

Mayor and Council of the Borough of Allendale
Regular Session Meeting Minutes
January 11, 2018

PRESENT: Mayor Elizabeth White and Councilmembers Ari Bernstein, Liz Homan, Edward O'Connell, Steve Sasso, Jim Strauch and Amy Wilczynski

ABSENT: None

ALSO PRESENT: Borough Attorney Ray Wiss
Municipal Clerk Anne Dodd

A Regular Session Meeting of the Mayor and Council of the Borough of Allendale was held in the Municipal Building at 500 West Crescent Avenue, Allendale, NJ on January 11, 2018. The meeting was called to order at 8:00 p.m. by Mayor White who asked that the Municipal Clerk read the open public meetings statement: "In compliance with the Open Public Meetings Act, the notice requirements have been satisfied. The meeting dates for the year are confirmed at the Annual Meeting, are posted on the public bulletin board in the Municipal Building, published in the Record within the first 10 days of the New Year, and copies are sent to the Ridgewood News and Star Ledger."

The Mayor led those present in a salute to the flag.

Approval of Minutes:

Motion by Councilman Strauch, second by Councilman Bernstein, that the Minutes of December 28, 2017 Work Session and December 28, 2017 Regular Session are approved.

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

Councilman Bernstein:	aye	Councilman Sasso:	aye
Councilwoman Homan:	abstain	Councilman Strauch:	aye
Councilman O'Connell:	abstain	Councilwoman Wilczynski:	aye

Public Comment

No one came forward.

Swearing In of Fire Department Officers

Mayor White commented on the number of times over the past few weeks that the members of the Fire Department have responded to calls during the harsh weather conditions. She thanked the members for their time and effort and commented that every resident is eternally grateful. She then administered the Oath of Office to the 2018 Officers of the Allendale Fire Department which are as follows:

Ryan Shute, Chief
John Rubino, Assistant Chief
Thomas Smith, 1st Captain
Dave Baez, 2nd Captain
Todd Peterson, 1st Lieutenant
Jeff Hirsch, 2nd Lieutenant

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Introduction of Ordinances:

Ordinances 18-01 – 18-03

Motion by Councilman Strauch that the following ordinances be introduced and passed on first reading and setting January 25, 2018 at 8:00 p.m. or as soon thereafter as the 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. Second by Councilman Bernstein.

The Municipal Clerk read the title of the ordinances into the record:

ORDINANCE 18-01 – AN ORDINANCE TO AMEND CHAPTER 53 OF THE CODE OF THE BOROUGH OF ALLENDALE, “OFFICERS AND EMPLOYEES”, TO FIX THE SALARIES, WAGES AND COMPENSATION OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF ALLENDALE FOR THE YEAR 2018.

ORDINANCE 18-02 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, FIRE PREVENTION, CHAPTER 128

ORDINANCE 18-03 - AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, LAND USE PROCEDURES, CHAPTER 40

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

Councilman Bernstein:	aye	Councilman Sasso:	aye
Councilwoman Homan:	aye	Councilman Strauch:	aye
Councilman O’Connell:	aye	Councilwoman Wilczynski:	aye

Ordinances 18-04 & 18-05

Mayor White noted that these ordinances require thirty-five days between introduction and adoption for referral to the Land Use Board to determine consistency with the Master Plan.

Motion by Councilman Sasso that the following ordinances be introduced and passed on first reading and setting February 15, 2018 at 8:00 p.m. or as soon thereafter as the 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. Second by Councilman Strauch.

The Municipal Clerk read the title of the ordinance into the record:

ORDINANCE 18-04 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, ZONING, CHAPTER 270-37(A)

ORDINANCE 18-05 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, ZONING, CHAPTER 270 AND LAND SUBDIVISION AND SITE PLAN REVIEW, CHAPTER 147 MODIFYING THE D-1 INDUSTRIAL ZONE DISTRICT.

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

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Councilman Bernstein:	aye	Councilman Sasso:	aye
Councilwoman Homan:	aye	Councilman Strauch:	aye
Councilman O'Connell:	aye	Councilwoman Wilczynski:	aye

Consent Agenda

Motion by Councilman Strauch, second by Councilwoman Homan, and all present voting in favor, to remove Resolution #18-57 from the Consent Agenda.

18-57/Award Contract – 2007 American LaFrance 100' Platform Truck

Motion by Councilwoman Homan, second by Councilman Sasso, that Resolution #18-57 be approved.

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

Councilman Bernstein:	aye	Councilman Sasso:	aye
Councilwoman Homan:	aye	Councilman Strauch:	aye
Councilman O'Connell:	aye	Councilwoman Wilczynski:	aye

Resolution 18-57

Awarding a Contract to for
2007 American LaFrance 100' Platform Truck

Whereas, sealed bids were received on December 12, 2017 for one (1) used, 2007 American LaFrance 100' Platform Truck; and

Whereas, one (1) bid was received: Brindlee Mountain Fire Apparatus, LLC in the amount of \$325,000.00; and

Whereas, the bid documents have been reviewed and it is determined that the bid of Brindlee Mountain Fire Apparatus, LLC is the lowest responsible, responsive bidder; and

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

Now, Therefore, Be It Resolved, by the Governing Body that it does hereby award a contract for the above referenced project to Brindlee Mountain Fire Apparatus, LLC, Union Grove, Al in the amount of \$325,000.00; and,

Be It Further Resolved, that the Mayor and Borough Clerk are hereby authorized to execute a contract with Brindlee Mountain Fire Apparatus following legal review.

- A. ~~18-57/Award Contract – 2007 American LaFrance 100' Platform Truck (Removed from Consent Agenda)~~
- B. **18-58/Authorize Agreement – West Bergen Mental HealthCare**
- C. **18-59/Appoint Police Physician – Jerald Hershman, M.D.**
- D. **18-60/Authorize Grant of Easement – PSE&G**
- E. **18-61/Authorize Budget Transfers**

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Motion by Councilman Strauch, second by Councilman Sasso, that the Consent Agenda be approved as amended.

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

Councilman Bernstein:	aye	Councilman Sasso:	aye
Councilwoman Homan:	aye	Councilman Strauch:	aye
Councilman O'Connell:	aye	Councilwoman Wilczynski:	aye

All members present voting in favor, the Consent Agenda was approved as amended.

Resolution 18-58

**Approval to Authorize Mayor and Municipal Clerk to Sign 2018
West Bergen Mental Health Care Agreement**

Whereas, there is a need for support for mental health services in the Borough of Allendale, and,

Whereas, West Bergen Mental Health Care has available such services as are needed; and,

Whereas, West Bergen Mental Health Care has agreed to provide such services in the amount of \$6,000.00 and other services in accordance with the fee schedule that is attached; and,

Whereas, the Chief Financial Officer has certified that there are sufficient funds available for this contract.

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 West Bergen Mental Healthcare; and,

Be It Further Resolved that the Mayor and Municipal Clerk be and are hereby authorized to sign said agreement.

Resolution 18-59

Appointment of Police Physician

Be It Resolved that the following physician is hereby designated as the Police Physician for the Borough of Allendale for the year 2018:

Jerald Hershman, M.D.

Resolution 18-60

WHEREAS, the Borough of Allendale (hereinafter called "Grantor"), is the owner in fee simple of a certain tract of real property situate in the Borough of Ramsey, County of Bergen and State of New Jersey, commonly known as Block 5405, Lot 20 (hereinafter the "Property"); and

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WHEREAS, Public Service Electric and Gas Company (hereinafter called “Grantee”) is a public utility of the State of New Jersey, engaged in furnishing utility service to subscribers in the State of New Jersey; and

WHEREAS, the Grantor does agree to convey an easement in accordance with and for the purposes set forth in a Grant of Easement, for the mutual benefit of both Grantor and Grantee;

NOW, THEREFORE, BE IT RESOLVED that the Borough be, and hereby is, authorized to enter into a Grant of Easement, in a form to be reviewed and approved by the Borough Attorney; and

BE IT FURTHER RESOLVED, that the Mayor, Borough Clerk and Borough Counsel are authorized to take such other actions necessary to effectuate the foregoing.

Resolution 18-61

BUDGET TRANSFERS

WHEREAS, Budget Transfers are permitted during the last two months of the current year and the first three months of the following year;

NOW THEREFORE, BE IT RESOLVED, BY THE Mayor & Council of the Borough of Allendale that the following transfers be made between the following 2017 Budget Appropriations:

DEPARTMENT	FROM	TO
Salary & Wage Adjustment	\$30,000	
Police, S&W		\$30,000
Totals	\$30,000	\$30,000

Unfinished Business:

There was no unfinished business.

New Business:

There was no new business.

Council Committee Reports and Comments

Councilman Sasso – Public Safety

Councilman Sasso stated that it is his honor to chair the Public Safety Committee. He advised that he will be scheduling the first meeting of the year in the near future.

Councilman O’Connell – Public Works

Councilman O’Connell reported that the first Public Works Committee meeting is scheduled next week. Christmas trees will be picked up until the end of next week. The piles of dirt and millings are being removed from the DPW facility. Holiday decorations are in the process of being taken down.

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The DPW has had six snow activities and five salting events. Mr. Kistner received several compliments for the excellent job that the DPW has done with respect to snow removal.

Staff Reports:

Ray Wiss, Municipal Attorney, reported that a signed order memorializing the settlement agreement with the Fair Share Housing Center was received, and as such, the 120-day clock to comply with the terms of the plan has begun. As a result, he has engaged in several discussions with the Borough Affordable Housing Consultant. He also spent time on Land Use matters which included the ordinances that were introduced earlier this evening.

Anne Dodd, Municipal Clerk, advised that her office has been busy with pet licensing. She announced that the deadline to register a pet is January 31, 2018. There will be a \$5 late fee assessed for dogs and cats licensed after this deadline. She provided an update on OPRA requests advising that 295 requests were received in 2017 and 16 requests have been received to date in January.

Ryan Shute, Fire Chief, thanked the Mayor and Council for their support and advised that the department will continue working to keep Allendale safe.

Ron Kistner, Administrative Officer/Director of Operations, advised that he has no report.

George Scherb, Police Chief, advised that he has no report.

Public Comment on any issue:

James Thomas, 30 Arlton Avenue, advised that he is present this evening to follow up on the lack of progress at the Couch Court property. He noted that although the Developer's Agreement is undated, he has learned that a resolution to authorize execution of this agreement was adopted on March 24, 2016. He inquired what action, if any, will be taken if there still is not progress by March 24, 2018. Should an extension be requested by the developer, he requested that an extension, if granted, be limited. He further inquired whether the Borough would be willing to take over the more urgent aspects of the project.

Mayor White expressed her disappointment with this developer and advised that she will continue to work with the Borough Engineer to keep the developer's feet to the fire. She expressed her opinion that the Borough should not take over this project. She advised that she should have an update for Mr. Thomas in early February.

Mr. Thomas requested that Borough Attorney examine portions of the agreement to determine whether there is any risk to the adjacent property owners.

Adjournment:

There being no further business to come before the Mayor and Council, on a motion by Councilman Strauch, second by Councilwoman Wilczynski, and unanimously carried, to adjourn this meeting. The meeting was adjourned at 8:25 p.m.

Respectfully submitted,

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Anne Dodd, RMC
Municipal Clerk