



BOROUGH OF NORTH HALEDON

COUNCIL MEETING AGENDA

WEDNESDAY, APRIL 17, 2013

Mayor George reads the following statement:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of April 17, 2013, was included in a list of meetings notices sent to the HERALD NEWS and the HAWTHORNE PRESS on January 7, 2013, and was advertised in said newspapers on January 10, 2013. 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, this meeting was called to order at 8:01 p.m. and the Clerk was directed to include this statement in the minutes of this meeting.

Pastor Michael Johnson lead the Prayer and Mayor George asked that everyone remain standing for the Pledge of Allegiance. Mayor George requested that everyone remember the victims of the Boston bombings.

ROLL CALL

Present:

Mayor Randy George.

Council Members: Raymond Melone, Rocco Luisi, Bruce O. Iacobelli, Elaine Vuoncino, Robert Dyer, and Donna Puglisi

Also Present:

Borough Planner, Michael Kauker (left at 8:22 p.m.)

Borough Auditor, Charles Ferraioli (left at 8:44 p.m.)

Fire Chief, A.J. Ricciardi

Ambulance Chief, Robert Flaker

Police Chief, Robert Bracco (arrived at 8:25 p.m.)

Borough Attorney, Michael De Marco

Borough Engineer, Joseph Pomante (left at 9:35 p.m.)

Administrative Assistant, Dena Ploch

Municipal Clerk/Borough Administrator, Renate Elatab

DEVIATION / RULES AND PROCEDURES / BY-LAWS OF COUNCIL

Motion by Councilwoman Puglisi, second by Councilwoman Vuoncino, to deviate from the regular order of business for a presentation to the members and coaches of the North Haledon 5th and 6th Grade Girls Travel Basketball Team, which who the North West Bergen Passaic Basketball League Championship, a presentation by the Borough Planner, Michael Kauker, and for various 2013 municipal budget resolutions. Upon roll call, all members present voted in the affirmative. Motion carried.

Councilwoman Puglisi presented the following team members and coaches with certificates of appreciation:

Team Members:

| | |
|----------------|-------------------|
| Sasha Wozney | Kylee Devries |
| Alexa Conklin | Caitlyn Barbaro |
| Courtney White | Hanna Vozzo |
| Courtney Post | Amanda Segreto |
| Kiana Severe | Victoria Sweetman |

Coaches:

Scott Wozney.
Vicki Conklin
Brian DeVries

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The Borough Planner, Michael Kauker, presented the progress report for the Redevelopment Zone. **Michael De Marco, stepped off the dais, as he has a business interest within the Redevelopment Zone.** Mr. Kauker advised that the plan integrated a TID approach which incorporated the master plan and the current zoning laws, maximizing the objectives of the borough while asking property owners to renovate their properties, or develop them in a beneficial way. Mayor George requested that Mr. Kauker emphasize that, although the State allowed the Borough to invoke eminent domain to achieve its goal, the Borough was not considering such an option. Mayor George advised that North Jersey Truck and Trailer was installing a dialysis center and the owners will be moving their trucks to another location. The Tanis property is for sale, and the Borough is hoping that it may become the site for a medical office / facility. Mr. Della Cerra is continuing with the construction of his building although he does not have any tenants at this time. The plan for the Redevelopment Zone projects that the current light industrial zone will be phased out and replaced with a business-residential-mixed use zone.

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

John Bleeker, 23 Lee Drive, wondered why no sign had been put up announcing the discussion of the Redevelopment Zone, stating that at a Planning Board meeting, it had been said that the public would be notified of future meeting discussing the Redevelopment Zone. Mr. Kauker advised that he was just discussing future dates to present his report to the members of the Governing Body. Mayor George advised that signs would be posted announcing discussions of the Redevelopment Zone when the dates are selected.

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

Borough Attorney, Michael De Marco, returned to the dais (8:22 p.m.)

The Borough Auditor, Charles Ferraioli, advised that the 2013 budget was under cap, and briefly went over the major points of the budget.

Motion by Councilman Iacobelli, 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 wanted to speak, motion by Councilwoman Puglisi, second by Councilwoman Vuoncino, to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Mayor George stated that the Borough was in great financial shape because it followed the recommendations of its Auditor. The Borough has the lowest taxes in the County, except for Totowa, and the municipal portion of the tax bill is the lowest. The debt ratio is at 1% (when the mayor took office it was at 4%) and the debt is down to \$1.5 million (down from \$14 million when the mayor took office). He further advised that the purpose of the Redevelopment Zone is to jumpstart the improvements to Belmont Avenue, which can only help the Borough and the residents who live in the surrounding area.

Resolution #105-2013

Re: Amendment / Municipal Budget

Motion by Councilman Iacobelli, second by Councilwoman Puglisi, 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.

Resolution attached to within minutes.

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

Resolution #106-2013

**Re: Waiving /
Reading of Budget in Full**

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, 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:

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the Clerk be and she is hereby authorized to read the 2013 Local Municipal Budget by title and waive the reading of the budget in full pursuant to N.J.S.A. 40A:4-8, and further that all conditions have been met in accordance with N.J.S.A. 40A:4-8 subsection 1.a and 1.b of this section.

Motion by Councilwoman Vuoncino, second by Councilwoman Puglisi, to approve the foregoing

resolution. Upon roll call, all members present voted in the affirmative. Motion carried.

Resolution #107-2013

Re: Self-Examination of Budget

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, 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, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5 the Borough of North Haledon has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough of North Haledon meets the necessary conditions to participate in the program for the 2013 budget year, so now therefore

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met (complies with the "CAP" law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated.
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced, publicly advertised, and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

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

Resolution #108-2014

Re: 2013 Municipal Budget

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, 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.

Resolution attached to the within minutes.

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

PUBLIC COMMENTS

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

Joseph Sasso, 75 Feldman Terrace, expressed concern with a recent resolution of the North Haledon Planning Board, and hoped that Governing Body could take official action to avoid possible litigation challenging the Planning Board's resolution. The Borough Attorney advised Mr. Sasso that the Planning Board is an independent Board and the Governing Body has no authority to take any action. He further pointed out that only a preliminary sub-division had been approved, that a date for the final approval hearing had not even been set yet, and that most likely the issues of concern to Mr. Sasso would be addressed in the Developer's Agreement. Mayor George told Mr. Sasso to go ahead and do whatever he wished to do, and that the members of the Governing Body had no authority over actions of the Planning Board

John Bleeker, 23 Lee Drive, inquired if Mayor George stood by his statement made at the March 20th Council Meeting regarding the members of the fire house on Belmont Avenue, as well as the future of the fire house. Mayor George confirmed that he stood by his statements. The Borough Attorney advised Mayor George not to answer Mr. Bleeker's questions due to pending litigation. Mr. Bleeker advised that he objected to the merit raises. Mayor George responded that the Borough was simply bringing the salaries of its employees up to par with other municipalities. Mr. Bleeker asked Mayor George some questions regarding a motorcycle, and the Borough Attorney advised him that he did not have to answer those questions.

Stacey Weil Barbarito, 51 Morningside Drive, was "appalled by the actions of the mayor," and the way he "belittled" Mr. Sasso. She alleged that when Councilman Iacobelli attended her

father's viewing and offered the sympathy of the other members of the Governing Body, it was fake because they did not even know her father. She complained that Chief Bracco was slow in returning her phone call, and wondered why there was no police commissioner. She believed that members of the public should not be cut off. She was also against the merit increases. She was unhappy that the mayor did not know about the damage caused to her house and her vehicle by Sandy, and alleged that the mayor tried to have her husband arrested, and that she had spoken with the prosecutor, and it was now in Governor Christie's hands, and that she was "going to do everything I can to get you out of office." Ms. Barbarito asked Chief Bracco if there was a State regulation regarding dogs being restrained.

Councilwoman Vuoncino advised that the members of the Governing Body do not belittle people, and that everyone is allowed to speak, and that the Council is very fair.

Mayor George replied that he did not know how he belittled Mr. Sasso. He is uncomfortable telling the Planning Board what to do, and therefore told Mr. Sasso to do whatever he wants to do.

Councilman Iacobelli remarked that when he presented the condolences of the mayor and council members, he meant it seriously. He had been happy to talk to her at the viewing and had given her his business card. He was happy that she came to vent. He inquired if there was anything the Council could do for her, and that he would like to hear her suggestions.

Mayor George reminded Ms. Barbarito that he had asked that the flags be lowered for her father. He advised that when he hears of complaints, he tries to address them; the latest one being about goose droppings on the rec fields. He had never received a complaint about the goose droppings, but now that he was aware of the problem, he was looking into the purchase of a piece of equipment that vacuums it.

Ms. Barbarito believed that the Borough's method of communication was ineffective. Mayor George advised that there was money for an LED sign machine in this year's capital budget, that the Borough was putting signs up all the time, and posting information on the web site. Ms. Barbarito advised that the Borough should find other ways to advertise.

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, 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 Councilwoman Puglisi, second by Councilwoman Vuoncino, to approve the minutes of the Council Meeting of March 20, 2013, the Municipal Investigation Committee Meeting and Executive Meeting of March 26, and the Special and Work Session Meeting of April 3, 2013. Upon roll call, all members present voted in the affirmative, except for Councilman Dyer, who abstained from voting on the approval of the minutes of the Municipal Investigation Committee Meeting. 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
Municipal Court 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 - **DYER**

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

RECREATION - **PUGLISI**

ZONING BOARD OF ADJUSTMENT - **PUGLISI**

NORTH HALEDON VOLUNTEER AMBULANCE - **DYER**

FINANCE - **IACOBELLI**

PLANNING BOARD - **LUI SI**

BOARD OF EDUCATION / LOCAL - **LUI SI**

BOARD OF EDUCATION / REGIONAL - **VUONCINO**

BOARD OF HEALTH - **IACOBELLI**

FIRE & WATER - **VUONCINO**

ENGINEERING - **DYER**

CODIFICATION ADHOC COMMITTEE REPORT - **PUGLISI**

LIBRARY - **MAYOR GEORGE**

PUBLIC CELEBRATIONS - **IACOBELLI**

BUEHLER ADHOC COMMITTEE - **IACOBELLI**

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, to dispense with the individual reports, that above reports be received, action taken where necessary, and that reports be placed on file. 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:

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|--------------------------------------|--|
| Borough Planner | Re: Proposal / Redevelopment Project |
| NJ Dept. of Education | Re: Regional High School / Tax Levy |
| North Haledon Planning Board | Re: Subdivision Approval |
| Bond Counsel | Re: Bond Anticipation Note |
| Eastern Christian School Association | Re: Relief / Permit Fees |
| Martin Schottanes | Re: Improvements / American Legion Bldg. |
| Vander Plaats Vermeulen | Re: Invitation / Beefsteak |
| Karen Vitale | Re: Terminal Leave |
| AFSCME | Re: Sewerage Department |
| Joseph Sasso | Re: Planning Board Resolution |
| William Paterson University | Re: Banner |

Motion by Councilwoman Puglisi, second by Councilman Luisi, 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 #3-2013

Re: **COLA Ordinance**

Motion Councilwoman Vuoncino, second by Councilwoman Puglisi, 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:

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

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 North Haledon in the County of Passaic finds it advisable and necessary to increase its CY 2013 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 \$127,053.39 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 herein above 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 North Haledon, in the County of Passaic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Borough of North Haledon shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$296,457.91, and that the CY 2013 municipal budget for the Borough of North Haledon 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.

PUBLIC HEARING

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

Motion by Councilwoman Vuoncino, second by Councilman Iacobelli, that Ordinance #3-2013 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #3-2013 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.

NOTICE

Notice is hereby given that the above ordinance passed its second and final reading at the Regular Meeting of the Mayor and Board of Council of the Borough of North Haledon which was held on April 17, 2013, at the Municipal Building, 103 Overlook Avenue, North Haledon, NJ and is hereby declared a passed ordinance in accordance with law. Upon roll call all members present voted in the affirmative. Motion carried.

Ordinance #4-2013

Re: Salary Ordinance

Motion Councilman Iacobelli, second by Councilwoman Puglisi, that the Clerk read the ordinance by title and waive the reading of the ordinance in full.

The Clerk presented the following ordinance:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT
ORDINANCE #1-2013 FIXING THE SALARIES AND COMPENSATIONS
OF THE OFFICERS AND EMPLOYEES
OF THE BOROUGH OF NORTH HALEDON, COUNTY OF PASSAIC,
IN THE YEAR 2013**

BE IT ORDAINED, by the Mayor and Council of the Borough of North Haledon as follows:

SECTION 1.

The following annual salaries and compensations shall be paid to the following officers and employees of the Borough of North Haledon, County of Passaic, and State of New Jersey for the year 2013

| | |
|--|------------|
| MAYOR | 5,000.00 |
| COUNCIL MEMBERS | 3,442.00 |
| CHIEF OF POLICE | 146,461.62 |
| ADMINISTRATOR | 20,000.00 |
| MUNICIPAL CLERK | 60,818.89 |
| ASSESSMENT SEARCH OFFICER | 829.00 |
| MUNICIPAL HOUSING ADMINISTRATOR | 12,240.00 |
| ELECTION OFFICIAL | 1,457.00 |
| DEPUTY BOROUGH CLERK | 49,304.78 |
| ADMIN. ASST./CLERK'S OFFICE 1 | 34,884.00 |
| ADMIN. ASST./CLERK'S OFFICE 2 | 34,000.00 |
| TAX COLLECTOR | 56,213.25 |
| TAX SEARCH OFFICER | 885.38 |
| TAX ASSESSOR | 18,485.00 |
| MUNICIPAL TREASURER | 59,674.91 |
| CHIEF FINANCIAL OFFICER | 12,891.55 |
| ASSISTANT TREASURER | 43,565.99 |
| SUPERINTENDENT OF PUBLIC WORKS | 90,106.11 |
| CLERICAL ASST/POLICE DEPT. | 35,165.25 |
| OPERATOR/PUMP STATION | 73,484.41 |
| ASST. OPERATOR/PUMP STATION | 37,142.28 |
| PLANNING BOARD CLERK | 5,202.00 |
| PLANNING BOARD CLERK-PER SPECIAL MEETING | 30.00 |
| PLANNING BD. ATTORNEY-RETAINER | 3,500.00 |
| ZONING BOARD OF ADJUSTMENT/ SECRETARY | 3,475.98 |

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|---|-----------|
| ZONING BD. SPECIAL MEETING | 30.00 |
| ZONING BD. ATTORNEY-RETAINER | 2,600.00 |
| MUNICIPAL JUDGE | 14,706.00 |
| MUNICIPAL COURT ADMINISTRATOR | 52,701.00 |
| DEPUTY COURT/VIOLATIONS CLERK | 35,165.00 |
| PROSECUTOR | 11,136.00 |
| PUBLIC DEFENDER/PER APPEARANCE | 150.00 |
| CONSTRUCTION CODE OFFICIAL | 48,466.00 |
| PLUMBING & ELECTRICAL SUB-CODE OFFICIAL | 19,687.00 |
| FIRE SUB-CODE OFFICIAL | 10,279.00 |
| ZONING REVIEW OFFICER | 1,272.00 |
| CODE ENF.-PROP MNT.-ZONING ENFORCEMENT | 64,910.91 |
| LAND USE ACT ADMINISTRATOR | 1,272.00 |
| TECHNICAL ASST. CONSTRUCTION OFFICE | 28,462.08 |
| REGISTRAR OF VITAL STATISTICS | 1,672.00 |
| DEPUTY REGISTRAR OF VITAL STATISTICS | 717.00 |
| FIRE OFFICIAL | 6,933.00 |
| OEM COORDINATOR | 2,147.00 |
| ASST. OEM COORDINATOR | 857.00 |
| REGISTERED ENVIRONMENTAL HEALTH SPEC. | 14,537.00 |
| PUBLIC HEALTH NURSE | 12,921.00 |
| SECRETARY/BOARD OF HEALTH | 6,364.00 |
| RECYCLING COORDINATOR | 4,212.00 |
| SECRETARY ETHICS BOARD | 208.00 |
| SECRETARY ETHICS BD/PER SPECIAL MEETING | 30.00 |
| ROAD KILL SPECIALIST | 3,272.00 |

HOURLY

| | |
|---|---------------|
| RECYCLING ATTENDANT/ENFORCEMENT OFFICER | 12.00 – 30.00 |
| DEPUTY TAX COLLECTOR | 13.00 – 16.00 |
| DPW PART-TIME LABORER | 12.00 – 18.60 |
| SPECIAL POLICE OFFICER | 14.00 |
| FIRE INSPECTOR | 14.00 |
| CLERICAL ASSISTANT | 15.00 – 18.00 |
| PART-TIME DISPATCHER | 12.42 – 14.00 |
| CROSSING GUARD | 14.00 |

PUBLIC HEARING

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

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, that Ordinance #4-2013 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #4-2013 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.

NOTICE

Notice is hereby given that the above ordinance passed its second and final reading at the Regular Meeting of the Mayor and Board of Council of the Borough of North Haledon which was held on April 17, 2013, at the Municipal Building, 103 Overlook Avenue, North Haledon, NJ and is hereby declared a passed ordinance in accordance with law. Upon roll call all members present voted in the affirmative. Motion carried.

Ordinance #5-2013

Re: Salary Ordinance

Motion by Councilwoman Puglisi, second by Councilman Iacobelli, 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 ESTABLISHING MERIT INCREASES FOR OFFICERS AND EMPLOYEES OF THE BOROUGH OF NORTH HALEDON IN THE YEAR 2013

BE IT ORDAINED, by the Mayor and Council of the Borough of North Haledon as follows:

SECTION 1.

The following officers and employees of the Borough of North Haledon, County of Passaic, and State of New Jersey shall be paid the following merit increases to their base salaries for the year 2013

| | |
|-------------------------------|-----------|
| CHIEF OF POLICE | 10,000.00 |
| MUNICIPAL CLERK | 5,000.00 |
| ADMIN. ASST./CLERK'S OFFICE 1 | 10,000.00 |
| TAX COLLECTOR | 5,000.00 |
| MUNICIPAL TREASURER | 5,000.00 |
| ASSISTANT TREASURER | 5,000.00 |
| POLICE RECORDS CLERK | 5,000.00 |
| PROSECUTOR | 5,000.00 |

PUBLIC HEARING

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

Motion by Councilwoman Vuoncino, second by Councilman Iacobelli, that Ordinance #5-2013 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #5-2013 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, except for Councilman Dyer, who voted against the ordinance. Motion carried.

NOTICE

Notice is hereby given that the above ordinance passed its second and final reading at the Regular Meeting of the Mayor and Board of Council of the Borough of North Haledon which was held on April 17, 2013, at the Municipal Building, 103 Overlook Avenue, North Haledon, NJ 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 #6-2013

Re: **Bond Ordinance**

Motion Councilwoman Puglisi, second by Councilwoman Vuoncino, 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:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF NORTH HALEDON, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,200,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of North Haledon, in the County of Passaic, State of New Jersey, as follows:

Section 1. The Borough of North Haledon, in the County of Passaic, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to

acquire new additional or replacement equipment and machinery, new communication and signal systems equipment, new information technology equipment and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized, and the State grant and the down payment appropriated, by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the State grant hereinafter appropriated, and (3) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (4) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (5) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition of various items of new additional or replacement equipment and machinery for the use of the Fire Department.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 70,000 |
| Down Payment Appropriated | \$ 3,500 |
| Bonds and Notes Authorized | \$ 66,500 |
| Period of Usefulness | 5 years |

B. (i) Replacement of motors and variable frequency drives at the Sewer Plant and (ii) acquisition of various items of new additional or replacement equipment and machinery for the use of the Sewer Department.

| | |
|----------------------------------|------------|
| Appropriation and Estimated Cost | \$ 250,000 |
| Down Payment Appropriated | \$ 12,000 |
| Bonds and Notes Authorized | \$ 238,000 |
| Period of Usefulness | 15 years |

C. The making of various improvements to Borough-owned buildings and property. It is hereby determined and stated that said public buildings being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 25,000 |
| Down Payment Appropriated | \$ 1,200 |
| Bonds and Notes Authorized | \$ 23,800 |
| Period of Usefulness | 15 years |

D. Undertaking of the following infrastructure improvements: (i) improvement of Anherst Road (Phase II) consisting of roadway resurfacing and reconstruction of curbs and making of drainage improvements, where necessary, and (ii) roadway, sidewalk, curb and drainage improvements at various locations, as set forth on a list on file or to be placed on file with the Municipal Clerk and hereby approved and incorporated herein by this reference thereto. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the list referenced in clause (ii) of the preceding sentence. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

| | |
|----------------------------------|------------|
| Appropriation and Estimated Cost | \$ 540,000 |
| State Grant Appropriated | \$ 200,000 |
| Down Payment Appropriated | \$ 16,200 |
| Bonds and Notes Authorized | \$ 323,800 |
| Period of Usefulness | 10 years |

E. Acquisition of various items of new additional or replacement equipment and machinery for the use of North Haledon Volunteer Ambulance, Inc.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 15,000 |
| Down Payment Appropriated | \$ 750 |
| Bonds and Notes Authorized | \$ 14,250 |
| Period of Usefulness | 5 years |

F. (i) Acquisition of various items of new additional or replacement equipment and machinery for the use of the Department of Public Works ("DPW") and (ii) undertaking of various improvements to DPW and Recycling facilities.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 60,000 |
| Down Payment Appropriated | \$ 2,900 |
| Bonds and Notes Authorized | \$ 57,100 |
| Period of Usefulness | 15 years |

G. Acquisition of a new automotive vehicle, including original apparatus and equipment, consisting of an SUV for the use of the Police Department.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 38,000 |
| Down Payment Appropriated | \$ 1,900 |
| Bonds and Notes Authorized | \$ 36,100 |
| Period of Usefulness | 5 years |

H. Acquisition of various items of new additional or replacement equipment and machinery and new communication and signal systems equipment for the use of the Police Department.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 72,000 |
| Down Payment Appropriated | \$ 3,500 |
| Bonds and Notes Authorized | \$ 68,500 |
| Period of Usefulness | 10 years |

I. Acquisition of new information technology equipment consisting of a computer equipment upgrade for the use of the Administration and other offices.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 20,000 |
| Down Payment Appropriated | \$ 1,000 |
| Bonds and Notes Authorized | \$ 19,000 |
| Period of Usefulness | 5 years |

J. (i) Installation of a community message board at the Municipal Building and (ii) acquisition of an employee time management system and various other items of new additional or replacement equipment and machinery and new computer equipment for the use of the Administration.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 60,000 |
| Down Payment Appropriated | \$ 4,650 |
| Bonds and Notes Authorized | \$ 55,350 |
| Period of Usefulness | 5 years |

K. Acquisition of various items of new additional or replacement equipment and machinery and a new all-terrain emergency vehicle, including original apparatus and equipment, for the use of the Office of Emergency Management.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 25,000 |
| Down Payment Appropriated | \$ 1,200 |
| Bonds and Notes Authorized | \$ 23,800 |
| Period of Usefulness | 5 years |

L. Acquisition of a field grooming machine (with attachments) and various other items of new additional or replacement equipment and machinery for the use of Recreation.

| | |
|----------------------------------|-----------|
| Appropriation and Estimated Cost | \$ 25,000 |
| Down Payment Appropriated | \$ 1,200 |
| Bonds and Notes Authorized | \$ 23,800 |
| Period of Usefulness | 15 years |

| | |
|--|-------------|
| Aggregate Appropriation and Estimated Cost | \$1,200,000 |
| State Grant Appropriated | \$ 200,000 |
| Aggregate Down Payment Appropriated | \$ 50,000 |
| Aggregate Amount of Bonds and Notes Authorized | \$ 950,000 |

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$158,400 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal

expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. The sum of \$200,000, received or to be received as a grant from the New Jersey Department of Transportation, is hereby appropriated to the payment of the cost of the improvement of Anherst Road authorized in clause (i) of Section 4.D above.

Section 7. It is hereby determined and stated that moneys exceeding \$50,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$50,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 8. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$950,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 9. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$950,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 10. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Municipal Clerk or Deputy Municipal Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 11. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 10.67 years computed from the date of said bonds.

Section 12. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Municipal Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by

\$950,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 13. Any funds received from private parties, the County of Passaic, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes (other than the State grant hereinbefore appropriated which shall be applied to the cost of such purposes, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Municipal Clerk and is available for public inspection.

Section 17. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on May 1, 2013, 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, except for Councilman Dyer, who voted against the ordinance. Motion carried.

NOTICE

Notice is hereby given that the above ordinance was introduced and passed first reading at the Regular Meeting of the Mayor and Council of the Borough of North Haledon on April 17, 2013, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on May 1, 2013, at the Municipal Bldg., 103 Overlook Ave., North Haledon, NJ at 8:00 p.m., or shortly thereafter at which time anyone interested therein or

affected thereby will be given an opportunity to be heard.

RESOLUTION CA#5-2013

Re: Consent Agenda #5-2013

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, that the Clerk read the resolution by title and waive the reading of the resolution in full. Upon roll call, all members 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;

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. Waiver / Permit Fees / Eastern Christian School Association.
2. Tonnage Grant Application
3. Support / Highlands Act
4. Support / S-1896 / A-1503 / Sharing of Burden of Tax Appeal Refunds
5. Authorization / Receipt of Bids / Self-Contained Leaf Collector
6. Acceptance of Proposal / De Block Environmental Services
7. Authorization / Bond Anticipation Notes
8. Adoption / Temporary Capital Budget
9. Ratification of Checks / #1905, #1906, #1908
10. Temporary Budget
11. Approval / Raffle License #4-2013 / Fidelians of America
12. Approval / Raffle License #5-2013 / Pathway of Hope
13. Accepting Letter of Retirement / Terminal Leave / Karen Vitale
14. Replenishment of Postage Meter
15. Award of Proposal / Intelli-Shred
16. Establishing Green Team
17. Anti-Idling Resolution

Motion by Councilwoman Vuoncino, second by Councilman Melone, to approve the foregoing resolution. Upon roll call, all members voted in the affirmative, with the following exceptions: Councilman Dyer voted against Resolutions #8 and 17, and Councilman Iacobelli abstained on Resolution 3, and voted against Resolution 17.

Resolution #109-2013

Re: Waiver / Permit Fees / ECSA

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the fee for construction permits for the renovations to the existing restrooms to make them ADA compliant be waived and that the Construction Official be notified of same by certified copy of this resolution.

Resolution #110-2013

Re: Tonnage Grant Application

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 2012 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 #111-2013

Re: Support / Highlands Act

WHEREAS, New Jersey Highlands Water Protection and Planning Act (The Highlands Act) was enacted in order to protect the State's water supplies and other significant resources; and

WHEREAS, The Highlands Act was passed with overwhelming bipartisan support in both the New Jersey State Senate and New Jersey State Assembly; and

WHEREAS, subsequently in 2008, the New Jersey Highlands Water Protection and Planning Council adopted the New Jersey Highlands Regional Master Plan, and proceeded with a program for its implementation through a Plan Conformance process.

WHEREAS, the Borough of North Haledon, Passaic County, New Jersey, is a municipality that receives a portion of its drinking water from sources within the in the Highlands

Region; and that Borough of North Haledon relies on the resources of the Highlands to meet the current and future needs of its residents.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Borough of North Haledon strongly supports the goals, policies and objectives of the 2004 Highlands Water Protection and Planning Act and the Highlands Regional Master Plan.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be sent to Governor Chris Christie, Lt. Governor Kim Guadagno, State Senator Nellie Pou, Assemblywoman Shavonda Sumter, Assemblyman Benjie Wimberly, DEP Commissioner Bob Martin, the NJ Highlands Council, and the NJ Highlands Coalition.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be sent to the Governing Bodies of neighboring municipalities asking them to pass similar resolutions.

Resolution #112-2013

**Re: Support / S-1896 / A1503
Sharing Burden / Tax Appeals**

WHEREAS, when County Tax Board appeals are successful, the municipality must reimburse the property taxpayer 100% of the appealed tax levy, which includes the municipal, school, county and any special districts tax; and

WHEREAS, the municipal tax collector must then adjust the taxpayer's fourth quarter tax bill, resulting in the municipality's fund balance for the preceding year being diminished, if not completely depleted; and

WHEREAS, in recent years, municipalities have experienced a large spike in tax appeals caused by the economic down-turn, which lowered property values and placed increased stress on the income of homeowners all around our Garden State; and

WHEREAS, successful tax appeals have a four-fold negative impact on municipal budgets; first by requiring the municipality, as the collector of taxes for the School district, county and special districts, to fund the full cost of the legal defense of the assessment; and

WHEREAS, the second negative impact on municipal budgets results from State law, which guarantees to the county and the school district 100% of their levies, hence forcing the municipality to bear the full cost of any reimbursements resulting from the appeal, as well as the full burden for any uncollected taxes; and

WHEREAS, the third negative impact on municipal budgets ensues because the refunds and credits negatively impact the municipality's tax collection rate, resulting in a State required increase in the appropriation for the Reserve for Uncollected Taxes (a non-exempt from cap budget expenditure); and

WHEREAS, fourth, the end result is a further decline in the property tax base used to support municipalities, county governments, school systems and any fire or other special purpose districts, which will necessitate tax rate increases to raise the same amount of revenue; and

WHEREAS, in light of the revenue limitations that have been placed on all levels of local government by the Legislature (2% cap), such declining values will compound and add

additional stress to local public officials, as they grapple with the issues confronting the tax paying public.

WHEREAS, Senator Anthony R. Bucco, Assemblyman Michael Patrick Carroll and Assemblyman Anthony M. Bucco have recently introduced Senate Bill S-1896/Assembly Bill A-1503, which requires fire districts, school districts, and county governments to share in burden of property assessment appeal refunds;

NOW, THEREFORE, BE IT RESOLVED, that the members of the Board of Council of the Borough of North Haledon, hereby urge the swift passage and signing of S-1896/A-1503; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, to Assembly Speaker Sheila Oliver, to our State Senator, to our two Representatives in the General Assembly, and to the New Jersey League of Municipalities.

Resolution #113-2013

**Re: Authorization / Receipt of Bids
Self-Contained Leaf Collector**

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that they Clerk be and she is hereby authorized to advertise for the receipt of bids for the purchase of a self contained leaf collector. Bids to be received in the Council Chambers, 103 Overlook Avenue, North Haledon, by the Municipal Clerk on behalf of the Mayor and Council.

Resolution #114-2013

**Re: Acceptance of Proposal /
De Block Environmental Services**

BE IT RESOLVED that the Municipal Clerk is hereby authorized to execute a contract with De Block Environmental Services licensed operations coverage and maintenance service to the North Haledon Collection system (attached hereto and made part of the within minutes) in the sum not to exceed \$12,000.00.

BE IT FURTHER RESOLVED that funds are available for the aforementioned as evidenced by Treasurer / CFO certification following.

CERTIFICATION

I, Laura Leibowitz, Treasurer / CFO, do hereby certify that funds are available for the aforementioned in 3-01-26-300-300-295.

Resolution #115-2013

Re: Authorization / Bond Anticipation Notes

WHEREAS, the Borough of North Haledon, in the County of Passaic, New Jersey (the "Borough") from time to time issues bonds, notes and other obligations, the interest on which is excluded from gross income for Federal income tax purposes, and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, which require issuers of tax-exempt obligations, such as the Borough to account for and rebate certain arbitrage earnings to the

United States Treasury and to take other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Borough intends to issue a \$4,368,236 bond anticipation note, dated March 28, 2013 and payable March 28, 2014 (the "Note"); and

WHEREAS, the Borough desires to designate the Note as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Code;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Haledon, in the County of Passaic, New Jersey, as follows:

SECTION 1. The Borough Council hereby covenants on behalf of the Borough, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on bonds, notes or other obligations of the Borough (including the Note) be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

SECTION 2. The Mayor, Municipal Clerk, Chief Financial Officer and the other officials of the Borough are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. The Note is hereby designated as a "qualified tax-exempt obligation" for the purpose of Section 265(b)(3) of the Code.

SECTION 4. It is hereby determined and stated that (1) said Note is not a "private activity bond" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2013.

SECTION 5. It is further determined and stated that the Borough has not, as of the date hereof, issued any tax-exempt obligations (other than the Note) during the calendar year 2013.

SECTION 6. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, said Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 7. The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Note and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2013 dated as of the date of delivery of the Note.

SECTION 8. This resolution shall take effect immediately upon its adoption.

Resolution #116-2013

Re: Temporary Capital Budget

WHEREAS, the Borough of North Haledon desires to constitute the 2013 Temporary Capital Budget of said municipality by inserting therein the following projects.

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

Section 1. The 2013 Temporary Capital Budget of the Borough of North Haledon is hereby constituted by the adoption of the schedule to read as follows:

Temporary Capital Budget of the Borough of North Haledon
County of Passaic, New Jersey
Projects Scheduled for 2013
Method of Financing

| <u>Project</u> | <u>Est. Costs</u> | <u>Grants</u> | <u>Other Funds</u> | <u>Capital Imp. Fund</u> | <u>Capital Surplus</u> | <u>Bonds</u> |
|------------------------------|-------------------|---------------|--------------------|--------------------------|------------------------|--------------|
| Various Capital Improvements | 1,200,000 | 200,000 | | 50,000 | | 950,000 |
| | | 0 | | | | |

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2013 Temporary Capital Budget, to be included in the 2013 Permanent Capital Budget as adopted.

Resolution #117-2013

Re: Ratification of Checks

BE IT RESOLVED, by the Mayor and Council of the Borough of North Haledon that check #1905 in the amount of \$92.00, dated April 2, 2013, drawn to the order of US Postal Service, be hereby ratified; and

BE IT RESOLVED, by the Mayor and Council of the Borough of North Haledon that check #1906 in the amount of \$500.00, dated April 2, 2013, drawn to the order of US Postal Service, be hereby ratified; and

BE IT RESOLVED, by the Mayor and Council of the Borough of North Haledon that check #1908 in the amount of \$80.00, dated April 5, 2013 drawn to the order of State of New Jersey Department of Labor & Workforce Development, be hereby ratified; and

BE IT FURTHER RESOLVED, that funds were available for the aforementioned as evidenced by the CFO/Treasurer certification following:

CERTIFICATION

I, Laura Leibowitz, CFO/Treasurer of the Borough of North Haledon, do hereby certify that funds were available for the aforementioned in 3-01-20-120-120-205 and 3-01-25-260-260-201.

Resolution #118-2013

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 2013 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 2012 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 for her records.

| | |
|----------------------|--------------------|
| Mayor & Council SW | \$6,413.00 |
| Municipal Clerk SW | \$25,000.00 |
| OE | \$15,000.00 |
| Finance SW | \$5,000.00 |
| OE | \$10,000.00 |
| Auditor OE | \$10,000.00 |
| Assessment of Taxes | \$5,000.00 |
| Engineering | \$10,000.00 |
| Planning Board SW | \$2,000.00 |
| OE | \$500.00 |
| Prep. Of Master Plan | \$10,000.00 |
| Bd of Adj. SW | \$2,000.00 |
| OE | \$500.00 |
| Municipal Court SW | \$10,000.00 |
| Court OE | \$5,000.00 |
| Public Defender SW | \$1,000.00 |
| Group | \$30,000.00 |
| Workmens' Comp | \$20,000.00 |
| Fire OE | \$20,000.00 |
| Police SW | \$200,000.00 |
| Police Car | \$10,000.00 |
| Prosecutor | \$6,000.00 |
| Const. Official SW | \$15,000.00 |
| OE | \$2,000.00 |
| Streets & Roads SW | \$15,000.00 |
| Sanitation OE | \$50,000.00 |
| Recycling SW | \$5,000.00 |
| Recycling OE | \$10,000.00 |
| Sewers SW | \$20,000.00 |
| Bd of Health | \$15,000.00 |
| OE | \$1,000.00 |
| Senior Citizens | \$3,000.00 |
| Special Events | \$5,000.00 |
| Electricity | \$32,000.00 |
| Telephone | \$13,000.00 |
| Hydrants | \$20,000.00 |
| Street Lighting | \$20,000.00 |
| Water Testing | \$125.00 |
| Social Security | \$35,000.00 |
| PVSC | <u>\$90,000.00</u> |
| | 754,538.00 |

Resolution #119-2013

Re: Approval / Raffle License

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the following Raffle License be approved as submitted providing all rules and regulations of Legalized Games of Chance are adhered to.

Name: Fidelians of America
Location of Raffle: 219 Manchester Avenue
Date of Raffle: May 10, 2013
Raffle License: #4-2013

Resolution #120-2013

Re: Approval / Raffle License

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the following Raffle License be approved as submitted providing all rules and regulations of Legalized Games of Chance are adhered to.

Name: Pathway of Hope
Location of Raffle: 1 Brookview Drive
Date of Raffle: April 27, 2013
Raffle License: #5-2013

Resolution #121-2013

**Re: Retirement / Terminal Leave
Karen Vitale**

WHEREAS, North Haledon's licensed Deputy Court Administrator, Karen Vitale, has submitted his letter of retirement; and

WHEREAS, Karen Vitale has accumulated enough unused days for which she is entitled to be compensated, which would permit her to be out on terminal leave from May 20, 2013 up to approximately July 31, 2013;

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of North Haledon that:

1. Karen Vitale's letter of retirement is hereby accepted with deepest regret, thanks and appreciation for her many years of service to the Borough of North Haledon and its citizens.
2. Karen Vitale is hereby authorized to use her unused days for which she is entitled to be compensated, which would permit her to be out on terminal leave from May 20, 2013 to July 31, 2013, with the express understanding that during said terminal leave, Karen Vitale shall be entitled to all benefits and emoluments for his position.

Resolution #122-2013

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 3-01-20-120-120-205

Resolution #123-2013

Re: Award of Proposal / Intelli-Shred

WHEREAS, Intelli-Shred, submitted a proposal dated March 8, 2013, which was received and discussed by the Governing Body (proposal attached hereto and made a part of the within resolution); and

WHEREAS, expense for said service will not exceed the sum of \$675.00;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the proposal submitted by Intelli-Shred., be and the same is hereby accepted and payment shall be made by submission of voucher by the Borough Treasurer.

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

CERTIFICATION:

I, Laura Leibowitz, CFO/Treasurer of the Borough of North Haledon, do certify that funds are available for the aforementioned in Recycling.

Resolution #124-2013

Re: Establishment of Green Team

WHEREAS, the Borough Council of the Borough of North Haledon strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

WHEREAS, the Borough Council of the Borough of North Haledon wishes to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on "Green" issues, the Borough Council wishes to establish a Green Team Committee; and

WHEREAS, the Borough Council of the Borough of North Haledon wants to begin the process of focusing on "Green" issues by starting with audits of municipality facilities and operations first.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that we do hereby establish a Green Team Committee, which shall consist of residents or employees of Borough of North Haledon, appointed annually, but whose initial term of appointment shall be through December 31, 2013.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Borough Council of the Borough of North Haledon that the Mission, Goals and Objectives for the Green Team through December 31, 2013 are established as follows:

Mission

The Borough of North Haledon Green Team Advisory Committee will advise the Borough of North Haledon on ways to improve municipal operations with "Green" initiatives which are economically and environmentally sound through research and evaluation.

Goals

Submit a report and recommendations to the Borough Council to include:

1. An audit of municipal facilities
2. An evaluation of the municipality's carbon footprint
3. A report of suggested best practices for "greener" municipal operations
4. Getting businesses and residents involved in Green Living.

Resolution #125-2013

Re: Anti-Idling Resolution

WHEREAS, emissions from gasoline and diesel powered vehicles contribute significantly to air pollution, including greenhouse gases, ozone formation, fine particulates, and a multitude of potentially harmful pollutants that can trigger an asthma attack and other ailments;¹ and

WHEREAS, asthma is a significant public health concern in NJ, especially among children (up to 25% of NJ's school age children are asthmatic) and the elderly; and

WHEREAS, for every gallon of gasoline used, the average car produces about 20 pounds of carbon dioxide (CO₂), the largest contributor to greenhouse climate change, with one-third of greenhouse gas emissions coming from the transportation sector²; and

WHEREAS, the U.S. Argonne National Laboratory estimates that about 20 million barrels of diesel fuel are consumed each year by idling long-haul trucks (estimated truck emissions total about 10 million tons of CO₂, 50,000 tons of nitrogen oxides, and 2,000 tons of particulates); and

WHEREAS, we can avoid producing unnecessary greenhouse gas emissions and exposure to air toxics by reducing or eliminating wasteful vehicle idling; and

WHEREAS, petroleum-based gasoline and diesel fuel are nonrenewable fuels and should be used wisely and not wasted; and

WHEREAS, idling is not generally beneficial to a vehicle's engine because it wears engine parts; and

WHEREAS, idling more than 10 seconds uses more fuel and emits more pollutants than turning a warm engine off and on again; and

WHEREAS, idling for 10 minutes uses as much fuel as it takes to travel 5 miles; and

WHEREAS, vehicle idling occurs in locations (e.g. school grounds, parking lots, drive-through windows, business centers, etc.) where New Jerseyans can be exposed to air pollutant emissions; and

WHEREAS, moving beyond New Jersey's existing no-idling code of 3 minutes would significantly improve public health, air quality, reduce costs and greenhouse gas emissions; and

THEREFORE BE IT RESOLVED that the Borough of North Haledon:

Supports the adoption of "Idle Free Zones" by government agencies, schools, businesses, and other organizations by:

- Encouraging any gasoline or diesel powered motor vehicle* to turn off their engines after 10 seconds if they plan to remain at that location for more than 30 seconds.
- Ensuring idling does not occur at idle-frequent locations such as school drop-off and pick up, drive through windows, gas stations, parking lots, business centers, etc.
- Maintaining municipal vehicles to eliminate any visible exhaust.
- Enforcing existing violations and penalties under NJ's existing no-idling code.
- Supporting broad education of the public about the health, environmental and economic impacts of idling and ways to reduce idling.

CERTIFICATION OF AVAILABILITY OF FUNDS

The Clerk read the Certification of Availability of Funds (attached to within minutes)

Resolution #126-2013

Re: Payment of Approved Claims

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

The Clerk presented 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.....\$ 7,584.27

2013 BILLS

CURRENT FUND-OTHER EXPENSES\$ 273,815.09

2013 BILLS

PREPAID BILLS - CURRENT FUND - OTHER EXPENSE.....\$ 848,643.73
 FEDERAL/STATE GRANT FUND.....\$ 9,900.00
 TRUST FUND II.....\$ 930.00
 DOG LICENSE TRUST ACCOUNT.....\$ 1,072.30

CAPITAL FUND.....\$ 31,344.80

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 \$351,537.29 paid in the month of March be approved.

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

DISCUSSION

Walk of Ahnert Avenue, April 20, 2013, at 10:30 a.m.

Mayor George stressed the urgency in hiring an Acting Pumping Station Operator; interviews will be held at the Work Session Meeting on May 1, 2013.

ADJOURNMENT

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

Mayor George declared the meeting duly adjourned at 9:45 p.m.

Respectfully Submitted,

Renate Elatab, Municipal Clerk

Adopted at Meeting of May 15, 2013