

Borough of Allendale

August 23, 2012

Resolution 12-234

Adoption of Ordinance 12-09
Amend Chapter 270 of the Code Entitled "Zoning"
Non-Conforming Structures

Be It Resolved that an Ordinance entitled 12-09 "An Ordinance to Amend Chapter 270 of the Code of the Borough of Allendale entitled 'Zoning' " be passed upon second and final reading and that the Borough Clerk be and she is hereby authorized and directed to advertise the same according to law.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch	✓		✓			
White		✓	✓			
Wilczynski			✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on AUG. 23, 2012

Gwen McCarthy
Gwen McCarthy, R.M.C.
Municipal Clerk



Mayor Vince Barra

BOROUGH OF ALLENDALE

ORDINANCE NO. 12-09

**AN ORDINANCE TO AMEND CHAPTER 270 OF THE CODE
OF THE BOROUGH
OF ALLENDALE ENTITLED "ZONING"
(AMENDED)**

BE IT ORDAINED, by the Mayor and Council of the Borough of Allendale, County of Bergen and State of New Jersey that Chapter 270 of the Code; specifically 270-37 is hereby amended as follows:

Section I.

270-37 Additions to Non-Conforming Structures.

A. Any non-conforming principal or accessory residential structure may be altered or enlarged without Zoning Board of Adjustment approval **provided the use of same is permitted in the district and** provided that such alteration or enlargement does not create any new or additional encroachment and **complies with all applicable development regulations** as defined by this zoning Code **and shall not be larger than 200 square feet of total floor area.**

B. No change.

PUBLICATION AND NOTICE

The Municipal Clerk is hereby directed to give notice at least ten days prior to hearing on the adoption of this ordinance to the County Planning Board and to all other persons entitled thereto, pursuant to **N.J.S.A.** 40:55D-15 and **N.J.S.A.** 40:55D-63, if required. Upon the adoption of this ordinance after public hearing thereon, the Municipal Clerk is further directed to publish notice of the passage thereof and to file a copy of the ordinance as finally adopted with the Bergen County Planning Board as required by **N.J.S.A.** 40:55D-16. The clerk shall also

forthwith transmit a copy of this ordinance after final passage to the Borough Tax Assessor as required by N.J.S.A. 40:49-2.1.

Section II.

Repealer

All other ordinances of the Borough, or parts thereof, which are in conflict with this ordinance, are hereby repealed to the extent of such conflict.

Section III.

Severability

If any section, subsection, paragraph, sentence, clause, phrase, or word contained in this ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this ordinance, which shall remain in full force and effect and to this end the provisions of this ordinance are hereby declared to be severable.

Section IV.

Effective Date

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

Borough of Allendale

August 23, 2012

Resolution 12-235

Adoption of Ordinance 12-15
Ordinance to Amend Chapter 26 "Departments"
Fire Department

Be It Resolved that an Ordinance entitled 12-15 "An Ordinance to Amend Chapter 26 of the Code of the Borough of Allendale entitled 'Departments' " be passed upon second and final reading and that the Borough Clerk be and she is hereby authorized and directed to advertise the same according to law.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch			✓			
White	✓		✓			
Wilczynski		✓	✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on AUG. 23, 2012

Gwen McCarthy
Gwen McCarthy, R.M.C.
Municipal Clerk



Mayor Vince Barra

BOROUGH OF ALLENDALE

ORDINANCE 12-15

**AN ORDINANCE TO AMEND AND SUPPLEMENT
CHAPTER 26 OF THE CODE ENTITLED "DEPARTMENTS"**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale that Chapter 26, "DEPARTMENTS" **I. FIRE DEPARTMENT** is amended as follows:

Section I.

Section 26-6: MEMBERSHIP REQUIREMENTS is amended to read:

No person shall be a member of the Allendale Fire Department unless he shall be (1) a resident of the Borough of Allendale or (2) a non-resident, full-time Borough employee and over the age of 18 or (3) is an active firefighter in a fire department of another municipality and is employed in the Borough of Allendale or (4) resides in a Municipality that borders or is within a three-mile radius of Allendale, except as hereinafter provided. In the event that an active member no longer resides in the Borough of Allendale, such active membership shall cease and become an associate membership, unless the active member is a full-time Borough employee or establishes a legal residence in one of the Municipalities that borders or is within a three-mile radius of the Borough of Allendale and he/she requests retention of active membership status.

Section II.

Repealer

All other provisions of this chapter which are not affected by this amendatory Ordinance are hereby ratified and confirmed and shall remain in full force and effect. However, all ordinances or parts of ordinances, which are inconsistent with the provisions of this amendatory Ordinance are hereby repealed to the extent of such inconsistency.

Section III.

Severability

If any portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the

remainder of this Ordinance, but shall be confined in its effect to the provision directly involved in the controversy in which such judgment shall have been rendered.

Section IV.

Effective Date

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

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Borough of Allendale

August 23, 2012

Resolution 12-250

Approval of Grant Application for Bergen County
Open Space, Recreation, Farmland and
Historic Preservation Trust Fund

Whereas, the Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to non-profit organizations for assistance in the development or redevelopment of municipal recreation facilities; and,

Whereas, the Borough of Allendale desires to further the public interest by obtaining a matching grant of \$33,600 from the County Trust Fund to fund the following project:: Crestwood Lake Improvements, and

Whereas, the Governing Body has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

Whereas, as part of the application process, the Governing Body will hold a public hearing on August 23, 2012 to receive comments prior to the submission of said application; and,

Whereas, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and

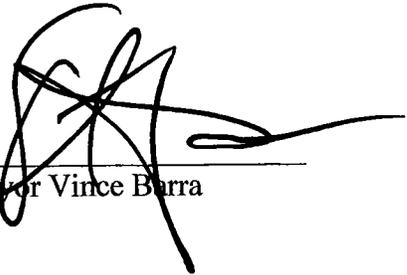
Whereas, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project.

Now, Therefore, Be It Resolved by the Mayor and Council:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of August 30, 2012, as established by the County; and
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Mayor and Council has or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and
3. That the Mayor and Council is committed to providing a dollar for dollar cash match for the project; and,
4. That the Mayor and Council agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project, and,
5. That this resolution shall take effect immediately.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch			✓			
White		✓	✓			
Wilczynski	✓		✓			
Barra						

I hereby certify the above to
 be a true copy of a Resolution
 adopted by the Governing Body
 of the Borough of Allendale on
AUG. 23, 2012



 Mayor Vince Barra

Gwen McCarthy
 Gwen McCarthy, RMC
 Municipal Clerk

Borough of Allendale

August 23, 2012

Resolution 12-236

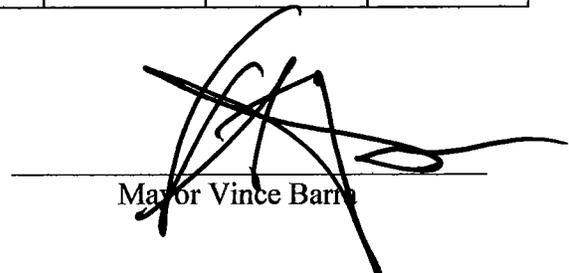
Introduction of Ordinance 12-16
An Ordinance to Amend Chapter 220 – Sewer Use
Sump Pumps

Be It Resolved that an Ordinance entitled 12-16, “An Ordinance to Amend Chapter 220 of the Code of the Borough of Allendale entitled ‘Sewer Use’ ” heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13th day of September, 2012, at 8:00 p.m. or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch			✓			
White	✓		✓			
Wilczynski		✓	✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on Aug. 23, 2012

Gwen McCarthy
Gwen McCarthy, R.M.C.
Municipal Clerk



Mayor Vince Barra

BOROUGH OF ALLENDALE

ORDINANCE NO. 12-16

**AN ORDINANCE TO AMEND CHAPTER 220 OF THE CODE ENTITLED
"SEWER USE"**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale that Chapter 220 entitled "Sewer Use" is hereby amended and supplemented as follows:

I. **Section 220-1. Terms Defined** is amended to include or delete the following:

Code-Enforcement Official – the official described in Section 53-57 et seq. and authorized to enforce this Chapter.

Plumbing Inspector - is hereby deleted and repealed.

Plumbing Sub-Code Official – the Plumbing Sub-Code Official duly appointed by the Mayor and Council of the Borough of Allendale

Sump Pump – a pump used to remove water that has accumulated in a water collector sump basin commonly found in the basement of homes.

Superintendent – is hereby deleted and repealed.

Water and Sewer Utility Superintendent – an individual duly appointed by the Mayor and Council of the Borough of Allendale with the responsibilities set forth in Section 220-1A.

II. A new article I.A. entitled **Water and Sewer Utility Superintendent** is added as follows:

The Water Sewer Utility Superintendent shall be responsible for the general operation and maintenance of the water and sewer systems of the Borough and shall perform such other

duties as the Mayor and Council may from time to time prescribe.

III. Wherever the title Superintendent or Plumbing Inspector is referenced in this Chapter, the Code Enforcement Official shall be substituted in lieu thereof.

IV. **Section 220-27** is amended to delete the title "Superintendent of Public Works" and in lieu thereof to reference "Director of Operations."

V. **Section 220-43 WRITTEN NOTICE OF VIOLATION** is amended to read:

"any person found to be violating any provision of this Chapter except Article VI and Article X, shall be served by the Borough with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

VI. **SECTION 220-44 VIOLATIONS AND PENALTIES** is amended to read:

"Any person, partnership, firm or corporation violating any of the provisions of this Chapter, except Article X, shall upon conviction, be punishable as provided in §1-18 of Chapter 1, General Provisions, and each day that a violation continues or is permitted to continue shall constitute a separate offense."

VII. **WHEREAS**, it has been determined that an excess amount of "clean water" has been entering the sanitary sewer system thereby potentially jeopardizing the capacity and

functionality of the system as well as creating unnecessary treatment costs; and

WHEREAS, steps must be taken to eliminate any illicit connections which are taxing the sanitary system with clean water, and re-route that clean water to the storm sewer system or other less invasive areas.

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Allendale that Chapter 220 entitled "Sewer Use" be amended to include a new Article X., entitled "Sump Pumps" as follows:

ARTICLE X.

Sump Pumps

220-47 Intent and Purpose

The implementation of this section will aid the Borough by limiting and reducing the inflow of additional water into the sanitary sewer systems. By prohibiting the discharge of water from any roof, surface ground, sump pump, swimming pool, other natural precipitation, and other sources of inflow into the Borough's sanitary sewer system, the Borough is seeking to reduce costs as well as protect against other damaging effects. The Borough's sanitary sewer system has had clean water enter the system which must be treated at the sewage treatment plant. Therefore, by reducing and eliminating this inflow of "clean water" into the sanitary sewer system and the subsequent unnecessary treatment, the expenses to

the Borough and its citizens will be reduced and will assist in protecting the health, safety and welfare of the residents of the Borough.

220-48 Violation

A. *Prohibited Discharges.* No person or entity shall discharge or cause to be discharged any stormwater, surface water, groundwater, yard drainage, yard fountain, swimming pool, pond overflow, subsurface drainage, uncontaminated cooling water or unpolluted industrial process waters, or any other substance other than sanitary sewage into the sanitary sewer collection system. No person, business or other entity shall discharge or cause to be discharged any hazardous substances into any public sewers. No person or entity shall make connection of roof downspouts, exterior foundation drains, areaway drains or other sources of surface runoff or ground water to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

B. *Amnesty Period for Disconnection.*

1. On or before March 31, 2013, any person, business, or other entity who shall have a connection described above and who shall voluntarily report said connection to the Borough, so that said illicit connection shall be remedied, shall have any and all permit, connection and inspection fees waived by the Borough. This waiver of fees applies only to Borough fees, and does not include the actual cost of remediation.
2. After March 31, 2013, any person, business, or other entity who shall have a

connection described above, and shall fail to voluntarily report such connection by March 31, 2013 shall be liable for all permit fees, inspection fees, and connection fees as required by the Borough to remedy the illicit connection.

C. Manner of Disconnection

1. Any property owner, tenant, landlord, or other person with a property interest who shall have a connection in violation of this Ordinance, or who has not obtained a waiver pursuant to Section 220-51 shall immediately remove such connection and correct such situation. If not removed or corrected within one hundred and twenty (120) calendar days after receiving a Notice of Violation which shall be personally delivered or delivered via certified mail, the Borough may seek to impose a fine in the amount provided for in Section 220-53.
2. All disconnections of said illicit connections shall be accomplished by a complete and permanent method and performed in a competent manner and approved and inspected by the Code Enforcement Official. Any disconnection, plugging, capping, re-routing, altering, or modifying must be done in accordance with all applicable State and Municipal Building Codes.

220-49 Inspections

1. After the service of an initial notice of inspection, the Code Enforcement Official or his designee, as long as he displays the proper credentials and identification, shall be permitted to request entrance to any property for

the purpose of inspecting, observing, measuring, testing and sampling to confirm that there is no sump pump or other prohibited discharge into the sanitary sewer system in accordance with this Article.

2. Any owner, tenant, landlord, or other person with a property interest who shall refuse entrance to the Code Enforcement Official or his designee, shall receive a second notice of inspection. If said owner, tenant, landlord or other person with a property interest continues to refuse entrance for inspection, an external inspection of the said sewer system may be undertaken by the Borough. In the event said external investigation determines any illicit connections to the sewer system, said owner, tenant, landlord, or other person with a property interest will be subject to a fine as set forth herein and reimbursement to the Borough of the costs of such external investigation.

220-50 Municipal Assistance

The Borough shall assist and provide guidance to any property owner, tenant, landlord, or other person with a property interest in remedying the situation as it involves a matter of public concern to the resident's health, safety and welfare of the community in remedying the illicit connection. Except as specifically set forth in this Ordinance, all costs associated to comply with this Ordinance, shall be borne by the property owner, tenant, landlord, or other person with a property interest.

220-51 Waiver

Any person, business, or other entity, who shall by inspection or voluntary reporting is determined to be in violation of any section of this Ordinance, shall be permitted to file for a waiver of the fine requirement of Section 220-53, if they can prove that they have exhausted all possible remedial measures. Remedial measures include but are not limited to, the installation of a dry-well, the connection to a storm sewer, and/or use of one's own property for discharge of the water so long as such discharge does not adversely affect any neighboring property owner. Upon certification of the Code Enforcement Official, the person, business, or other entity shall be granted such waiver, but only for such time as to when a remedy becomes available. If such remedy is made available by the Borough, the Borough shall notify the person, business, or other entity, that they shall comply with this Ordinance within one hundred and twenty (120) days of receiving said notice. Failure to comply will result in the imposition of a fine as per Section 220-53.

220-52 Permit Required

After March 31, 2013, any property owner, tenant, landlord, or other person with an interest in the property must apply and pay for a permit to install a sump-pump. The permit fee shall be fifty (\$50) dollars.

220-53 Violations and Penalties

a. Any property owner, tenant, landlord or other person with an interest in

the property violating this Article shall, upon conviction, be subject to a fine of not less than \$1,000 per violation and \$100 per day for each day the violation continues.

b. Any property owner, tenant, landlord, or other person with an interest in the property found in violation of this Article as a result of an external investigation under Section 220-49 (2) shall, in addition to a fine, reimburse the Borough the actual costs of such external investigation.

220-54 Enforcement

The Code Enforcement Official is authorized to enforce this article and chapter and issue summonses for violations thereof.

220-55 Repealer

All other provisions of Chapter 220 which are not affected by this amendatory Ordinance are hereby ratified and confirmed and shall remain in full force and effect. However, all ordinances or parts of ordinances, which are inconsistent with the provisions of this amendatory Ordinance, are hereby repealed to the extent of such inconsistency.

220-56 Severability

If any portion of this Ordinance is adjudged unconstitutional or invalid by a

court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of this Ordinance, but shall be confined in its effect to the provision directly involved in the controversy in which such judgment shall have been rendered.

220-57 Effective Date

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

Borough of Allendale

August 23, 2012

Resolution 12-243

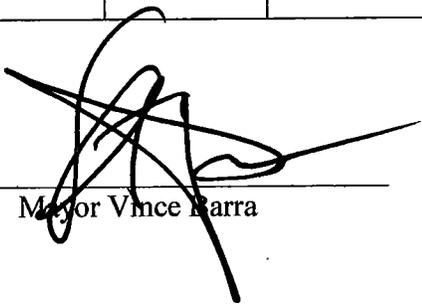
Introduction of Ordinance 12-17
 Ordinance to Amend Chapter 270 "Zoning"
 Certificate of Compliance

Be It Resolved that an Ordinance entitled 12-17, "An Ordinance to Amend Chapter 270 of the Code of the Borough of Allendale entitled "Zoning" heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13th day of September, 2012, at 8:00 p.m. or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch			✓			
White	✓		✓			
Wilczynski		✓	✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on Aug 23, 2012

Gwen McCarthy
 Gwen McCarthy, R.M.C.
 Municipal Clerk



 Mayor Vince Barra

**BOROUGH OF ALLENDALE
Ordinance 12-17**

**AN ORDINANCE TO AMEND
CHAPTER 270 OF THE CODE ENTITLED "ZONING"**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale that Chapter 270, Article XX, **CERTIFICATES OF OCCUPANCY AND COMPLIANCE**: specifically Section 270-103(c) Certificate of Compliance is amended, in part, to provide in the second sentence thereof the following:

"The Construction Official, or his designee, shall inspect any residential or non-residential property not more than sixty (60) days prior to the change in any tenancy, use or ownership."

All other provisions of Section 270-103(c) remain in effect.

Repealer

All other provisions of this chapter which are not affected by this amendatory Ordinance are hereby ratified and confirmed and shall remain in full force and effect. However, all ordinances or parts of ordinances, which are inconsistent with the provisions of this amendatory Ordinance are hereby repealed to the extent of such inconsistency.

Severability

If any portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of this Ordinance, but shall be confined in its effect to the provision directly involved in the controversy in which such judgment shall have been rendered.

Effective Date

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

Borough of Allendale

August 23, 2012

Resolution 12-244

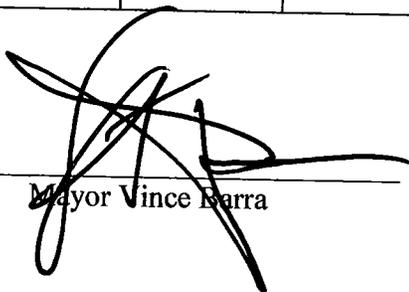
Introduction of Ordinance 12-18
 Ordinance to Amend Chapter 53 "Officers and Employees"
 Code Enforcement Official

Be It Resolved that an Ordinance entitled 12-18, "An Ordinance to Amend Chapter 53 of the Code of the Borough of Allendale entitled "Officers and Employees" heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 13th day of August, 2012, at 8:00 p.m. or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch	✓		✓			
White			✓			
Wilczynski		✓	✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on Aug. 23, 2012

Gwen McCarthy
 Gwen McCarthy, R.M.C.
 Municipal Clerk


 Mayor Vince Barra

BOROUGH OF ALLENDALE

ORDINANCE 12-18

**AN ORDINANCE TO AMEND AND SUPPLEMENT
CHAPTER 53 OF THE CODE ENTITLED "OFFICERS AND
EMPLOYEES"**

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that Chapter 53 of the Code is amended and supplemented to read as follows:

Article XIV. CODE ENFORCEMENT OFFICIAL

53-57: OFFICE ESTABLISHED

There is hereby established the Office of Code Enforcement Official for the Borough of Allendale which shall collectively include the offices of Construction Code Official, Building Sub-Code Official, Fire Sub-Code Official and Plumbing Sub-Code Official.

53-58: TERM OF OFFICE

The Code Enforcement Official shall serve at the pleasure of the Governing Body.

53-59: POWERS AND DUTIES OF CODE ENFORCEMENT OFFICIAL

The Code Enforcement Official shall enforce the Uniform Construction Code, Building Sub-Code, Fire Sub-Code, Plumbing Sub-Code, and all applicable Chapters of this Code as required and may issue summonses for violations thereof.

53-60: COMPENSATION

The compensation to be paid to the Code Enforcement Official shall be as the Borough Council from time to time provide for in the annual salary ordinance and implementing resolutions.

Repealer

All ordinances or parts of ordinances, which are inconsistent with the provisions of this amendatory Ordinance are hereby repealed to the extent of such inconsistency.

Severability

If any portion of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of this Ordinance, but shall be confined in its effect to the provision directly involved in the controversy in which such judgment shall have been rendered.

Effective Date

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

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Borough of Allendale

August 23, 2012

Resolution 12-233

Approval of Raffle License #377
Paramus Association for the Competitive Gymnast

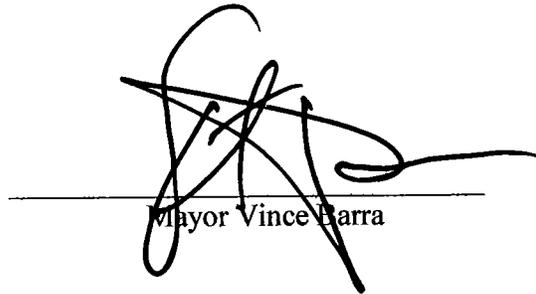
Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves Raffle License #377 as follows:

Paramus Association for the Competitive Gymnast
September 15, 2012
On Premise 50/50 Raffle
7:00 – 11:00 p.m.
Guardian Angel Church

Prize: 50% of the proceeds of the raffle

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on AUG. 23, 2012



Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

August 23, 2012

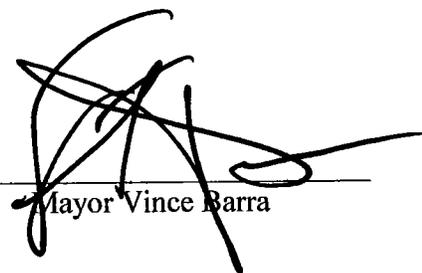
Resolution 12-237

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 23, 2012.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on AUG. 23, 2012



Mayor Vince Barra

Gwen McCarthy
Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

August 23, 2012

Resolution 12-238

Approval to Submit a Grant Application
And Execute a Grant Agreement with the NJ DOT
For the West Allendale Avenue, Central Avenue and Erie Plaza Project

Whereas, the Borough of Allendale is requesting funding from the New Jersey Department of Transportation Municipal Aid Program.

Now, Therefore, Be It Resolved that the Mayor and Council of the Borough of Allendale formally approves the grant application for the above stated project.

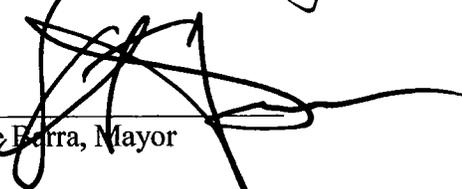
Be It Further Resolved that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2013-Allendale Borough-0025 to the New Jersey Department of Transportation on behalf of the Borough of Allendale.

Be It Further Resolved that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Allendale and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

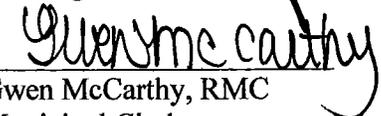
	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

This 23rd day of Aug., 2012



Vince Barra, Mayor



Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

August 23, 2012

Resolution 12-239

Authorize Agreement with Cross River Fiber

Whereas, Cross River Fiber was approved by the New Jersey Board of Public Utilities to provide local exchange and interexchange telecommunications services throughout the State of New Jersey by order of approval in Docket No. TE11050320 on July 14, 2011 and Docket No. TE12040297 on June 18, 2012; and

Whereas, pursuant to such authority granted by the New Jersey Board of Public Utilities, Cross River Fiber may locate, place, attach, install, operate and maintain facilities within public right-of-way for purposes of providing telecommunications services; and

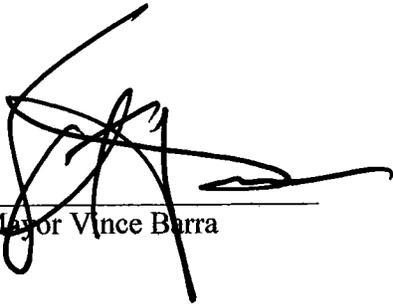
Whereas, Cross River Fiber proposes to place its telecommunication facilities aerially on existing utility poles or in underground conduit in the public rights of way within the Borough for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunication system;

Now, Therefore, Be It Resolved by the Governing Body of the Borough of Allendale that it does hereby grant consent to Cross River Fiber for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunications system pursuant to the terms of a Rights -Of- Way Use Agreement attached hereto and incorporated herein;

Be It Further Resolved that the Mayor and Municipal Clerk are authorized to execute the Rights-Of-Way Use Agreement which shall be subject to review and approval of the Borough Attorney.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						

I hereby certify the above to
be a true copy of a Resolution
adopted by the Governing Body
of the Borough of Allendale on
AUG. 23, 2012



Mayor Vince Barra

Gwen McCarthy
Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

August 23, 2012

Resolution 12-240

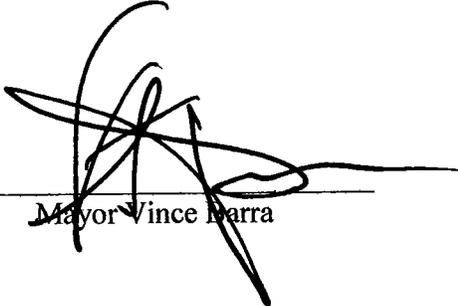
Authorization for Request for Proposals
for Water Department Operations

Be It Resolved by the Governing Body that it does hereby authorize the Municipal Clerk to advertise for Requests for Proposals for a water supply services contract for the Borough of Allendale.

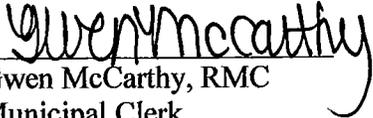
Be It Further Resolved that the Municipal Clerk shall publish said advertisement at least once in The Record, Star Ledger and also place same on the Borough website.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on AUG. 23, 2012



Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

August 23, 2012

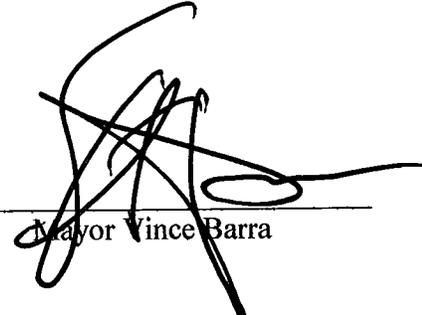
Resolution 12-241

Crestwood Lake Salaries

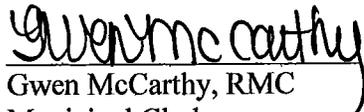
Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that for the week of August 28 through September 3, salaries for seasonal life guards and gate persons will be increased by \$1.00 per hour depending on availability of funds.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on Aug 23, 2012



Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

August 23, 2012

Resolution 12-242

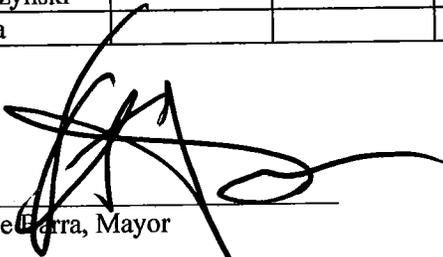
Overpayment

Be It Resolved by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following check on the property listed below and charge same to Overpayment of 2012 Taxes:

2012

Block/ Lot	Name	Property Location	Amount
406/36	Rego, Wallace & Flavia	33 Ethel Ave Allendale, NJ 07401	\$3,346.01

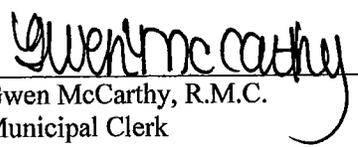
	Motion	Second	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						



Vince Barra, Mayor

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on

AUG. 23, 2012



Gwen McCarthy, R.M.C.
Municipal Clerk

Borough of Allendale

August 23, 2012

Resolution 12-246

Authorize Engineer to Issue Letter to Developer

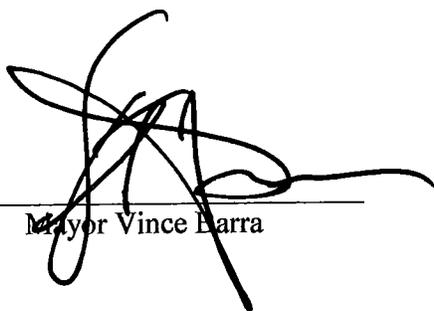
Whereas, the Borough Engineer has issued a letter report dated August 14, 2012 concerning maintenance for the project known as "Allendale Shopping Plaza Improvements".

Now, Therefore, Be It Resolved by the Governing Body that it does hereby authorize the Engineer to issue a letter to the developer requiring said developer to rectify the maintenance deficiencies so noted in the Engineer's letter and have the remedies accepted by the Engineer's office prior to the expiration or release of the Letter of Credit or any other guarantees held by the Borough, or in the alternative, to have the developer extend the letter of credit for a period of time to allow for corrective measures; and

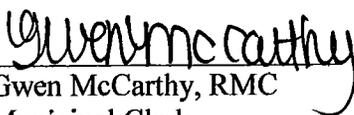
Be It Further Resolved that the Engineer is authorized to contact Lakeland Bank to place the bank on notice of the Borough's intent to assert a claim against the letter of credit currently held by the bank in the event that the developer does not rectify the maintenance deficiencies as required.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on AUG. 23, 2012



Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

August 23, 2012

Resolution 12-247

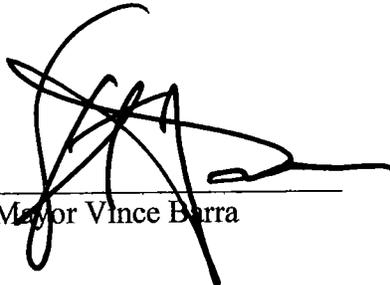
Appointment of School Guards

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 individual is hereby appointed as school guards:

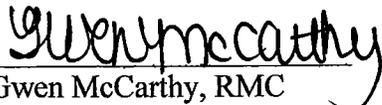
Name	Hire Date	Hourly Rate	Regular or Relief
Robert E. Paterson	August 27, 2012	\$18.00/hour	Regular
Paul J. Tuzzio	August 27, 2012	\$18.00 hour	Relief

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on AUG. 23, 2012



 Mayor Vince Barra


 Gwen McCarthy, RMC
 Municipal Clerk

Borough of Allendale

August 23, 2012

Resolution 12-248

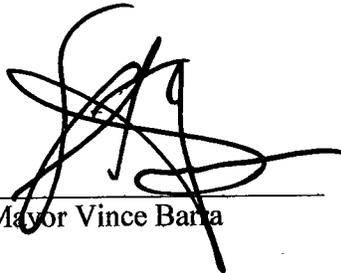
Approval of Fire Department Bylaws

Whereas, the Governing Body has reviewed the revised by-laws, in part, of the Allendale Fire Department;

Now, Therefore, Be It Resolved by the Governing Body of the Borough of Allendale for good cause that pursuant to Code Section 26-16 the attached revised by-laws are hereby approved and same shall be kept on file with the office of the Municipal Clerk.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on AUG. 23, 2012



Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

August 23, 2012

Resolution 12-249

Approval of Municipal Alliance Grant

Whereas, the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

Whereas, the Mayor and Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

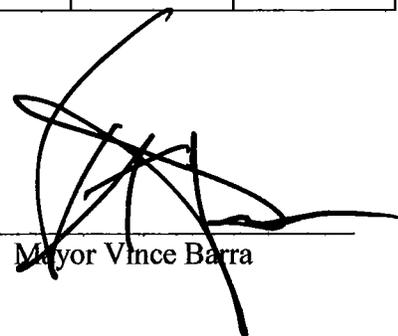
Whereas, the Mayor and Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen;

Now, Therefore, Be It Resolved that the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey hereby recognizes the following:

1. The Borough Mayor and Council do hereby authorize submission of an application for the Borough of Allendale Municipal Alliance grant for calendar year 2012 in the amount of \$9,876.00.
2. The Borough Mayor and Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan					✓	
Strauch		✓	✓			
White	✓		✓			
Wilczynski			✓			
Barra						

I hereby certify the above to be a true copy of a Resolution adopted by the Governing Body of the Borough of Allendale on AUG. 23, 2012



Mayor Vince Barra

Gwen McCarthy
Gwen McCarthy, RMC
Municipal Clerk