



## **BOROUGH OF NORTH HALEDON**

### **COUNCIL MEETING MINUTES**

**WEDNESDAY, MARCH 15, 2017**

Mayor George read the OPMA statement into the record:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. Notice of this meeting was emailed to the HERALD NEWS and the HAWTHORNE PRESS on January 19, 2017, and was advertised in said newspapers on January 26, 2017. Said notice was posted on the bulletin board on the same date and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Proper notice having been given, the meeting was called to order at 11:25 p.m. and the Clerk was directed to include this statement in the minutes of this meeting.

### **ROLL CALL**

Present:

Mayor Randy George

Council Members: Raymond Melone, Rocco Luisi, Donna Puglisi, George Pomianek, Heather Sparano, and Keith Salviano

Also Present:

Borough Attorney, Michael De Marco

Police Chief, Robert Bracco, and Police Captain, Todd Darby

Deputy Municipal Clerk, Dena Ploch

Municipal Clerk, Renate Elatab

### **PUBLIC COMMENTS**

Motion by Council Member Puglisi, second by Council Member Sparano, to open the floor to the public. Upon roll call, all members voted in the affirmative. Motion carried.

Seeing as no one from the public asked to speak, motion by Council Member Puglisi, second by Council Member Sparano, to close the floor to the public. Upon roll call, all members voted in the affirmative. Motion carried.

## **APPROVAL OF PRIOR MINUTES**

Motion by Council Member Puglisi, second by Council Member Luisi, to approve the minutes of the work session meeting and regular meeting of February 15, 2017. Upon roll call, all members voted in the affirmative. Motion carried.

## **OFFICIAL REPORTS**

The following reports were submitted to the Municipal Clerk's Office and distributed to the members of the Governing Body:

Building Official's Report  
Clerk's Receipts  
Fire Department 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 - **MELONE**  
POLICE / EMERGENCY MANAGEMENT / SAFETY / PBA LOCAL 292 - **PUGLISI**  
RECREATION - **PUGLISI**  
ZONING BOARD OF ADJUSTMENT - **PUGLISI**  
NORTH HALEDON VOLUNTEER AMBULANCE – **MAYOR GEORGE**  
FINANCE – **POMIANEK**  
PLANNING BOARD - **SALVIANO**  
BOARD OF EDUCATION / LOCAL - **LUISI**  
BOARD OF EDUCATION / REGIONAL - **POMIANEK**  
BOARD OF HEALTH – **SALVIANO**  
FIRE & WATER - **LUISI**  
ENGINEERING - **POMIANEK**  
LIBRARY - **MAYOR GEORGE**  
PUBLIC CELEBRATIONS -

Motion by Council Member Puglisi, second by Council Member Pomianek, to waive committee reports. Upon roll call, all members voted in the affirmative. Motion carried.



**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the attached 2017 Municipal Budget constitutes the local budget of the Borough of North Haledon for the calendar year 2017.

**BE IT FURTHER RESOLVED** that a copy of the 2017 municipal budget will be available for inspection in the office of the Municipal Clerk.

**BE IT FURTHER RESOLVED** that a summary of said budget be published in the HAWTHORNE PRESS on March 23, 2017, and a public hearing on the budget will be held at the Municipal Building, 103 Overlook Avenue, on April 19, 2017, or as soon thereafter as the matter may be reached.

Motion by Council Member Puglisi, second by Council Member Sparano, to approve the foregoing resolution. Upon roll call, all members voted in the affirmative. Motion carried.

**Ordinance #10-2017**

**Re: COLA Ordinance**

Motion by Council Member Luisi, second by Council Member Pomianek, that the Clerk read the ordinance by title and waive the reading of the ordinance in full. Upon roll call, all members voted in the affirmative. Motion carried.

The Clerk presented the following ordinance:

**CALENDAR YEAR 2017  
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 0.50% 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 2017 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 3.0% increase in the budget for said year, amounting to \$294,230.87 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of North Haledon, in the County of Passaic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2017 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 \$333,294.35, and that the CY 2017 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.

Motion by Council Member Puglisi, second by Council Member Melone, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on April 19, 2017, at 7:30 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 voted in the affirmative. Motion carried.

## **OLD BUSINESS / ORDINANCES**

**Ordinance #5-2017**

**Re: NHVA / LOSAP (pulled)**

Motion by Council Member Puglisi, second by Council Member Luisi, that the Clerk read the ordinance by title and waive the reading of the ordinance in full. Upon roll call, all members 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  
CHAPTER 523, STREETS AND ROADS**

**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 523, Streets and Roads**, shall be amended and shall read as follows:

§523-47 **Erection and Maintenance of Utility Poles; Permit Required.**

No person or corporation shall erect, place or maintain poles for the use of telephone, cable or any other purpose whatsoever upon the streets of the Borough of North Haledon (“the Borough”), except with the permission and under the direction of the Mayor and Council.

§523-48 **Issuance of Permits.**

Any person, persons or corporation desiring a permit for any of the purposes specified in §523-47 shall apply to the Mayor and Council of the Borough, and upon the order of the Mayor, the Construction Office shall issue a permit to install according to the terms and rules hereinafter specified.

§523-49 **Report on Permits at Council Meetings**

The Construction Official shall, at every regular meeting of the Council, make a report on permits applied for, issued, or rejected.

§523-50 **Restoration Guaranty Deposit.**

To insure the proper restoration of the streets or sidewalks to their original condition where permits have been granted to dig up the same, the persons or corporations, before receiving such permits, shall deposit with the Construction Office a sum as set forth in Chapter 275 Fees, to be held as a guaranty that said streets or sidewalks shall be restored to a proper and satisfactory condition and also for compliance with all the terms and conditions specified in said permit.

§523-51 **Installation Methods**

All excavations made must be properly protected so as to allow safe passage. Along all streets in which the same are made and must be properly lighted during nighttime, and all surplus material must be properly removed.

§523-52 Restoration of Streets; Failure to Comply, Borough Prerogative  
If any person, persons or corporations to whom permits have been granted shall fail to protect and restore the streets so opened to the satisfaction of the Mayor and Council, then said Council shall, after ten days' notice, proceed to protect or put said street or sidewalk in proper condition and shall reimburse the Borough out of the money deposited on obtaining the permit(s), and any amount left over after paying for the protection or restoration of said street or sidewalk shall be paid back to the person, persons or corporations, who deposited the same. The Construction Office shall receive a sum as set forth in Chapter 274, Fees, for each permit issued, to be paid by the person or corporation to whom the permit is granted, for his or her services in connection with the same.

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 immediately after final adoption and publication as provided by law.

Motion by Council Member Luisi, second by Council Member Puglisi, to open the floor to the public. Upon roll call, all members voted in the affirmative. Motion carried.

Seeing as no one from the public asked to speak, motion by Council Member Puglisi, second by Council Member Luisi, to close the floor to the public. Upon roll call, all members voted in the affirmative. Motion carried.

Motion by Council Member Luisi, second by Council Member Melone, that Ordinance #6-2017 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #6-2017 was adopted on second reading and is hereby declared a passed ordinance in accordance with law. Upon roll call, all members voted in the affirmative. Motion carried.

**Ordinance #7-2017**

**Re: Amendment / Fees**

Motion by Council Member Puglisi, second by Council Member Luisi, that the Clerk read the ordinance by title and waive the reading of the ordinance in full. Upon roll call, all members 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 275,  
FEES**

**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 275, 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. §275-28. Chapter 523, Streets and Sidewalks shall be amended to read as follows:

D. Fees for the Erection and Maintenance of Utility Poles:

(1) Permit Fees:

- (a) An administrative fee of \$150.00 or more;
- (b) Legal and engineering escrow of \$500.00 or more;
- (c) Base permit fee for a single installation, including the first five square yards of any trench or sidewalk opened, torn up or excavated including the first 50 linear feet of any curb: \$125.00
- (d) For multiple installations and installations that are complex in Nature, the base permit fee will be adjusted upward relative to the scope of the installations.

(2) Security Deposit Fee and Guaranty

- (a) Installation in paved area, curb, or sidewalk
  - (i) Base charge: \$30.00;
  - (ii) Charge for each square yard of trench opened: \$20.00;
  - (iii) Charge for each square yard of paving: \$7.50;
  - (iv) Charge for each linear foot of curb: \$10.00;
- (b) Installation in shoulders and roadside areas:
  - (i) Base charge: \$30.00;
  - (ii) Charge for each square yard of trench opened: \$7.50;
- (c) Boring, tunneling or driving under the roadway:
  - (i) Base charge: \$30.00;
  - (ii) Charge per linear foot of boring: \$2.00

- (d) Multiple installations and installations which are complex in nature and not considered standard:
  - (i) A security deposit fee and guaranty will be calculated by the Construction Department to be consistent and relative to the scope of work for which the permit is sought.

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 immediately upon final adoption and publication as provided by law.

Motion by Council Member Puglisi, second by Council Member Luisi, to open the floor to the public. Upon roll call, all members voted in the affirmative. Motion carried.

Seeing as no one from the public asked to speak, motion by Council Member Puglisi, second by Council Member Luisi, to close the floor to the public. Upon roll call, all members voted in the affirmative. Motion carried.

Motion by Puglisi, second by Council Member Melone, that Ordinance #7-2017 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #7-2017 was adopted on second reading and is hereby declared a passed ordinance in accordance with law. Upon roll call, all members voted in the affirmative. Motion carried.

**Ordinance #8-2017**

**Re: Zone Change / 20 Manchester Ave.**

Motion by Council Member Puglisi, second by Council Member Sparano, that the Clerk read the ordinance by title and waive the reading of the ordinance in full. Upon roll call, all members 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 THE ZONING MAP, BOROUGH OF NORTH HALEDON,  
PASSAIC COUNTY, NEW JERSEY**

**WHEREAS**, the zoning districts of the Borough of North Haledon are bounded and defined as shown on a map entitled “Zoning Map, Borough of North Haledon, Passaic County, New Jersey,” dated January 2001, and prepared by Michael F. Kauker, Associates; and

**WHEREAS**, the property commonly known as 20 Manchester Avenue and designated on the tax maps of the Borough of North Haledon as Block 28, Lot 3 (herein after referred to as the "Property") is currently located in the RA-3 zone; and

**WHEREAS**, it appears that the Property should properly be located in the B-2 zoning district,

**NOW, THEREFOERE, 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 #20-2016 is hereby repealed.

Section 2. The property commonly known as 20 Manchester Avenue and designated on the tax maps of the Borough of North Haledon as Block 28, Lot 3 shall be removed from the RA-3 zone and included in the B-2 zone.

Section 3. All other parts of the Zoning Map of the Borough of North Haledon and 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 4. This Ordinance shall take effect immediately after final adoption and publication as provided by law.

Motion by Council Member Puglisi, second by Council Member Luisi, to open the floor to the public. Upon roll call, all members voted in the affirmative. Motion carried.

Seeing as no one from the public asked to speak, motion by Council Member Puglisi, second by Council Member Melone, to close the floor to the public. Upon roll call, all members voted in the affirmative. Motion carried.

Motion by Council Member Puglisi, second by Council Member Luisi, that Ordinance #8-2017 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #8-2017 was adopted on second reading and is hereby declared a passed ordinance in accordance with law. Upon roll call, all members voted in the affirmative. Motion carried.

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

### **Ordinance #11-2017**

### **Re: Amendment / Salary Ordinance**

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

The Clerk presented the following ordinance:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
ORDINANCE #1-2017 FIXING THE SALARIES AND COMPENSATIONS  
OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF  
NORTH HALEDON, IN THE YEAR 2017**

**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 2017

MAYOR	5,100.00
COUNCIL MEMBERS	3,511.00
CHIEF OF POLICE	169,358.00
ADMINISTRATOR	21,438.00
MUNICIPAL CLERK	75,546.00
MUNICIPAL HOUSING ADMINISTRATOR	13,121.00
DEPUTY BOROUGH CLERK	50,609.00
ADMIN. ASST./CLERK'S OFFICE	38,943.00
TAX COLLECTOR	75,610.00
TAX SEARCH OFFICER	950.00
TAX ASSESSOR	19,814.00
PART-TIME CFO / TREASURER	32,400.00
ASSISTANT TREASURER	63,020.00
SUPERINTENDENT OF PUBLIC WORKS	101,832.00
CLERICAL ASST/POLICE DEPT.	41,727.00
OPERATOR/PUMP STATION/PART TIME	16,647.00
OPERATOR/PUMP STATION/PART TIME	19,147.00
ASST. OPERATOR/PUMP STATION	45,065.00
PLANNING BOARD SECRETARY	6,577.00
PLANNING BOARD CLERK-PER SPECIAL MEETING	30.00
PLANNING BOARD ATTORNEY	3,642.00
ZONING BOARD OF ADJUSTMENT/ SECRETARY	4,727.00
ZONING BD. SPECIAL MEETING	30.00
ZONING BOARD ATTORNEY	2,706.00
MUNICIPAL JUDGE	15,763.00
MUNICIPAL COURT ADMINISTRATOR	66,741.00
DEPUTY COURT ADMINISTRATOR	40,700.00
PROSECUTOR	17,297.00
PUBLIC DEFENDER/PER APPEARANCE	150.00

CONSTRUCTION CODE OFFICIAL	51,947.00
PLUMBING & ELECTRICAL SUB-CODE OFFICIAL	21,102.00
FIRE SUB-CODE OFFICIAL	11,019.00
ZONING REVIEW OFFICER	1,364.00
CODE ENF.-PROP MNT.-ZONING ENFORCEMENT	69,574.00
LAND USE ACT ADMINISTRATOR	1,364.00
TECHNICAL ASST. CONSTRUCTION OFFICE	35,633.00
REGISTRAR OF VITAL STATISTICS	1,793.00
DEPUTY REGISTRAR OF VITAL STATISTICS	769.00
FIRE OFFICIAL	7,432.00
OEM COORDINATOR	7,500.00
ASST. OEM COORDINATOR	5,000.00
REGISTERED ENVIRONMENTAL HEALTH SPEC.	14,999.00
PUBLIC HEALTH NURSE	13,850.00
SECRETARY/BOARD OF HEALTH	7,822.00
RECYCLING COORDINATOR	4,515.00
ROAD KILL SPECIALIST	3,438.00

**HOURLY**

RECYCLING ATTENDANT/ENFORCEMENT OFFICER	12.00 – 30.00
DEPUTY TAX COLLECTOR	15.00 – 20.00
DPW PART-TIME LABORER	12.00 – 20.00
SPECIAL POLICE OFFICER	14.00 -- 20.00
FIRE INSPECTOR	14.00 --20.00
CLERICAL ASSISTANT	14.00 – 20.00
PART-TIME DISPATCHER	12.00-16.00
CROSSING GUARD	14.00-18.00
DEPUTY COURT ADM. / VIOLATIONS CLERK	15.00-18.00

Motion by Council Member Puglisi, second by Council Member Melone, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on April 19, 2017, at 7:30 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 voted in the affirmative. Motion carried.

**Ordinance #12-2017**

**Re: Amendment / Chapter 53**

**Councilwoman Sparano recused herself from this agenda item and stepped off the dais. (11:33 p.m.)**

Motion by Council Member Puglisi, second by Council Member Melone, that the Clerk read the ordinance by title and waive the reading of the ordinance in full. Upon roll call, all members 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  
CHAPTER 53, HIRING PRACTICES**

Motion by Council Member Puglisi, second by Council Member Luisi, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on April 19, 2017, at 7:30 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.

**Councilwoman Sparano returned to the dais. (11:35 p.m.)**

**RESOLUTION CA#4-2017**

**Re: Consent Agenda #4-2017**

Motion by Council Member Puglisi, second by Council Member Luisi, that the Clerk read the ordinance by title and waive the reading of the ordinance 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; 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. Increase in Deferred School Taxes
2. Refund / Building Permit Fees
3. Authorization / Application / Tonnage Grant
4. Tax Reimbursement Certification
5. North Haledon Library Remittances
6. Acceptance of Resignation / Dave Heerema
7. Acceptance of Proposal / Oliver Appraisals / COAH Unit
8. Authorization / Auction / Surplus Property

9. Approval / Motorama Car Show
10. Approval / Raffle Licenses / Mary Help of Christians Academy / Wyckoff PTO
11. Approval / Change Order #1 / 2016 Sidewalk and Curb Improvement Program
12. Acceptance of Proposal / Boswell Engineering / Zoning Map
13. Increase of Bid Threshold / Appointment of QPA
14. Authorization / Payment of Bills / Issuance of Checks
15. Authorization / Transfer of Reserves

Motion by Council Member Melone, second by Council Member Pomianek, to adopt the foregoing resolution. Upon roll call, all members voted in the affirmative. Motion carried.

**Resolution #63-2017**

**Re: Increase in School Taxes**

**WHEREAS**, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any additional amounts, and

**WHEREAS**, the Governing Body has decided that an increase in Deferred School Taxes is in the best interest of the Borough of North Haledon at this time,

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body that the following Deferred School Taxes be hereby increased for the year ended December 31, 2016 as follows:

	<b>Local School <u>Taxes</u></b>
Amount Deferred 12/31/2016	5,217,792.50
Amount Deferred 12/31/2015	<u>5,151,791.00</u>
	<u>66,001.50</u>

**BE IT FURTHER RESOLVED** by the Governing Body that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

**Resolution #64-2017**

**Re: Refund / Building Permit**

**WHEREAS**, Trinity Solar paid for a permit at the Construction Office for the installation of solar panels for the owners of 36 Ross Lane, North Haledon, and

**WHEREAS**, the property owner cancelled the project after they took out the permit, and

**WHEREAS**, by letter, dated February 10, 2017 requested a refund, and

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the Treasurer be, and he is hereby authorized to issue a check to Trinity Solar in the amount of \$190.00.

**Resolution #65-2017**

**Re: Authorization / Application /  
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 2017 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 #66-2017**

**Re: Library 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 2017	\$36,532.50
May 2017	\$36,532.50
June 2017	\$36,532.50

**BE IT FURTHER RESOLVED** that said payments be charged to the 2017 Budget Appropriation Account Maintenance of the Free Public Library.

**Resolution #67-2017**

**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 a 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 2016, in the amount of \$10,804.89. 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 #68-2017**

**Re: Resignation / Planning Board  
David Heerema**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the resignation of Dave Heerema, Mayor’s Alternate / Planning Board, be accepted effective immediately.

**Resolution #69-2017**

**Re: Acceptance of Proposal /  
Appraisal / COAH Unit**

**WHEREAS** the Borough of North Haledon is in need of a real property appraisal in connection with the sale of 22 Peach Tree Lane, also known as Block 58.03, Lot 26.031 within the Borough of North Haledon;

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

The professional services of Oliver Appraisals be approved in connection with the above matter. The compensation for said services shall not exceed the fee of \$350.00.

**Resolution #70-2017**

**Re: Authorization / Auction**

**WHEREAS**, the Borough of North Haledon is the owner of certain surplus property which is no longer needed for public use; and

**WHEREAS**, the Borough of North Haledon is desirous of selling said surplus property in an “as is” condition without express or implied warranties.

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

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract.

(2) The sale will be conducted online and the address of the auction site is GovDeals.com.

(3) The sale is being conducted pursuant to Local Finance Notice 2008-9.

(4) A list of the surplus property to be sold is as follows:

2000 Ford F-550 Super Duty Mason Dump Truck VIN# 1FDAF57YEA70776  
2001 Ford F-350 Super Duty KLT Pick Up VIN#1FTSFF81F51EB78969  
2003 Ford F-350 Super Duty XLT Pick Up VIN#1FTSX31F23EA37857

(5) The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6) The Borough of North Haledon reserves the right to accept or reject any bid submitted.

**Resolution #71-2017**

**Re: Approval / Motorama Car Show**

**WHEREAS**, by letter dated October 19, 2016 the Jersey Lakeland Region – Vintage Chevrolet Club of America, has requested the use of North Haledon Recreation Fields for its annual car show on May 28, 2017; and

**WHEREAS**, the Mayor and Council are satisfied that the proposal for use of the North Haledon Recreation Fields meets all the requirements of the Borough Code;

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of North Haledon that the Jersey Lakeland Region – Vintage Chevrolet Club of America is hereby granted permission to use Borough of North Haledon Recreation Fields for its annual car show on May 28, 2017, subject to approval by the North Haledon Recreation Commission; and

**BE IT FURTHER RESOLVED** that the Jersey Lakeland Region – Vintage Chevrolet Club of America will consider becoming a sponsor of North Haledon Day;

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to Jersey Lakeland Region – Vintage Chevrolet Club of America and the Recreation Director.

**Resolution #72-2017**

**Re: Approval / Raffle Licenses**

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

Name:	Wyckoff PTO
Location of Raffle:	1245 Belmont Avenue
Date of Raffle:	May 4, 2017
Raffle License:	RA#9-2017

Name:	Mary Help of Christians Academy
Location of Raffle:	659 Belmont Ave
Date of Raffle:	April 29, 2017
Raffle License:	RA#7-2017, #8-2017

**Resolution #73-2017**

**Re: Approval / Change Order  
2016 Curb & Sidewalk Project**

**BE IT RESOLVED** by the Borough Council of the Borough of North Haledon that Change Order #1 and Final for Work Performed and Material Furnished in the Construction of 2016 Sidewalk and Curb Improvement Project in the sum of a plus increase of \$414.25 for a total not to exceed \$35,749.25, payable to Abraham Construction, (copy of same attached hereto and made a part of the within resolution) be and the same is hereby approved.

**CERTIFICATION**

As required by N.J.S.A. 40A:4-57, N.J.A. 5:34-5.1 et seq. and any other applicable requirement, I, Christopher Battaglia, Chief Financial Officer of the Borough of North Haledon, have ascertained that there are available sufficient uncommitted funds in the item specified in the resolution, in the amount specified below. I further certify that I will encumber these funds upon passage of this resolution.

C-04-16-012-210  
Account

NTE \$414.25 PO #15-01376  
Amount

**Resolution #74-2017**

**Re: Approval / Boswell Engineering /  
Zoning & Tax Map**

**WHEREAS**, the Borough of North Haledon is in need of engineering services, in particular for new zoning map; and

**WHEREAS**, Boswell Engineering, by letter dated March 8, 2017 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 McClave Engineering, dated March 8, 2017 for engineering services in connection with the above is hereby accepted and approved.

Compensation for said services shall not exceed \$5,450.00.

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

7-01-20-165-028  
Account

NTE \$5,450.00  
Amount

**Resolution #75-2017**

**Re: Increase of Bid Threshold /  
Appointment of QPA**

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. permits local contracting units to increase their bid threshold up to \$40,000.00; and

**WHEREAS**, N.J.S.A. 40A:11-3a permits an increase in the bid threshold if a Qualified Purchasing Agent is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold; and

**WHEREAS**, N.J.A.C. 5:34-5, et seq. established the criteria for qualifying as a Qualified Purchasing Agent; and

**WHEREAS**, Renate Elatab possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C. 5:34-5, et seq.; and

**WHEREAS**, the Borough of North Haledon wishes to increase the bid threshold and to appoint Renate Elatab as Qualified Purchasing Agent;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of North Haledon that the Borough of North Haledon increases its bid threshold to \$40,000.00; and

**BE IT FURTHER RESOLVED** that the Governing Body of the Borough of North Haledon hereby appoints Renate Elatab as the Qualified Purchasing Agent authorized to exercise the duties of the Qualified Purchasing Agent pursuant to N.J.S.A. 40A:11-2(30), with specific relevance to the authority, responsibility, and accountability of the purchasing activity of the Borough of North Haledon.

**Resolution #76-2017**

**Re: Authorization / Payment of Bills / Issuance of Checks**

**WHEREAS** certain bills which are contained on the bills list which is attached hereto and incorporated herein have been submitted to the Borough of North Haledon for payment; and

**WHEREAS**, pursuant to N.J.S.A. 40A:5:16, it has been certified to the Governing Body that the goods and services for which said bills were submitted have been received by or rendered to the Borough of North Haledon;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Council of the Borough of North Haledon that the Mayor, Assistant Treasurer, and Administrator, be and are hereby authorized to sign checks in payment of the bills set forth in **the attached schedule.**

**Resolution #77-2017**

**Re: Authorization / Transfer of Reserves**

**WHEREAS**, various 2016 bills have been presented for payment this year, which bills represent obligations of the prior fiscal year and were not covered by order number and/or recorded at the time of transfers between the 2016 Budget in the last two months of 2016; and

**WHEREAS**, N.J.S. 40A:4-59 provides that all unexpended balances carried forward after the close of the fiscal year are available, until lapsed at the closed of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to those which are expected to be insufficient during the first three months of the succeeding year;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of North Haledon, in the County of Passaic, State of New Jersey, (2/3 of the majority of the full membership concurring herein) that the transfers in the amount of **\$57,650.00** be made between the 2017 Budget Appropriation Reserves as follows:

<u>ACCOUNT</u>	<u>FROM</u>	<u>TO</u>
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EMPLOYEE GROUP HEALTH INSURANCE	\$ 41,000.00	
ROAD REPAIRS AND MAINTENANCE O/E	\$ 16,650.00	
RESERVE FOR TAX APPEALS		\$ 10,000.00
ACCUMULATED LEAVE COMPENSATION		\$ 14,000.00
ROAD REPAIRS AND MAINTENANCE S&W		\$ 15,000.00
ENGINEERING O/E		\$ 2,000.00
PLANNING BOARD O/E		\$ 1,000.00
PUBLIC BUILDINGS AND GROUNDS O/E		\$ 4,000.00
BOARD OF HEALTH O/E		\$ 450.00
DOG AND CAT REGULATION O/E		\$ 100.00
RECREATION O/E		\$ 450.00
MANCHESTER REGIONAL HS FEASIBILITY STUDY		\$ 9,050.00
STREET LIGHTING		\$ 1,300.00
PUBLIC DEFENDER S&W		\$ 300.00
	<b>\$ 57,650.00</b>	<b>\$ 57,650.00</b>

**DISCUSSION -- none**

**ADJOURNMENT**

Motion by Council Member Puglisi, second by Council Member Luisi, to adjourn the meeting. Upon roll call, all members voted in the affirmative. Motion carried.

Mayor George declared the meeting duly adjourned at 11:40 p.m.

Respectfully Submitted,

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Renate Elatab, Municipal Clerk

Approved at Council Meeting of April 19, 2017