

**Resolution of the Demarest Governing Body**

**Resolution No. 042-24**

**January 22, 2024**

<b>Council Member</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>
<b>Jiang</b>			✓			✓
<b>Fox</b>		✓	✓			
<b>Marks</b>			✓			
<b>Slowikowski</b>	✓		✓			
<b>LaPira</b>			✓			
<b>Hamilton</b>			✓			

**TITLE: RESOLUTION TO APPROVE DEDICATION BY RIDER -SHADE TREE TRUST**

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**WHEREAS**, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimate in advance; and

**WHEREAS**, N.J.S.A. 40A:5-29 provides for receipt of funds from gifts, bequests, and donations by the municipality to provide for the operating costs to administer this act; and

**WHEREAS**, N.J.S.A. 40A:4-39 provides such dedicated revenues shall be appropriated for the purpose to which said revenue is dedicated by statute or other legal requirements;

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Demarest, that funds received from residents and developers for Shade Tree Replacement are hereby dedicated and shall be made available for expenditures for the purpose stated above as and when received in cash during the fiscal year.

**BE IT FURTHER RESOLVED**, by the Mayor and Council of the Borough of Demarest that all revenue received by the Borough of Demarest be placed in a specific trust fund and such transfer shall be considered a "Dedication by Rider" to the budget in accordance with N.J.S.A. 40A:4-39 for the Demarest Shade Tree Replacement program.

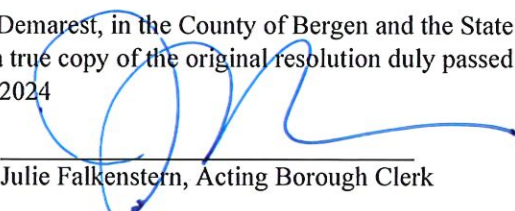
**BE IT FURTHER RESOLVED**, by the Mayor and Council of the Borough of Demarest that certified copies of this resolution be filed with the Director of Local Government Services.

APPROVED:

  
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Mayor Brian Bernstein

**CERTIFICATION**

I, Julie Falkenstern, Acting Borough Clerk, of the Borough of Demarest, in the County of Bergen and the State of New Jersey do hereby certify that the foregoing Resolution is a true copy of the original resolution duly passed and adopted by the Governing Body at the meeting on January 22, 2024

  
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Julie Falkenstern, Acting Borough Clerk