

January 3, 2013

A Reorganization meeting of the Borough Council was held in the Municipal Building on January 3, 2013. The meeting was called to order at 8:02 p.m. by Mr. Barra who announced that the requirements of the Open Public Meetings Act were met by the required posting and notice of publications.

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

The following Council members answered roll call: Ms. LaMonica, Mrs. McSwiggan, Mrs. White, Mrs. Wilczynski and Mayor Barra. Mr. Bernstein and Mr. Strauch were absent. Also present were Mrs. McCarthy and Mr. Bole.

*Swearing in of Elected Officials*

Mayor Barra swore in re-elected Council members Jim Strauch and Liz White.

*Swearing in of Ambulance Corps Officials*

Mayor Barra swore in the newly elected officers from the Ambulance Corps

*Swearing in of Fire Department Officials*

Mayor Barra swore in the newly elected officers from the Fire Department.

*Mayor's Report*

Mayor Barra said he could never recall having the Fire Department and Ambulance Corps sworn in at a Reorganization Meeting and added that it was wonderful to have them in attendance. By their attendance at this meeting, everyone in town can see and acknowledge Allendale's first responders. He thanked them for all they do every day of the year and particularly for their response during Hurricane Sandy.

Although they do not have officers to be sworn in this evening, Mayor Barra also thanked the CERT team members. He noted that Nadine Benoit started the CERT team and Pete Branigan has kept it going. The CERT team set up and managed a center at the Ambulance Corps building that was extensively used by Allendale's residents during Hurricane Sandy.

Mr. Barra said the Tullo family donated \$10,000 to \$12,000 of gasoline and diesel during Hurricane Sandy which kept the town in fuel when so many other towns had a shortage.

Mayor Barra said it was truly great to be able to communicate with the residents through Swift Reach. He received so many comments from people who said it was a comfort to know that the Governing Body, the Borough employees and the volunteers were out helping the residents every day through the storm's aftermath. Allendale owes a lot of its amazing response to Kevin Alward, the President of Swiftreach, who has donated use of the service to the Borough.

Mayor Barra thanked the DPW and the Police for their help during the storm and said they were out continuously without much sleep or rest.

Mr. Barra said the Council members always rave about the support the town receives from all its volunteers and staff. He noted that Mr. Bernstein had commented to him during the storm that when an issue came up that needed attention, there was always someone who stepped forward to help. He asked everyone to give themselves a well-deserved round of applause.

*Public Comments*

The meeting was opened to the public for any items listed on the agenda.

There were no comments.

*Mayor's Appointments*

NAME	PLANNING BOARD	TERM EXPIRES
George Scherb	Class II – Official of the Municipality	12/31/2012
Stephen Sasso	Class IV – Citizen of the Municipality	12/31/2015

*Resolutions*

Resolutin 13-01 – Introduced by Mr. Strauch, seconded by Mrs. Wilczynski

**Be It Resolved** that Liz White is hereby elected President of the Borough Council for the year 2013.

On roll call, all Council members voted in favor.

Resolution 13-02 – Introduced by Mrs. McSwiggan, seconded by Mrs. White

**Be It Resolved** that the following Standing Committees shall be appointed by the Mayor:

- Administration, Finance and Human Resources
- Water, Sewer and Public Utilities
- Public Works
- Facilities, Parks and Recreation
- Land Use and Construction Code
- Public Safety

On roll call, all Council members voted in favor.

Resolution 13-03 – Introduced by Mrs. White, seconded by Ms. LaMonica

The first named Council member shall act as Chair of the Committee.

Administration, Finance and Human Resources – Councilwomen LaMonica and White  
Water, Sewer and Public Utilities – Councilwomen McSwiggan and LaMonica  
Public Works – Councilwoman White, Councilman Strauch  
Facilities, Parks and Recreation – Councilwomen Wilczynski and McSwiggan  
Land Use and Construction Code – Councilmen Strauch and Bernstein  
Public Safety – Councilman Bernstein and Councilwoman Wilczynski

On roll call, all Council members voted in favor.

Resolution 13-04 – Introduced by Mr. Bernstein, seconded by Mrs. Wilczynski

**Be It Resolved** that Jim Strauch is hereby elected as the Council's representative to the Planning Board.

On roll call, all Council members voted in favor.

*Consent Agenda*

Resolution 13-05 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the following individuals are appointed to the named Board or Commission for the period specified:

NAME AND BOARD OR COMMISSION	TERM EXPIRES
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Board of Adjustment

Dan Manning	12/31/2016
Edward Redling	12/31/2016

Board of Health

Bruce Beck	12/31/2015
Nadine Benoit	12/31/2015

Marsh Wardens

Mike Limatola	12/31/2013
Jim Wright	12/31/2013

Library Board

Patricia Durso	12/31/2016
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Shade Tree

Keith Cauwenberghs 12/31/2017

Sports Alliance

Peter Borzilleri	12/31/2013
Bridget Egan	12/31/2013
John Hottinger	12/31/2013
Rich LeBlanq	12/31/2013
Jim Mulanaphy	12/31/2013

On roll call, all Council members voted in favor.

Resolution 13-06 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the Mayor and Borough Council do hereby confirm the election of the following individuals:

Ryan Shute	Fire Chief
Tom Smith	Assistant Fire Chief

On roll call, all Council members voted in favor.

Resolution 13-07 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that Gwen McCarthy is hereby appointed as Affirmative Action Public Agency Compliance Officer (PACO) in accordance with P.L. 1975 C.127 (NJAC 17.27) for the year 2013.

**Be It Further Resolved** that Gwen McCarthy is hereby appointed Personnel Officer.

**Be It Further Resolved** that Gwen McCarthy is hereby appointed as the Sexual Harassment Officer.

On roll call, all Council members voted in favor.

Resolution 13-08 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the following physician is hereby designated as the Police Physician for the Borough of Allendale for the year 2013:

Jerald Hershman, M.D.

On roll call, all Council members voted in favor.

Resolution 13-09 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that Gwen McCarthy is hereby appointed as Assessment Search Officer of the Borough of Allendale, and

**Be It Further Resolved** that Harold E. Laufeld III is hereby appointed as Tax Search Officer of the Borough of Allendale

On roll call, all Council members voted in favor.

Resolution 13-10 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the following individual is appointed as Fund Commissioner for the Bergen County Municipal Joint Insurance Fund:

Fund Commissioner Liz White

On roll call, all Council members voted in favor.

Resolution 13-11 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the following individual be and is hereby appointed by the Mayor and Council as Fire Official for the Borough of Allendale for the year 2013.

Fire Official – Ernest Cassidy

On roll call, all Council members voted in favor.

Resolution 13-12 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the following individuals listed below are appointed by the Mayor and Council as Fire Inspectors for the Borough of Allendale for the year 2013:

Bernard Blide	#124474
Steven Cameron	#124453
Ernest Cassidy Jr.	#124467
Pierre Gauthier	#116445
James Moritz	#139921
James Schultz	#180149
John Wittekind	#136603

On roll call, all Council members voted in favor.

Resolution 13-13 – Introduced by Mr. Strauch, seconded by Mrs. White

**Now, Therefore, Be It Resolved** by the Mayor and Council that Hans Cunningham is appointed Emergency Management Coordinator and Terry Lawler shall serve as Deputy Emergency Management Coordinator.

On roll call, all Council members voted in favor.

Resolution 13-14 – Introduced by Mr. Strauch, seconded by Mrs. White

**Now, Therefore, Be It Resolved** that the Chief Financial Officer is hereby authorized and directed to maintain in the official depository an account designated as the Borough of Allendale Claims Account, and

**Be It Further Resolved** that all funds deposited in the account must be withdrawn by proper warrants of the Borough signed by two of the following: the Mayor, the Chief Financial Officer, the Municipal Clerk or the Finance Committee Chair.

On roll call, all Council members voted in favor.

Resolution 13-15 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that John Yakimik is hereby appointed as ADA Compliance Officer for the Borough of Allendale.

On roll call, all Council members voted in favor.

Resolution 13-16 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, pursuant to the Code of the Borough of Allendale, By-laws, Chapter A276 need to be adopted annually.

**Now, Therefore, Be It Resolved** that the By-laws recorded in the Code of the Borough of Allendale be and they are adopted for the year 2013.

On roll call, all Council members voted in favor.

Resolution 13-17 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, the Open Public Meetings Act, NJSA 10-4-18 et seq. took effect on January 19, 1976, and

**Whereas**, the Borough Council desires to be in complete compliance with the requirements and spirit of that act,

**Now, Therefore, Be It Resolved** by the Governing Body that the schedule of meetings of the Mayor and Council shall be as follows:

January	Thursday, January 3 8:00 p.m. Thursday, January 24
February	Thursday, February 14 Thursday, February 28
March	Thursday, March 14 Thursday, March 28
April	Thursday, April 11 Thursday, April 25
May	Thursday, May 9 Thursday, May 23
June	Thursday, June 13 Thursday, June 27
July	Thursday, July 11 Thursday, July 25
August	Thursday, August 8 Thursday, August 22
September	Thursday, September 12 Thursday, September 26
October	Thursday, October 10 Thursday, October 24
November	Thursday, November 14 Monday, November 25
December	Thursday, December 12

Resolution 13-18 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the Ridgewood Newspapers, the Record and the Star Ledger be and they are hereby designated as the official newspapers for the year 2013.

On roll call, all Council members voted in favor.

Resolution 13-19 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that all funds of the Borough deposited in the official depositories may be withdrawn by proper warrants of the Borough signed by two of the following: the Mayor, Chief Financial Officer, the Municipal Clerk, Councilwoman LaMonica or Councilwoman White, except as provided in Resolution 13-22.

On roll call, all Council members voted in favor.

Resolution 13-20 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that all funds of the Water Account or Water Utility deposited in the official depositories may be withdrawn by proper warrants of the Borough signed by two of the following: the Mayor, Chief Financial Officer, the Municipal Clerk, Councilwoman LaMonica or Councilwoman White except as provided in Resolution 13-22.

On roll call, all Council members voted in favor.

Resolution 13-21 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that Hudson City Savings Bank, J.P. Morgan Chase Bank, TD Bank Valley National Bank, Bank of America, New Jersey MBIA/CLASS and New Jersey Cash Management be designated as official depositories for the Borough funds for the year 2013.

On roll call, all Council members voted in favor.

Resolution 13-22 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the Chief Financial Officer be and she is hereby authorized and directed to maintain in the official depository an account designated as the Borough of Allendale Payroll Account, and

**Be It Further Resolved** that all funds of the Borough deposited in the account be withdrawn by proper warrants of the Borough signed by the Chief Financial Officer.

On roll call, all Council members voted in favor.

Resolution 13-23 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, it becomes necessary at times to issue checks for certain fixed charges which are due on periodic dates, such as County Taxes, Payroll and other miscellaneous items, which dates frequently occur between Council meetings.

**Now, Therefore, Be It Resolved** that the proper Borough Officials be and are hereby authorized to issue and sign checks for payment when such payments become due for ratification at the next following meeting.

On roll call, all Council members voted in favor.

Resolution 13-24 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, it is in the best interest of the Borough of Allendale to earn additional revenue through the investment and prudent management of its cash receipts; and

**Whereas**, P.L. 1983, Chapter 8, and P.L. 1997, Chapter 148, is an act concerning the Local Fiscal Affairs Law and amends N.J.S.A. 40A:5-2 and N.J.S.A. 40A:5-14; and

**Whereas**, the law requires that each local unit shall adopt a cash management plan,

**Now, Therefore, Be It Resolved** that the following shall constitute the Cash Management Plan for the Borough of Allendale and the Chief Financial Officer shall deposit and manage its funds pursuant to this plan.

(See copy attached and made a part hereof.)

On roll call, all Council members voted in favor.

Resolution 13-25 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that M. Alissa Mayer, Chief Financial Officer, is hereby authorized on behalf of the Borough of Allendale to effect telephone/electronic transfers of funds for renewal of notes or investments into or out of authorized Borough and Water Utility Accounts.

On roll call, all Council members voted in favor.

Resolution 13-26 – Introduced by Mr. Strauch, seconded by Mrs. White

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

George Scherb (Police Department)	\$150
Mary Rottingen (Dept. of Public Works)	\$150
M. Alissa Mayer (Finance Department)	\$250
Jeff Picinich (Water A/C)	\$100
Gwen Gordon (Mayor and Council)	\$250

On roll call, all Council members voted in favor.

Resolution 13-27 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that interest will be charged at the rate of eight (8%) per cent per annum on the first \$1,500 of all delinquent taxes, assessments and Borough charges and eighteen (18%) per cent of any amounts over \$1,500 delinquency, except that no interest will be charged on taxes for

the current quarter if the said taxes are paid within the tenth calendar day following the date upon which the same became payable; and

**Be It Further Resolved** that the interest rates shall revert to the percentages as aforesaid from the first day of any current quarter unless taxes for the same quarter are paid during the first ten days of such quarter.

**Be It Further Resolved** that a certified copy of this resolution be transmitted to the Collector of Taxes forthwith.

On roll call, all Council members voted in favor.

Resolution 13-28 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the Governing Body hereby authorizes the Tax Collector to conduct the annual tax sale for delinquent property taxes and any other municipal charges.

On roll call, all Council members voted in favor.

Resolution 13-29 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, NJSA 40:5-18 provides for the imposition of a service charge to be added to any amount owing to the municipality if payment tendered on the account was tendered by a check which was returned for insufficient funds.

**Now, Therefore, Be It Resolved** by the Council of the Borough of Allendale that the Chief Financial Officer is hereby authorized to impose a \$28.00 fee for all returned checks to any General Fund Account and Water Utility Account of the Municipality.

On roll call, all Council members voted in favor.

Resolution 13-30 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the Chief Financial Officer be and she is authorized and directed to continue the compensation of Borough employees at previously authorized levels until such time as a resolution is adopted by the Governing Body of the Borough of Allendale setting forth the salaries of Borough employees for the year 2013.

On roll call, all Council members voted in favor.

Resolution 13-31 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, the Borough of Allendale, from time to time, authorizes use of public facilities for certain non-profit organizations which do not have insurance coverage; and

**Whereas**, the Borough is willing to permit use of its public facilities to such organizations provided that such use is consistent with the underwriting guidelines of the Borough’s insurer;

**Now, Therefore, Be It Resolved** by the Governing Body that it does hereby agree to waive insurance for the following not-for-profit organizations:

- Republican Club
- Democratic Club
- American Legion
- Veterans of Foreign Wars
- Allendale Civic Association

**Be It Further Resolved** that the waiver of insurance herein shall extend for a period of one (1) year only and must be renewed annually.

On roll call, all Council members voted in favor.

Resolution 13-32 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, the Borough of Allendale is a participating member of the Bergen County Municipal Joint Insurance Fund relative to General Liability and other coverage; and

**Whereas**, the “Fund” has adopted certain criteria to distinguish between bona fide municipal activities and other quasi-public entities not sponsored by the municipality and therefore, not subject to coverage by the “Fund”, and

**Whereas**, it has been determined that in order to be covered by the “Fund” an organization or activity meet the test that its function is of the type that historically municipalities have undertaken themselves or have provided with insurance coverage and/or is one which advances a bona fide local public purpose on a non-profit basis typically met by local government, the benefits of which are available to the municipality in general; and

**Whereas**, the Borough has asked the “Fund” to extend General Liability and non-owned Automobile Liability Coverage to the following entities:

- Class I – Allendale Firemen’s Relief Association
- Class I – Allendale Volunteer Firemen’s Association
- Class I – Allendale Exempt Firemen’s Association
- Class I – Allendale Junior Fire Association
- Class III – XYZ Senior Citizens
- Class III – Friends of the Library
- Class III – Allendale Historical Society
- Class III – Holiday Observers
- Class IV – Allendale Recreation Committee
- Class IV – Crestwood Lake Swim Team
- Class IV – Alleoop
- Class IV – Allendale Sports Alliance

Class IV – Crestwood Lake Committee

**Now, Therefore, Be It Resolved** by the Borough Council of the Borough of Allendale as follows:

It is hereby certified that the above listed organizations exist within the Borough of Allendale as a bona fide charitable, educational, or recreational activity of the municipality and is, in fact an organization that supports and/or provides services to the municipality in general and as such is sponsored or subsidized directly or indirectly by the municipality.

The Borough of Allendale does hereby request that this organization described herein be named as an additional insured for General Liability and Non-owned Automobile Liability Coverage in accordance with the applicable limits and restrictions.

On roll call, all Council members voted in favor.

Resolution 13-33 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that Father Raphael Iannone of Saint Joseph’s Church in New Paltz, New York be and he is hereby appointed as Police Chaplain for the Borough of Allendale.

On roll call, all Council members voted in favor.

Resolution 13-34 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, 40A:4-19 Local Budget Act provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 2013 budget) temporary appropriations be made for the purposes and amounts required in the manner and time therein provided:

**Whereas**, the date of this resolution is within the first thirty days of 2013, and

**Whereas**, the total appropriations in the 2012 Budget, less appropriations made for capital improvement fund, debt service and relief of the poor (public assistance) are as follows:

General	\$11,299,159.22
Water Utility	\$ 1,334,348.00

**Whereas**, 26.25 percent of the total appropriations in the 2012 Budget, less appropriations for capital improvement fund, debt service and relief of the poor (public assistance) in the said 2012 Budget is as follows:

General	\$ 2,966,029.29
Water Utility	\$ 350,266.35

**Now, Therefore, Be It Resolved** by the Mayor and Borough Council of the Borough of Allendale, County of Bergen, that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for her records.

(See copy attached and made a part hereto)

On roll call, all Council members voted in favor.

Resolution 13-35 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, the Borough of Allendale is in need of the services of a Zoning Officer and a Property Maintenance Officer;

**Now, Therefore, Be It Resolved** that John Wittekind is hereby appointed to those positions for a term to expire December 31, 2013:

On roll call, all Council members voted in favor.

Resolution 13-36 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, the Mayor and Council of the Borough of Allendale in the County of Bergen, deems it appropriate to enhance the recruitment of volunteer firefighters and emergency medical volunteers in the Borough of Allendale, and

**Whereas**, the State of New Jersey has enacted P.L. 1998, c. 145 which permits municipal governments to allow their firefighting and emergency medical volunteers to take advantage of the Volunteer Tuition Credit Program at no cost to the municipal government.

**Now, Therefore, Be It Resolved** by the Mayor and Council of the Borough of Allendale in the County of Bergen that the Volunteer Tuition Credit Program as set forth in P.L. 1998, c. 145 is herewith adopted for volunteer firefighters and emergency medical volunteers in the municipality, and

**Be It Further Resolved** that the Municipal Clerk is herewith delegated the responsibility to administer the program and is authorized to enter into all agreements and to maintain files of all documents as may be required under the P.L. 1998, c. 145, a copy of which is herewith made part of this resolution.

On roll call, all Council members voted in favor.

Resolution 13-37 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, the Borough of Allendale is involved in certain tax appeal litigation for the year 2013;

**Now, Therefore, Be It Resolved**, by the Governing Body for good cause that Edward Rogan and Associates and the Tax Assessor be and they are hereby authorized to review all such assignments and to file counterclaims which, in their reasonable discretion, they deem necessary and appropriate to protect the Borough's interest.

On roll call, all Council members voted in favor.

Resolution 13-38 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, pursuant to Ordinance No. 240 dealing with regulation and enforcement of towing, road service and storage of vehicles in the Borough of Allendale, various applications have been made to obtain a license for inclusion on the official list of towing companies in the Borough, and

**Whereas**, the applications have been reviewed by the Chief of Police who has provided a report to the Borough Council recommending approval of the applications of certain applicants, and

**Whereas**, the Borough Council of the Borough of Allendale has reviewed the matter and finds just cause;

**Now, Therefore, Be It Resolved** as follows:

1. A-1 Auto Body, All Points Towing, City Wide, Ramsey Auto Body, Rondale Towing and Venusti Auto Body, Allendale Towing and NAR are hereby approved to be included on the official towing list of the Borough effective January 3, 2013.
2. That approval shall be granted to the aforesaid towing companies effective January 3, 2013 through December 31, 2013, in accordance with the terms of the ordinance.
3. That said approvals remain in effect provided that said approved towing companies are in continued compliance with the terms of the ordinance.
4. That the Administrative Officer, upon payment of the appropriate fee, is authorized to issue a certificate of approval to the aforesaid towing companies.

On roll call, all Council members voted in favor.

Resolution 13-39 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, A276-21 of the by-laws provides that the Mayor shall appoint members of all committees, subject to the concurrence of a majority of the Council;

**Whereas**, A276-24 of the by-laws provides that special committees may be appointed for purposes other than those included in the duties of the standing committees;

**Whereas**, it is reasonable and appropriate that a special committee be appointed entitled “Crestwood Lake Committee”;

**Now, Therefore, Be It Resolved** that the Mayor does hereby appoint, subject to concurrence of the Council the following individuals to serve on the Crestwood Lake Committee: Mary Ann Martin, Kevin Martin, Cyndi Bennewitz, Jennifer Smith, Diane Haynes and Matt Haynes.

On roll call, all Council members voted in favor.

Resolution 13-40 – Introduced by Mr. Strauch, seconded by Mrs. White

**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 a school guard:

Name	Hire Date	Hourly Rate	Regular or Relief
Traci M. Merop	January 4, 2013	\$18.00 hour	Relief

On roll call, all Council members voted in favor.

Resolution 13-41 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, the Borough of Allendale requires the service of professionals for the year 2013, and

**Whereas**, it is contemplated that the temporary and permanent budgets will contain the necessary appropriations estimated to be reasonably required for each such professional service; and

**Whereas**, the professionals named herein will be required to execute a contract for the services to be rendered which shall set forth the compensation for such services therein;

**Now, Therefore, Be It Resolved** by the Mayor and Council of the Borough of Allendale that the following appointments be and they are hereby made for the year:

**Whereas**, a Certification of availability of funds has been received from the Chief Financial Officer or that such funds will be encumbered by Purchase Order on an as-needed basis pursuant to the provisions of NJAC 5:30-5.4 et seq;

**Whereas**, in any instance where it is anticipated that the expenditure for each such professional service will exceed the sum of \$17,500 for said calendar year, the named professionals have completed, submitted and filed a Business Entity Certification Disclosure which certifies that the above named persons and/or entities have not made any reportable contributions to any political or candidate committee including (Republicans for Responsible Government, Allendale Republican Club, Allendale Democratic Club, Candidates for Allendale Municipal Government, Bergen County Democratic Organization, Bergen County Republican Organization) in the previous one (1) year, and that the contract will prohibit the above named professionals/business entities from making any reportable contributions through the term of the contract;

**Be It Further Resolved** that these contracts are being awarded as a non-fair and open contract, pursuant to the provisions of NJSA 19:44A-20.5;

**Be It Further Resolved** that the Business Disclosure Entity Certification and the determination of value be placed on file with this Resolution.

Animal Control	Tyco Animal Control Service
Appraisal Firm (residential)	Associated Appraisal Group
Appraisal Firm (commercial)	Izenberg Appraisal Associates
Affordable Housing Consultant	Clarke Caton Hintz
Bond Counsel	Rogut McCarthy, LLC
Grant Writer	Capital Alternatives
Labor Attorney	Wiss & Bouregy
Municipal Accountant	Ferraioli, Wielkocz, Cerullo & Cuva, P.A.
Municipal Attorney	Winne, Dooley and Bole
Planner	Burgis Associates
Risk Management Consultant	Nelson-Patterson Insurance Agency
Tax Appeal Attorney	Edward Rogan and Associates

The compensation for the aforesaid positions to be established by the salary ordinance or the contract for such services which shall be executed by each of the professionals named herein; and

**Be It Further Resolved** that the aforesaid appointments were made without competitive bidding under the provisions of NJSA 40A:11-5(1)(a) which exempts from competitive bidding Professional Services rendered by persons authorized by law to practice a recognized profession and whose practice is regulated by law; and

**Be It Further Resolved** that the appropriate Borough Officials be and they are hereby authorized to execute contracts with each of the professionals named herein for the services to be rendered; and

**Be It Further Resolved** that the compensation to be paid for the professionals named herein shall not exceed the budget appropriation for such services unless properly ordained in accordance with law, and

**Be It Further Resolved** that a copy of this resolution be filed with the Borough Clerk and made available for inspection and that a brief notice of the passage thereof be published in The Record within ten days of the passage as required by law.

On roll call, all Council members voted in favor.

Resolution 13-42 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, Allendale Housing, Inc. has been incorporated since September 12, 2008;

**Whereas**, it is necessary to appoint a Board of Trustees;

**Whereas**, there shall be five (5) Trustees; two (2) Trustees from the general public and three (3) Trustees from the Council of the Borough of Allendale;

**Now, Therefore**, I Mayor Vince Barra, do hereby appoint the following Trustees subject to the advice and consent of the Council: Mayor Vince Barra, Councilwoman Jacqueline R. McSwiggan and Councilwoman Liz White are appointed as Trustees representing the Municipal Council for a term ending December 31, 2013.

On roll call, all Council members voted in favor.

Resolution 13-43 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, the Borough of Allendale requires the professional services of a Judge, Prosecutor, Alternate Prosecutor, Public Defender and Alternate Public Defender for the calendar year 2013; and

**Whereas**, it is anticipated that the expenditure for each of such professional services will not exceed the sum of \$17,500 in said calendar year and therefore, the “Pay to Play” Statute and Regulations do not apply to these appointments; and

**Whereas**, the Chief Financial Officer in accordance with the Local Public Contracts Law has duly certified that adequate funds have been or will be appropriated in the 2013 temporary or permanent budget for fees reasonably required by each of such professionals in the appropriate line items in said budget(s);

**Now, Therefore, Be It Resolved** by the Governing Body of the Borough of Allendale that the following appointments are hereby made:

Municipal Court Judge: Harry D. Norton, for a three year term commencing January 1, 2013 until December 31, 2015 and until a successor is appointed and qualified pursuant to NJSA 2B:12-4a;

Municipal Prosecutor: Richard Rosa, Esq., for a term of one year commencing January 1, 2013 until December 31, 2013 and until a successor is appointed and qualified pursuant to NJSA 2B:25-4a;

Alternate Prosecutor: John Guerin, Esq., for a term of one year commencing January 1, 2013 until December 31, 2013;

Public Defender: Dominick Preziosi, Jr., Esq., for a term of one year commencing January 1, 2013 until December 31, 2013 and until a successor is appointed and qualified pursuant to NJSA 2B:24-4a;

Alternate Public Defender: Robert Metzdorf, Esq., for a term of one year commencing January 1, 2013 until December 31, 2013;

**Be It Further Resolved** that the Mayor and Borough Clerk are authorized to execute contracts with each of the said professionals, with the exception of the Municipal Court Judge, and to take all of the steps necessary to carry this resolution into effect; and

**Be It Further Resolved** that the foregoing appointments are made without competitive bidding under the provisions of the Local Public Contracts Law which exempts from competitive bidding “professional services” rendered by persons authorized by law to practice a recognized profession and whose practice is regulated by law; and

**Be It Further Resolved** that a copy of this resolution be published in a legal newspaper of the Borough within ten (10) days after its passage as required by law.

On roll call, all Council members voted in favor.

Resolution 13-44 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** by the Governing Body that Joseph Citro is hereby appointed as Qualified Purchasing Agent effective until December 31, 2013 at an annual compensation of \$2,500.

Resolution 13-45 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, according to *Borough of Allendale Code 75-4A*, the Mayor, with the advice and consent of Council, appoints the Water Superintendent for a term beginning January 1, until a termination date to be set by the Council.

**Whereas**, the individual filling this position, under *Borough of Allendale Code 75-4A*, “...shall be responsible for the general operation and maintenance of the Borough water system and shall perform such other duties as the Mayor and Council and/or Administrator may from time to time prescribe”, and

**Whereas**, the Water Superintendent shall also operate and maintain the Borough sanitary sewer collection system, and

**Whereas**, the duties also include the responsibilities of Safety Director, and

**Whereas**, Jeffrey Picinich holds State Licenses C-2, T-2 and W-2, along with many courses in all aspects of on-the-job safety, and

**Now, Therefore, Be It Resolved** by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that effective January 1, 2013, Jeffrey Picinich be appointed Water Superintendent in the Borough of Allendale.

On roll call, all Council members voted in favor

Resolution 13-46 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the following individuals are hereby appointed to the named Board or Commission for the period specified:

NAME

TERM EXPIRES

Vince Barra	Allendale Senior Housing	December 31, 2013
Ari Bernstein	Allendale Senior Housing	December 31, 2013

On roll call, all Council members voted in favor.

Resolution 13-47 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, each Bergen County Community that participates in the Community Development Cooperative must appoint two representatives to its respective Community Development Committee, and

**Now, Therefore, Be It Resolved** that the Governing Body hereby appoints Mayor Vince Barra, Councilwoman Liz White to participate on the Community Development Committee.

On roll call, all Council members voted in favor.

Resolution 13-48 – Introduced by Mr. Strauch, seconded by Mrs. White

**Now, Therefore, Be It Resolved** by the Governing Body that it does hereby authorize, effective for the calendar year 2013:

- Free family memberships for Firefighters and Ambulance Corps personnel
- Free family memberships for Mayor and Council members
- No charge for children under 2 years of age as of opening day at Crestwood Lake
- 25% off the non-resident rate for employees of the Allendale Elementary School District and Northern Highlands High School
- 25% off the non-resident rate for employees of the Borough of Allendale
- Senior rate applies to people 62 years of age and over (not spouse if under age 62)
- Residents of Orchard Commons pay \$60 per person
- Residents of Crescent Commons pay \$60 per person

On roll call, all Council members voted in favor.

Resolution 13-49 – Introduced by Mr. Strauch, seconded by Mrs. White

**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 Tom Viscardi as the Lake Director for Crestwood Lake for the 2013 swim season.

On roll call, all Council members voted in favor.

Resolution 13-50 – Introduced by Mr. Strauch, seconded by Mrs. White

**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 donation of a family (parents

and children) Crestwood Lake 2013 Season Pass to the Allendale Foundation for Educational Excellence.

On roll call, all Council members voted in favor.

Resolution 13-51 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that the salaries for members of the Allendale Police Department for the year of 2013 are hereby established as per the following schedule: all salaries are retroactive to January 1, 2013.

Sgt Joseph Carey		\$135,813
Ptl Michael Dillon	1/1/13-3/12/13	\$118,401
	3/13/13-12/31/13	\$120,722
Sgt. Todd Griffith		\$135,813
Ptl. Sean Hubbard		\$120,722
Ptl. Ralph Iannone		\$127,687
Ptl. William Kroepke		\$125,365
Ptl. Scott Kunzel		\$120,722
Ptl. Terrence Lawler		\$125,365
Det. Officer John Mattiace		\$127,687
Stipend		\$1,500
Ptl. Paul Stettner	1/1/13-8/2/13	\$123,044
	8/3/13-12/31/13	\$125,365
Ptl. Vincent Rizzo		\$54,142
Ptl. Dan Rosendahl	1/1/13-7/15/13	\$35,000
	7/16/13-12/31/13	\$44,571

On roll call, all Council members voted in favor.

Resolution 13-52 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, John Wittekind is the Code Enforcement Official of the Borough of Allendale;

**Now, Therefore, Be It Resolved** by the Governing Body that effective January 1, 2013, said Code Enforcement Official shall work on a part-time basis at 20 hours per week;

**Be It Further Resolved** that this compensation for such part-time duties shall be in the amount of \$43,883 which shall be set in the annual salary ordinance as implemented by the Annual Salary Resolution.

On roll call, all Council members voted in favor.

Resolution 13-53 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, on October 25, 2012 by Resolution 12-284, the compensation for the Acting Water Collector, M. Alissa Mayer, was set at \$1,200 per month for her services in connection with the Allendale Water Department;

**Now, Therefore, Be It Resolved** that such appointment and compensation shall remain in effect until further Resolution of the Governing Body.

On roll call, all Council members voted in favor.

Resolution 13-54 – Introduced by Mr. Strauch, seconded by Mrs. White

**Whereas**, Harold Laufeld was appointed as Tax Collector by Resolution 08-53 dated February 8, 2009 for a four-year term effective January 1, 2009 until December 31, 2012; and

**Whereas**, Harold Laufeld has performed the duties of Tax Collector for not less than four consecutive years prior to this reappointment resolution;

**Now, Therefore, Be It Resolved** by the Governing Body that it does hereby reappoint Harold Laufeld as Tax Collector of the Borough of Allendale for a four-year term commencing January 1, 2013 until December 31, 2016; and

**Be It Further Resolved** that the compensation for such duties shall be set forth in the annual salary ordinance and implementing resolution.

On roll call, all Council members voted in favor.

Resolution 13-55 – Introduced by Mr. Strauch, seconded by Mrs. White

**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
Layne Simon	Head Crew Chief	January 2 through 16, 2013	\$500
William Ziegelhofer	Head Crew Chief	January 17 through 31, 2013	\$500
Daniel Davis	Head Crew Chief	February 1 through 15, 2013	\$500

On roll call, all Council members voted in favor.

Resolution 13-56 – Introduced by Mr. Strauch, seconded by Mrs. White

**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 Temporary Employees for a period not to exceed six months.

Name	Department	Appointment Date	Salary
Sean Cassidy	Public Works	January 2, 2013	\$12.00/hour
Dan LaBarr	Public Works	January 2, 2013	\$12.25/hour
Sean Toolan	Water Department	January 2, 2013	\$10.00/hour

On roll call, all Council members voted in favor.

Resolution 13-57 – Introduced by Mr. Strauch, seconded by Mrs. White

**Be It Resolved** that Layne Simon is hereby appointed as a back-up licensed operator of the Water and Sewer Department in the absence of Jeff Picinich, the licensed operator.

On roll call, all Council members voted in favor.

### *Committee Reports*

#### Water and Sewer

Mrs. McSwiggan said Water Committee is continuing their discussion with United Water concerning the outsourcing of the Water Department. The sump pump project is continuing to progress. As of today there have been 332 letters sent out with 139 responses to those letters. There have been 181 voluntary requests for inspections. Two hundred twenty eight inspections have been completed with 17 violations noted and 4 violations abated.

Mrs. McSwiggan said she is very pleased with the public's response to this issue.

#### Public Safety

Mr. Bernstein thanked Mayor Barra for reappointing him to the Public Safety Committee and said he believed that Committee had a productive year in 2012.

#### Land Use and Construction Code

Mr. Strauch said his Committee will meet tomorrow morning at 8:30 a.m. at the Borough Hall.

#### Public Works

Mrs. White said the Department of Public Works has a new Director of Operations and Municipal Engineer. Mr. John Yakimik was in the audience and he began working with the Borough on Tuesday, January 2<sup>nd</sup>. She said the municipality looks forward to a long and successful relationship with him.

#### Personnel, Finance and Human Resources

Ms. LaMonica said the budget is in the process and a report on its progress will be coming in the next few weeks.

Facilities, Parks and Recreation

Mrs. Wilczynski said a bid was awarded for the DPW break room and the contractor will begin work on Monday.

The quotes for the generator for the DPW are due tomorrow.

Municipal Attorney

Mr. Bole thanked the Council for his re-appointment and said he looks forward to working with them in the coming year.

Municipal Clerk

Mrs. McCarthy did not have a report.

Mr. Barra opened the meeting to the public for any general comments. There were none.

On a motion by Mrs. White, seconded by Mr. Strauch the Council voted unanimously to adjourn at 8:25 p.m.

Respectfully submitted,

Gwen McCarthy  
Municipal Clerk