

Mayor and Council of the Borough of Allendale  
Regular Session Meeting Minutes  
May 10, 2018

PRESENT: Mayor Elizabeth White and Councilmembers Ari Bernstein, Edward O’Connell, Jim Strauch and Amy Wilczynski

ABSENT: Councilmembers Liz Homan and Steve Sasso

ALSO PRESENT: Borough Attorney Raymond 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 May 10, 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 April 26, 2018 Work Session and April 26, 2018 Regular Session are approved.

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

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

**Public Comment**

James Thomas, 30 Arlton Avenue, inquired whether an extension was granted to the developer with respect to 165 W. Crescent Avenue, and if granted, he asked for the anticipated project completion date.

Mayor White advised that a meeting was held with the developer during which the Borough’s dissatisfaction with the handling of this project was expressed. A two-month extension was granted with a June 15, 2018 deadline to have the project completed.

Borough Attorney Wiss confirmed that the terms were placed into a signed agreement between the Borough and the developer.

Mr. Thomas expressed concern that the project could not be completed within this timeframe and inquired whether any specifications had changed. He further expressed that the fence is down in two places and inquired where the liability rests if something should happen. He inquired whether the Borough is satisfied with the insurance protection provided.

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Borough Attorney Wiss advised that the issues with the fence will be brought to both the attention of the Borough Engineer and Administrative Officer. He further advised that the Borough has obtained a Certificate of Insurance.

Mayor White added that the fence is monitored by Bergen County Soils, and although it is not meant to serve as a barrier, she will have the Borough Engineer reach out to both Bergen County Soils and the developer. Mayor White stated that it is the Borough's contention that Calvary Lutheran Church is responsible for the maintenance of the basin and the Borough is working with the developer to ensure that the work is done properly. She noted that this information was conveyed to Pastor Jenny.

**Public Hearings for Advertised Ordinances:**

**Ordinances 18-12**

The Municipal Clerk read into the record:

The following ordinance published herewith was first read by title only on April 26, 2018 and posted on the bulletin board of the municipal building.

ORDINANCE 18-12 – AN ORDINANCE TO AMEND, SUPPLEMENT AND REVISE THE CODE OF THE BOROUGH OF ALLENDALE, ANIMALS, CHAPTER 93

Public Comments on Ordinance 18-12

No one came forward.

Motion by Councilman Strauch, second by Councilwoman Wilczynski, that Ordinance 18-12 be passed on second and final reading and is hereby adopted and notice of same shall be published according to law.

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

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

(See Ordinance 18-12, attached and made a part hereof.)

**Resolutions**

**18-129/Approve Person-to-Person Transfer of Plenary Retail Distribution License #0201-44-004-003 to Walgreen Eastern Co., Inc. d/b/a Rite Aid #10404**

Motion by Councilman Bernstein, second by Councilwoman Wilczynski that Resolution #18-129 be approved.

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

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

**Resolution 18-129**

PERSON-TO-PERSON LIQUOR LICENSE TRANSFER

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Distribution License Number 0201-44-004-003, heretofore issued to Thrift Drug, Inc. d/b/a Rite Aid #10404 for premises located at 44 West Allendale Avenue, Allendale, New Jersey; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE, BE IT RESOLVED that the Allendale Mayor and Council do hereby approve the transfer of the aforesaid Plenary Retail Distribution License to Walgreen Eastern Co., Inc. d/b/a Rite Aid #10404 effective May 10, 2018 and does hereby direct the Municipal Clerk/A.B.C. Board Secretary to endorse the license certificate to the new ownership as follows: This license, subject to all its terms and conditions, is hereby transferred to Walgreen Eastern Co., Inc. t/a Rite Aid #10404, effective May 10, 2018.

**Consent Agenda**

- A. **18-130**/Approval of Bill List
- B. **18-131**/Amend 2018 Meeting Schedule
- C. **18-132**/Authorize Refunds – Overpayment of 2018/2017 Taxes – Various Properties
- D. **18-133**/Amend Special Event Permit Fee – Festival Day
- E. **18-134**/Authorize Refunds – 2018 Crestwood Lake Membership Fee Adjustments
- F. **18-135**/Approve of Interlocal Shared Services Agreement – Waldwick Well-Baby Clinic

Motion by Councilwoman Wilczynski, second by Councilman Strauch, that the Consent Agenda be approved.

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

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

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

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**Resolution 18-130**

**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 May 10, 2018 in the amounts of:

|                              |                       |
|------------------------------|-----------------------|
| Current Fund                 | \$2,844,044.92        |
| Payroll Account              | \$168,046.06          |
| General Capital              | \$500.00              |
| Animal Fund                  | \$13.20               |
| Grant Fund                   | \$0.00                |
| COAH/Housing Trust           | \$0.00                |
| Improvement & Beautification | \$0.00                |
| Unemployment Fund            | \$0.00                |
| Trust Fund                   | \$3,500.00            |
| Water Operating              | \$0.00                |
| Water Capital                | \$0.00                |
| <b>Total</b>                 | <b>\$3,016,104.18</b> |

**Resolution 18-131**

BE IT RESOLVED that the 2018 Meeting Schedule adopted by Resolution #18-03 be amended to schedule a Special Joint Work Session with the Allendale Land Use Board on May 16, 2018 to commence at 6:30 p.m. and end no later than 7:30 p.m.

BE IT FURTHER RESOLVED that the purpose of this Special Joint Work Session is to conduct a concept review of the draft Housing Element and Fair Share Plan. Formal action will not be taken.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to The Record, Star Ledger, and Ridgewood News, as well as be posted on the Borough Hall Bulletin Board and Borough Website.

**Resolution 18-132**

OVERPAYMENT

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 2018/2017 Taxes:

| <b>Block/ Lot Name</b>  | <b>Property Location</b> | <b>Amount</b> |
|-------------------------|--------------------------|---------------|
| <b><u>2018</u></b>      |                          |               |
| 1710/1.01 Reilly, Brian | 133 Orchard Park         | \$3,300.44    |

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C0133 30 Andrew Avenue  
Oakland, NJ 07436

**2017**

910/15.01 Chhada, Guatam & Aditi 32 Ivers Rd \$6,853.17  
32 Ivers Road  
Allendale, NJ 07401

1005/12 Planet Home Lending 78 Hamilton St \$3,034.30  
C/O Lereta LLC  
1123 S Parkview Drive  
Covina, CA 91724

**2017 TOTAL**

**\$9,887.47**

**Resolution 18-133**

**WHEREAS**, Section 210-2 of the Code of the Borough of Allendale (the “Code”) provides for a fee of \$50 for a special event food permit; and

**WHEREAS**, the Governing Body of the Borough of Allendale wishes to amend such fee from \$50 to \$10 for any special event food permits applied for in connection with “Festival Day” to be held in the Borough of Allendale on or about October 2018; and

**WHEREAS**, such modification to the fee for a special event food permit shall only be applicable to special event food permits applied for in connect with Festival Day to be held in 2018.

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

1. The fee to be charged by the Borough of Allendale for any special event food permit applied for in connection with Festival Day to be held on or about October 2018 shall be \$10, rather than \$50 as provided for in Section 210-2 of the Code; and

2. Except as set forth in Paragraph 1 hereinabove, the fee for a special event food permit shall be \$50 as provided for in Section 210-2 of the Code.

**Resolution 18-134**

Crestwood Lake Membership Fee Adjustments

**Whereas**, the Crestwood Lake members listed below have been found to have their 2018 Season Crestwood Lake membership fees reduced by the amount shown; and

**Whereas**, said adjustments are due to eligibility for discounts authorized for veterans and active military and overpayment of fees in accordance with Resolution #18-128.

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**Now, Therefore, Be It Resolved** by the Council of the Borough of Allendale that said adjustments be granted, with a refund, to the following Crestwood Lake members:

| <b>Name/Address</b>   | <b>Crestwood ID Number</b> | <b>Amount</b> |
|---|----------------------------|---------------|
| Miguel Granda<br>71 Myrtle Avenue<br>Allendale, NJ 07401      | 508397                     | \$190.00      |
| Casey Zerrenner<br>47 Stone Fence Road<br>Allendale, NJ 07401 | 886135                     | \$225.00      |
| Jennifer Lanik<br>44 Grey Avenue<br>Allendale, NJ 07401       | 642418                     | \$190.00      |

**Resolution 18-135**

**Approval of 2018 Interlocal Service Agreement With  
Waldwick for Well Child Care Services through the Waldwick Well-Baby Clinic**

**Whereas**, there is a need for Well Child Services in the Borough of Allendale; and,

**Whereas**, the Waldwick Board of Health is able to provide Well Child Services as mandated by the Public Health Council of the State of New Jersey; and

**Whereas**, the Waldwick Board of Health has agreed to provide Well Child Services for the 2018 Calendar year in the amount of a one-time \$125 administrative fee and a \$35 per child per visit fee and a \$20 per child fee for immunizations only, to be billed directly by the medical provider; 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 contract between the Borough of Allendale and the Waldwick Board of Health; and,

**Be It Further Resolved**, that the Mayor and Municipal Clerk be and they are hereby authorized to sign said contract.

***Unfinished Business:***

There was no unfinished business.

***New Business:***

There was no new business.

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***Council Committee Reports and Comments***

This agenda item was addressed during the Work Session.

***Staff Reports:***

This agenda item was addressed during the Work Session.

***Public Comment on any issue:***

No one came forward.

***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 8:20 p.m.

Respectfully submitted,

Anne Dodd, RMC  
Municipal Clerk