

BOROUGH OF ALLENDALE

Ordinance No. 12-09

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

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:

270-37 Additions to Non-Conforming Structures.

- A. Any non-conforming residential structure may be altered or enlarged without Zoning Board of Adjustment approval provided that such alteration or enlargement does not create any new or additional encroachment as defined by this Zoning Code.
- 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 it is 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 I.

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All other ordinances of the Borough, or parts thereof, which are in conflict with this ordinance, are hereby repealed to the extent of such conflict.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

Severability.

If an 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 III.

Effective Date.

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

June 14, 2012

Borough of Allendale

Resolution 12-177

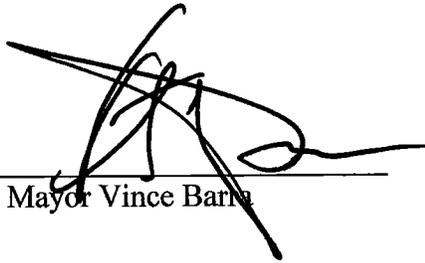
Adoption of Ordinance 12-10
Visual Obstructions

Be It Resolved that an Ordinance entitled 12-10, "An Ordinance to Amend Chapter 256 of the Code of the Borough of Allendale entitled 'Visual Obstructions' " 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
June 14, 2012

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



Mayor Vince Barra

BOROUGH OF ALLENDALE

Ordinance 12-10

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 256 OF THE CODE
ENTITLED "VISUAL OBSTRUCTIONS"

BE IT ORDAINED by the Mayor and Council of the Borough of Allendale,
County of Bergen and State of New Jersey as follows:

Section I. Section 256-2, 256-3A and 256-4 are amended to delete "Superintendent of Public Works" and substitute in place thereof "Allendale Code Official."

Section II. 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 III. 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 IV. Effective Date

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

Borough of Allendale

June 14, 2012

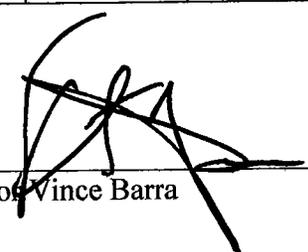
Resolution 12-178

Introduction of Ordinance 12-11
 Salary Ordinance
 New Police Officer

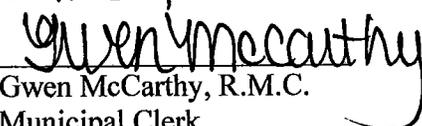
Be It Resolved that an Ordinance entitled 12-11, "Salary Ordinance" heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 28th day of June, 2012, at 8:00 p.m. or as soon thereafter as the matter can be reached, 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 June 14, 2012



 Mayor Vince Barra



 Gwen McCarthy, R.M.C.
 Municipal Clerk

BOROUGH OF ALLENDALE

ORDINANCE NO. 12-11

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 67
OF THE CODE OF THE BOROUGH OF ALLENDALE
ENTITLED "SALARIES AND COMPENSATION"**

BE IT ORDAINED, by the Mayor and Council of the Borough of Allendale, County of Bergen and State of New Jersey as follows:

Section I.

Pursuant to NJSA 40A:9-165, Chapter 67 of the Code is amended and supplemented to fix and determine the salary of two (2) Police Officers as follows:

<u>Position</u>	<u>Salary (Annual)</u>
1. Police Officer (Patrolman) to be hired on July 1, 2012	\$54,142 (Prorated 6 months until 12/31/12 - \$27,071)
2. Police Officer (Patrolman) to be hired on July 13, 2012 Or, if necessary, on August 1, 2012	\$35,000 (Prorated from effective date of hire until 12/31/12)

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.

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

June 14, 2012

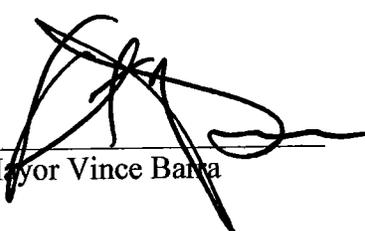
Resolution 12-179

List of Bills

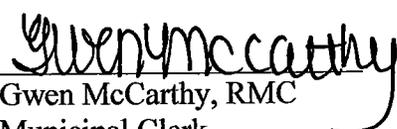
Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves the Bill List dated June 14, 2012.

	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 June 14, 2012



 Mayor Vince Barra


 Gwen McCarthy, RMC
 Municipal Clerk

Borough of Allendale

June 14, 2012

Resolution 12-180

Resolution Authorizing the Borough of Allendale
Tax Collector to Prepare and Mail Estimated Tax Bills
In Accordance with P.L. 1994, C. 72

Whereas, due to the County Board of Taxation unable to certify a tax rate due to various issues at the state level and the Municipal Tax Collector will be unable to mail the tax bills on a timely basis, it has become necessary to issue estimated tax bills for the 3rd Quarter of 2012 and;

Whereas, the Municipal Tax Collector in consultation with the Municipal Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated levies;

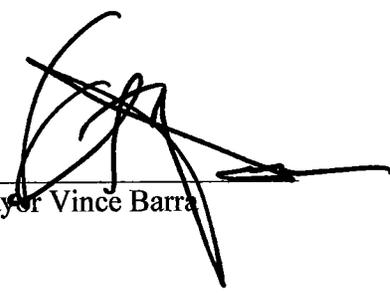
Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen and State of New Jersey as follows:

1. The Borough of Allendale Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2012 taxes. The Tax Collector shall proceed and take such actions as necessary.
2. The entire estimated levy for 2012 is hereby set at \$ 35,621,624.00 for an estimated tax rate of \$ 2.315.
3. In accordance with law the third installment of 2012 shall not be subject to interest until the later of August 10, 2012. Any payment received after August 10, 2012 shall have interest calculated from August 1, 2012.

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

12-180

I hereby certify the above to
be a true copy of a Resolution
adopted by the Governing Body
of the Borough of Allendale on
June 14, 2012



Mayor Vince Barra



Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

June 14, 2012

Resolution 12-181

Change Order Number One
2012 Road Resurfacing
Crossroads Pavement Maintenance, LLC

Whereas, the Engineer has requested that certain changes are needed in the 2012 Road Resurfacing contract, and

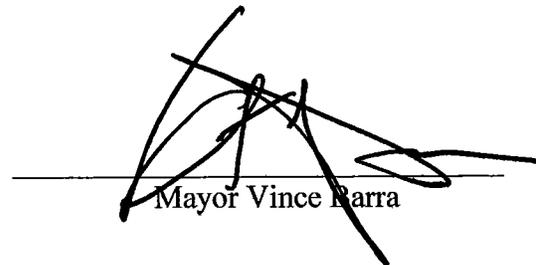
Whereas, a net decrease of \$49,047.72 will result from the following items:

- Removing paving work associated with George Street and Wehner Place to be performed under a separate contract which will more effectively address drainage issues.
- Reconciling finished contract quantities, and
- Authorizing additional work for inlet repairs on various streets.

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 One resulting in a decrease of approximately \$49,047.72 be approved for the 2012 Allendale Road Resurfacing Program. The original amount of \$352,848.50 has been reduced by \$49,047.72 or 13.90%, resulting in a new contract amount of \$303,800.78.

	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 June 14, 2012



Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

June 14, 2012

Resolution 12-182

Appointment of Seasonal Employees

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 be appointed as Seasonal Employees:

Name	Department	Appointment Date	Salary
Adrian McDermott	Public Works	June 25, 2012	\$9.50/hour
Daniel Galvin	Public Works	June 25, 2012	\$9/hour

	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 June 14, 2012

Mayor Vince Barra

Gwen McCarthy
Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

June 14, 2012

Resolution 12-183

Award Bid for
2012/13 Pickup Truck with Snowplow

Whereas, bids were received on May 22, 2012 for the purchase of a 2012/2013 Four Wheel Drive Crew Cab Pickup Truck With Snowplow, and

Whereas, one bid was received; and

Whereas, the bid of Beyer Brothers Corp. has been reviewed and has been determined to be the lowest responsible, responsible bidder; and

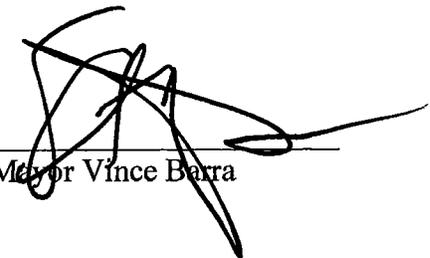
Whereas, the Chief Financial Officer has attached hereto a certification that adequate funds have been duly appropriated to pay for the contract;

Now, Therefore, Be It Resolved, by the Governing Body that a contract for the aforesaid vehicle is hereby awarded to Beyer Brothers Corp. of 109 Broad Avenue, Fairview, New Jersey, in the total bid price of \$36,054.50 consisting of the following: Bid Price With Trade In (\$33,058.50) and option of Warning Light Bar (\$2,996);

Be It Further Resolved that the Mayor and Municipal Clerk are authorized to sign a contract with Beyer Brothers to implement the foregoing contract award following legal review.

	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 June 14, 2012



Mayor Vince Barra

12-183

Gwen McCarthy
Gwen McCarthy, RMC
Municipal Clerk

Certification Of Availability of Funds

This is to certify to the of the Borough of Allendale that funds for the following resolutions are available.

Resolution Date: 06/14/12
Resolution Number: 12-183

Vendor: B0017 BEYER BROTHERS CORP
109 BROAD AVENUE
FAIRVIEW, NJ 07022

Contract: C1200004 Pick-up w/ snowplow, Beyer

Account Number	Amount	Department Description
C-04-55-913-302	36,054.50	ORDINANCE 11-01
Total	36,054.50	

Only amounts for the 2012 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.



Chief Financial Officer

Borough of Allendale

June 14, 2012

Resolution 12-184

Authorize Mayor to Sign ADA Curb Ramp
Construction Program Agreement

Whereas, Federal and State law mandate that public sidewalks at intersections provide, at a minimum, depressed curb cuts, detectable warning surfaces and a landing area at crosswalk locations, as designated by the County Engineer or his designee; and

Whereas, public sidewalks are a Municipal responsibility in as much as the County's road responsibility is limited to improve road areas from curb-face to curb-face as set forth in NJSA 27:16-8; and

Whereas, the Uniform Shared Services and Consolidation Act (NJSA 40A:65-1 et seq) promoted the broad use of shared services to reduce local expenses funded by property taxpayers; and

Whereas, the County of Bergen will, upon proper verification and preconstruction authorization by the County Engineer, reimburse participating Municipalities for construction costs at the prices set forth in the Cooperative bid (or the Municipalities lower pricing provided that the Municipality uses the County's bid specification for purposes of comparison); and

Now, Therefore, Be It Resolved by the Governing Body of the Borough of Allendale that it does hereby authorize participation in the ADA Cooperative Curb-Ramp Construction Program with the County of Bergen;

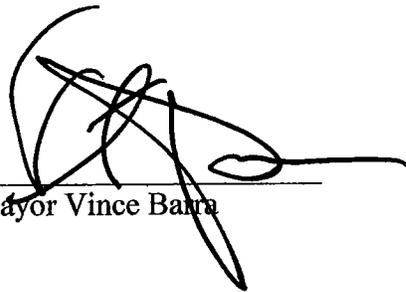
Be It Further Resolved that the Borough is authorized to enter into an ADA Cooperative Curb-Ramp Construction Grant Program Agreement in a form approved by the Municipal Attorney;

Be It Further Resolved that the Mayor and Municipal Clerk are hereby authorized to execute such grant agreement following legal review.

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

12-184

I hereby certify the above to
be a true copy of a Resolution
adopted by the Governing Body
of the Borough of Allendale on
June 4, 2012



A handwritten signature in black ink, appearing to read 'Vince Barra', is written over a horizontal line. The signature is stylized and somewhat illegible.

Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

June 14, 2012

Resolution 12-185

Authorize Mayor to Sign ADA Cooperative Engineering Design Grant Program

Whereas, Federal and State law mandate that public sidewalks at intersections provide, at a minimum, depressed curb cuts, detectable warning surfaces and a landing area at crosswalk locations, as designated by the County Engineer or his designee; and

Whereas, public sidewalks are a Municipal responsibility in as much as the County's road responsibility is limited to improve road areas from curb-face to curb-face as set forth in NJSA 27:16-8; and

Whereas, the Uniform Shared Services and Consolidation Act (NJSA 40A:65-1 et seq) promoted the broad use of shared services to reduce local expenses funded by property taxpayers; and

Whereas, the County, through a county-wide cooperative ADA Engineering Design Grant Program, will make county funds available to a Municipality on a reimbursement basis for engineering design work as directed by the County Engineer to bring curb-ramps along County roads into compliance with ADA requirements; and

Whereas, each Municipality will enter into a contract with either its Municipal engineer or another qualified engineer of its choice to provide ADA engineering design services;

Now, Therefore, Be It Resolved by the Governing Body of the Borough of Allendale that it does hereby agree to participate in the ADA Cooperative Engineering Design Grant Program with the County of Bergen for assistance in preparing engineering designs and related requirements for ADA curb-ramps on County roads; and

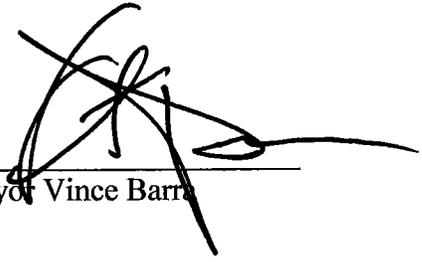
Be It Further Resolved that the Borough is authorized to enter into an ADA Cooperative Engineering Design Grant Agreement in a form approved by the Municipal Attorney;

Be It Further Resolved that the Mayor and Municipal Clerk are hereby authorized to execute such grant agreement following legal review.

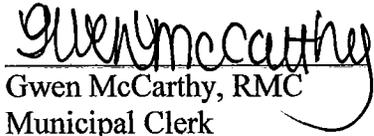
	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein					✓	
LaMonica					✓	
McSwiggan			✓			
Strauch			✓			
White	✓		✓			
Wilczynski		✓	✓			
Barra						

12-185

I hereby certify the above to
be a true copy of a Resolution
adopted by the Governing Body
of the Borough of Allendale on
June 14, 2012



Mayor Vince Barr


Gwen McCarthy, RMC
Municipal Clerk

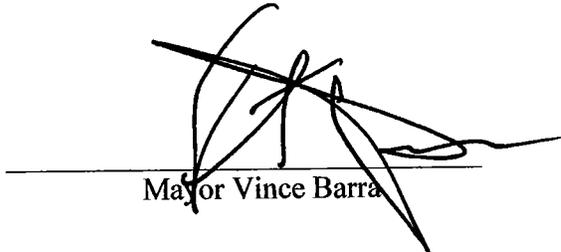
1. Alcoholic beverages are to be sold at the alcoholic beverage area, courtesy counter or prescribed checkout aisles which are manned by adults, 18 years of age or older, who will require proper identification from customers.
2. Additional signs are to be posted prescribing the required minimum age of customers purchasing alcoholic beverages, and the requirements for identification and proof of age.
3. Persons selling alcoholic beverages are to conform with the proper conduct of sale of alcoholic beverages.

	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

June 14, 2012

Gwen McCarthy
Gwen McCarthy, RMC
Municipal Clerk



Mayor Vince Barra

Borough of Allendale

June 14, 2012

Resolution 12-187

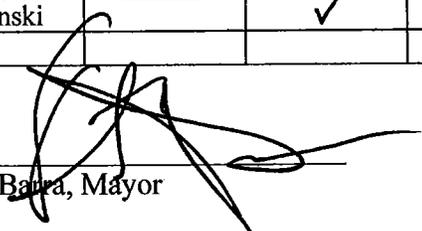
Overpayment

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
1102/2	Carter, Simon & Caroline 60 Donnybrook Drive Allendale, NJ 07401	60 Donnybrook Dr	\$4,186.35

	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

June 14, 2012


Gwen McCarthy, R.M.C.
Municipal Clerk