

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 01/31/2019

RESOLUTION# 19-72

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

Resolution Appointing Member of Borough Council

WHEREAS, as a result of the election of Ari Bernstein as Mayor of the Borough of Allendale ("Allendale"), there now exists a vacancy on the Borough Council; and

WHEREAS, N.J.S.A. 40A:16-11 provides the statutory mechanism for filling such vacancy; and

WHEREAS, pursuant to said statute, the Mayor and Council have duly received from the Municipal Committee of the Republican Party in Allendale the names of three nominees for consideration in filling such vacancy, and have duly considered the credentials and qualifications of said nominees; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Allendale that Matthew O'Toole be and hereby is nominated, appointed and confirmed as a Member of the Allendale Borough Council effective immediately to fill the vacancy of the office vacated by Ari Bernstein; and

BE IT FURTHER RESOLVED that the Mayor, the Borough Clerk and the Borough Attorney are authorized to take all appropriate actions so as to implement this Resolution.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on January 31, 2019.



Michelle Ryan
Deputy Municipal Clerk

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

DATE: 01/31/2019

RESOLUTION# 19-73

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

List of Bills

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves the Bill List dated January 31, 2019 in the amounts of:

Current Fund	\$3,031,853.53
Payroll Account	\$389,213.74
General Capital	\$34,338.35
Animal Fund	\$0.00
Grant Fund	\$0.00
COAH/Housing Trust	\$2,512.30
Improvement & Beautification	\$0.00
Unemployment Fund	\$0.00
Trust Fund	\$4,437.50
Water Operating	\$55,848.52
Water Capital	\$9,150.00
Total	\$3,527,353.94

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on January 31, 2019.



Michelle Ryan
Deputy Municipal Clerk



Borough of Allendale

500 WEST CRESCENT AVENUE
ALLENDALE, NEW JERSEY 07401

OFFICE OF TAX COLLECTOR
OFFICE OF CHIEF FINANCIAL OFFICER

TEL: 201-818-4400 EXT 205
FAX 201-818-0193

I, M. Alissa Mayer, Chief Financial Officer of the Borough of Allendale, having reviewed the bill list for the Borough, do hereby certify that funds are available in the accounts so designated.

Certified Jan 31, 2019

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

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 01/31/2019

RESOLUTION# 19-74

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

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE BOROUGH OF ALLENDALE AND AUTHORIZING THE MAYOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER AND OTHER BOROUGH OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$1,035,000 BOND ANTICIPATION NOTE, DATED JANUARY 25, 2019, PAYABLE JANUARY 24, 2020, AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

WHEREAS, the Borough of Allendale, in the County of Bergen, New Jersey (the "Borough") from time to time issues bonds, notes and other obligations, the interest on which is excluded from gross income for Federal income tax purposes, and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 01/31/2019

RESOLUTION# 19-74

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, which require issuers of tax-exempt obligations, such as the Borough to account for and rebate certain arbitrage earnings to the United States Treasury and to take other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Borough desires to designate a \$1,035,000 Bond Anticipation Note, dated January 25, 2019, payable January 24, 2020 (the "Note"), as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Code;

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

SECTION 1. The Borough Council hereby covenants on behalf of the Borough, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on bonds, notes or other obligations of the Borough (including the Note) be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 01/31/2019

RESOLUTION# 19-74

SECTION 2. The Mayor, Borough Clerk, Chief Financial Officer and the other officials of the Borough are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. The Note is hereby designated as a "qualified tax-exempt obligation" for the purpose of Section 265(b)(3) of the Code.

SECTION 4. It is hereby determined and stated that (1) said Note is not a "private activity bond" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2019.

SECTION 5. It is further determined and stated that the Borough has not, as of the date hereof, issued any tax-exempt obligations (other than the Note) during the calendar year 2019.

SECTION 6. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, said Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 01/31/2019

RESOLUTION# 19-74

SECTION 7. The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Note and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2019 dated as of the date of delivery of the Note.

SECTION 8. This resolution shall take effect immediately upon its adoption.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on January 31, 2019.



Michelle Ryan
Deputy Municipal Clerk

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 01/31/2019

RESOLUTION# 19-75

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

Water Adjustment

Whereas, the utility payer listed below has been found to have their utility bill reduced by the amount shown, and

Whereas, this adjustment is due to an estimated bill, incorrectly reported water usage or incorrect readings,

Now, Therefore, Be It Resolved by the Council of the Borough of Allendale that this adjustment be granted, with a credit, to the following utility bill payer:

Name	Account Number	Amount
TJG Realty of Rockland	3119803335801	\$151.59

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on January 31, 2019.



Michelle Ryan
Deputy Municipal Clerk

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

DATE: 01/31/2019

RESOLUTION# 19-76

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

Appointment of Borough Professional

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

Whereas, it is contemplated that the temporary and permanent budgets will contain the necessary appropriations estimated to be reasonably required for each such professional service; and,

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

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

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

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

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

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

DATE: 01/31/2019

RESOLUTION# 19-76

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

Municipal Auditor

Lerch Vinci and Higgins, LLP

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

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

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

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

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

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on January 31, 2019.



Michelle Ryan
Deputy Municipal Clerk

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 01/31/2019

RESOLUTION# 19-77

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

State Board Judgment

BE IT RESOLVED, by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following overpayment check due to a State Board Judgment for the tax year 2018:

Block/Lot	Name	Amount
801/1.07	Valerie Hofer, Esq. Trust Account For Velli, Joseph & Laura 120 Lebbie Lane Fairless Hills, PA 19030	\$2,048.92

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on January 31, 2019.



Michelle Ryan
Deputy Municipal Clerk

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 01/31/2019

RESOLUTION# 19-78

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

WHEREAS, the Borough requires engineering services for Lighting Improvements MA-2018-West Allendale Avenue Streetscape; and

WHEREAS, Neglia Engineering Associates has submitted a revised proposal for such services dated November 16, 2018, which the Public Works Committee finds acceptable and which has been recommended to the Governing Body; and

WHEREAS, Neglia Engineering Associates is duly qualified and is available to perform such services; and

WHEREAS, the Chief Financial Officer has attached hereto a Certification pursuant to NJAC 5:30-5.4 that adequate funds are available to pay for the Contract;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body that it does hereby award a Contract to Neglia Engineering Associates of Lyndhurst, New Jersey in the amount not to exceed \$11,650.00; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are authorized to sign the proposal or an appropriate agreement to reflect these services; and

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on January 31, 2019.



Michelle Ryan
Deputy Municipal Clerk

Certification Of Availability of Funds

This is to certify to the of the Borough of Allendale that funds for the following resolutions are available.

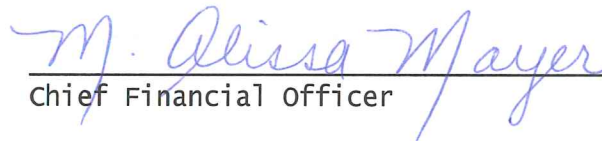
Contract Amount: 11,650.00
Resolution Date: 01/31/19
Resolution Number: 19-78

Vendor: N0231 NEGLIA ENGINEERING ASSOCIATES
34 PARK AVENUE
LYNDHURST, NJ 07071

Contract: C1900001 Downtown Streetscape lighting

Account Number	Amount	Department Description
C-04-55-928-203	11,650.00	ORDINANCE18-09
Total	11,650.00	

Only amounts for the 2019 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.



Chief Financial Officer

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 01/31/2019

RESOLUTION# 19-79

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

Cancellation of Taxes

WHEREAS, the applicant, Patricia E. Lorusso Block 2101 Lot 1.2004, applied and was approved for permanent and total disability through the Department of Veteran Affairs;

WHEREAS, the Municipal Tax Assessor had reviewed and approved the application as of January 31, 2019.

THEREFORE, BE IT RESOLVED, that the Tax Collector is hereby authorized to cancel real estate taxes assessed to the aforesaid property for a prorated amount of \$2,193.64 for 1st quarter February and March & 2nd quarter 2019 in the amount of \$3,290.45

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on January 31, 2019.



Michelle Ryan
Deputy Municipal Clerk