

AGENDA
BOROUGH OF ALLENDALE
MAYOR AND COUNCIL
MARCH 22, 2018
8:00 P.M.

A Regular meeting of the Mayor and Council of the Borough of Allendale, will be held in the Municipal Building, 500 West Crescent Avenue, Allendale, NJ on March 22, 2018.

- I. CALL TO ORDER
 - A. Open Public Meetings Act Announcement
 - B. Salute to Flag
- II. ROLL CALL
- III. APPROVAL OF MINUTES March 12, 2018 Special Regular Session
- IV. PUBLIC COMMENT
Audience members wishing to speak will have a five (5) minute time limit to address the governing body. Large groups are asked to have a spokesperson represent them.
- V. PRESENTATIONS
 - A. Oath of Office – Police Department Chaplain
- VI. RESOLUTIONS
 - A. **18-99**/Approve 2018 Temporary Capital Budget
- VII. ORDINANCES FOR SECOND READING AND PUBLIC HEARING

The following ordinances published herewith were first read by title only on February 15, 2018 and posted on the bulletin board of the lobby of the municipal building.

ORDINANCE 18-06 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, CHAPTER 100-3, BUILDING CONSTRUCTION FEES

ORDINANCE 18-07 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, ARTICLE III: ZONING FEES, CHAPTER 120-23

The following ordinance published herewith was first read by title only on March 12, 2018 and posted on the bulletin board of the lobby of the municipal building.

ORDINANCE 18-08 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, WATER CHARGES, CHAPTER 262-11

VIII. INTRODUCTION OF ORDINANCES

Motion that the following ordinances be introduced and passed on first reading and setting April 12, 2018 at 8:00 p.m. or as soon thereafter as the matter can be heard as the date and time and the Council Chambers of the Allendale Municipal Building as the place for a hearing on said ordinances.

ORDINANCE 18-09 – 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 COMMUNICATION AND

AGENDA
BOROUGH OF ALLENDALE
MAYOR AND COUNCIL
MARCH 22, 2018
8:00 P.M.

SIGNAL SYSTEMS EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND A NEW AUTOMOTIVE VEHICLE, 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 \$1,138,200 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS, TO MAKE A DOWN PAYMENT, 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.

ORDINANCE 18-10 - BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS WATER SYSTEM IMPROVEMENTS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$325,000 TO PAY THE COST THEREOF, 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.

ORDINANCE 18-11 – AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

IX. 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.

- A. **18-100**/Approval of Bill List
- B. **18-101**/Authorize Submission of Recycling Tonnage Grant Application
- C. **18-102**/Waive All Municipal Building Permit Fees & Tree Removal Permit Requirement – Winter Storm Quinn
- D. **18-103**/Certify Compliance with United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest & Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964”
- E. **18-104**/Preserve CDBG Funding FY 2018-2019
- F. **18-105**/Oppose H.R. 38 & S. 446/Concealed Carry Reciprocity Act of 2017
- G. **18-106**/Provide for Increase in Reserve for Uncollected Taxes Percentage
- H. **18-107**/Authorize Amendment – Crown Atlantic Company, LLC Lease Agreement

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

- A. **18-108**/Introduce 2018 Municipal Budget

Motion to adopt Resolution #18- and setting April 26, 2018 at 8:00 p.m. or as soon thereafter as the matter can be heard as the date and time and the Council Chambers of the Allendale Municipal Building as the place for a hearing on the adoption of the 2018 Municipal Budget.

XII. COMMITTEE REPORTS AND COMMENTS

XIII. STAFF REPORTS

XIV. PUBLIC COMMENTS

AGENDA
BOROUGH OF ALLENDALE
MAYOR AND COUNCIL
MARCH 22, 2018
8:00 P.M.

Audience members wishing to speak will have a five (5) minute time limit to address the governing body. Large groups are asked to have a spokesperson represent them.

XV. ADJOURNMENT

Bulletin Board
Borough Website

****AGENDA & AGENDA MATERIALS SUBJECT TO CHANGE****

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

DATE: 03/22/2018

RESOLUTION# 18-99

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

Approve 2018 Temporary Capital Budget

WHEREAS, the Borough of Allendale desires to constitute the 2018 Temporary Capital Budget of said municipality by inserting therein the following projects.

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

Section 1. The 2018 Temporary Capital Budget of the Borough of Allendale is hereby constituted by the adoption of the schedule to read as follows:

Temporary Capital Budget of the
Borough of Allendale
County of Bergen, New Jersey
Projects Scheduled for 2018
Method of Financing

<u>Project</u>	<u>Est. Costs</u>	<u>Grants</u>	<u>Other. Funds</u>	<u>Capital Imp. Fund</u>	<u>Bonds</u>	<u>Self- Liquidating Bonds</u>
Various Capital Improvements	1,138,200		253,500	42,700	842,000	

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2018 Temporary Capital Budget, to be included in the 2018 Permanent Capital Budget as adopted.

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

DATE: 03/22/2018

RESOLUTION# 18-99

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 22, 2018.

Anne Dodd, RMC
Municipal Clerk

DRAFT

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

ORDINANCE 18-06

**AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE
THE CODE OF THE BOROUGH OF ALLENDALE,
CHAPTER 100-3, BUILDING CONSTRUCTION FEES**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that Chapter 100-3, Building Construction Code, Fees, of the Code of the Borough of Allendale, be and hereby is amended, supplemented and revised in its entirety to read as follows:

The following is added as §100-3(A)(2)(d)[9][d]:

[d] Interior demolition: \$150.

The following is added as §100-3(A)(2)(d)[13] through [15]:

[13] Dry Well. The fee shall be \$50.

[14] Commercial Tent. The fee shall be \$100.

[15] Underground storage tank removal or abandonment of tank. The fee shall be \$150.

The following is added to §100-3(A)(3)(a):

Condensate Line	\$20
Fuel Oil Piping	\$75
Pool Drain	\$50
Water Softener	\$15
Water Cooler	\$15

In §100-3(A)(10)(a), the fee for “Underground storage tank removal or abandonment of tank” is amended to read \$150.

The following is added to §100-3(A)(12)(a):

Condensate Line	\$20
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BE IT FURTHER ORDAINED that, except as modified herein, all other provisions of Chapter 100 shall remain in full force and effect as previously adopted.

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

ORDINANCE 18-07

**AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE
THE CODE OF THE BOROUGH OF ALLENDALE,
ARTICLE III: ZONING FEES, CHAPTER 120-23**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that Chapter 120-23 Category; fees of the Code of the Borough of Allendale, be and hereby is amended, supplemented and revised in its entirety to read as follows:

The fees for various zoning activities and/or permits shall be as follows:

Category	Fee
Certificate of compliance for change in tenancy, use or ownership of residential premises, pursuant to § 270-103	\$100.00
Reinspection for certificate of compliance	\$25.00
Fence permit (no pool involved)	\$40.00
Shed permit (up to 100 square feet)	\$50.00
Formal zoning review	\$100.00
Tree permits, pursuant to Chapter 244 (Articles I and II)	\$20.00
Dry well	\$50, plus engineering escrow and required performance guarantees, if any
Certificate of occupancy for change in tenancy, use or ownership of nonresidential or residential premises, pursuant to § 270-103	\$200.00
Formal zoning review for land use application and/or construction permit (residential and nonresidential)	\$100.00
Residential and non-residential curb or sidewalk repair permit	\$50.00

BE IT FURTHER ORDAINED that, except as modified herein, all other provisions of Chapter 120 shall remain in full force and effect as previously adopted.

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

ORDINANCE 18-08

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

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

§ 262-11 **Water charges.**

A. Metered water.

- (1) The rates to be charged for the use of water through each meter shall be as follows:
- (a) For the Borough, churches, schools, restaurants, plant and flower nurseries, geriatric care facilities, Allendale Senior Housing Corporation/Allendale Urban Renewal, L.P., Allendale Housing, Inc., and for businesses located in Zoning Districts C-1 and C-2.

Gallons Per Quarter	Rate Per 1,000 Gallons
0 to 9,000	Minimum of \$47.85 per quarter per metered account
9,001 to 15,000	\$5.33
15,001 to 50,000	\$6.26
50,001 to 70,000	\$10.01
70,001 to 100,000	\$10.65
More than 100,000	\$11.27

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

Gallons Per Quarter	Rate Per 1,000 Gallons
0 to 9,000	Minimum of \$47.85 per quarter per metered account
9,001 to 15,000	\$5.33
15,001 to 50,000	\$6.26
50,001 to 70,000	\$10.01
70,001 to 100,000	\$10.65
More than 100,000	\$11.27

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

BOROUGH OF ALLENDALE
NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Allendale, in the County of Bergen, State of New Jersey, on March 22, 2018. It will be further considered for final passage, after public hearing thereon, at a meeting of the Borough Council to be held at its meeting room in the Borough Hall, 500 West Crescent Avenue, Allendale, New Jersey, on April 12, 2018 at 8:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: ORDINANCE 18-09 - 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 COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW ADDITIONAL FURNISHINGS AND A NEW AUTOMOTIVE VEHICLE, 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 \$1,138,200 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS, TO MAKE A DOWN PAYMENT, 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.

The purposes, appropriations, bonds/notes authorized and grants appropriated in this multipurpose bond ordinance are as follows:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of the 2018 Road Improvement Program (including drainage, sidewalk and curb improvements, where necessary) at various locations, as set forth on a list prepared or to be prepared by the Borough Engineer and placed on file with the Borough Clerk and hereby approved as if set forth herein in full. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$294,500
Down Payment Appropriated	\$ 14,025
Bonds and Notes Authorized	\$280,475
Period of Usefulness	10 years

B. Undertaking of streetscape improvements to the Downtown/DeMercurio Drive.

Appropriation and Estimated Cost	\$254,000
State Grant Appropriated	\$220,000
Down Payment Appropriated	\$ 1,620
Bonds and Notes Authorized	\$ 32,380
Period of Usefulness	10 years

C. Acquisition of new information technology equipment and new additional or replacement equipment and machinery for the use of the Police Department consisting of (i) computer equipment and (ii) in-vehicle video equipment.

Appropriation and Estimated Cost	\$ 23,500
Down Payment Appropriated	\$ 1,120
Bonds and Notes Authorized	\$ 22,380
Period of Usefulness	5 years

D. (i) Undertaking of microwave infrastructure police communications improvements (Phase II) and (ii) acquisition of new

communication and signal systems equipment for the use of the Police Department consisting of (a) a video system for Police Headquarters and (b) speed monitoring signs.

Appropriation and Estimated Cost	\$126,000
Down Payment Appropriated	\$ 6,000
Bonds and Notes Authorized	\$120,000
Period of Usefulness	10 years

E. Undertaking of various improvements to Crestwood Park and Allendale Rec. Park.

Appropriation and Estimated Cost	\$ 67,000
County Grant Appropriated	\$ 33,500
Down Payment Appropriated	\$ 1,600
Bonds and Notes Authorized	\$ 31,900
Period of Usefulness	15 years

F. Acquisition of new additional or replacement equipment and machinery for the use of the Fire Department consisting of: (i) fire hose, (ii) turnout gear, (iii) self-contained breathing apparatus equipment and (iv) equipment for a ladder truck.

Appropriation and Estimated Cost	\$111,000
Down Payment Appropriated	\$ 5,300
Bonds and Notes Authorized	\$105,700
Period of Usefulness	5 years

G. Acquisition of new additional or replacement equipment and machinery consisting of a loader for the use of the Department of Public Works ("DPW").

Appropriation and Estimated Cost	\$200,000
Down Payment Appropriated	\$ 9,525
Bonds and Notes Authorized	\$190,475
Period of Usefulness	15 years

H. Acquisition of new additional or replacement equipment and machinery and a new automotive vehicle, including original apparatus and equipment, for the use of the DPW consisting of: (i) vehicle diagnostics scanners and (ii) a pickup truck.

Appropriation and Estimated Cost	\$ 38,500
Down Payment Appropriated	\$ 1,900
Bonds and Notes Authorized	\$ 36,600
Period of Usefulness	5 years

I. (i) Implementation of a records management system for Borough documents for the use of various Borough departments, offices and agencies and (ii) acquisition of new information technology equipment and new additional furnishings consisting of (a) computer equipment for the use of various Borough departments, offices and agencies and (b) filing cabinets for the use of the Municipal Court.

Appropriation and Estimated Cost	\$ 23,700
Down Payment Appropriated	\$ 1,610
Bonds and Notes Authorized	\$ 22,090
Period of Usefulness	5 years

Aggregate Appropriation and Estimated Cost	\$1,138,200
Aggregate Grants Appropriated	\$ 253,500
Aggregate Down Payment Appropriated	\$ 42,700
Aggregate Amount of Bonds and Notes Authorized	\$ 842,000

Section 20 Costs: \$43,500
Useful Life: 10.21 years

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Anne Dodd, RMC
Borough Clerk
Borough of Allendale
County of Bergen
State of New Jersey

BOROUGH OF ALLENDALE
NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Allendale, in the County of Bergen, State of New Jersey, on March 22, 2018. It will be further considered for final passage, after public hearing thereon, at a meeting of the Borough Council to be held at its meeting room in the Borough Hall, 500 West Crescent Avenue, Allendale, New Jersey, on April 12, 2018 at 8:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: ORDINANCE 18-10 - BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS WATER SYSTEM IMPROVEMENTS IN, BY AND FOR THE WATER UTILITY OF THE BOROUGH OF ALLENDALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$325,000 TO PAY THE COST THEREOF, 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.

Purpose(s): Undertaking of the following water system improvements in, by and for the Water Utility of the Borough: (A) replacement or relining of water lines at various locations; and (B) preparation of a water system asset management plan in connection with future system improvements.

Appropriation: \$325,000
Bonds/Notes Authorized: \$325,000
Grants (if any) Appropriated: \$-0-
Section 20 Costs: \$25,000
Useful Life: 40 years

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Anne Dodd, RMC
Borough Clerk
Borough of Allendale
County of Bergen
State of New Jersey

BOROUGH OF ALLENDALE

PUBLIC NOTICE

ORDINANCE 18-11 — CALENDAR YEAR 2018 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

was introduced at a regular meeting of the Mayor and Council of the Borough of Allendale, in the County of Bergen, New Jersey, held on Thursday, March 22, 2018 and will be further considered for final passage after public hearing at a regular meeting of the Mayor and Council to be held in the Council Chambers, Allendale Municipal Building, 500 West Crescent Avenue, Allendale, New Jersey on Thursday, April 12, 2018 at 8:00 P.M. prevailing time, or as soon thereafter as the matter can be heard.

A clear and concise statement of this ordinance is to exceed the municipal budget appropriation limits and establish a cap bank pursuant to N.J.S.A. 40A:4-45.14.

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

Anne Dodd, RMC
Municipal Clerk

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

DATE: 03/22/2018

RESOLUTION# 18-100

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

List of Bills

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves the Bill List dated March 22, 2018 in the amounts of:

Current Fund	\$1,512,536.23
Payroll Account	\$173,930.29
General Capital	\$246,289.81
Animal Fund	\$0.00
Grant Fund	\$0.00
COAH/Housing Trust	\$4,932.16
Improvement & Beautification	\$0.00
Unemployment Fund	\$0.00
Trust Fund	\$912.50
Water Operating	\$124,558.81
Water Capital	\$7,780.00
Total	\$2,070,939.80

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 22, 2018.

Anne Dodd, RMC
Municipal Clerk

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

DATE: 03/22/2018

RESOLUTION# 18-101

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

Authorizing Recycling Tonnage Grant Application

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

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

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

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

Whereas, a resolution authorizing this municipality to apply for the 2017 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council of the Borough of Allendale to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and,

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

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale that they hereby endorse the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and that they designate the Bergen County Utilities Authority to ensure that the application is properly filed; and,

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

DATE: 03/22/2018

RESOLUTION# 18-101

Be It Further Resolved that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 22, 2018.

Anne Dodd, RMC
Municipal Clerk

DRAFT

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

DATE: 03/22/2018

RESOLUTION# 18-102

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

WHEREAS, many property owners in the Borough of Allendale suffered damage to their homes, properties and businesses as a result of Winter Storm Quinn; and

WHEREAS, the Mayor and Council are cognizant and supportive of the will and desire of Allendale property owners and business owners to undertake repairs; and

WHEREAS, the Allendale Mayor and Council desire to waive the municipal fees for construction permits issued to repair damage sustained as a result of Winter Storm Quinn; and

WHEREAS, the Allendale Mayor and Council desire to waive the requirement to obtain a tree permit to remove trees due to storm related damage.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Allendale that all municipal construction permit fees for construction repair work made necessary because of damage caused by Winter Storm Quinn be and are hereby waived for any such construction permit applications received by the Allendale Building Department on or before March 26, 2018; and

BE IT FURTHER RESOLVED, that the State UCC fees shall remain payable and are not waived; and

BE IT FURTHER RESOLVED, that the requirement to obtain a tree permit to remove trees due to storm related damage is hereby waived

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 22, 2018.

Anne Dodd, RMC
Municipal Clerk

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

DATE: 03/22/2018

RESOLUTION# 18-103

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

**GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE
UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S
"Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment
Decisions Under Title VII of the Civil Rights Act of 1964"**

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Mayor and Council of the Borough of Allendale, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 22, 2018.

Anne Dodd, RMC
Municipal Clerk

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

DATE: 03/22/2018

RESOLUTION# 18-103

**GROUP AFFIDAVIT FORM FOR MUNICIPALITIES AND COUNTIES
NO PHOTO COPIES OF SIGNATURES**

STATE OF NEW JERSEY
COUNTY OF Bergen

We, members of the governing body of the Borough of Allendale being duly sworn according to law, upon our oath depose and say:

1. We are duly elected (or appointed) members of the *Mayor and Council* of the *Borough of Allendale* in the county of *Bergen*;
2. Pursuant to P.L. 2017, c.183, we have familiarized ourselves with the contents of the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012);
3. We are familiar with the local unit's hiring practices as they pertain to the consideration of an individual's criminal history;
4. We certify that the local unit's hiring practices comply with the above-referenced enforcement guidance.

(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)

Sworn to and subscribed before me this _____ day of _____
Notary Public of New Jersey

Clerk

The Municipal Clerk (or Clerk of the Board of Chosen Freeholders as the case may be) shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be executed before a municipality or county can submit its approved budget to the Division of Local Government Services. The executed certificate and the adopted resolution must be kept on file and available for inspection.

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

DATE: 03/22/2018

RESOLUTION# 18-104

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

RESOLUTION TO PRESERVE CDBG FUDING, FY 2018-2019

WHEREAS, since 1974, the United States Congress, though the Community Development Block Grant Program supported the future welfare of the Nation and the well-being of its citizens through maintaining viable urban communities as social, economic and political entities; and

WHEREAS, said Program has been and continues to be a critical affordable housing, community and economic revitalization tool for families and communities across the nation; and

WHEREAS, the President's Fiscal Year 2018 budget proposes the total elimination of the Community Development Block Grant Program; and

WHEREAS, the broad spectrum of activities, including homeownership opportunities; elimination of slum and blight; housing rehabilitation; improvement to public facilities and infrastructure, such as roads, water and sewer systems, libraries, fire stations, and community centers; and public services, such as employment training, child care, transportation services, services for senior citizens, the disabled and youth; business development and job creation will no longer be able to be undertaken; and

WHEREAS, such action will no longer enable cities, counties and states to meet their community development, affordable housing and economic development needs; and

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Allendale hereby requests your help to fight to save the Community Development Block Grant Program and maintain this vital program within the U.S. Department of Housing and Urban Development at a funding level no less than formula funding in Fiscal Year 2017.

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

DATE: 03/22/2018

RESOLUTION# 18-104

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the entire New Jersey Congressional Delegation, the United States Senate Committees on Appropriations and Budget and House Committees on Appropriations and Budget.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 22, 2018.

Anne Dodd, RMC
Municipal Clerk

DRAFT

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

DATE: 03/22/2018

RESOLUTION# 18-105

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

RESOLUTION OF THE BOROUGH OF ALLENDALE OPPOSING H.R. 38 OF THE UNITED STATES HOUSE OF REPRESENTATIVES KNOWN AS THE CONCEALED CARRY RECIPROCITY ACT OF 2017 AND S. 446 OF THE UNITED STATES SENATE KNOWN AS THE CONSTITUTIONAL CONCEALED CARRY RECIPROCITY ACT OF 2017

WHEREAS, on January 3, 2017, Congressman Richard Hudson (R-NC) introduced H.R. 38, known as the Concealed Carry Reciprocity Act of 2017 (which was passed by the US House of Representatives in December 2017), and on February 27, 2017, Senator John Cornyn ((R-TX) introduced S. 446, known as the Constitutional Concealed Carry Reciprocity Act of 2017, both of which would force every state to recognize concealed carry permits by every other state, regardless of the permitting standards, or lack thereof, of that state; and

WHEREAS, while every state allows concealed carry under some circumstances, each state has different requirements on who is permitted to carry, what requirements are appropriate, and what type of training should be required of permit holders; and

WHEREAS, currently, many states, including New Jersey, prohibit out-of-state residents from carrying concealed weapons within their borders without complying with their own requirements; and

WHEREAS, the Concealed Carry Reciprocity Act of 2017 (H.R. 38) and the Constitutional Concealed Carry Reciprocity Act of 2017 {S. 446) would force all states to recognize so-called “constitutional” or permitless carry, which allows gun owners to carry without receiving any permit or training; and

WHEREAS, New Jersey, like many other states, requires applicants to demonstrate a specific need for obtaining a concealed-carry permit; and

WHEREAS, the bills would effectively override existing state and municipal laws and severely limit the municipality’s ability to prevent dangerous people from carrying loaded, hidden firearms in public;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Allendale, that by the adoption of this Resolution, the Borough of

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

DATE: 03/22/2018

RESOLUTION# 18-105

Allendale hereby registers its OPPOSITION to H.R. 38 and S. 446, the Concealed Carry Reciprocity Act of 2017 and the Constitutional Concealed Carry Reciprocity Act of 2017.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 22, 2018.

Anne Dodd, RMC
Municipal Clerk

DRAFT

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

DATE: 03/22/2018

RESOLUTION# 18-106

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

**RESOLUTION PROVIDING FOR INCREASE IN
RESERVE FOR UNCOLLECTED TAXES PERCENTAGE**

WHEREAS, the Borough of Allendale collected only 98.86% of the 2017 taxes due to an increase in State and County tax appeals as a result of unfavorable economic conditions in the real estate markets for 2017, and

WHEREAS, the lower percentage collected in 2017 has an effect on the "Reserve for Uncollected Taxes" in 2018, and

WHEREAS, the Governing Body is desirous of reducing the 2017 total tax levy by the amount of the tax appeals in calculating the 2017 tax collection percentage resulting in a collection percentage of 99.04% for 2017, and

WHEREAS, the Governing Body desires to anticipate 98.91% collection for 2018, to help reduce the "Reserve for Uncollected Taxes", with prior written consent of the Director of Local Government Services,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Allendale, County of Bergen, State of New Jersey, that the prior written consent of the Director of Local Government Services be requested to anticipate 98.91% collection of taxes in 2018 in figuring the "Reserve for Uncollected Taxes".

BE IT FURTHER RESOLVED that two certified copies of this resolution be forwarded to the Office of the Director of Local Government Services.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 22, 2018.

Anne Dodd, RMC
Municipal Clerk

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

DATE: 03/22/2018

RESOLUTION# 18-107

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

WHEREAS, the Borough of Allendale and New York SMSA previously executed a Lease Agreement dated August 31, 1995 (the Lease) pursuant to which property was leased from the Borough located at 300 West Crescent Avenue, Allendale, New Jersey and being described as a portion of the property known as Lot 6, Block 1003 and Lots 9 and 10 of Block 201 (the property) for the construction of a monopole and installation/maintenance of utility wires, poles, cable, conduits and pipes; and

WHEREAS, on March 31, 1999, pursuant to the terms of an assignment and assumption agreement, New York SMSA assigned the Lease to Crown Atlantic Company, LLC (Crown Atlantic);

WHEREAS, four (4) Amendments to the Lease Agreement have been previously signed; and

WHEREAS, Crown Atlantic seeks to enter into a Fifth Amendment to the Lease Agreement whereby Crown Atlantic would be permitted to sublease to an additional subtenant, McKay Brothers, LLC, part of the existing monopole, and to allow the height of the monopole to be increased from 150 feet to 165 feet; and

WHEREAS, Crown Atlantic seeks the Borough's consent and agreement to such additional sublease, as per the terms and conditions of a Fifth Amendment to Lease Agreement in the form attached hereto; and

WHEREAS, the Governing Body has reviewed this request and consents thereto;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body that it does hereby consent to the foregoing amendment to the Lease Agreement and the Mayor is hereby authorized to execute a Fifth Amendment to Lease Agreement in the form, or substantially the form, attached hereto, subject to Crown Atlantic complying with any and all land use requirements and pay any fees associated therewith.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 22, 2018.

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

DATE: 03/22/2018

RESOLUTION# 18-107

Anne Dodd, RMC
Municipal Clerk

DRAFT

FIFTH AMENDMENT TO LEASE AGREEMENT

THIS FIFTH AMENDMENT TO LEASE AGREEMENT is made this _____ day of _____, 2018, by and between the BOROUGH OF ALLENDALE, a New Jersey municipality, with an address of 500 West Crescent Avenue, Allendale, New Jersey 07401 (“Landlord”), and CROWN ATLANTIC COMPANY LLC, a Delaware limited liability company, having an office at c/o Crown Castle USA Inc., 2000 Corporate Drive, Canonsburg, PA 15317 (“Tenant”).

WHEREAS, Landlord and New York SMSA executed a Lease Agreement dated August 31, 1995 (the “Lease”), pursuant to which New York SMSA leased from Landlord that certain parcel of property located at 300 West Crescent Avenue, Allendale, New Jersey, and being described as a portion of the property known as Lot 6, Block 1003 and Lots 9 and 10 of Block 201, and being further described as part of the property in Deed Book 5582, at Page 217, as recorded in the office of the Bergen County Clerk, together with the non-exclusive right for ingress and egress and for the installation and maintenance of utility wires, poles, cables, conduits and pipes; and

WHEREAS, on March 31, 1999, pursuant to the terms of an assignment and assumption agreement, New York SMSA assigned the Lease to Tenant; and

WHEREAS, a First Amendment to Lease Agreement was signed between the parties on November 19, 2001; and

WHEREAS, a Second Amendment to Lease Agreement was signed between the parties on March 3, 2010; and

WHEREAS, a Third Amendment to Lease Agreement was signed between the parties on July 6, 2010; and

WHEREAS, a Fourth Amendment to Lease Agreement was signed between the parties on May 8, 2014; and

WHEREAS, Landlord is willing to consent to a co-location sublease on the existing monopole of an additional user: McKay Brothers, LLC, a Delaware limited liability company (“McKay Brothers”); and

WHEREAS, Landlord and Tenant wish to amend the Lease as hereinafter set forth.

NOW, THEREFORE, the parties hereto, intending to be legally bound, agree as follows:

1. Paragraph 2(a) of the Lease between the parties is amended by replacing “150 foot” with “165 foot”.

2. Paragraph 16 of the Lease between the parties is hereby further amended so that the Landlord does hereby authorize additional subleasing for an additional subtenant, namely: McKay Brothers, LLC, to be co-located on the existing monopole at the Leased Premises, which sublessee need not be a parent, subsidiary or

affiliate of Tenant, controls or is controlled by or under common control with Tenant, merged or consolidated with Tenant, or owns a majority of controlling interest and ownership or assets of the Tenant. Notwithstanding the foregoing, Tenant shall, however, remain responsible for all of its liabilities and obligations under the Lease. Tenant may not otherwise assign or sublet the Lease without Landlord's consent, not to be unreasonably withheld or delayed.

3. This amendment does not supersede the obligation of the sublessee named above to obtain building permits for its respective installation and to pay any applicable fees for such permits, including the cost of structural analysis review by Borough Engineer, in accordance with applicable law.

4. All other provisions of the Lease, including Paragraph 16, not otherwise amended herein and including the First Amendment to Lease Agreement, dated November 16, 2001, the Second Amendment to Lease Agreement, dated March 3, 2010, the Third Amendment to Lease Agreement dated July 6, 2010, and the Fourth Amendment to Lease Agreement dated May 8, 2014, remain in full force and effect. In the event of any inconsistency between this amendment and the Lease, this amendment shall control. In all respects not inconsistent with this amendment, the parties hereby ratify and confirm the Lease and the prior amendments referenced above.

IN WITNESS WHEREOF the parties have executed this agreement as of the
date first above written.

Landlord: Borough of Allendale

ATTEST:

Print Name: _____

By: _____
Print Name _____
Title: _____

Tenant: Crown Atlantic Company LLC, a
Delaware limited liability company

By: _____
Print Name: _____
Title: _____

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

DATE: 03/22/2018

RESOLUTION# 18-108

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

Introduction of 2018 Municipal Budget

Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget of the Borough of Allendale for the year 2018:

Summary of Revenues	Anticipated	
	2018	2017
1. Surplus	1,450,000.00	1,000,000.00
2. Total Miscellaneous Revenues	2,994,689.84	3,002,894.77
3. Receipts from Delinquent Taxes	200,000.00	192,000.00
4. a) Local Tax for Municipal Purposes	9,049,484.16	8,936,865.23
b) Addition to Local District School Tax		
c) Minimum Library Tax	586,893.00	580,340.00
Tot Amt to be Rsd by Taxes for Sup of Mun. Bud	9,636,377.16	9,517,205.23
Total General Revenues	14,281,067.00	13,712,100.00

Summary of Appropriations	2018 Budget	Final 2017 Budget
1. Operating Expenses: Salaries & Wages	4,139,673.00	4,016,844.00
Other Expenses	6,305,606.84	6,105,512.25
2. Deferred Charges & Other Appropriations	959,271.16	868,747.50
3. Capital Improvements	155,035.00	825,000.00
4. Debt Service (Include for School Purposes)	2,296,481.00	1,443,996.25
5. Reserve for Uncollected Taxes	425,000.00	452,000.00
Total General Appropriations	14,281,067.00	13,72,100.00
Total Number of Employees	87	87

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

DATE: 03/22/2018

RESOLUTION# 18-108

2018 Dedicated Water Utility Budget		
Summary of Revenues	Anticipated	
	2018	2017
1. Surplus	110,000.00	139,000.00
2. Miscellaneous Revenues	1,940,000.00	1,962,325.00
3. Deficit (General Budget)		
Total Revenues	2,050,000.00	2,101,325.00
Summary of Appropriations	2018 Budget	Final 2017 Budget
1. Operating Expenses: Salaries & Wages	17,278.00	31,062.00
Other Expenses	1,334,697.00	1,378,360.00
2. Capital Improvements	220,000.00	212,325.00
3. Debt Service	475,725.00	477,178.00
4. Deferred Charges & Other Appropriations	2,300.00	2,400.00
5. Surplus (General Budget)		
Total Appropriations	2,050,000.00	2,101,325.00
Total Number of Employees	1	1

Balance of Outstanding Debt		
	General	Water Utility
Interest Budgeted	478,691.00	90,725.00
Principal Budgeted	1,275,000.00	385,000.00
Outstanding Balance	24,237,240.00	3,563,550.00

Be It Further Resolved that the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey does hereby approve the hereinabove captioned budget on introduction for the year 2018; and,

Be It Further Resolved that the Municipal Clerk is hereby directed to advertise the Budget Summary in the Borough's official newspaper in accordance with state law, and such advertisement shall include the following language:

“Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Allendale, County of Bergen, on March 22, 2018.

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

DATE: 03/22/2018

RESOLUTION# 18-108

A hearing on the Budget and Tax Resolution will be held at the Municipal Building on April 26, 2018 at 8:00 p.m. at which time and place objections to the Budget and Tax Resolution for the year 2018 may be presented by taxpayers or other interested persons.

Copies of the Budget are available in the office of the Borough Clerk at the Municipal Building, 500 West Crescent Avenue, Allendale, New Jersey; Phone: (201) 818-4400, during the hours of 9:00 a.m. to 4:30 p.m.”

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 22, 2018.

Anne Dodd, RMC
Municipal Clerk