

AGENDA  
BOROUGH OF ALLENDALE  
MAYOR AND COUNCIL  
AUGUST 13, 2020  
8:00 P.M.

A Regular meeting of the Mayor and Council of the Borough of Allendale will be held on August 13, 2020 beginning at 8:00pm via a video and teleconferencing meeting on GoToMeeting due to the State of Emergency.

The public can join the meeting by taking the following steps:

- **From a computer, tablet or smartphone**, enter the website <https://global.gotomeeting.com/join/302918517>
- **From a phone**, dial [+1 \(872\) 240-3212](tel:+18722403212) and then enter Access Code: [302-918-517](tel:302918517)

Anyone from the public who does not have GoToMeeting may install the app prior to the start of the meeting at <https://global.gotomeeting.com/install/302918517>

*The public is asked to please mute their devices until such time that the public comment portions are held so as not to distract from the business of the meeting.*

- I. CALL TO ORDER
  - A. Open Public Meetings Act Announcement
  - B. Salute to Flag
- II. ROLL CALL
- III. APPROVAL OF MINUTES 

July 23, 2020 Work Session
July 23, 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. 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. **20-187**/Approve Bill List
- B. **20-188**/Authorize Refunds – 2020 Tax Overpayments – BCUW Madeline Housing Partners, LLC – 221 E. Crescent Ave (Block 506, Lot 4.07) & 223 E. Crescent Ave (Block 506, Lot 4.08)
- C. **20-189**/Authorize Allendale Chamber of Commerce’s 2020 Festival Day
- D. **20-190**/Appoint Borough Professional – Bertone Piccini, LLC
- E. **20-191**/Approve Notice of Intent to Award a Contract under a National Cooperative Purchasing Agreement – 3M Scott SCBA Equipment – New Jersey Fire Equipment – Houston-Galveston Area Council Cooperative
- F. **20-192**/Convey Support of Assembly Bill A108 and Accompanying Senate Bill S2473 to Improve Service Performance by Public Utility Companies in the Public’s Interest

- VI. UNFINISHED BUSINESS

- VII. NEW BUSINESS

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BOROUGH OF ALLENDALE  
MAYOR AND COUNCIL  
AUGUST 13, 2020  
8:00 P.M.

VIII. COMMITTEE REPORTS AND COMMENTS

IX. STAFF REPORTS

X. 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.

XI. ADJOURNMENT

Bulletin Board  
Borough Website

**\*\*\*AGENDA AND AGENDA MATERIALS ARE SUBJECT TO CHANGE\*\*\***

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

DATE: 08/13/2020

RESOLUTION# 20-187

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

**APPROVAL OF 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 August 13, 2020 in the amounts of:

<b>Bill List Numbers</b>	<b>August 13, 2020</b>
Current Fund	\$2,223,634.91
Payroll Account	\$212,570.40
General Capital	\$19,874.44
Animal Fund	\$0.00
Grant Fund	\$0.00
COAH/Housing Trust	\$10,828.50
Improvement & Beautification	\$0.00
Unemployment Fund	\$0.00
Trust Fund	\$8,637.50
Water Operating	\$0.00
Water Capital	\$49,195.97
<b>Total</b>	
	<b>\$2,524,741.72</b>

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on August 13, 2020.

\_\_\_\_\_  
Michelle Ryan  
Acting 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 August 13, 2020

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

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

**DATE: 08/13/2020**

**RESOLUTION# 20-188**

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

**AUTHORIZE REFUND OF 2020 TAX OVERPAYMENTS**

**BE IT RESOLVED** by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following checks on the properties listed below and charge same to Overpayment of 2020 Taxes:

<b>Block/Lot</b>	<b>Name</b>	<b>Property Location</b>	<b>Amount</b>
506/4.07	BCUW Madeline Housing Partners, LLC	223 E. Crescent Avenue	\$4748.51
506/4.08	BCUW Madeline Housing Partners, LLC	221 E. Crescent Avenue	\$4748.51

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I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on August 13, 2020.

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Michelle Ryan  
Acting Municipal Clerk

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

DATE: 08/13/2020

RESOLUTION# 20-189

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

**AUTHORIZE THE ALLENDALE CHAMBER OF  
COMMERCE'S 2020 FESTIVAL DAY**

**WHEREAS**, there is a request by the Allendale Chamber of Commerce to hold the Allendale Festival Day on Saturday, September 26, 2020 from 2:00 p.m. to 10:00 p.m.; and

**WHEREAS**, West Allendale Avenue will be closed for this event from the town clock to DeMercurio Drive; and

**WHEREAS**, the event will also take place in the NJ Transit parking area; and

**WHEREAS**, the Chamber of Commerce 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.

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I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on August 13, 2020.

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Michelle Ryan  
Acting Municipal Clerk

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

**DATE: 08/13/2020**

**RESOLUTION# 20-190**

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

**APPOINTMENT OF BOROUGH PROFESSIONAL –  
BERTONE PICCINI, LLC**

**WHEREAS**, the Borough of Allendale requires the service of professionals for the calendar year 2020; and,

**WHEREAS**, it is contemplated that the budget contains 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.

**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 2020:

Bertone Piccini, LLC – Special Counsel

**BE IT FURTHER RESOLVED** that this contract is being awarded as a non-fair and open contract, pursuant to the provisions of NJSA 19:44A-20.5; and

**BE IT FURTHER RESOLVED** that the compensation for the aforesaid service is to be established by a contract in an amount not to exceed \$10,000, absent further authorization from the Borough of Allendale; 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 exempts from competitive bidding Professional Services rendered by persons authorized by law to practice a recognized profession and whose practice is regulated by law; and,

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

**DATE: 08/13/2020**

**RESOLUTION# 20-190**

**BE IT FURTHER RESOLVED** that the appropriate Borough Officials be and are hereby authorized to execute a contract with the professional named herein for the services to be rendered; 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.

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I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on August 13, 2020.

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Michelle Ryan  
Acting Municipal Clerk

DRAFT



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

DATE: 08/13/2020

RESOLUTION# 20-191

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

**APPROVE NOTICE OF INTENT TO AWARD A CONTRACT  
UNDER A NATIONAL COOPERATIVE PURCHASING AGREEMENT FOR  
3M SCOTT SCBA EQUIPMENT TO NEW JERSEY FIRE EQUIPMENT THROUGH  
THE HOUSTON-GALVESTON AREA COUNCIL COOPERATIVE**

**WHEREAS**, the Borough of Allendale intends to participate in the Houston-Galveston Area Council (H-GAC) Cooperative contract, Proposal EP11-17, Contract EE08-19 to purchase 3M Scott SCBA equipment for the Allendale Fire Department; and,

**WHEREAS**, information regarding the contract may be found at Allendale Borough Hall, 500 West Crescent Avenue, Allendale, NJ 07401 during regular business hours, as well as on the Borough of Allendale's website at: [www.allendalenj.gov](http://www.allendalenj.gov); and,

**WHEREAS**, the Borough of Allendale is a member of H-GAC; and,

**WHEREAS**, the H-GAC contract period is through October 31, 2020; and,

**WHEREAS**, it is the intent of the Borough of Allendale to make a contract award to New Jersey Fire Equipment, 119-131 Route 22 East, Green Brook, New Jersey 08812, pursuant to the proposal submitted in response to the Borough's specifications; and;

**WHEREAS**, the Borough of Allendale is permitted to join national cooperative purchasing agreements under the authority of N.J.S.A. 52:34-6.2(b)(3).

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Allendale, County of Bergen, State of New Jersey that the Acting Municipal Clerk is hereby directed to publish the forgoing, enumerated "Notice of Intent to Award a Contract Under a National Cooperative Purchasing Agreement" in the legal newspaper of the Borough of Allendale with a comment period to end at the close of business hours on Tuesday, September 1, 2020.

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I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on August 13, 2020.

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Michelle Ryan  
Acting Municipal Clerk

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

**DATE: 08/13/2020**

**RESOLUTION# 20-192**

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

**A RESOLUTION IN SUPPORT OF ASSEMBLY BILL A108 AND ACCOMPANYING  
SENATE BILL S2473 TO IMPROVE SERVICE PERFORMANCE BY PUBLIC  
UTILITY COMPANIES IN THE PUBLIC'S INTEREST**

**WHEREAS**, the citizens and businesses of the State of New Jersey rely on public utility companies (public utilities) for the provision of essential services such as electricity, natural gas, sewer and water; and

**WHEREAS**, public utilities in the State of New Jersey are regulated by the Board of Public Utilities (BPU); and

**WHEREAS**, a public utility, as part of their application process, must comply with federal, state and local laws as well as rules and regulations and terms and conditions prior to the BPU's approval of a public utility privilege or franchise (franchise); and

**WHEREAS**, the political subdivisions of the State of New Jersey (municipalities) award franchise agreements to public utilities for the provision of such services that the BPU has determined to be necessary and proper for the public convenience and in the public interest; and

**WHEREAS**, the current franchise approval process and related laws are outdated and are no longer properly serving the public convenience or interest; and

**WHEREAS**, Assembly Bill A108, sponsored by Assemblymen DePhillips (D40), Rooney (D40) and Johnson (D37) and unanimously passed by the Assembly Telecommunications Committee in October 2018, seeks to revise and update the public utility franchise process and proposes changes to increase accountability and allow municipalities to explore options and seek alternate solutions to better protect the public's interest including revoking the franchise if/when the public utility violates terms of the agreement or inadequately provides for continuous and uninterrupted service; and

**WHEREAS**, Senate Bill S2473, sponsored by Senator Corrado (D40), is the accompanying Senate legislation to Assembly Bill A108; and

**WHEREAS**, it is the responsibility of a municipality to act in the interests of and as the voice of the citizens of their community.

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

**DATE: 08/13/2020**

**RESOLUTION# 20-192**

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Allendale hereby appeals to the New Jersey Legislature to pass Assembly Bill A108 and Senate Bill S2473, in the interest of the citizens of the Borough of Allendale as well as the State of New Jersey, to ensure that their utility needs are met; and

**BE IT FURTHER RESOLVED**, that copies of this resolution be forwarded to Senator Kristin Corrado, Assemblymembers Kevin Rooney, Christopher DePhillips and Gordon Johnson, Senate President Stephen Sweeney, Assembly Speaker Craig Coughlin, Governor Philip Murphy, the Municipal Clerks Association of New Jersey and the New Jersey State League of Municipalities.

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I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on August 13, 2020.

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Michelle Ryan  
Acting Municipal Clerk