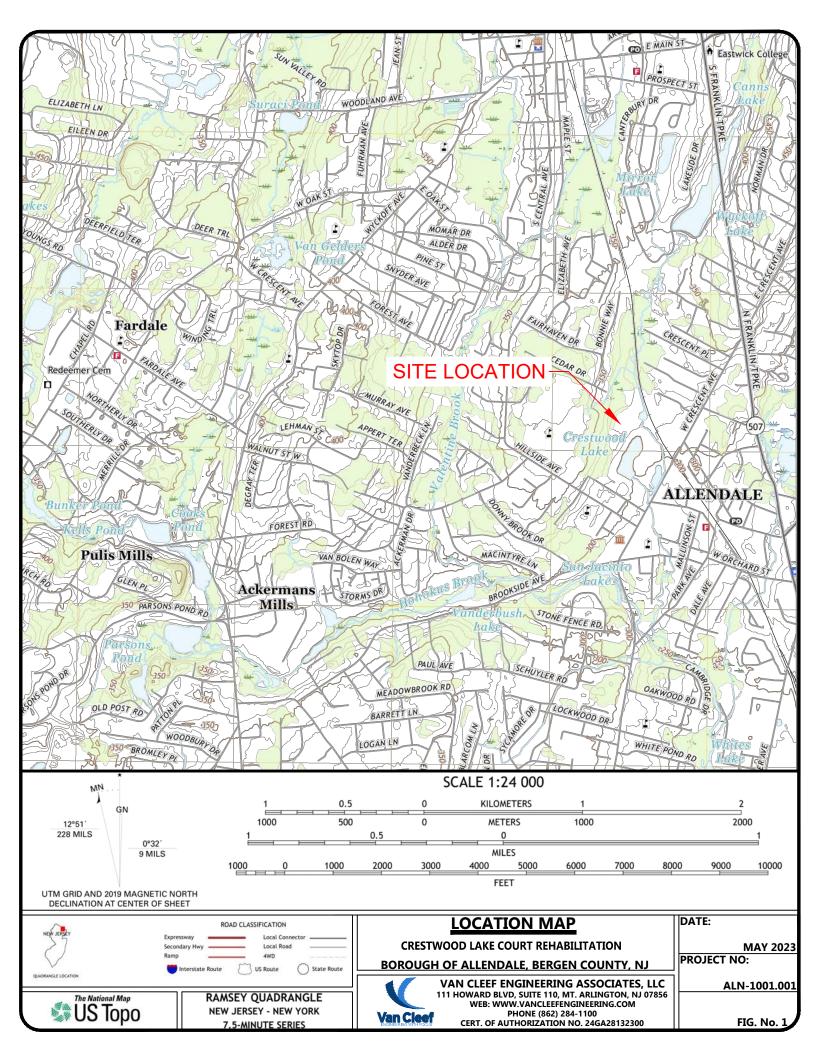
northjersey.com

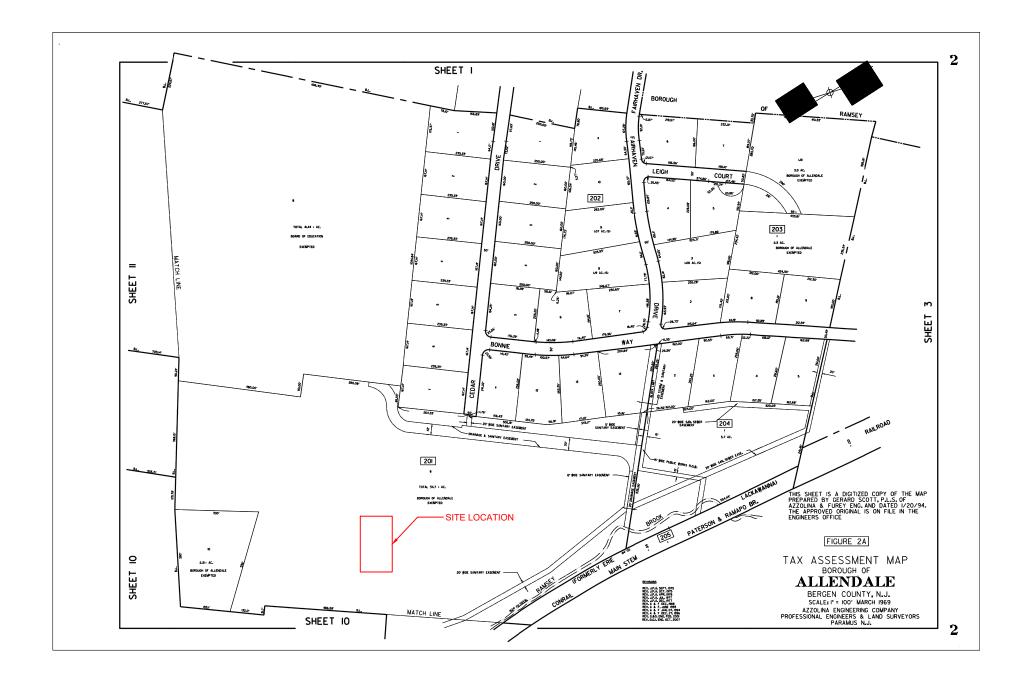
Public Notice

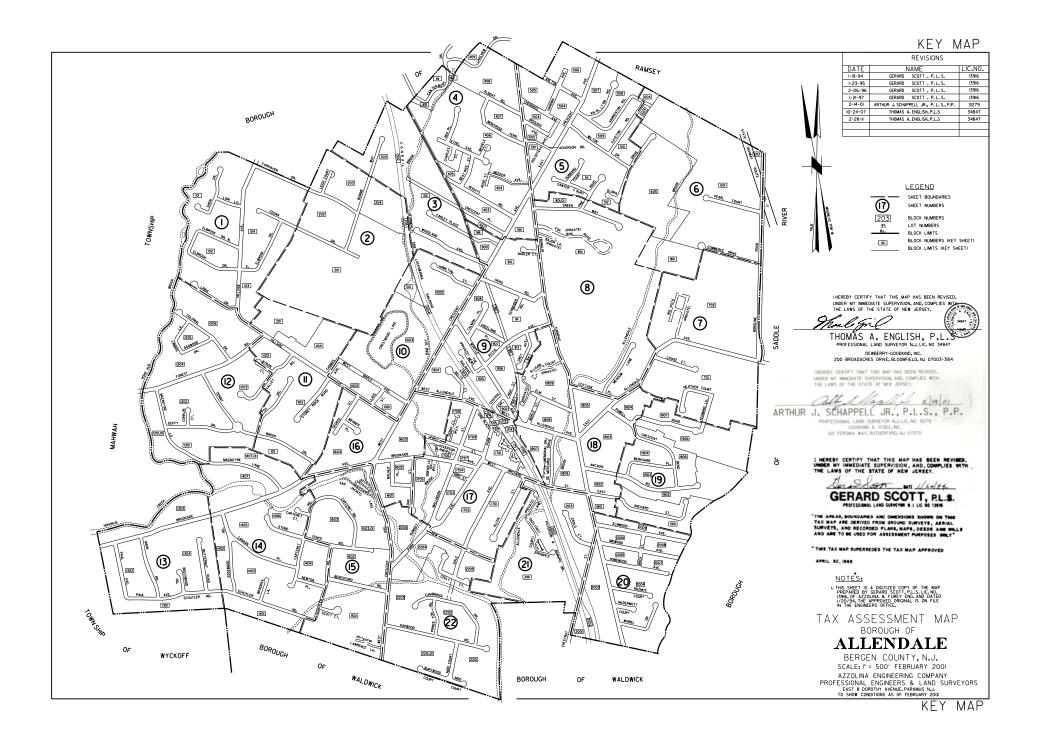
Originally published at northjersey.com on 04/25/2023

LEGAL NOTICE BOROUGH OF ALLENDALE COUNTY OF BERGEN STATE OF NEW JERSEY PUBLIC ANNOUNCEMENT PUBLIC HEARING ON THE SUBMISSION OF A 2023 BERGEN COUNTY TRUST FUND GRANT APPLICATION TAKE NOTICE: that the Borough of Allendale will hold a Public Hearing on submitting the following application to the 2023 Bergen County Trust Fund Municipal Program for Park Development: 2023 Bergen County Open Space Trust Fund Application for the following project: Crestwood Park Tennis Court Improvements Improvements are intended to take place at the following park location within the Borough of Allendale: Block 201 Lot 9; 300 West Crescent Ave, Allendale, NJ 07401 Date of Hearing: May 11, 2023 @ 8:00 PM, Allendale Borough Hall, 500 West Crescent Ave, Allendale, NJ 07401 Formal action may be taken. In accordance with the regulation governing the submission of Bergen County Trust Fund Municipal Program for Park Development application, the Mayor and Council of the Borough of Allendale will conduct a public hearing to obtain citizen input concerning the grant application. Linda Louise Cervino, RMC Municipal Clerk Tuesday, April 25, 2023 The Record 04/25/2023 Fee \$30.80 (70) 0005673677

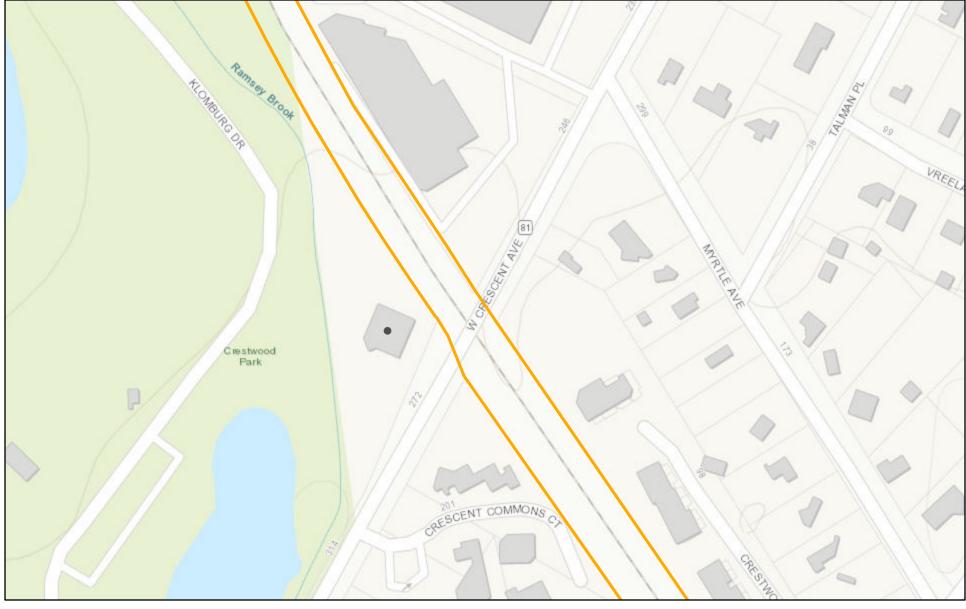




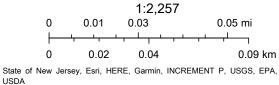




NJ CRGIS Online Viewer



4/20/2023, 11:04:58 AM NJ Historic Districts New Jersey Municipalities - Municipalities



NJ DEP, Historic Preservation Office

NJ CRGIS Online Viewer



NJ Historic Districts NJ Historic Properties

NR Eligible

Identified INDV

New Jersey Municipalities - Municipalities

0.04 0.09 0.18 km State of New Jersey, Esri, HERE, Garmin, INCREMENT P, USGS, EPA, USDA

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NJ DEP, Historic Preservation Office

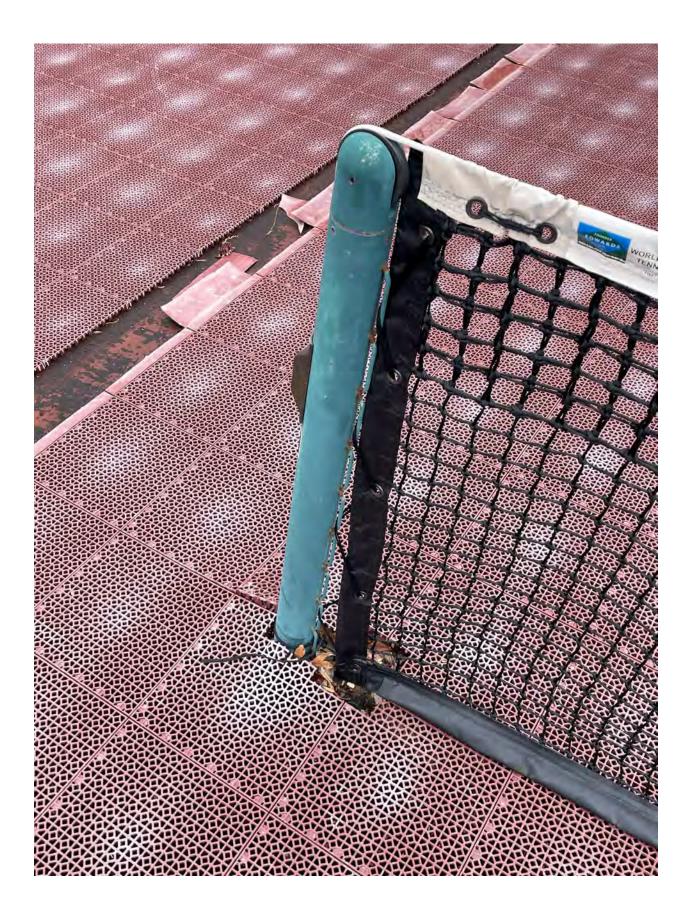
State of New Jersey, Esri, HERE, Garmin, INCREMENT P, USGS, EPA, USDA | New Jersey Office of Information Technology (NJOIT), Office of Geographic Information Systems | NJDEP | NJ Office of Information Technology, Office of GIS (NJOGIS);

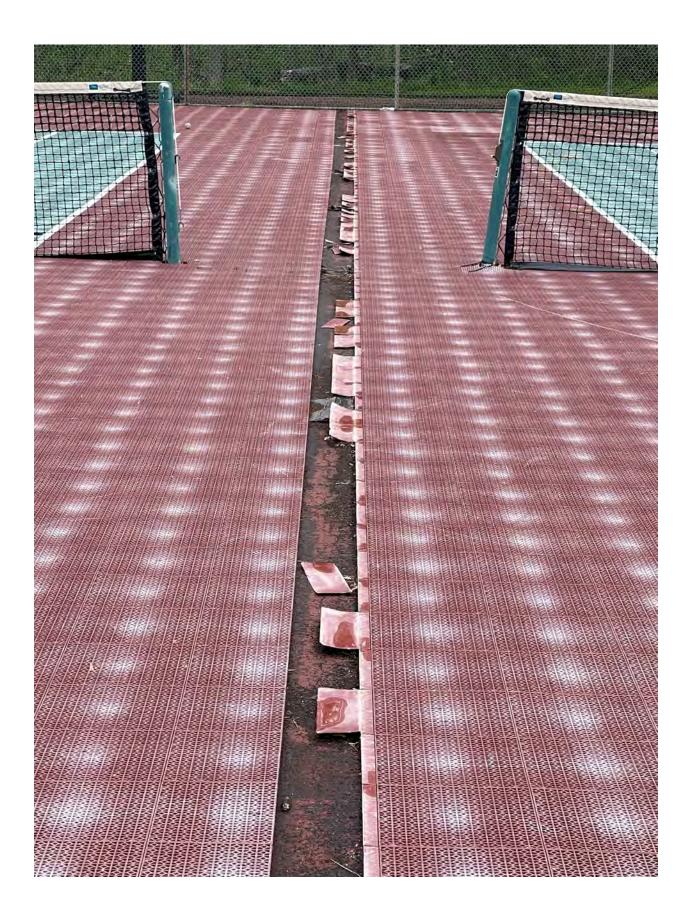
DRAFTED MINUTES PERTAINING TO PUBLIC HEARING

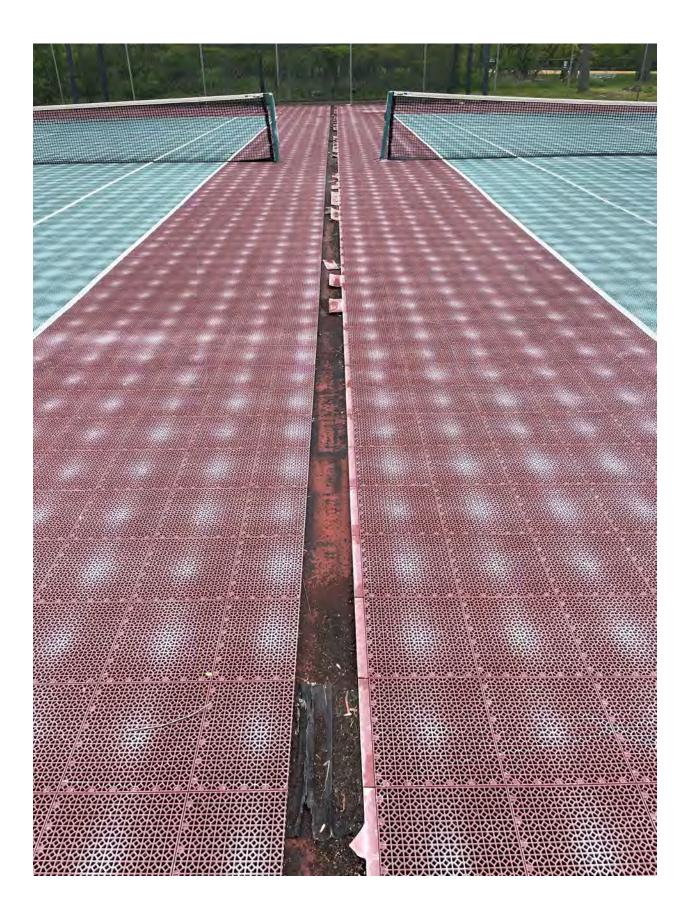
IV. PUBLIC COMMENT

Anyone wishing to address the governing body please give your name (spelling the last name) and address. Please speak in an audible tone and address your comments to the Chair. There will be a five-minute time limit per speaker, unless reduced because of the volume of business on the agenda. Please note, public comment is your time. Out of respect and fairness to all, there will be no interruptions or questions answered during your time. No time shall be ceded to anyone else and no time shall be saved for later use. Any responses may be given during the governing body's comments later in the meeting, or as directed by the Chair. The Borough Clerk is the official time keeper.

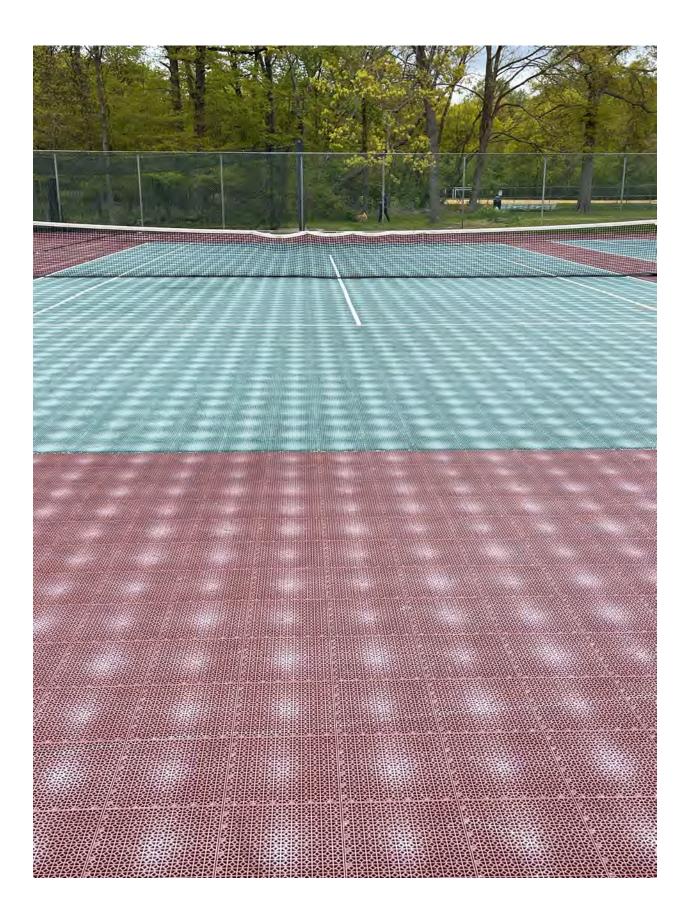
V. <u>ADVERTISED PUBLIC HEARING FOR FINAL CONSIDERATION OF</u> <u>ORDINANCES</u>

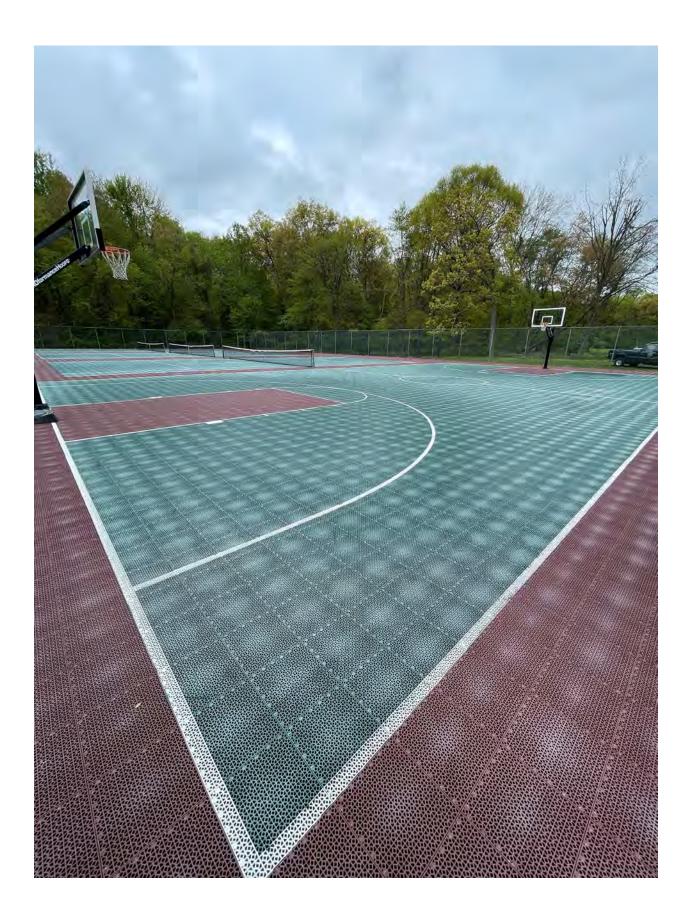


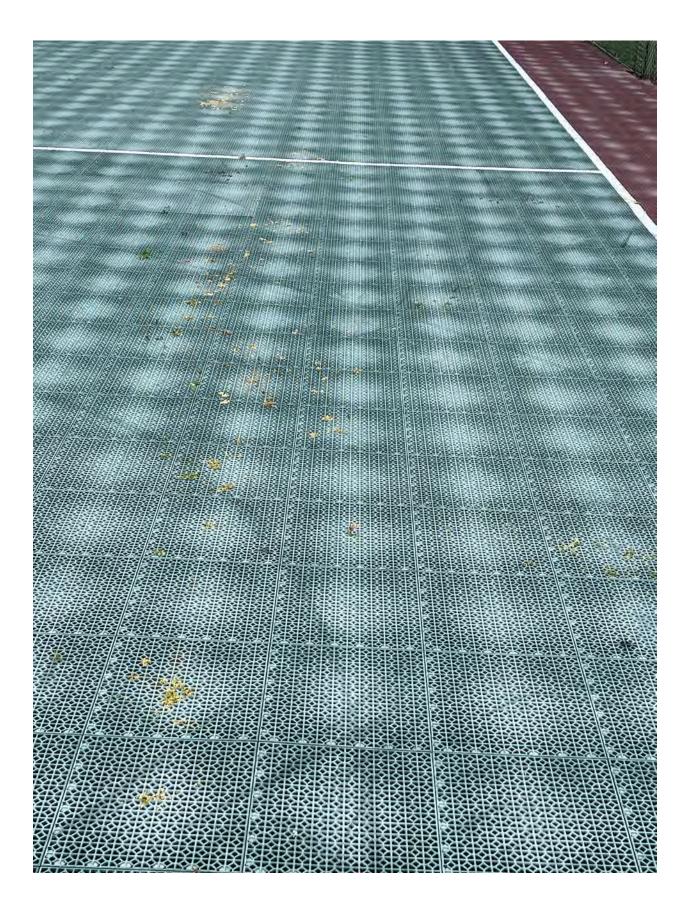












DATE: 05/11/2023

RESOLUTION# 23-133.R

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						~
Lovisolo			1			
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 \$14,244,700 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

DATE: 05/11/2023

RESOLUTION# 23-133.R

WHEREAS, the assessor is of the opinion that the valuation of the subject property is consistent with true value of the property.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that:

The proposed settlement for the tax appeals encaptioned <u>Allendale Corporate Center</u>, <u>LLC v. Borough of Allendale</u> 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 <u>May 11, 2023</u>.

Louise

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@wellslaw.com *Attorneys for Plaintiff, Allendale Corporate Center, LLC*

ALLENDALE CORPORATE CH LLC	ENTER,	TAX COURT OF NEW JERSEY DOCKET NOS.: 009007-2021; 005509-2022
v.	Plaintiff	Civil Action
BOROUGH OF ALLENDALE		STIPULATION OF SETTLEMENT
	Defendant	

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	Requested Tax Court
		Judgment	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	Requested Tax Court			
		Judgment	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 Allendal		
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 Allendal	
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	Affirmed Assessment
		Judgment	
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

1 cal. 2022			
	Original Assessment	County Board	Affirmed Assessment
		Judgment	
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	Affirmed Assessment
		Judgment	
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	Affirmed Assessment
		Judgment	
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

	<u>Year: 2022</u>				
	Original Assessment	County Board	Affirmed Assessment		
		Judgment			
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		

* 7

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

	<u>Year: 2022</u>				
	Original Assessment	County Board	Affirmed Assessment		
		Judgment			
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		

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

The undersigned have made such examination of the value and proper assessment 3. 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.

Based upon the foregoing, the undersigned represent to the Court that the settlement 4. 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.

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

DATE: 05/11/2023

RESOLUTION# 23-139

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						1
Lovisolo			1			
O'Connell	1		1			
O'Toole			~			
Yaccarino		1	~	-		
Daloisio			~			
Mayor Wilczynski	22021					

Carried \Box Defeated \Box Tabled \Box

Approved on Consent Agenda 🖂

RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED WATER UTILITY CAPITAL ORDINANCE BALANCES

WHEREAS, certain unexpended ordinance appropriation balances remain open in the Water Utility Capital fund, and

WHEREAS, the capital projects have been completed, and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Allendale, County of Bergen, New Jersey that the following ordinance appropriation balances in the Water Utility Capital Fund be cancelled of record to deferred charges unfunded.

Ord #	Description	Allocated to Reserve for Debt Service
12-06	Various Public Improvements	\$15,371.84
14-06	Various Public Improvements	\$6,651.39
15-05	Various Public Improvements	\$40,130.00
16-05	Various Public Improvements	\$93,860.76
18-10	Various Public Improvements	\$265,719.75
19-07	Various Public Improvements	\$1,880.00
20-05	Various Public Improvements	\$131,987.23
Total		\$555,600.97

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on <u>May 11, 2023</u>.

Linda Louise Cervino, RMC Municipal Clerk

DATE: 05/11/2023

RESOLUTION# 23-140

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						~
Lovisolo			1			
O'Connell	1		~			
O'Toole			~			
Yaccarino		~	~			
Daloisio			~			
Mayor Wilczynski						

Carried \Box Defeated \Box Tabled \Box

Approved on Consent Agenda 🖂

APPOINTMENT OF PLUMBING SUB-CODE OFFICIAL

WHEREAS, there currently exists a vacancy in the Office of Plumbing Sub-Code Official for the Borough of Allendale;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body that it does hereby appoint Garrett Pepe as Plumbing Subcode Official on a part time basis for an average of ten (10) hours per week with an hourly rate of \$55.00; and

BE IT FURTHER RESOLVED, that the appointment is effective as of May 11, 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 <u>May 11, 2023</u>.

DATE: 05/11/2023

RESOLUTION# 23-141

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

Carried \Box Defeated \Box Tabled \Box

Approved on Consent Agenda 🖂

APPROVAL OF HOLIDAY OBSERVERS' 2023 JULY 4TH CELEBRATION

BE IT RESOLVED that Crestwood Park will close at 5:00 p.m. on July 4, 2023; and,

BE IT FURTHER RESOLVED that the Holiday Observers are hereby authorized to conduct a fireworks display and celebration at Crestwood Lake commencing at dusk on Tuesday, July 4, 2023 with a rain date of Saturday, July 8, 2023; and,

BE IT FURTHER RESOLVED that the fireworks display is subject to appropriate review and approval of insurance and the receipt of a permit from the Allendale Bureau of Fire Prevention.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on <u>May 11, 2023</u>.

DATE: 05/11/2023

RESOLUTION# 23-142

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

Carried□ Defeated □ Tabled □

Approved on Consent Agenda 🖂

A RESOLUTION ESTABLISHING PARKING FEES FOR DAILY/TRAIN PARKING AT THE EAST SIDE PARKING AREA PURSUANT TO §252-62(C)(1)

WHEREAS, on May 11, 2023, the Council of the Borough of Allendale adopted

Ordinance No. 23-10 (the "Ordinance") amending and revising in its entirety §252-62(c)(1) of

the Borough Code concerning the Park and Ride facility in the Borough; and

WHEREAS, the Ordinance provides that the daily parking fee at the East Side Parking

Area is to be established by resolution of the Borough Council; and

WHEREAS, by this Resolution the Borough Council hereby establishes, as set forth hereinbelow, the daily parking fee at the East Side Parking Area;

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

1. The parking rate at the East Side Parking Area from Monday through Friday, inclusive, between 6:00 a.m., prevailing time, and 6:00 p.m. prevailing time, shall be at the rate of One (\$1.00) Dollar per hour, with a minimum one (1) hour purchase required.

DATE: 05/11/2023

RESOLUTION# 23-142

2. The parking rate at the East Side Parking Area on Saturdays and Sundays shall

be free.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor, the Chief of Police, the Chief Financial Officer, and the Borough Attorney are authorized to take all appropriate steps 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 <u>May 11, 2023</u>.

imp

DATE: 05/11/2023

RESOLUTION# 23-143

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						~
Lovisolo			~			
O'Connell	~		~			
O'Toole			~			
Yaccarino		1	~			
Daloisio			~			
Mayor Wilczynski						

Carried \Box Defeated \Box Tabled \Box

Approved on Consent Agenda 🖂

RESOLUTION AUTHORIZING THE BOROUGH OF ALLENDALE TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994, C.72

WHEREAS, due to the County Board of Taxation unable to certify a tax rate due to various issues at the state level and the Municipal Tax Collector will be unable to mail the tax bills on a timely basis, it has become necessary to issue estimated tax bills for the 3rd Quarter of 2023 and;

WHEREAS, the Municipal Tax Collector in consultation with the Municipal Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated levies;

NOW, THEREFORE BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY ON THE 11th DAY OF MAY, 2023 AS FOLLOWS:

- 1. The Borough of Allendale Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2023 taxes. The Tax Collector shall proceed and take such actions as necessary.
- 2. The entire estimated levy for 2023 is hereby set at \$44,649,879.10 for an estimated tax rate of \$2.208.
- 3. In accordance with law the third installment of 2023 shall not be subject to interest until after August 10, 2023. Any payment received after August 10, 2022 shall have interest calculated from August 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 <u>May 11, 2023</u>.

DATE: 05/11/2023

RESOLUTION# 23-144

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						~
Lovisolo				~		
O'Connell	~			1		
O'Toole				~		
Yaccarino		1		1		
Daloisio				~		
Mayor Wilczynski				14		

Carried \Box Defeated \Box Tabled \Box

Approved on Consent Agenda 🖂

APPROVAL OF MAY 11, 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 May 11, 2023 in the amounts of:

Bill List Numbers	MAY 11, 2023		
Current Fund	\$	2,440,653.70	
Payroll Account		211,667.52	
General Capital		106,791.75	
Animal Fund			
Grant Fund			
COAH/Housing Trust		1,395.00	
Improvement & Beautification			
Unemployment Fund			
Trust Fund		10,896.00	
Water Operating			
Water Capital			
Total	\$	2,771,403.97	

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on May 11, 2023.

Linda Louise Ceruino

DATE: 05/11/2023

RESOLUTION# 23-145

Council	Motion	Second	Yes	No	Abstain	Absent
Homan						~
Lovisolo			~			
O'Connell	~		~			
O'Toole			~			
Yaccarino		1	1			
Daloisio			1			
Mayor Wilczynski						

Carried □ Defeated □ Tabled □

Approved on Consent Agenda 🖂

BOROUGH OF ALLENDALE RESOLUTION AUTHORIZING EXTENSION OF LEASES

WHEREAS, on August 31, 1995, the Borough of Allendale ("Borough"), as Landlord, entered into a Lease Agreement of same date with New York SMSA, a New York Limited Partnership ("New York SMSA"), as Tenant, for certain real property having a street address of 300 West Crescent Avenue, Allendale, New Jersey (the "Premises"); and

WHEREAS, subsequent to August 31, 1995 all of New York SMSA's right, title and interest in the foregoing August 31, 1995 lease between the Borough and New York SMSA was conveyed and transferred by New York SMSA to Crown Atlantic Company LLC ("Crown") (said lease, as same has been amended since August 31, 1995 hereinafter being referred to as the "Crown Lease ") and Crown is thereby a current tenant of the Premises under the Crown Lease; and

WHEREAS, on August 31, 1995 the Borough also entered into a Lease Agreement of same date with Cellular Telephone Company, d/b/a Cellular One, a New York General Partnership ("Cellular One") for the Premises; and

DATE: 05/11/2023

RESOLUTION# 23-145

WHEREAS, CCATT LLC ("CCATT") is the present owner of all of Cellular One's right, title and interest in the foregoing August 31, 1995 lease between the Borough and Cellular One (said lease and any and all amendments, if any, to same since August 31, 1995 being hereinafter referred to as the "AT&T Lease") and AT&T is thereby a current tenant of the Premises under the AT&T Lease; and

WHEREAS, the Borough, NYSMA New York and Cellular One, as per the terms of the Crown Lease and the AT&T Lease, executed two (2) Co-Location Agreements both dated August 31, 1995 (the "Co-Location Agreements") whereby New York SMSA and Cellular One agreed, and the Borough approved, that New York SMSA and Cellar One would share, divide, allocate, contribute and/or bear responsibility for various obligations concerning the Premises and improvements thereon as set forth in the Co-Location Agreements; and

WHEREAS, the terms of both the Crown Lease and the AT&T Lease will expire on May 31, 2023; and

WHEREAS, the Borough has determined it to be in the best interests of the Borough and its residents to extend for a period of one (1) year the terms of the Crown Lease and AT&T Lease respectively, from June 1, 2023 through and including May 31, 2024 on the terms and conditions set in their respective foregoing August 31, 1995 lease with the Borough, and Crown and CCATT have each respectively agreed to such extension of their respective foregoing August 31, 1995 leases with the Borough;

DATE: 05/11/2023

RESOLUTION# 23-145

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough that the Borough is authorized to extend both (1) the Crown Lease and (2) the AT&T Lease, each for a period of one (1) year commencing on June 1, 2023 and ending on May 31, 2024, on the terms of the foregoing respective August 31, 1995 leases with the Borough; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor, Municipal Clerk,

the Borough Attorney, and such other Borough officials as may be necessary or appropriate, be and hereby are authorized to take all appropriate steps to implement this Resolution, including but not limited to the execution of any documents recommended by the Borough Attorney to effectuate the foregoing extensions of the Crown Lease and the AT&T Lease.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on <u>May 11, 2023</u>.

DATE: 05/11/2023

RESOLUTION# 23-146

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

Carried \Box Defeated \Box Tabled \Box

Approved on Consent Agenda 🖂

AUTHORIZATION OF 2023 CRESTWOOD LAKE SALARIES – SUPPLEMENT TWO

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:

TITLE	EFFECTIVE DATE	NAME	HOURLY PAY	
Lifeguard	guard May 13, 2023 Maliah Utley		\$15.00	
Lifeguard	May 13, 2022	Gabrielle Guevara	\$15.00	
Lifeguard	May 13, 2023	May 13, 2023 Elise Rutter		

BE IT FURTHER RESOLVED that the date of hire for the above employees is effective as stated above.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on <u>May 11, 2023</u>.