

September 27, 2012

Borough of Allendale

Resolution 12-261

Adoption of Ordinance 12-17  
Amend Chapter 270  
“Certificates of Occupancy”

**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’ “ 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 Sept. 27, 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ordinances or parts of ordinances, which are inconsistent with the provisions of this amendatory Ordinance are hereby repealed to the extent of such inconsistency.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

September 27, 2012

Resolution 12-262

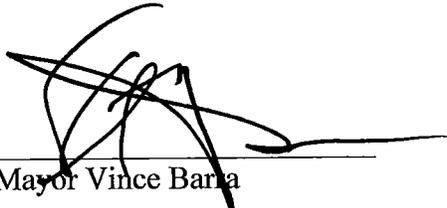
Introduction of Ordinance 12-19  
An Ordinance to Establish Chapter 197  
Pay to Play

**Be It Resolved** that an Ordinance entitled 12-19, "An Ordinance to Establish Chapter 197 of the Code of the Borough of Allendale Entitled 'Pay to Play'" 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 11th day of October, 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 Sept. 27, 2012

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

  
\_\_\_\_\_  
Mayor Vince Barra

BOROUGH OF ALLENDALE

ORDINANCE NO. 12-19

Revised

**An Ordinance Establishing Chapter 197 of the Code Entitled “An Ordinance Establishing That A Business Entity Which Makes Political Contributions To Municipal Candidates And Municipal And County Political Parties In Excess Of Certain Thresholds Shall Be Limited In Its Ability To Receive Public Contracts From The Borough Of Allendale in The County of Bergen”**

**The Mayor and Council of the Borough of Allendale does hereby Ordain:**

**WHEREAS**, large political contributions from those seeking or performing contracts with a municipality raise reasonable concerns on the part of taxpayers and residents as to their trust in government and its business practices; and,

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, a municipality is authorized to adopt such ordinances, regulations, rules and by-laws as necessary and proper for good government, as well as the public health, safety and welfare; and,

**WHEREAS**, pursuant to P.L.2005, c.271 (codified at N.J.S.A. 40A:11-51) a municipality is authorized to adopt by ordinance, measures limiting the awarding of public contracts to business entities that have made political contributions, and limiting the contributions that the recipient of such a contract can make during the term of a contract; and,

**WHEREAS**, in the interest of good government, the people and the government of the Borough of Allendale desire to establish a policy that will avoid the perception of improper influence in public contracting and local elections;

**NOW, THEREFORE, BE IT RESOLVED**, it shall be the policy of the Borough of Allendale to create such a regulation which states that a Business Entity which makes political contributions to municipal candidates and municipal and county political parties in excess of

certain thresholds shall be limited in its ability to receive public contracts from the Borough of Allendale; and,

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

**SECTION 197-1: DEFINITIONS**

As used in this ordinance:

- (a) “Campaign Committee” means (i) every candidate for Borough of Allendale elective municipal office; (ii) every candidate committee established by or for the benefit of a candidate for Borough of Allendale elective municipal office; (iii) every joint candidate committee established in whole or in part by or for the benefit of a candidate for Borough of Allendale elective municipal office; (iv) every political committee of the Borough of Allendale; (v) every political committee of Bergen County and (vi) every political committee, continuing political committee, or other form of association or organization that regularly engages in the support of candidates for the Borough of Allendale municipal or Bergen County elective offices.
  
- (b) “Contribution” has the meaning prescribed in N.J.A.C. 19:25-1.7. By way of illustration, and not limitation, this definition includes pledges, loans, and in-kind contributions.
  
- (c) A “contract for professional or extraordinary services” means all contracts for “professional services” and “extraordinary unspecifiable services” as such term is used in N.J.S.A. 40A:11-5.
  
- (d) For purposes of this Ordinance, a “Business Entity” whose contributions are regulated by this ordinance means: (i) an individual including the individual’s spouse, and any child/children; (ii) a firm; corporation; professional corporation; partnership; limited liability company; organization; association; and any other manner and kind of business entity; (iii) any person who owns 10% or more of the equity or ownership or income interests in a person or entity as defined in sections (i) and (ii) above and their spouses and child/children; (iv) all partners or officers of such an entity, in the aggregate, and their spouses and child/children; (v) any person, subcontractor, subsidiary, corporation, firm,

partnership, limited liability company, organization or association who has received or indefeasibly acquired the right to receive, from a person described in subparagraph (i) above, more than \$100,000.00 in compensation or income of any kind (including, by way of illustration, and not limitation: wages, salaries, sums paid to independent contractors, benefits, dividends, profit-sharing, pension contributions, deferred contributions, stock, stock options or gifts), in any twelve (12) month period prior to the award of, or during the term of, a contract subject to this ordinance; and (vi) all persons who are an "affiliate" of a Business Entity as defined in sections (i), (ii) and (v) above, as such term is used in 11-U.S.C. 101(2).

**SECTION 197-2: PROHIBITION ON AWARDING PUBLIC CONTRACTS TO  
CERTAIN CONTRIBUTORS**

- (a) Any other provision of law to the contrary notwithstanding, the Borough of Allendale or any of its purchasing agents or agencies or those of its independent authorities, as the case may be, shall not enter into an agreement or otherwise contract to procure professional, banking, insurance coverage services or any other consulting services, including those awarded pursuant to a "fair and open" process, from any professional business entity, if that entity has solicited or made any contribution of money, or pledge of a contribution, including in-kind contributions to any Borough of Allendale municipal candidate or holder of the public office having ultimate responsibility for the award of the contract, or campaign committee supporting such candidate or officeholder, or to any Borough of Allendale or Bergen County party committee, or to any political action committee (PAC) that regularly engages in the support of Allendale municipal elections and/or municipal parties in excess of the thresholds specified in subsection (c) within one calendar year immediately preceding the date of the contract or agreement.
- (b) No Business Entity who submits a proposal for, enters into negotiations for, or agrees to any contract or agreement with the Borough of Allendale or any of its departments or instrumentalities, for the rendition of Professional Services or Extraordinary Unspecified Services shall knowingly solicit or make any Contribution, to (i) a candidate, candidate committee or joint candidates committee of any candidate for elective municipal office in

Borough of Allendale, or a holder of public office having ultimate responsibility for the award of a contract, or (ii) to any Borough of Allendale or Bergen County political committee that regularly engages in the support of Borough of Allendale Municipal elections between the time of first communication between that Business Entity and the municipality regarding a specific agreement for Professional Services or Extraordinary Unspecified Services, and the later of the termination of negotiations or rejection of any proposal, or the completion of the performance or specified time period of that contract or agreement.

(c) The monetary thresholds of this Ordinance are: (i) a maximum of \$300 per calendar year each for any purpose to any candidate or candidate committee for Borough of Allendale mayor or Borough of Allendale governing body, or \$500 per calendar year to any joint candidates committee for Borough of Allendale mayor or Borough of Allendale governing body, or \$300 per calendar year to a party committee of the Borough of Allendale; (ii) \$500 maximum per calendar year to a Bergen County party committee; and (iii) \$500 maximum per calendar year to any Political Action Committee. However, for each Business Entity party to a contract for Professional or Extraordinary Unspecified Services as defined in subparagraph (a), or engaged in negotiations for a contract defined in subparagraph (a), when such Business Entity's Contribution is aggregated with all "persons" defined in subparagraph (d) of "Definitions" above, by virtue of their affiliation to that Business Entity party, a maximum of \$2,500 to all Borough of Allendale candidates, candidate committees, joint candidate committees, and holders of public office having ultimate responsibility for the award of a contract, all Borough of Allendale or Bergen County political committees as described herein combined, without violating subsection (a) of this section.

(d) For purposes of this section, the office that is considered to have ultimate responsibility for the award of the contract shall be (i) the Borough of Allendale Mayor or Governing body, if the contract requires approval or appropriation from the Mayor or Governing body, or (ii) the Mayor of the Borough of Allendale if the contract requires approval of the Mayor, or if a public officer who is responsible for the award of a contract is appointed by the Mayor.

(e) Rules regarding subcontractors. No person may be awarded a subcontract to perform under a contract subject to this Ordinance, if the subcontractor would be disqualified by paragraph (a) from receiving the contract at the time that the subcontract is awarded. Nor may any person who would be disqualified by paragraph (a) from receiving the contract perform substantially all of obligations described in a contract for professional or extraordinary services that is subject to this ordinance.

### **SECTION 197-3: CONTRIBUTIONS MADE PRIOR TO THE EFFECTIVE DATE**

No Contribution or solicitation of contributions made prior to the effective date of this Ordinance shall be deemed to give rise to a violation of this Ordinance.

### **SECTION 197-4: CONTRACT RENEWAL**

No contract subject to this ordinance may be renewed, extended, or materially modified unless the resulting renewal, extension, or modification would be allowable under the provisions of this ordinance if it were an initial contract.

### **SECTION 197-5: CONTRIBUTION STATEMENT BY BUSINESS ENTITY**

(a) Prior to awarding any contract or agreement to procure Professional Services" or Extraordinary Unspecified Services" from any Business Entity, the Borough of Allendale or its purchasing agents and departments, as the case may be, shall receive a sworn statement from said Business Entity which is the intended recipient of said contract that he/she/it has not made a Contribution in violation of Section 197-2 of this Ordinance. The Borough of Allendale its purchasing agents and departments shall be responsible for informing the Council of the Borough of Allendale that the aforementioned sworn statement has been received and that the Business Entity is not in violation of this ordinance, prior to awarding the contract or agreement.

(b) A Business Entity shall have a continuing duty to report to the Borough of Allendale any Contributions that constitute a violation of this ordinance that are made during the negotiation, proposal process or the duration of a contract. The Borough of Allendale its purchasing agents and departments shall be responsible for informing the governing body within ten (10) business days after receipt of said report from the Business Entity, or at

the next Council meeting following receipt of said report from the Business Entity, or whichever comes first.

- (c) The certification required under this subsection shall be made prior to entry into the contract or agreement with the Borough of Allendale or prior to the provision of services or goods, as the case may be, and shall be in addition to any other certifications that may be required by any other provision of law.

#### **SECTION 197-6: RETURN OF EXCESS CONTRIBUTIONS**

A Business Entity that is a party to a contract for Professional Services or Extraordinary Unspecified Services may cure a violation of Section 197-2 of this Ordinance, if, within 30 days after the date on which the applicable ELEC report is published, said Business Entity notifies the municipality in writing and seeks and receives reimbursement of the Contribution from the recipient of such Contribution.

#### **SECTION 197-7: EXEMPTIONS**

The contribution limitations prior to entering into a contract in Section 197-2(a) do not apply to contracts which (i) are awarded to the lowest responsible bidder after public advertising for bids and bidding therefor within the meaning of N.J.S.A. 40A:11-4, or (ii) are awarded in the case of emergency under N.J.S.A. 40A:11-6. Notwithstanding anything else to the contrary herein contained, the provisions of Section 197-2(a-e) shall not apply to bar an Allendale professional or extraordinary unspecifiable services contract for contributions made to a political committee, municipal committee or organization, municipal candidate, municipal candidate committee or municipal joint candidate committee in any municipality other than the Borough of Allendale and which does not regularly engage in the support of Borough of Allendale municipal candidates. There is no exemption for contracts awarded pursuant to a "Fair and Open Process" under N.J.S.A. 19:44A-20 *et seq.*

## SECTION 197-8: PENALTY

- (a) It shall be a material breach of the terms of a Borough of Allendale agreement or contract for Professional Services or Extraordinary Unspecified Services when a Business Entity that is a party to such agreement or contract has: (i) made or solicited a Contribution in violation of this Ordinance; (ii) knowingly concealed or misrepresented a Contribution given or received; (iii) made or solicited Contributions through intermediaries for the purpose of concealing or misrepresenting the source of the Contribution; (iv) made or solicited any Contribution on the condition or with the agreement that it will be re-contributed to a candidate, candidate committee or joint candidates committee of any candidate for elective municipal office in Borough of Allendale or a holder of public office having ultimate responsibility for the award of a contract, or any Borough of Allendale or Bergen County political committee; (v) engaged or employed a lobbyist or consultant with the intent or understanding that such lobbyist or consultant would make or solicit any Contribution, which if made or solicited by the professional Business Entity itself, would subject that entity to the restrictions of this Ordinance; (vi) funded contributions made by third parties, including consultants, attorneys, family members, and employees; (vii) engaged in any exchange of Contributions to circumvent the intent of this Ordinance; or (viii) directly or indirectly, through or by any other person or means, done any act which if done directly would subject that entity to the restrictions of this Ordinance.
- (b) Furthermore, any Business Entity that violates Section 197-8 (a) (i-viii) shall be disqualified from eligibility for future Borough of Allendale contracts for a period of four (4) calendar years from the date of the violation.
- (c) Any person who knowingly, purposely, or recklessly violates any provision of this ordinance, or who conspires with another person to violate any provision of this ordinance, or who, with the purpose of promoting or facilitating a violation of this ordinance, solicits another person to commit it, or aids or agrees, or attempts to aid another person in planning or committing it, shall be subject to punishment including fines and/or imprisonment as fixed by law for violations of the ordinances of the Borough

of Allendale.

**SECTION 197-9: CITIZENS PRIVATE RIGHT OF ACTION**

In addition to any rights that were heretofore available, or which may hereafter be available, to citizens, taxpayers, or associations, to challenge violations of this ordinance, every person aggrieved by a violation of the ordinance, or any taxpayer or resident of the Borough of Allendale has the right, consistent with the Rules of Court, to file charges in a court of competent jurisdiction, and/or to pursue a civil action for a violation of this ordinance in a court of competent jurisdiction, and to seek and obtain declaratory, injunctive, or other legal or equitable relief, including but not limited to, attorneys fees and costs, arising from or related to a violation of this ordinance.

**SECTION 197-10: SEVERABILITY**

If any provision of this Ordinance, or the application of any such provision to any person or circumstances, shall be held invalid, the remainder of this Ordinance to the extent it can be given effect, or the application of such provision to persons or circumstances other than those to which it is held invalid shall not be affected thereby, and to this extent the provisions of this Ordinance are severable.

**SECTION 197-11: REPEALER**

All ordinances or parts of ordinances which are inconsistent with any provisions of this Ordinance are hereby repealed as to the extent of such inconsistencies.

**SECTION 197-12: EFFECTIVE DATE**

This Ordinance shall become effective upon passage and publication as required by law.

Borough of Allendale

September 27, 2012

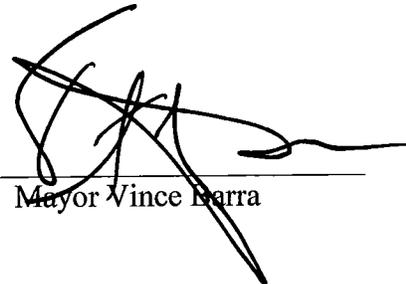
Resolution 12-263

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 September 27, 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 Sept. 27, 2012

  
\_\_\_\_\_  
Mayor Vince Barra

  
Gwen McCarthy, RMC  
Municipal Clerk

Borough of Allendale

September 27, 2012

Resolution 12-264

Authorization to Sign Purchase Orders

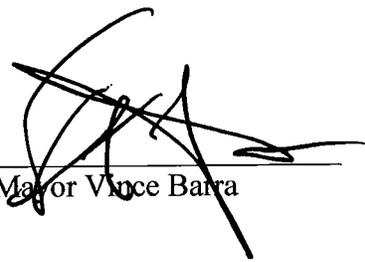
Whereas, Keith Cauwenberghs is purchasing agent for the purpose of signing certain purchase orders pursuant to Borough Code, Practice and Procedures;

Whereas, due to Mr. Cauwenberghs' retirement it is necessary to designate someone to sign purchase orders;

Now, Therefore, Be It Resolved by the Governing Body that Gwen McCarthy is hereby authorized to sign purchase orders effective immediately until further order from the Governing Body.

	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 Sept. 27, 2012

  
\_\_\_\_\_  
Mayor Vince Barra

  
Gwen McCarthy, RMC  
Municipal Clerk

Borough of Allendale

September 27, 2012

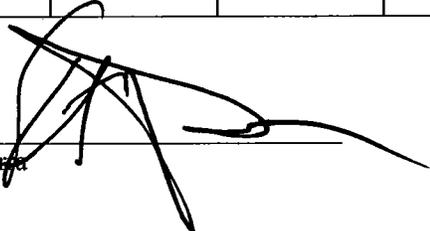
Resolution 12-265

Petty Cash Funds

**Be It Resolved** that the Chief Financial Officer is hereby authorized to draw current account checks for petty cash to the following individual in the amounts stated:

Mary Rottingen      Department of Public Works      \$150

	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 Sept. 27, 2012.



Gwen McCarthy, RMC  
Borough Clerk

September 27, 2012

Borough of Allendale

Resolution 12-266

Uncollectible Properties

**Be It Resolved**, by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to cancel the taxes owed on the following list of uncollectible properties for 2012. The properties are as follows:

BLOCK / LOT	ADDRESS	AMOUNT
301 / 45	Rear Farley Place	\$212.61
2204 / 15	New Street	\$ 34.67

	Mot.	Sec	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

September 27, 2012

  
\_\_\_\_\_  
Gwen McCarthy  
Municipal Clerk

September 27, 2012

Borough of Allendale

Resolution 12-267

Approval of Flu Program

**Whereas**, there is a need for a flu program in the Borough of Allendale, and

**Whereas**, the County of Bergen will provide this program under the Department of Health Services, and

**Whereas**, the County of Bergen provided flu vaccine at a cost of \$125 per ten dose vial, and

**Whereas**, the Allendale Board of Health had a need for ten vials of flu vaccine, and

**Whereas**, the Chief Financial Officer has certified that there are funds for this agreement;

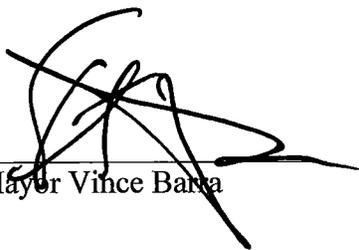
**Now, Therefore, Be It Resolved** by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approved the agreement between the Borough of Allendale and the County of Bergen for the flu vaccination program;

**Be It Further Resolved** that the Mayor is hereby authorized to sign said agreement.

	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 Sept 27, 2012

Gwen McCarthy  
Gwen McCarthy, RMC  
Municipal Clerk

  
\_\_\_\_\_  
Mayor Vince Barra

Borough of Allendale

September 27, 2012

Resolution 12-268

Authorization to Enter Into A Grant Agreement

**Be It Resolved** that the Mayor and Council of the Borough of Allendale wishes to enter into a Grant Agreement with the County of Bergen for the purpose of using \$33,150 in 2012-13 for a Community Development Block for Handicapped Accessible Improvements to the Borough Hall; and

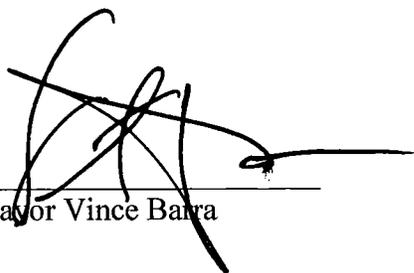
**Be It Further Resolved** that the Mayor and Council hereby authorizes Vince Barra to be a signatory to the aforesaid Grant Agreement; and

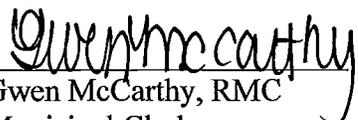
**Be It Further Resolved**, that the Mayor and Council hereby authorizes M. Alissa Mayer to sign all county vouchers submitted in connection with the aforesaid project; and

**Be It Further Resolved** that the Mayor and Council recognizes that the Borough of Allendale is liable for any funds not spent in accordance with the Grant Agreement and that the liability of the Mayor and Council is in accordance with HUD 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 Sept. 27, 2012

  
\_\_\_\_\_  
Mayor Vince Barra

  
Gwen McCarthy, RMC  
Municipal Clerk

Borough of Allendale

September 27, 2012

Resolution 12-269

Authorization of Emergency Building Repair

**Whereas**, an emergency affecting the public health, safety and welfare at the Borough Police Department building requires the immediate delivery of goods and/or the performance of services; and

**Whereas**, the need for the goods and/or services could not have been reasonably foreseen; and

**Whereas**, it is necessary to retain the services of a contractor to commence the repairs and a plumber to assist in the process; and

**Whereas**, the contract(s) shall be of such limited duration as to meet only the immediate needs of the emergency; and

**Whereas**, the Director of Operations has notified the purchasing agent of the need for the performance of a contract, the nature of the emergency, the time of its occurrence and the need for invoking N.J.S.A. 40A:11-6; and

**Whereas**, the Chief Financial Officer has attached hereto a certification that adequate funds are available to pay for the contract(s) which aggregate amounts can only be estimated at this time;

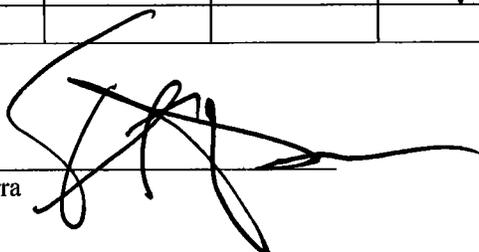
**Now, Therefore, Be It Resolved** by the Governing Body of the Borough of Allendale for a good cause that pursuant to N.J.S.A. 40A:11-6 and implementing regulations at N.J.A.C. 5:34-6.1 et seq. that a contract is hereby authorized in order to address emergency building repairs aforesaid;

**Be It Further Resolved**, that the cost of such contract(s) shall not exceed the sum of \$30,000; and

**Be It Further Resolved**, that the Mayor and Municipal Clerk are authorized to sign the appropriate purchase order or contract to carry this resolution into effect;

**Be It Further Resolved**, that upon satisfactory completion of the aforesaid work, the Chief Financial Officer is authorized to make payment pursuant to the applicable contract(s).

	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  
Sept. 27, 2012.



\_\_\_\_\_  
Gwen McCarthy, RMC  
Borough Clerk

CERTIFICATION OF AVAILABILITY OF FUNDS

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

Resolution Date: September 27, 2012  
Resolution Number: 12-269

Vendor: Various vendors

<u>Fund</u>	<u>Amount</u>	<u>Department Description</u>
C-04-55-906-301	\$30,000	Police Headquarters

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

*M. Alissa Mayer*  
Chief Financial Officer

September 27, 2012

Borough of Allendale

Resolution 12-270

Approval of Tax Appeal  
Kern v. Allendale

**Whereas**, the tax payers, Dwight & Erica Kern, appealed the assessment levied on Block 1401, Lot 9 for the year 2011; and

**Whereas**, the subject property's street address is 260 Schuyler Road; and

**Whereas**, the taxpayer, the appraiser and the assessor have agreed to compromise the appeal on the following terms: there will be a reduction in the 2011 assessment on the property from \$755,800 to \$635,800; and

**Whereas**, there are sufficient funds available in the reserve for tax appeals account to satisfy the tax refund; and

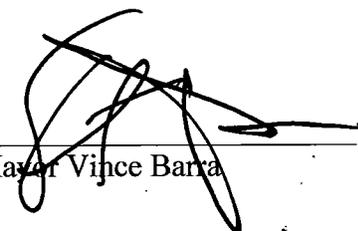
**Whereas**, the assessor is of the opinion that the revised valuation is consistent with true value of the property.

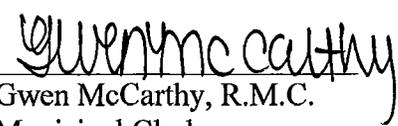
**Now, Therefore, Be It Resolved** by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey that:

The proposed settlement for the tax appeal encaptioned Kern v. Borough of Allendale as hereinbefore set forth is approved and the Borough Tax Attorney or a member of his firm is authorized to execute all documents necessary to effectuate its terms.

	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 Sept. 27, 2012

  
\_\_\_\_\_  
Mayor Vince Barra

  
Gwen McCarthy, R.M.C.  
Municipal Clerk

Borough of Allendale

September 27, 2012

Resolution 12-271

Naming of Borough Facility

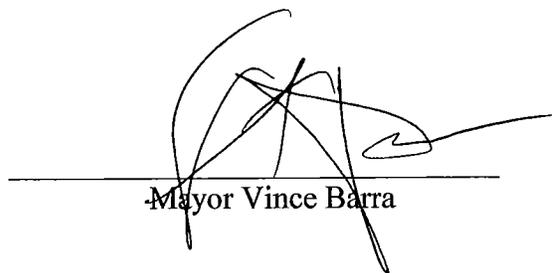
**Whereas,** Peter L. Cauwenberghs worked for the Allendale's Department of Public Works from May 15, 1948 to the end of the calendar year in 1984, and

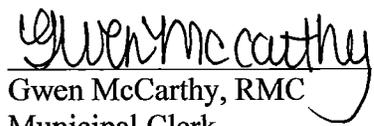
**Whereas,** Keith Cauwenberghs worked for the Allendale Department of Public Works from September, 20, 1971 to September 28, 2012,

**Now, Therefore, Be It Resolved** that in honor of over seventy years of service from the Cauwenberghs family to the Borough of Allendale, that the Department of Public Works building will henceforth be called the **Cauwenberghs Building**.

	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 Sept. 27, 2012

  
\_\_\_\_\_  
Mayor Vince Barra

  
Gwen McCarthy, RMC  
Municipal Clerk

Borough of Allendale

September 27, 2012

Resolution 12-272

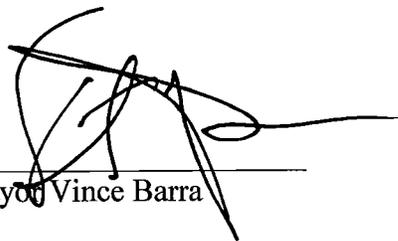
Stipends for Interim Appointments

**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 are appointed on a temporary basis to the Public Works positions noted below:

Name	Position	Term	Stipend
Jeff Picinich	Director	October through December	\$1,000/month
Daniel Davis	Head Crew Chief	October	\$1,000
William Ziegelhofer	Head Crew Chief	November	\$1,000
Layne Simon	Head Crew Chief	December	\$1,000

	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 Sept. 27, 2012

  
 \_\_\_\_\_  
 Mayor Vince Barra

  
 Gwen McCarthy, RMC  
 Municipal Clerk