

AGENDA
BOROUGH OF ALLENDALE
MAYOR AND COUNCIL
MARCH 12, 2020
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 12, 2020.

- I. CALL TO ORDER
 - A. Open Public Meetings Act Announcement
 - B. Salute to Flag
- II. ROLL CALL
- III. APPROVAL OF MINUTES
 - February 27, 2020 Work Session
 - February 27, 2020 Regular Session
- IV. PUBLIC COMMENT ON AGENDA ITEMS ONLY

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

V. ORDINANCES FOR SECOND READING AND PUBLIC HEARING

The following ordinance published herewith was first read by title only on February 27, 2020 and posted on the bulletin board of the lobby of the municipal building.

ORDINANCE 20-02 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, WATER CHARGES, CHAPTER 262-11

VI. INTRODUCTION OF ORDINANCES

Motion that the following ordinances be introduced and passed on first reading and setting March 26, 2020 at 8:00 p.m. or as soon thereafter as the matter can be heard as the date and time and the Council Chambers of the Allendale Municipal Building as the place for a hearing on said ordinances.

ORDINANCE 20-03 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE CHAPTER 228, SECTION 3.1 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED “COMPOST PERMITS AND FEES”

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

VI. CONSENT AGENDA

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

- A. **20-96**/Approval of Bill List
- B. **20-97**/Approval of Donation of Crestwood Lake Pass – Allendale Rotary Club
- C. **20-98**/Approval of Road Closure – Allendale Veterinary Hospital’s Pet Adoption Event
- D. **20-99**/Approval of Waiver of Red Barn Application Fees
- E. **20-100**/Authorize Submission of 2019 Recycling Tonnage Grant Application

AGENDA
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- F. **20-101**/Authorize Tax Appeal Settlement – Patel, Nimeet A. & Avani v. Allendale – 484 Paul Avenue – Block 1302, Lot 3
- G. **20-102**/Authorize Emergency Water Interconnection Agreement – Ridgewood Water
- H. **20-103**/Appointment of Relief P/T Hourly Crossing Guards – Maureen Burnham and George Wood
- I. **20-104**/Approve Change Order Number Two – 2019 NW Bergen Pricing Cooperative Paving Program – Mike Fitzpatrick & Son, Inc.

VII. UNFINISHED BUSINESS

VIII. NEW BUSINESS

IX. COMMITTEE REPORTS AND COMMENTS

X. STAFF REPORTS

XI. PUBLIC COMMENTS

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

XII. ADJOURNMENT

Bulletin Board
Borough Website

*****AGENDA AND AGENDA MATERIALS SUBJECT TO CHANGE*****

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

ORDINANCE 20-02

**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 \$52.64 per quarter per metered account
9,001 to 15,000	\$5.86
15,001 to 50,000	\$6.89
50,001 to 70,000	\$11.01
70,001 to 100,000	\$11.72
More than 100,000	\$12.40

- (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 \$52.64 per quarter per metered account
9,001 to 15,000	\$5.86
15,001 to 50,000	\$6.89
50,001 to 70,000	\$11.01
70,001 to 100,000	\$11.72
More than 100,000	\$12.40

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.

This ordinance shall take effect upon passage and publication as required by law.

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

I hereby certify the above to be a true copy of an Ordinance adopted by the Governing Body of the Borough of Allendale on March 12, 2020

Mayor Ari Bernstein

Michelle Ryan
Acting Municipal Clerk

BOROUGH OF ALLENDALE

PUBLIC NOTICE

ORDINANCE 20-03 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE CHAPTER 228, SECTION 3.1 OF THE CODE OF THE BOROUGH OF ALLENDALE ENTITLED “COMPOST PERMITS AND FEES”

was introduced at a regular meeting of the Mayor and Council of the Borough of Allendale, in the County of Bergen, New Jersey, held on Thursday, March 12, 2020 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, March 26, 2020 at 8:00 P.M. prevailing time, or as soon thereafter as the matter can be heard.

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

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

Michelle Ryan
Acting Municipal Clerk

BOROUGH OF ALLENDALE

PUBLIC NOTICE

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

was introduced at a regular meeting of the Mayor and Council of the Borough of Allendale, in the County of Bergen, New Jersey, held on Thursday, March 12, 2020 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, March 26, 2020 at 8:00 P.M. prevailing time, or as soon thereafter as the matter can be heard.

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

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

Michelle Ryan
Acting Municipal Clerk

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

DATE: 03/12/2020

RESOLUTION# 20-96

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 March 12, 2020 in the amounts of:

Current Fund	\$1,427,345.89
Payroll Account	\$172,822.54
General Capital	\$11,612.50
Animal Fund	\$547.00
Grant Fund	\$0.00
COAH/Housing Trust	\$264.00
Improvement & Beautification	\$0.00
Unemployment Fund	\$0.00
Trust Fund	\$3,905.25
Water Operating	\$0.00
Water Capital	\$0.00
Total	\$1,616,497.18

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 12, 2020.

Michelle Ryan
Acting Municipal Clerk



BOROUGH OF ALLENDALE
500 West Crescent Avenue, Allendale, NJ 07401-1792

OFFICE OF TAX COLLECTOR
OFFICE OF CHIEF FINANCIAL OFFICER

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

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

Certified March 12, 2020

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

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

DATE: 03/12/2020

RESOLUTION# 20-97

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

**DONATION OF CRESTWOOD LAKE SEASON PASS TO
ALLENDALE ROTARY CLUB**

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 donation of a family (parents and children) Crestwood Lake 2020 Season Pass to the Allendale Rotary Club.

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 12, 2020.

Michelle Ryan
Acting Municipal Clerk

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 03/12/2020

RESOLUTION# 20-98

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

**APPROVAL OF ROAD CLOSURE –
ALLENDALE VETERINARY HOSPITAL'S PET ADOPTION EVENT**

WHEREAS, a request was received from the Allendale Veterinary Hospital to close West Allendale Avenue from the town clock to Central Avenue to hold its 5th annual pet adoption event on May 17, 2020 (raindate May 31, 2020) from 12 a.m. to 2 p.m.; and

WHEREAS, this request was reviewed by the Allendale Police Department who approves of same; and

WHEREAS, the Allendale Veterinary Hospital will, after approval, coordinate the event with the Police Department, the Fire Department and the Department of Public Works;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that this request be and is hereby approved.

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 12, 2020.

Michelle Ryan
Acting Municipal Clerk

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 03/12/2020

RESOLUTION# 20-99

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

APPROVAL OF WAIVER OF RED BARN APPLICATION FEES

WHEREAS, the Borough of Allendale, from time to time, permits use of public facilities, including Red Barn, for certain activities by Allendale non-profit organizations; and

WHEREAS, the Borough of Allendale recognizes the significant contributions that these organizations make to the community at large; and

WHEREAS, the Borough wishes to waive the application fees associated with the use of Red Barn by these organizations for the year 2020.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that it does hereby agree to waive the 2020 Red Barn application fees for the following organizations:

- Allendale Board of Education
- Allendale Boy Scouts
- Allendale CERT
- Allendale Civic Association
- Allendale Fire Department
- Allendale Foundation for Education Excellence (AFEE)
- Allendale Girl Scouts
- Allendale Housing, Inc.
- Allendale PTO
- Allendale Recreation Commission
- Allendale Senior Housing, Inc.
- Allendale Travel Softball
- Allendale Volunteer Ambulance Corps
- Allendale Woman's Club
- Camp Acorn
- Crestwood Cruisers
- Hemophilia Walk
- Holiday Observers
- Hope & Healing After an Addiction Death
- Veterans of Foreign Wars – Allendale Post 10181

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 12, 2020.

Michelle Ryan
Acting Municipal Clerk

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 03/12/2020

RESOLUTION# 20-100

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

AUTHORIZE 2019 RECYCLING TONNAGE GRANT APPLICATION

WHEREASs, 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 2019 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 Borough of Allendale's Certified Recycling Coordinator, Julia Burdge, to ensure that the application is completed and properly filed; and,

BE IT FURTHER RESOLVED that the monies received from said 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 12, 2020.

Michelle Ryan
Acting Municipal Clerk

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

DATE: 03/12/2020

RESOLUTION# 20-101

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

PATEL, NIMEET A. & AVANI v. ALLENDALE TAX APPEAL SETTLEMENT

WHEREAS, the tax payers, Nimeet A. & Avani Patel, appealed the assessment levied on Block 1302, Lot 3 for the tax years 2019 & 2020; and

WHEREAS, the subject property is located at 484 Paul Avenue; and

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

WHEREAS, the Assessor has agreed to compromise the appeal as follows: the Assessed Value will be reduced from \$1,132,200 to \$1,095,000 for both years under appeal.

WHEREAS, there are sufficient funds available in the reserve for tax appeals account to satisfy the 2019 and 2020 tax refunds, if any; and

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

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 Patel, Nimeet A. & Avani v. Borough of Allendale as hereinbefore set forth is approved and the Borough Tax Attorney or a member of his firm is authorized to execute all documents necessary to effectuate its terms.

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on March 12, 2020.

Michelle Ryan
Acting Municipal Clerk

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

DATE: 03/12/2020

RESOLUTION# 20-102

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

**AUTHORIZE EMERGENCY WATER INTERCONNECTION AGREEMENT –
RIDGEWOOD WATER, A MUNICIPAL UTILITY OF THE
VILLAGE OF RIDGEWOOD**

WHEREAS, the Borough of Allendale and Village of Ridgewood have determined that it is in their best interests to enter into an agreement by which Ridgewood agrees, under the terms set forth in the Agreement, to provide potable water to Allendale through an Interconnection of Ridgewood’s and Allendale’s respective water supply systems; and

WHEREAS, the Interconnection is located at or about 654 Brookside Avenue, Allendale, New Jersey.

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 agreement between the Borough of Allendale and Ridgewood Water, a Municipal Utility of the Village of Ridgewood; and

BE IT FURTHER RESOLVED that the Mayor and Acting Municipal Clerk be and are hereby authorized to sign said agreement.

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 12, 2020.

Michelle Ryan
Acting Municipal Clerk

**BOROUGH OF ALLENDALE
BERGEN COUNTY, NJ**

DATE: 03/12/2020

RESOLUTION# 20-103

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

APPOINTMENT OF CROSSING GUARDS

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 individuals are hereby appointed as Crossing Guards, P/T, Hourly on a per diem basis effective March 13, 2020:

<u>Name</u>	<u>Hourly Rate</u>	<u>Regular or Relief</u>
Maureen Burnham	\$18.00/hour	Relief
George Wood	\$18.00/hour	Relief

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 12, 2020.

Michelle Ryan
Acting Municipal Clerk

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

DATE: 03/12/2020

RESOLUTION# 20-104

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

**APPROVE CHANGE ORDER NUMBER TWO –
2019 NW BERGEN PRICING COOPERATIVE PAVING PROGRAM –
MIKE FITZPATRICK & SON, INC.**

WHEREAS, Mike Fitzpatrick & Son, Inc. was awarded a contract for the 2019 Road Resurfacing Program as part of the NW Bergen Pricing Cooperative Paving Program via Borough of Allendale Resolution No. 19-135 on May 9, 2019; and

WHEREAS, the Borough Engineer has requested that certain changes be made in said contract; and

WHEREAS, a net increase of \$8,127.50 will result from the actual quantities of work measured and performed; and

WHEREAS, the CFO has certified that sufficient funds are available.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that Change Order Number Two resulting in an increase of \$8,127.50, a 9.28% increase in the original contracted amount, be approved for the 2019 NW Bergen Pricing Cooperative Paving Program, resulting in a new contract amount of \$176,608.48.

BE IT FURTHER RESOLVED that Change Order Number Two in the increased amount of \$8,127.50 be approved for performance by Mike Fitzpatrick & Son, Inc., 18 Cozy Lake Road, Oak Ridge, NJ 07438.

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 12, 2020.

Michelle Ryan
Acting Municipal Clerk