

Borough of Allendale

April 28, 2011

Resolution 11-138

Adoption of Ordinance 11-04
Ordinance to Exceed the Municipal Budget Appropriation Limits
And to Establish a CAP Bank

Be It Resolved that an Ordinance entitled 11-04, "Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank" 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	✓		✓			
Schoepflin			✓			
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 April 28, 2011

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



Mayor Vince Barra

BOROUGH OF ALLENDALE

**CALENDAR YEAR 2011
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

Ordinance 11-04

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Allendale in the County of Bergen finds it advisable and necessary to increase its CY 2011 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.5% increase in the budget for said year, amounting to \$118,099.88 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Allendale, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2011 budget year, the final appropriations of the Borough of Allendale shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$275,566.38, and that the CY 2011 municipal budget for the Borough of Allendale be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Borough of Allendale

April 28, 2011

Resolution 11-150

Appointment of Police Chief

Whereas, there currently exists a vacancy in the Office of Chief of Police of the Allendale Police Department;

Whereas, the Selection Committee has conducted a detailed review of the candidates for such office and have made a recommendation to the Governing Body;

Whereas, the Governing Body has reviewed the recommendation and concurs in same;

Now, Therefore, Be It Resolved by the Governing Body that it does hereby appoint George Scherb as Chief of Police of the Allendale Police Department effective May 1, 2011 at a salary of \$142,000 per year;

Be It Further Resolved that the terms and conditions of the Chief of Police's employment shall be as set forth in an Employment Agreement, which Agreement is on file with the Office of the Mayor and which is hereby approved;

Be It Further Resolved that the Mayor and Municipal Clerk are hereby authorized to execute said Employment Agreement on behalf of the Borough.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein		✓	✓			
LaMonica	✓		✓			
Schoepflin			✓			
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 April 28, 2011



Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

April 28, 2011

Resolution 11-139

Appointment of Official Towing Companies

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

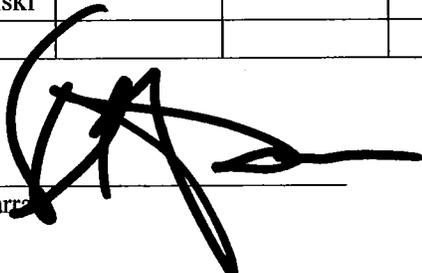
Whereas, the applications have been reviewed by the Chief of Police who has provided a report to the Borough Council recommending approval of the applications of certain applicants, and

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

Now, Therefore, Be It Resolved as follows:

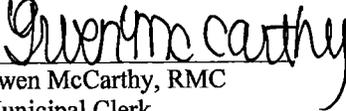
1. NAR and Allendale Towing are hereby approved to be included on the official towing list of the Borough effective April 29, 2011.
2. That approval shall be granted to the aforesaid towing companies effective April 29, 2011 through December 31, 2011, in accordance with the terms of the ordinance.
3. 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.

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



Vince Barra
Mayor

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be a true copy of a Resolution
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of the Borough of Allendale on
April 28 2011.


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

April 28, 2011

Resolution 11-140

Support for S-2404
Capping Attorney Fees in Litigation Against Public Entities

Whereas, Public Officials and Employment practices claims against municipalities have increased dramatically over the past few years; and,

Whereas, according to a ten year closed claim study recently completed by the Municipal Excess Liability Joint Insurance Fund, the cost of employment practices liability per employee jumped from \$41 in the year 2000 to \$485 in 2010; and,

Whereas, 65% of these claims are for police and the 2011 projected cost of these claims is \$740 per officer; and,

Whereas, legal fees historically represent over 70% of the cost; and,

Whereas, provisions in various laws such as LAD and CEPA providing for fee shifting have encouraged attorneys to make unreasonable demands in otherwise minor cases; and,

Whereas, John Farmer, Dean of the Rutgers Law School and former NJ Attorney General stated: "Even cases with marginal relevance are now being presented by plaintiffs' counsel as having substantial settlement value"; and,

Whereas, in a recent case, a NJ court awarded the plaintiff's attorney a fee of \$450,000 even though the jury awarded his client only \$20,000; and,

Whereas, The explosion of employment practices cases will continue until reasonable caps are placed on legal fee applications.

Now, Therefore, Be It Resolved by the Borough of Allendale, County of Bergen, State of New Jersey that the legislature is urged to adopt S-2404 placing a cap on attorney fee awards in fee shifting cases against public entities as follows:

- For awards (compensatory and punitive damages combined) of \$50,000 or less, the maximum fee award should be \$50,000, though a lower fee should be awarded if warranted based on considerations of reasonableness.
- For awards over \$50,000, the fee award should not exceed the verdict, though a lower fee should be awarded if warranted based on considerations of reasonableness.

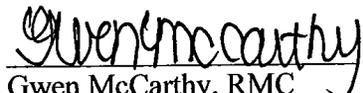
A copy of this resolution shall be sent to the Legislative Delegation of the 40th District, the Governor, the Senate President, Majority Leader and Minority Leader, as well as the Assembly Speaker, Majority Leader and Minority Leader.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica		✓	✓			
Schoepflin			✓			
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 April 28, 2011



 Mayor Vince Barra


 Gwen McCarthy, RMC
 Municipal Clerk

Borough of Allendale

April 28, 2011

Resolution 11-141

Support for S-2333 and A-3432 to Amend Title 59
To Provide Immunities For Beaches, Boardwalks and Similar Property

Whereas, under the provisions of Title public entities are immune from injury "caused by a condition of any unimproved public property, including but not limited to any natural condition of any beach; and,

Whereas, despite this language, in many cases municipalities still have been forced to pay large amounts of money in damages for claims by swimmers injured in the ocean; and,

Whereas, S-2333 would provide that public entities are immune for these accidents regardless of the circumstances under which they occur; and,

Whereas, public entities have also incurred large costs in defending lawsuits by persons injured while walking on municipal boardwalks; and,

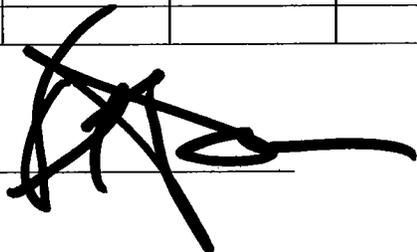
Whereas, S-2333 provides that a public entity would be immune from such a suit if it can demonstrate that it was operating under an ongoing maintenance plan calling for periodically reviewing and repairing the boardwalk.

Now, Therefore, Be It Resolved by the Borough of Allendale in the County of Bergen, State of New Jersey that the legislature is urged to amend S-2333 and A-3432 to include piers, wharves, docks and similar public properties and adopt the amended bill.

Be It Further Resolved, that a copy of this resolution shall be sent to the Legislative Delegation of the 40th District, the Governor, the Senate President, Majority Leader and Minority Leader, as well as the Assembly Speaker, Majority Leader and Minority Leader.

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

Vince Barra
Mayor



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April 28, 2011.

Gwen McCarthy
Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

April 28, 2011

Resolution 11-142

Repeal of Sick Leave Injury

Whereas, a recent study by the Municipal Excess Liability Joint Insurance Fund concluded that the cost of employee accident claims against New Jersey municipalities increased 7.7% per year since 2005 and is now \$2520 per full time employee; and,

Whereas, Under 18A:30-2.1 and 11A:6-8 Municipalities and Boards of Education are permitted to adopt Sick Leave Injury (SLI) programs that extended for a period up to one year full pay for workers injured in the course of their employment; and,

Whereas, recently a similar provision for State workers was repealed; and,

Whereas, the supposed purpose of this supplement is to make up the difference between the weekly benefit under workers' compensation and the employee's regular earnings; and,

Whereas, Because workers' compensation is not taxed, employees out on workers' compensation and SLI have higher after tax incomes while off the job; and,

Whereas, SLI provides an incentive for employees to resist coming back to work; and,

Whereas, SLI programs are not commonly offered in the private sector and to governmental employees in other states; and,

Whereas, SLI costs New Jersey Municipalities approximately \$500 per full time employee per year.

Now, Therefore, Be It Resolved, by the Borough of Allendale in the County of Bergen, State of New Jersey that the legislature is urged to amend 18A:30-2.1 and 11A:6-8 to eliminate SLI programs at all levels of government so that all New Jersey governmental employees are treated in a similar fashion.

Be It Further Resolved, that a copy of this resolution shall be sent to the legislative delegation of the 40th Legislative District, the Governor, the Senate President, Majority Leader and Minority Leader, as well as the Assembly Speaker, Majority Leader, Minority Leader and William Dressel of the New Jersey League of Municipalities.

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



 Vince Barra
 Mayor

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April 28, 2011.



 Gwen McCarthy, RMC
 Municipal Clerk

Borough of Allendale

April 28, 2011

Resolution 11-143

Support for A3431 to Amend Title 59
Granting Immunity to Public Entities for Sidewalk Injuries Where the Homeowner is
Responsible for Sidewalk Maintenance by Ordinance

Whereas, injuries that occur on sidewalks that abut commercial property are the responsibility of the commercial property owner,

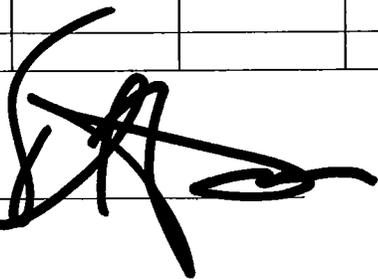
Whereas, in *Lodato v. Evesham*, the courts ruled that injuries that occur on sidewalks that abut residential property are not the responsibility of the homeowner even when the homeowner is responsible for the maintenance and repair of the sidewalk by municipal ordinance

Whereas, in the same case, the courts ruled that the town, not the homeowner was liable for accidents on defective sidewalks notwithstanding the ordinance.

Now, Therefore, Be It Resolved by the Borough of Allendale, in the County of Bergen, State of New Jersey that the legislature is urged to adopt A3431 amending Title 59 so that a public entity is not responsible for sidewalk injuries where the homeowner is responsible for sidewalk maintenance by ordinance.

Be It Further Resolved, that a copy of this resolution shall be sent to the Legislative Delegation of the 40th district, the Governor, the Senate President, Majority Leader and Minority Leader, as well as the Assembly Speaker, Majority Leader and Minority Leader.

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



Vince Barra
Mayor

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April 28, 2011

Gwen McCarthy

Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

April 28, 2011

Resolution 11-144

Support of A-3430 to Amend Title 59
By Strengthening Weather Immunity

Whereas, under the provisions of Title 59 public entities are immune from injury "caused solely by weather" on streets and sidewalks; and,

Whereas, despite this language, in many cases municipalities and other public entities still have been forced to pay large amounts of money in damages when judges ruled that because other factor contributed to the accident, the immunity didn't apply because the accident was not "solely" caused by weather; and,

Whereas, Municipalities and other public entities have also been forced to pay large amounts of money in damages for accidents occurring on other public property that were substantially caused by weather; and,

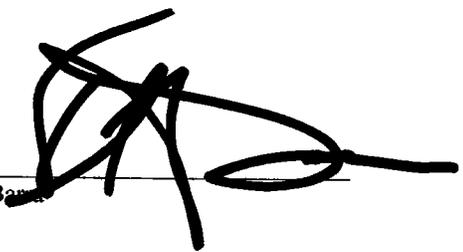
Now, Therefore, Be It Resolved by the Borough of Franklin Lakes in the County of Bergen, State of New Jersey that the legislature is urged to adopt A-3430 amending Title 59 as follows:

1. Changing the word "solely" to "primarily, and
2. Extending this provision to all public property including storm water and waste systems, dams, rivers and streams.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Legislative Delegation of the 40th District, the Governor, the Senate President, Majority Leader and Minority Leader, as well as the Assembly Speaker, Majority Leader and Minority Leader.

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

Vince Barra
Mayor



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April 28, 2011

Gwen McCarthy
Gwen McCarthy, RMC

April 28, 2011

Borough of Allendale

Resolution 11-145

Vacate Drainage Easement

Be It Resolved by the Governing Body that an agreement to vacate drainage easement relating to Lot 9, in Block 906, commonly known as 108 Myrtle Avenue, Allendale, New Jersey be and is hereby authorized and the action of the Mayor and Municipal Clerk in signing same is ratified and approved.

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



Vince Barra
Mayor

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April 28 2011



Gwen McCarthy, RMC

Borough of Allendale

April 28, 2011

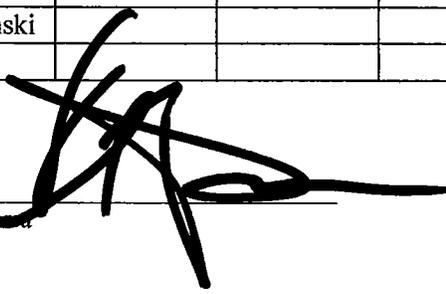
Resolution 11-146

Appointment of Temporary Employee

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 be appointed as a temporary employee:

Name	Department	Appointment Date	Salary
Allan Tyler	Water	April 18, 2011	\$10.50/hour

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



Vince Barra
Mayor

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April 28, 2011



Gwen McCarthy, RMC

Borough of Allendale

April 28, 2011

Resolution 11-147

Resolution Authorizing Municipal Attorney
To Settle 2009, 2010 and 2011 Tax Appeals Captioned
"Allendale, LLC v. the Borough of Allendale"

Whereas, Allendale, LLC is the owner of real estate known as Block 1801, Lot 1 and better known as 2 Myrtle Avenue, Allendale, New Jersey; and

Whereas, the owner, Allendale, LLC, has filed tax appeals challenging the tax assessment for the years 2009, 2010 and 2011; and

Whereas, Block 1809, Lot 1 was assessed for the tax years 2009-2011 in the total amount of \$666,000; and

Whereas, the Borough has completed full discovery with respect to this matter, has consulted with the Borough's Appraiser, Louis Izenberg, and has conducted exhaustive negotiations with counsel for the taxpayer; and

Whereas, the parties have been able to arrive upon a proposed settlement agreement whereby taxpayer would agree to withdraw its appeals for the years 2009-2010 and there would be a revised assessment for 2011 at \$500,000; and

Whereas, the parties have agreed that prejudgment interest shall be waived as a condition of the settlement; and

Whereas, the Borough's Tax Assessor, Angela Mattiace and the Borough's Real Estate Appraiser, Louis Izenberg, are in agreement with the terms of the settlement and believe that it would be in the best interest of the Borough to settle this particular case in accordance with the terms set forth above;

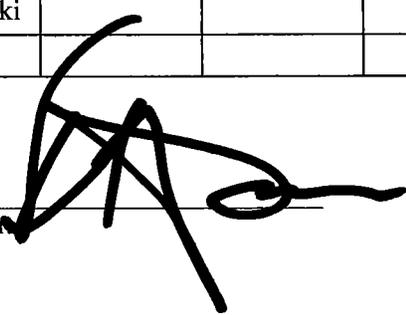
Now, Therefore, Be It Resolved that the Governing Body of the Borough of Allendale agrees to authorize the Municipal Attorney to execute a Stipulation of Settlement on behalf of the Borough of Allendale with respect to the Allendale, LLC v. Allendale tax appeal pending in the Tax Court of New Jersey and before the Bergen County Board of Taxation for 2009, 2010 and 2011 under docket numbers 015569-2009 and 016350-2010 at the new assessment set forth above; and

Be It Further Resolved that upon receipt of the Judgment that the Tax Collector is hereby authorized to calculate the amount of the refund and cause same to be paid to the taxpayer, without statutory interest, within sixty (60) days from the date of the Tax Court Judgment;

Be It Further Resolved that this settlement is subject to agreement and acceptance thereof by the taxpayer;

Be It Further Resolved that copies of this resolution are to be provided to the Municipal Clerk, Borough Treasurer, Borough Tax Assessor, Borough Tax Collector and the Municipal Attorney.

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



 Vince Barra
 Mayor

I hereby certify the above to
 be a true copy of a Resolution
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 of the Borough of Allendale on
April 28 2011



 Gwen McCarthy, RMC

Borough of Allendale

April 24, 2011

Resolution 11-148

Resolution Authorizing Municipal Attorney
To Settle 2009, 2010, 2011 AND 2012 Tax Appeals
Captioned "Riggs & Co. v. Borough of Allendale"

Whereas, Riggs & Co. is owner of real estate known as Lot 17, Block 702 and better known as 75 Commerce Drive, Allendale, New Jersey; and

Whereas, the owner, Riggs & Co., has filed tax appeals challenging the tax assessment for the year 2009, 2010 and 2011; and

Whereas, Block 702, Lot 17 was assessed for the tax years 2009-2011 in the total amount of \$12,500,000; and

Whereas, the Borough has completed full discovery with respect to this matter, has consulted with the Borough's Appraiser, Louis Izenberg, and has conducted exhaustive negotiations with counsel for the taxpayer; and

Whereas, the parties have been able to arrive upon a proposed settlement agreement whereby the taxpayer would agree to withdraw its appeal for the year 2009 and there would be a revised assessment for the year 2010 at \$10,500,000 and a revised assessment for the year 2011 in the amount of \$9,500,000 and, in addition, for the year 2012, the total assessment would be set at \$8,500,000; and

Whereas, the parties have agreed that prejudgment interest shall be waived as a condition of the settlement; and

Whereas, the Borough's Tax Assessor, Angela Mattiace, and the Borough's Real Estate Appraiser, Louis Izenberg, are in agreement with the terms of the settlement and believe that it would be in the best interest of the Borough to settle this particular case in accordance with the terms set forth above;

Now, Therefore, Be It Resolved that the Governing Body of the Borough of Allendale agrees to authorize the Municipal Attorney to execute a Stipulation of Settlement on behalf of the Borough of Allendale with respect to the Riggs & Co. tax appeal pending in the Tax Court of New Jersey under docket nos. 007126-2009 and 002269-2010 for Block 702, Lot 17 based upon the settlement numbers set forth above inclusive of the 2011 and 2012 years; and

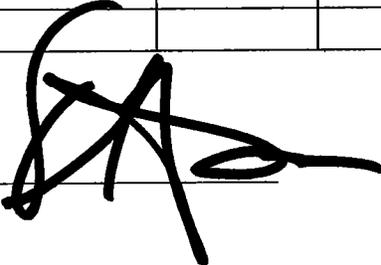
Be It Further Resolved that upon receipt of the Tax Court Judgment that the Tax Collector is hereby authorized to calculate the amount of the refund and the 2010 and 2011 real estate tax overpayment shall be returned to the taxpayer in the form of credits in reduction of the first quarterly tax payment due for the subject property following the entry of the Tax Court Judgment to the full extent of said quarterly payment and the

quarterly payment subsequent thereto to the full extent of same until said refund has been fully returned in the form of such credits;

Be It Further Resolved that this settlement is subject to agreement and acceptance thereof by the taxpayer; and

Be It Further Resolved that copies of this resolution are to be provided to the Municipal Clerk, Borough Treasurer, Borough Tax Assessor, Borough Tax Collector and Municipal Attorney.

	Motion	Second	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica		✓	✓			
Schoepflin			✓			
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
April 26, 2011



Gwen McCarthy, RMC

Borough of Allendale

April 28, 2011

Resolution 11-149

Approval of Public Health Services Program
For 2011

Whereas, there is a need for professional and technical health services in the Borough of Allendale, and

Whereas, the County of Bergen is able to provide health services as mandated by the Public Health Council; and

Whereas, the County of Bergen has agreed to provide sanitarian services, flu clinic, senior health programs and other health activities for a total cost of \$38,873.04 for all services; and

Whereas, the Chief Financial Officer has certified that there are sufficient funds available for this contract;

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves the contract between the Borough of Allendale and Bergen County, and

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

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica		✓	✓			
Schoepflin			✓			
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 April 28, 2011



Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

CERTIFICATION OF AVAILABILITY OF FUNDS

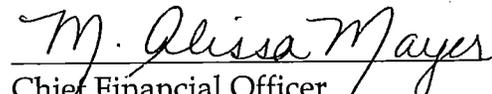
This is to certify to the Mayor and Council of the Borough of Allendale that funds for the following resolutions are available.

Resolution Date: May 14, 2011; May 26, 2011
Resolution Number: 11-149 11-190

Vendor: Bergen County Department of Health

<u>Fund</u>	<u>Amount</u>	<u>Department Description</u>
Current	\$36,873.04	Board of Health, Public Health Services

Only amounts for the 2011 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.


Chief Financial Officer

Borough of Allendale

April 28, 2011

Resolution 11-151

Approval of Memorial Day Parade

Now, Therefore, Be It Resolved by the Mayor and Borough Council do hereby grant permission to the Veterans of Foreign Wars Post 10181 to conduct the annual Memorial Day Parade on Monday, May 30, 2011 at 9:30 a.m.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica		✓	✓			
Schoepflin			✓			
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 April 28, 2011



Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

April 28, 2011

Resolution 11-152

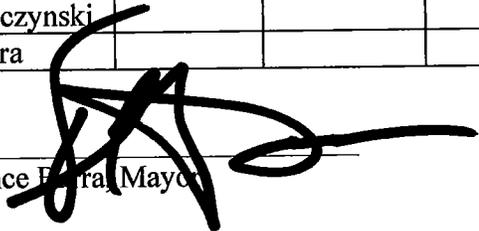
Redemption of Tax Sale Certificate

Whereas, that a Redemption has occurred, Block 1707 Lot 1, Certificate # 09-00002 and;

Now, Therefore, Be It Resolved by Resolution of the Governing Body of Allendale, the Tax Collector is hereby authorized to refund a check in the amount of \$38,495.89 which includes the redemption amount on the certificate of \$26,995.89, and the return of premium in the amount of \$11,500.00 to the following:

Scorpion Investment Management LLC
PO Box 226
Ridgewood, NJ 07451

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica		✓	✓			
Schoepflin			✓			
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

April 28, 2011


Gwen McCarthy
Municipal Clerk

Borough of Allendale

April 28, 2011

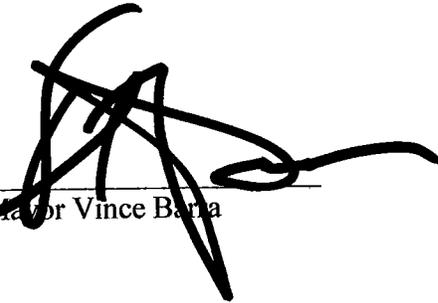
Resolution 11-153

List of Bills

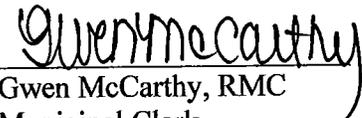
Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves the Bill List dated April 28, 2011.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica		✓	✓			
Schoepflin			✓			
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 April 28, 2011



Mayor Vince Barra


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

April 28, 2011

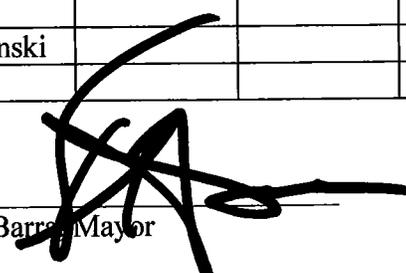
Resolution 11-154

Overpayment

Be It Resolved by the Council of the Borough of Allendale that the Tax Collector is hereby authorized to issue the following checks on the properties listed below and charge same to Overpayment of 2010 Taxes:

<u>Block/ Lot</u>	<u>Name</u>	<u>Property Location</u>	<u>Amount</u>
507/13	Core Logic Attn: Refund Dept 1 Core Logic Way West Lake, TX 76262 Tomiello	71 Knollton Rd	\$250.00
601/4.02	Pearl Ct Investors LLC C/O High St Equity Advisors 53 State St- 38 th Floor Exchange Place Boston, MA 02109	5 Pearl Ct	\$99.75
1301/16	Horkan, John & Stephanie 310 Schuyler Road Allendale, NJ 07401	310 Schuyler Rd	\$360.00
1802/6	Lane, Richard W. & Mary K. 34 Arcadia Road Allendale, NJ 07401	34 Arcadia Rd	\$3,533.28
2203/8	Welter, Joseph P. & Jill A. 8 Princeton Road Allendale, NJ 07401	8 Princeton Rd	\$69.95
2206/9	BCHH Title Attn: Jim Felouzis 1000 Cliff Mine Road Suite 390 Pittsburgh, PA 15275 Burney	98 Oak St	\$87.89
2010 TOTAL			\$4,400.87

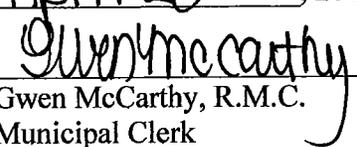
	Motion	Second	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica		✓	✓			
Schoepflin			✓			
Strauch	✓		✓			
White			✓			
Wilczynski			✓			
Barra						



 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

April 28, 2011



 Gwen McCarthy, R.M.C.
 Municipal Clerk

April 28, 2011

Borough of Allendale
Award Swim Platform

Resolution 11-155

Whereas, bids have been received for the project known as Swimming Platforms at Crestwood Park;

Whereas, one bid was received;

Whereas, the bid of Bob's Custom Docks, Inc. has been determined to be the lowest responsible, responsive bidder;

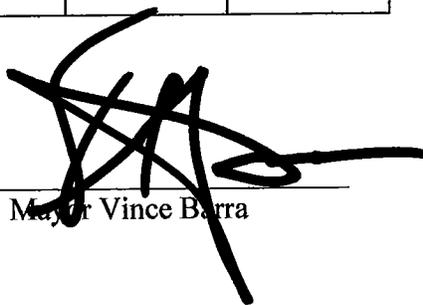
Whereas, the Chief Financial Officer has attached hereto a Certification that adequate funds are budgeted to pay for the contract;

Now, Therefore, Be It Resolved by the Governing Body that it does hereby award a contract to Bob's Custom Docks, Inc. of Branchville, New Jersey in the amount of \$46,700 for the project aforesaid;

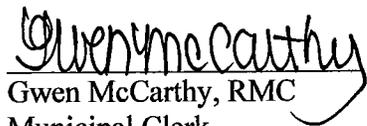
Be It Further Resolved that the Mayor and Municipal Clerk are authorized to sign the necessary Purchase Order or Contract with the successful bidder following legal review.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica		✓	✓			
Schoepflin			✓			
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 April 28, 2011



Mayor Vince Barra


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: 04/28/11
Resolution Number: R11-155

Vendor: B0259 BOB'S CUSTOM DOCKS, INC
234 ROUTE 206 NORTH
BRANCHVILLE, NJ 07826

Contract: C1100003 Swimming Platforms at
Crestwood Park

Account Number	Amount	Department Description
C-04-55-908-201	6,700.00	
C-04-55-913-602	40,000.00	ORDINANCE 11-01
Total	46,700.00	

Only amounts for the 2011 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.



Chief Financial Officer

Borough of Allendale

April 28, 2011

Resolution 11-156

Approval of Raffle License #356
Garden Academy, Inc.

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves Raffle License #356 as follows:

Garden Academy, Inc.

May 15, 2011

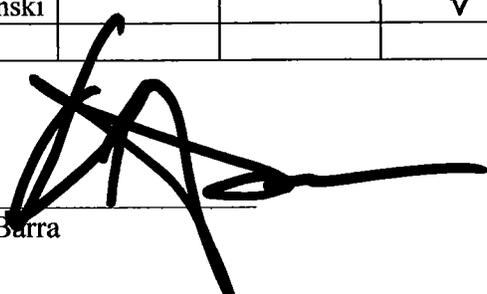
On premises draw raffle for merchandise

7:30 a.m. to 5:30 p.m.

Raffle Location: Northern Highlands Regional High School

Prize: Tag Heuer watch, BMW Bicycle, Barnes and Noble color Nook with case

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica		✓	✓			
Schoepflin			✓			
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
April 28, 2011


Gwen McCarthy, RMC
Municipal Clerk

Borough of Allendale

April 28, 2011

Resolution 11-157

Approval of Raffle License #357
Garden Academy, Inc.

Now, Therefore, Be It Resolved by the Mayor and Council of the Borough of Allendale, County of Bergen, State of New Jersey, that it hereby approves Raffle License #357 as follows:

Garden Academy, Inc.

May 15, 2011

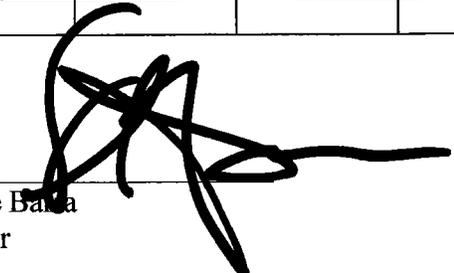
50/50 Raffle

7:30 a.m. to 5:30 p.m.

Raffle Location: Northern Highlands Regional High School

Prize: 50% of the cash proceeds from the raffle.

	Mot.	Sec	Yea	Nay	Absent	Abstain
Bernstein			✓			
LaMonica		✓	✓			
Schoepflin			✓			
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
April 28, 2011



Gwen McCarthy, RMC
Municipal Clerk