



## **BOROUGH OF NORTH HALEDON**

### **COUNCIL MEETING MINUTES**

**WEDNESDAY, MARCH 19, 2014**

Mayor George read the following statement:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of March 19, 2014, was included in a list of meetings notices sent to the HERALD NEWS and the HAWTHORNE PRESS on January 6, 2014, and was advertised in said newspapers on January 19, 2014. These notices were posted on the bulletin board on the same date and have remained continuously posted as the required notices under the Statute. In addition, copies of these notices are and have been available to the public, and are on file in the office of the Municipal Clerk.

Proper notice having been given, the meeting was called to order at 8:00 p.m. and the Clerk was directed to include this statement in the minutes of this meeting.

Pastor Trevor Payton led the Prayer and Mayor George asked that everyone remain standing for the Pledge of Allegiance.

### **ROLL CALL**

Present:

Mayor Randy George

Council Members: Rocco Luisi, Robert Dyer, Donna Puglisi, Dennis Marco, and Michael Galluccio

Absent:

Councilman Raymond Melone

Also Present:

Borough Attorney, Michael De Marco

Borough Engineer, Joseph Pomante

Ambulance Chief, Robert Flaker

Fire Chief, A.J. Ricciardi

Police Chief, Robert Bracco

Deputy Municipal Clerk, Dena Ploch

Municipal Clerk, Renate Elatab

## **DEVIATION / RULES AND PROCEDURES / BY-LAWS OF COUNCIL**

Motion by Councilwoman Puglisi, second by Councilman Marco, to deviate from the regular order of business public hearing on the Community Tennis Facility Lighting Improvements Project / Passaic County Open Space and Farmland Preservation Trust Fund – 2014 Application. Upon roll call, all members present voted in the affirmative. Motion carried.

The Borough Engineer, Joseph Pomante, presented a narrative of the Community Tennis Facility Lighting Improvements. He advised that the project would be utilizing existing stanchions and electrical conduit, with remote control and timing capabilities, for the three tennis courts, to install Musco lighting.

Bruce Iacobelli, 18 Sturr Street, asked if additional electrical work would allow for electricity to be available for North Haledon Day. The Borough Attorney replied in the affirmative.

John Bleeker, 23 Lee Drive, inquired if this grant application had been discussed by the Recreation Commission. Councilwoman Puglisi, the Council representative on the Recreation Commission, advised that it had been. Mr. Bleeker asked why lighting of the soccer fields wasn't considered. Councilwoman Puglisi advised that the property the soccer fields are located on do not belong to the Borough. Mr. Bleeker was informed of the cost of the project, \$127,000, and that the Borough was applying to the Passaic County Open Space and Farmland Preservation Trust Fund for the full amount. Mr. Bleeker inquired about the cost of lighting the tennis courts, and the Borough Engineer gave an estimate of approximately \$2,000 a year.

Geraldine Flach, 4 Harrison Avenue, applauded the project. She advised that having been a member of the Passaic County Open Space Committee, she was very familiar with Musco lights. Mrs. Flach commented that this was a multi-age project, and that she herself was thinking of taking up tennis. Councilwoman Puglisi confirmed that the tennis program had grown considerably over the years, and Mayor George advised that the Borough was also putting up a tennis wall so that people could hit the ball while they were waiting for a free court.

Mayor George asked if there were any further questions. There were none.

## **PUBLIC COMMENTS**

Motion by Councilman Galluccio, second by Councilman Marco, to open the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

John Bleeker, 23 Lee Drive, alleged a violation of confidentiality regarding the complaint he had filed with the North Haledon Ethics Board. He thanked Councilman Marco for attempting to have the Governing Body adopt a resolution regarding health benefits for elected officials. Mr. Bleeker advised that Mayor George's garage had collapsed from the heavy amount of snow over the winter, and inquired if proper procedure was being followed regarding the removal of debris and plans for a new garage. Mayor George rebutted Mr. Bleeker's allegation regarding the breach in confidentiality and advised that he himself had leaked the information to the media. As for the resolution drafted by Councilman Marco, Mayor George advised that Mr. Fiorenzo had cautioned the Governing Body not to discuss this issue. Councilman Marco advised that the Borough has to stop spending so much on

legal fees, and his prospective resolution could perhaps stop pending litigation. Councilwoman Puglisi reminded Councilman Marco that the Borough did not begin any lawsuits. Councilman Luisi reminded everyone that counsel had advised that this matter should not be discussed; Councilman Marco requested to get that in writing. Mayor George stated that he would get it in writing; he advised that the Borough had not instituted one single lawsuit, and that it was being sued as Councilmembers performed their job.

Mr. Bleeker alleged that the Borough had started the LOSAP lawsuits; Mayor George reminded him that it was former Fire Company No. 1 that had started those lawsuits.

Motion by Councilman Marco, second by Councilwoman Puglisi, to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

### **APPROVAL OF PRIOR MINUTES**

Motion by Councilman Dyer, second by Councilwoman Puglisi, to approve the minutes of session of February 19, 2014, the regular council meeting of February 19, 2014, and the work session meeting of March 5, 2014. Upon roll call, all members present voted in the affirmative. Motion carried.

### **OFFICIAL REPORTS**

Clerk stated that she was in receipt of the following reports:

Building Official's Report  
Clerk's Receipts  
Fire Department Report  
Ambulance Report  
Police Department Report  
Property Maintenance Report  
Tax Collector's Report to Treasurer  
Treasurer's Report

### **COMMITTEE REPORTS**

**DPW / STREETS & ROADS / SEWERS/ BUILDINGS & GROUNDS / SOLID WASTE / RECYCLING - MELONE**

**POLICE / EMERGENCY MANAGEMENT / SAFETY / PBA LOCAL 292 - PUGLISI**

**RECREATION – PUGLISI**

**ZONING BOARD OF ADJUSTMENT – PUGLISI**

**NORTH HALEDON VOLUNTEER AMBULANCE - DYER**

**FINANCE - DYER**

**PLANNING BOARD - MARCO**

**BOARD OF EDUCATION / LOCAL - LUISI**

**BOARD OF EDUCATION / REGIONAL - GALLUCCIO**

**BOARD OF HEALTH - GALLUCCIO**

**FIRE & WATER - LUISI**

**ENGINEERING - DYER**

**CODIFICATION ADHOC COMMITTEE REPORT - PUGLISI**

**LIBRARY - MAYOR GEORGE**

Motion by Councilwoman Puglisi, second by Councilman Dyer, that committee reports be waived. Upon roll call, all members present voted in the affirmative. Motion carried.

## **COMMUNICATIONS**

The Clerk stated that all communications were read in full at the Work Session and were as follows:

Mayor George	Re: Reallocation of 2013 Open Space Grant
Mayor George	Re: Request for Reallocation of Grant
Mayor George	Re: Cost of Educating Students
MRHS	Re: Cost of Educating a MRHS Student
Borough Attorney	Re: Fred Devens Lack of BRC
Barry Handwerger, Esq.	Re: Payment of Legal Fees
Albert Buglione, Esq.	Re: Sous vs. Borough of North Haledon Borough
Borough Planner	Re: Density
Police Chief	Re: Appointment / Special Police Officers
Tax Assessor	Re: 2014 Preliminary Equalization Table
Ethics Board Attorney	Re: Request for Increase in Appropriation
North Haledon Police Department	Re: Rules and Regulations (resolution)
North Haledon Police Department	Re: Selection and Recruitment (codified)
North Haledon Police Department	Re: Promotions (codified)
North Haledon Police Department	Re: PBA Negotiations
ECHS / Human Trafficking	Re: 5K Run in North Haledon
Habitat Safe Solutions	Re: Proposal / Mold Remediation

Motion by Councilwoman Puglisi, second by Councilman Dyer, that these communications be received, action taken where necessary, and be placed on file. Upon roll call, all members present voted in the affirmative. Motion carried.

## **UNFINISHED BUSINESS**

**Ordinance #2-2014**

**Re: Police Department**

Motion Councilwoman Puglisi, second by Councilman Marco, that the Clerk read the ordinance by title and waive the reading of the ordinance in full. Upon roll call, all members present voted in the affirmative. Motion carried.

The Clerk presented the following ordinance:

### **AN ORDINANCE AMENDING CHAPTER 2, ARTICLE VII OF THE CODE OF THE BOROUGH OF NORTH HALEDON**

**BE IT ORDAINED** that the North Haledon Police Department shall consist of a maximum of 18 sworn officers of the following rank:

1. Chief of Police: one
2. Captain: one
3. Lieutenant: one
4. Sergeant: five
5. Police Officer: ten

**BE IT FURTHER ORDAINED** that the total number of officers appointed at any given time, pursuant to the ranks as set forth above, shall be in the sole discretion of the Mayor and Council with respect to funding and appointment, and in accordance with the demands of public safety, the welfare of the community, and the needs of the Police Department as recommended by the Chief of Police. Nothing herein shall mandate that the Mayor and Council fund or appoint the maximum number of officers authorized or the maximum number of appointees to a particular rank except that there shall be a Chief of Police appointed.

**BE IT FURTHER ORDAINED** that the ranking of officers from superior to subordinate is as follows: Chief, Captain, Lieutenant, Sergeant, Police Officer.

Motion by Councilman Galluccio, second by Councilwoman Puglisi, to open the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Seeing, as no one from the public wished to speak, motion by Councilwoman Puglisi, second by Councilman Galluccio, to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Motion by Councilwoman Puglisi, second by Councilman Luisi, that Ordinance #2-2014 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #2-2014 was adopted on second reading and is hereby declared a passed ordinance in accordance with law. Upon roll call, all members present voted in the affirmative. Motion carried.

## **NEW BUSINESS / ORDINANCES / RESOLUTIONS**

### **Ordinance #3-2014**

Re: **Penalties**

Motion Councilwoman Puglisi, second by Councilman Marco, that the Clerk read the ordinance by title and waive the reading of the ordinance in full. Upon roll call, all members present voted in the affirmative. Motion carried.

The Clerk presented the following ordinance:

### **AN ORDINANCE AMENDING VARIOUS PROVISIONS OF THE CODE OF THE BOROUGH OF NORTH HALEDON**

**BE IT ORDAINED** by the Borough Council of the Borough of North Haledon as follows:

1. All penalty sections in the various chapters of the Code of the Borough of North Haledon shall provide for the following penalties:  
(1) a fine not less than \$100.00 and not exceeding \$2,000.00; (2) imprisonment for a period not exceeding 90 days; (3) a period of community service not exceeding 90 days, or a combination thereof.
2. All other parts of provisions of the Code of the Borough of North Haledon or other ordinance or regulation not specifically amended by this ordinance shall remain in full force and effect.
3. This ordinance shall become effective upon passage and publication as provided by law unless otherwise specifically provided.

Motion by Councilwoman Puglisi, second by Councilman Luisi, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on April 16, 2014, at 8:00 p.m. or as soon thereafter as the matter can be reached by the Mayor and Council, and that at such time and place, all persons interested will be given an opportunity to be heard concerning said ordinance and that the Clerk be and she is hereby authorized and directed to publish said ordinance in accordance with law. Upon roll call, all members present voted in the affirmative. Motion carried.

**Ordinance #4-2014**

Re: **Repealing of Ordinance #12-2009**

Motion Councilwoman Puglisi, second by Councilman Luisi, that the Clerk read the ordinance by title and waive the reading of the ordinance in full. Upon roll call, all members present voted in the affirmative. Motion carried.

The Clerk presented the following ordinance:

**BE IT ORDAINED** by the Mayor and Council of the Borough of North Haledon, County of Passaic, State of New Jersey, that:

Section 1. Ordinance No. 12-2009 be and the same is hereby repealed.

Section 2. All other parts or provisions of the Code of the Borough of North Haledon or any other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

Section 3. This Ordinance shall take effect upon final adoption and publication as provided by law.

Motion by Councilwoman Puglisi, second by Councilman Dyer, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on April 16, 2014, at 8:00 p.m. or as soon thereafter as the matter can be reached by the Mayor and Council, and that at such time and place, all persons interested will be given an opportunity to be heard concerning said ordinance and that the Clerk be and she is hereby authorized and directed to publish said ordinance in accordance with law. Upon roll call, all members present voted in the affirmative. Motion carried.

**Ordinance #5-2014**

Re: **Police Department**

Motion Councilwoman Puglisi, second by Councilman Marco, that the Clerk read the ordinance by title and waive the reading of the ordinance in full. Upon roll call, all members present voted in the affirmative. Motion carried.

The Clerk presented the following ordinance:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO REVISE CHAPTER 2, ARTICLE VII, POLICE DEPARTMENT**

**BE IT ORDAINED** by the Mayor and Council of the Borough of North Haledon, County of Passaic, State of New Jersey, that:

Section 1. **Chapter 2, Article VII, Police Department**, shall be amended as follows:

§2-40 shall be deleted and replaced with Schedule "A" hereto.

§2-41 shall be amended to delete the reference to the Police Committee in the first sentence and insert in its place “The Governing Body”

Section 2. All other parts or provisions of Chapter 2 of the Code of the Borough of North Haledon or any other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

Section 3. This Ordinance shall take effect immediately after final adoption and publication as provided by law.

Motion by Councilwoman Puglisi, second by Councilman Dyer, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on April 16, 2014, at 8:00 p.m. or as soon thereafter as the matter can be reached by the Mayor and Council, and that at such time and place, all persons interested will be given an opportunity to be heard concerning said ordinance and that the Clerk be and she is hereby authorized and directed to publish said ordinance in accordance with law. Upon roll call, all members present voted in the affirmative. Motion carried.

**Ordinance #6-2014**

Re: **Fees**

Motion Councilwoman Puglisi, second by Councilman Marco, that the Clerk read the ordinance by title and waive the reading of the ordinance in full. Upon roll call, all members present voted in the affirmative. Motion carried.

The Clerk presented the following ordinance:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO REVISE CHAPTER 69**

**BE IT ORDAINED** by the Mayor and Council of the Borough of North Haledon, County of Passaic, State of New Jersey, that:

Section 1. Chapter 69, FEES, of the Code of the Borough of North Haledon, shall be and hereby is revised, amended and supplemented by modification so that the same shall read as follows:

1. §69-34 entitled “Use of Community Garden” shall be added and provide:

There shall be an annual fee of \$50.00 per plot for use of the Community Garden.

Section 2. All other parts or provisions of Chapter 69 of the Code of the Borough of North Haledon or any other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

Section 3. This Ordinance shall take effect immediately upon final adoption and publication as provided by law.



Motion by Councilwoman Puglisi, second by Councilman Dyer, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on April 16, 2014, at 8:00 p.m. or as soon thereafter as the matter can be reached by the Mayor and Council, and that at such time and place, all persons interested will be given an opportunity to be heard concerning said ordinance and that the Clerk be and she is hereby authorized and directed to publish said ordinance in accordance with law. Upon roll call, all members present voted in the affirmative. Motion carried.

**RESOLUTION CA#4-2014**

**Re: Consent Agenda #4-2014**

Motion by Councilwoman Puglisi, second by Councilman Galluccio, that the Clerk read the resolution by title and waive the reading of the resolution in full. Upon roll call, all members present voted in the affirmative. Motion carried.

The Clerk presented the following resolution:

**WHEREAS**, the Mayor and Board of Council of the Borough of North Haledon have reviewed the Consent Agenda consisting of various proposed resolutions; and

**WHEREAS**, the Mayor and Board of Council of the Borough of North Haledon are not desirous of removing any resolution for individual action from the agenda; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of North Haledon that the following resolutions on the consent agenda are hereby approved and adopted.

1. Tax Deductions / Veterans
2. Tax Reimbursement Certification
3. Tonnage Grant
4. Voided Check #8825
5. Appointment / Municipal Alliance
6. Temporary Budget
7. March Transfers
8. North Haledon Public Library / Monthly Remittances
9. Acceptance of Proposal / Boswell Engineering / Digital Map for Drunk Driving / Drug-Free Zones
10. Replenishment of Postage Meter
11. Award of Contract / Molly Ann Pumping Station
12. Calling on the Legislature to Make Permanent the 2% Cap on Interest Arbitration Awards
13. Appointment / Special Police Officers Class II / Alexander Parenta / Nicholas Florio
14. Authorization / Open Space Grant Application

Motion by Councilwoman Puglisi, second by Councilman Luisi, to adopt the foregoing resolution. Upon roll call, all members present voted in the affirmative, except for Councilman Galluccio, who abstained on "5". Motion carried.

**Resolution #54-2014**

**Re: Tax Deductions / Veteran**

**WHEREAS**, the following property owners have applied to the Borough of North Haledon for a Veteran's Property Tax Deduction or a Widow of a Veteran Deduction, and,

**WHEREAS**, each applicant has been found eligible and entitled to said deduction for the year 2014,

**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector be authorized to grant these deductions for the year 2014 and that the Treasurer be authorized to issue checks to the following property owners for the respective amounts;

<u>BLOCK</u>	<u>LOT</u>	<u>OWNER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
53	51	BRUCE DEVINE	825 HIGH MT RD	250.00

**Resolution #55-2014**

**Re: Tax Reimbursement Certification**

**WHEREAS**, the Recycling Enhancement Act P.L. 2007, Chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, there is levied upon the owner or operator of every solid waste facility (with certain exceptions), a recycling tax of \$3.00 /per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and

**WHEREAS**, whenever a municipality operates a municipal service system for solid waste collection or provides for regular solid waste collection service under contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant monies received by the municipality shall be expended only for the recycling program

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of North Haledon hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2007, Chapter 311, in 2013, in the amount of \$10,990.23. Documentation supporting this submission is available at 103 Overlook Avenue, North Haledon, and shall be maintained for no less than five years from this date.

**Resolution #56-2014**

**Re: Tonnage Grant**

**WHEREAS**, The Mandatory Source Separation and Recycling Act, PL 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent of the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, a resolution authorizing this municipality to apply for the 2014 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Borough of North Haledon to the efforts undertaken by the municipality and the requirements contained in the recycling Act and recycling regulation; and

**WHEREAS**, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of North Haledon hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates William Graham to ensure that the application is properly filed;

**BE IT FURTHER RESOLVED**, that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

**Resolution #57-2014**

**Re: Voided Check**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that check #8825, payable to Tri-State Supply, in the amount of \$2,575.00, dated February 20, 2014, be authorized to be voided.

**Resolution #58-2014**

**Re: Appointments / Municipal Alliance**

**WHEREAS**, State and County funding is available for programs dealing with Alcoholism and Drug Abuse for participating Municipalities; and

**WHEREAS**, in order to participate, a working Municipal Alliance Committee representing various areas of the Borough of North Haledon must be appointed; and

**WHEREAS**, this is an extremely important Committee, whose work could result in the development of outstanding programs and benefits to our youth and other residents;

**NOW, THEREFORE BE IT RESOLVED** that Mayor Randy George hereby designates the following persons to serve or provide representation on the Municipal Alliance Committee as follows:

One Year Appointments – Expire 12/31/14

Jon Galluccio  
Shanti Jost  
Howard Jost

School Board Member  
Older Adult Representative  
Local Civic or Volunteer Group

**Resolution #59-2014**

**Re: Temporary Budget**

**WHEREAS**, N.J.S.A. 49A: 4-19 provides that where contracts, commitments or payments are to be made prior to the final adoption of the 2014 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time herein provided; and

**WHEREAS**, Chapter 3 P.L. 1984 allows the municipality to adopt additional temporary appropriations equal to 1/12 of the total appropriations made for all purposes in the budget for the 2013 fiscal year excluding in both instances appropriations made for the interest and debt redemption charges, capital improvement fund and public assistance.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of North Haledon, 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 attached).

Municipal Clerk SW	\$20,000.00
Computer Repairs	\$2,000.00
Finance SW	\$10,000.00
Registration of Bonds	\$700.00
Assessment of Taxes	\$2,000.00
Collection of Taxes	\$5,000.00
Legal OE	\$20,000.00
Engineering	\$15,000.00
Planning Board SW	\$500.00
Prep. Of Master Plan	\$5,000.00
Bd of Adj. SW	\$500.00
Municipal Court SW	\$6,000.00
Court OE	\$1,000.00
Workmens' Comp	\$50,000.00
Other Insurane	\$50,000.00
Fire OE	\$15,000.00
Police SW	\$600,000.00
Police Car	\$10,000.00
Const. Official SW	\$50,000.00
OE	\$1,000.00
Emer. Management SW	\$1,000.00
Streets & Roads SW	\$60,000.00
Streets & Roads OE	\$50,000.00
Recycling SW	\$5,000.00
Sewers SW	\$25,000.00
OE	\$25,000.00
Board of Health	\$10,000.00
Paterson Health Contract	\$7,718.00
Recreation	\$6,000.00
Special Events	\$5,000.00
Volunteer Ambulance	\$6,000.00
Gasoline	\$15,000.00
Diesel	\$12,500.00
Electricity	\$15,000.00
Telephone	\$15,000.00
Water Testing	\$100.00
Social Security	\$40,000.00
Feasibility MRHS	\$5,000.00
PVSC	\$25,000.00
PERS	\$189,251.25
PFRS	\$390,173.00
Snow Removal	\$15,000.00
	<b>1,771,442.25</b>
Payment of Notes	119,736.00
Principal on Bonds	370,000.00
Interest on Bonds	115,406.88
Interest on Notes	54,602.95
Capital Improvement	25,000.00
	<b>2,456,188.08</b>

**Resolution #60-2014**

**Re: March Transfers**

**BE IT RESOLVED** by the Mayor and Borough Council of the Borough of North Haledon that the Treasurer be and she is hereby authorized to make the following transfers:

		FROM
ENGINEERING	OE	\$250.00
ZONING	OE	\$100.00
POLICE CAR	OE	\$1,000.00
AMBULANCE	OE	\$600.00
STREETS & ROADS	SW	\$3,000.00
STREETS & ROADS	OE	\$290.00
RECYCLING	SW	\$500.00
DIESEL FUEL	OE	\$550.00
INSURANCE	OE	\$2,000.00
FIRE LIFE HAZARD	OE	\$70.00
		<b>\$8,360.00</b>
		TO
LEGAL	OE	\$480.00
POLICE	OE	\$7,750.00
PUBLIC BUILDINGS	OE	\$130.00
		<b>\$8,360.00</b>

**Resolution #61-2014**

**Re: North Haledon Public Library / Monthly Remittances**

**WHEREAS**, the Board of Library Trustees of the Borough of North Haledon Free Public Library requests payment for library purposes.

**NOW THEREFORE BE IT RESOLVED** that the Treasurer is hereby authorized to make payments to the Library according to the following schedule:

April 2014	\$35,828.58
May 2014	\$35,828.58
June 2014	\$35,828.59

**BE IT FURTHER RESOLVED** that said payments be charged to the 2014 Budget Appropriation Account Maintenance of the Free Public Library.

**Resolution #62-2104**

**Re: Acceptance of Proposal / Boswell / Maps**

**WHEREAS**, the Borough of North Haledon is in need of engineering services, in particular for the preparation of a new digital map for drunk driving and drug-free zones in the Borough of North Haledon; and

**WHEREAS**, Boswell Engineering, by letter dated February 25, 2014, submitted a proposal regarding same as evidenced by attachment herein and made a part of the within resolution;

**NOW THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon as follows:

The Proposal of Boswell McClaveEngineering, dated February 25, 2014, for engineering services in connection with the above is hereby accepted and approved.

Compensation for said services shall not exceed \$4,300.00.

**BE IT FURTHER RESOLVED**, that funds are available for the aforementioned as evidenced by Certification of Treasurer following:

**CERTIFICATION:**

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in Engineering OE 2014.

**Resolution #63-2014**

**Re: Replenishment of Postage Meter**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the Treasurer be and she is hereby authorized to issue a check payable to the United States Postal Service for the replenishment of postage meter in the sum of \$500.00.

**CERTIFICATION**

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in A & E Postage 2014.

**Resolution #64-2014**

**Re: Award of Contract / Rehabilitation / Molly Ann Pumping Station**

**WHEREAS**, the Borough of North Haledon advertised for bids for captioned, pursuant to the Local Public Contracts Law; and

**WHEREAS**, on February 4, 2014, three bids were received and are as follows:

<u>BIDDER</u>	<u>BID AMOUNT</u>	
Fred Devens Construction 165 Midtown Road Sussex, NJ 07461	\$239,000.00	Base Bid Price
Coppola Services Inc 28 Executive Parkway Ringwood, NJ 07456	\$267,000.00	Base Bid Price

Cypreco Industries  
1420 Ninth Avenue, PO Box 822  
Neptune, NJ 07753

\$389,823.00

Base Bid Price

**WHEREAS**, as per a letter from the Borough Attorney, dated February 13, 2014 (attached hereto) the low bid submitted by Fred Devens Construction failed to include the bidder's New Jersey Business Registration Certificate, which is a non-curable defect; therefore the Devens bid must be rejected; and

**WHEREAS**, the Borough Attorney, by letter dated February 13, 2014 (attached hereto), has recommended the award of the second lowest bidder, Coppola Services, 28 Executive Parkway, Ringwood, NJ 07456, and opined as to the legal sufficiency of Coppola Services and has found same to be sufficient.

**WHEREAS**, the Borough Engineer by letter dated February 14, 2014 recommended the award to the second lowest bidder Coppola Services, in the amount of \$267,000.00 and

**NOW THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of North Haledon as follows:

1. In accordance with the recommendations of the Borough Engineer and the Borough Attorney, Coppola Services, 28 Executive Parkway, Ringwood, NJ 07456, is hereby awarded the contract for the Molly Ann Pump Station Rehabilitation in the amount of \$267,000.00.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute said contract subject to the receipt of a Performance Bond.

**BE IT FURTHER RESOLVED**, that funds are available for the aforementioned as evidenced by Certification of Treasurer following:

**CERTIFICATION**

I, Laura Leibowitz, CFO/Treasurer, do hereby certify that the funds are available for the aforementioned in Capital Fund – 2009 – 12 – 13 – and Trust Fund II.

**Resolution #65-2014**

**2% Cap on Interest Arbitration Award**

**WHEREAS**, on December 21, 2010, Governor Christie signed into law reforms to the Arbitration process that took effect January 1, 2011; and

**WHEREAS**, the reforms capped arbitration awards on economic factors to no more than 2%, provided for random selection of arbitrators, expedited the determination of awards, required the arbitrator to provide a written report detailing the weight accorded to each of the required considerations and expedited the appeal process; and

**WHEREAS**, these reforms marked a dramatic change to arbitration awards process and have helped municipalities to control the never ending ride in public safety personnel costs; and



**WHEREAS**, a key element of the reforms, capping arbitration awards on economic factors to no more than 2% of the property tax levy will expire on April 1, 2014; and

**WHEREAS**, while municipalities are statutorily limited to raise their property tax levy by no more than 2%, with very limited exceptions, failure to extend the 2% cap on interest arbitration awards will force municipalities throughout the State to further reduce or even eliminate crucial services, personnel, and long overdue infrastructure improvement projects in order to fund an arbitration award; and

**WHEREAS**, the 2% Interest Arbitration cap has controlled one of the largest municipal expense, public safety salaries, not only through arbitration awards but through contract negotiations; and

**WHEREAS**, absent further action by the Legislature, any contract that expires on or after April 1, 2014 will be subject to all new procedures and requirements, EXCEPT the 2% award cap; and

**WHEREAS**, without those limits, arbitrators will be able to impose awards that do not account for the 2% limit on property tax levy, which would immediately threaten funding for all other municipal services; and

**WHEREAS**, without the 2% cap on Interest Arbitration Awards but with the 2% cap on property tax levy local budget makers could be forced to reduce other essential municipal services to fund an arbitration award;

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of the Borough of North Haledon strongly urges the Legislature to permanently extend the 2% cap on interest arbitration awards prior to the April 1, 2014 sunset; and

**BE IT FURTHER RESOLVED**, that a copy of this duly adopted resolution be forwarded to Senate President Stephen Sweeny, Assembly Speaker Vincent Prieto, the legislators of the Borough of North Haledon State Legislative representatives, Governor Chris Christie and the New Jersey State League of Municipalities.

**Resolution #66-2014**

**Re: Appointment / Special Police Officers**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that Alexander Parenta and Nicolas Florio be appointed Special Police Officers Class II for the North Haledon Police Department effective immediately, salary in accordance with the 2013 Salaries & Wages Ordinance.

**Resolution #67-2014**

**Re: Open Space Grant Application**

**WHEREAS** the Borough of North Haledon desires to apply for and obtain a grant from the County of Passaic Open Space and Farmland Preservation Trust Fund for community tennis facility lighting improvements;

**NOW, THEREFORE, BE IT RESOLVED** that the Borough of North Haledon does hereby authorize the application of such a grant; the execution of the grant agreement when received; and does further authorize the expenditure of funds pursuant to the terms of said agreement.

**BE IT FURTHER RESOLVED** that the Mayor and Municipal Clerk are hereby authorized to sign the agreement and any other documents necessary in connection therewith.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

Mayor George reads the Certification of Availability of Funds into the record.

**Resolution #68-2014**

**Re: Payment of Claims**

Mayor George read the following resolution:

**WHEREAS**, claims from the following funds have been presented to the Mayor and Board of Council for payment:

**2012 BILLS**

CURRENT FUND -RESERVES.....\$ 2,703.43

**2013 BILLS**

CURRENT FUND-OTHER EXPENSES .....\$ 127,478.85

GENERAL LEDGER.....\$ 3,250.00

**2013 BILLS**

**PREPAID BILLS - CURRENT FUND - OTHER EXPENSE.....\$ 300,597.26**

FEDERAL/STATE GRANT FUND.....\$ 3,875.04

TRUST FUND II.....\$ 1,335.00

DOG LICENSE TRUST ACCOUNT.....\$ 1,000.00

CAPITAL FUND.....\$41,955.08

**NOW, THEREFORE, BE IT RESOLVED** that the Treasurer is hereby authorized to pay these claims, as funds are available.

**BE IT FURTHER RESOLVED** that the total payrolls in the amount of \$ 409,755.71 paid in the month of February be approved.

Motion by Councilman Galluccio, second by Councilwoman Puglisi, to approve the foregoing resolution. Upon roll call, all members present voted in the affirmative. Motion carried.

**DISCUSSION**

Mayor George advised that he had spoken with Eastern Christian High School regarding their request to run a 5K race, and that he had asked them to consider joining the Rock and Run for Education 5K race sponsored by the North Haledon PTO and Education Foundation.

Mayor George advised that the Borough Engineer had been instructed to also provide a report regarding mold / air quality in the Municipal Building.

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The Borough Attorney, Michael De Marco, was authorized to foreclose on tax liens.

Mayor George updated members of the Governing Body on the budget process, and advised that they should have a copy of the budget by the April Council meeting. He also advised that Douglas Doyle, the Redevelopment Attorney would be coming to the April Work Session meeting.

## **ADJOURNMENT**

Motion by Councilwoman Puglisi, second by Councilman Galluccio, to adjourn the meeting. Upon roll call, all members present voted in the affirmative. Motion carried.

Mayor George declared the meeting duly adjourned at 9:02 p.m.

Respectfully Submitted,

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Renate Elatab, Municipal Clerk

Approved at Meeting of April 16, 2014