



BOROUGH OF NORTH HALEDON

COUNCIL MEETING MINUTES

WEDNESDAY, SEPTEMBER 18, 2013

Mayor George read the following statement:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of September 18, 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 is called to order at 8:02 p.m. and the Clerk was directed to include this statement in the minutes of this meeting.

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

ROLL CALL

Present:

Mayor Randy George.

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

Also Present:

Police Chief Robert Bracco

Ambulance Chief Robert Flaker

Fire Chief A. J. Ricciardi

Borough Attorney, Michael De Marco

Borough Engineer, Joseph Pomante

Deputy Municipal Clerk, Dena Ploch

Municipal Clerk, Renate Elatab

PUBLIC COMMENTS

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

Garry Faber, 33 Willowbrook Court, discussed property management issues, and his neighbors' aggressive dogs. The mayor advised that he will send the Property Maintenance Officer to inspect the property. Councilman Iacobelli, as Board of Health representative, advised that the Board of Health defers to the State regarding vicious dogs and that a judge must make a determination if a dog is dangerous. He also advised that parking had been banned on Willowbrook Court on North Haledon Day.

John Bleeker, 23 Lee Drive, discussed the condition of Mayor George's garage, the re-appointment of the Borough Administrator, the LED sign, the Fire Department's response to a fire, the disbandment of the Ladies Auxiliary, the tax ID number of the North Haledon Fire Department,. Mr. Bleeker advised that he "could find something on all of you, and if this is the road you want to go down, I'm not going away ... it is right that I want to do anything to save my fire house." He advised that he would bring a CD of a recording of an ambulance meeting to the next council meeting to embarrass the mayor. Mayor George asked why the members of former company no. 1 have not joined the North Haledon Fire Department; Mr. Bleeker responded: "no one wants to be associated with you." John Bleeker inquired about the mistakes that had been made regarding the Manchester funding formula; Mayor George responded that the first mistake had been made by the State, and we have the State figures reviewed by our experts every year; and as for the second mistake by the Manchester Business Administrator: from now on our experts will check their figures every year. North Haledon was not responsible for either of these mistakes.

Joe Sasso, 75 Feldman Terrace, discussed a summons he had received for his property on Belmont Avenue. Mayor George advised that he needed to discuss this issue with the Property Maintenance Officer.

Dennis Marco, 57 Hunter Road South, inquired what Mayor George hoped to gain by recommending that the Borough appeal the 50/50 Manchester funding formula and if there was not a risk that a judge would reinstate the 67/33 formula. The Borough Attorney advised that due to a pending lawsuit this matter should not be discussed. Mayor George advised that he did not believe that the 50/50 funding formula was not fair enough. Mr. Marco suggested going to the local legislators to help negotiate a compromise. Mayor George advised that this had been tried, but it is not in the legislators' interest to go against Haledon and Prospect Park, and the mayors of those two municipalities won't budge from their position. Mayor George advised that the best solution would be that, since Haledon and Prospect Park are running out of room for their students, Manchester cease being a Choice School, and make room for the 8th grade students from Haledon and Prospect Park, and allow North Haledon to sign a send-receive agreement; this which would change the State funding of Manchester since North Haledon would be taken out of the equation.

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.

APPROVAL OF MINUTES

Motion by Donna Puglisi, second by Councilman Dyer, to approve the minutes of the work session meeting of July 10, 2013, the regular council meeting of July 10, 2013, the executive committee meeting of July 10, 2013, the special council meeting of August 14, 2013, the work session meeting of August 14, 2013, the executive committee meeting of August 14, 2013, the

regular council meeting of August 14, 2013, the special council meeting of September 4, 2013, and the work session meeting of September 4, 2013. Upon roll call, Councilwoman abstained from voting on the minutes of the meetings she had not attended, Councilman Dyer abstained on voting on the minutes of the meetings of July 10. The remaining members voted in favor. Motion carried.

OFFICIAL REPORTS

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

Building Official's Report
Clerk's Receipts
Fire Department Report
Ambulance Report
Police Department Report
Tax Collector's Report to Treasurer
Treasurer's Report
Municipal Court 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 - **LUISI**

BOARD OF EDUCATION / LOCAL - **LUISI**

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**. Councilman Iacobelli thanked the Recreation Commission opening the batting cages on North Haledon Day, and advised that there had also been a model train show which had not been included in the newsletter.

BUEHLER ADHOC COMMITTEE - **IACOBELLI**

Motion by Councilwoman Puglisi, second by Councilman Iacobelli, to wave the official committee reports. Upon roll call, all members present voted in the affirmative. Motion carried.

COMMUNICATIONS

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

Special Counsel Vito Gagliardi	Re: Manchester Funding Formula
Borough Administrator	Re: Notice to Bidders / Cell Tower
Borough Attorney	Re: Stipulations of Settlement
Planner Michael Kauker	Re: Redevelopment / Della Cerra Property
North Haledon Volunteer Ambulance	Re: Request / New Ambulance
North Haledon Fire Chief	Re: Activation Process / Consent Agreement
Shop Steward, NHDPW	Re: Uniform Contract
North Haledon Fire Dept.	Re: Annual Fund Drive
MUA	Re: Interlocal Services Agreement
David Jungali	Re: Request / Refund / Permit Fee
Borough of Prospect Park	Re: Invitation / Prospect Park Day
My Heritage US	Re: Christian Heritage Month

Motion by Councilwoman Puglisi, second by Councilman Iacobelli,, 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 #13-2013

Re: **Property Maintenance**

Motion by Councilman Iacobelli, 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:

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF NORTH HALEDON TO REVISE CHAPTER 130, PROPERTY MAINTENANCE

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 130, PROPERTY MAINTENANCE, of the Code of the Borough of North Haledon, shall be and hereby is revised, amended and supplemented as follows:

A. §130-16 shall be added and read as follows:

Emergency conditions.

- (1) Whenever the Enforcement Officer finds that an emergency condition in violation of this chapter exists, which condition requires immediate attention in order to protect the public health or safety, he or she may, without a hearing, issue an order reciting the existence of such a hazardous or serious violation or emergency and requiring that such action be taken as he or she deems necessary to meet the emergency or to remedy the hazardous or serious violation. Notwithstanding the other provisions of this chapter, such order shall be effective immediately, but upon petition to the Enforcement Officer shall be afforded a hearing as soon as possible. After such hearing and decision by the Enforcement Officer, depending upon his findings as to whether or not the provisions of this chapter have been complied with, the Officer shall continue such order in effect, or modify or withdraw it, subject to the issuance of a summons for violation thereof if such order is continued.
- (2) In the event that the owner of the premises fails to correct said emergency condition within the period set forth in such order, the order may provide for the Borough of North Haledon to take such action as deemed necessary to remedy said emergency condition, and the cost of said remedy, together with any other charges incurred, shall be a principal lien against the real property upon which said costs and charges were incurred. The amount of the lien shall be computed by the Chief Financial Officer of the Borough of North Haledon and shall be the sum of the following: (a) the hourly rate(s) of the employee(s) performing the remedy multiplied by the number of hours devoted to the remedy (an employee's hourly rate shall be computed by dividing his or her gross weekly salary by 40); (b) the actual cost of material utilized; and (3) the charges of the Borough Attorney incurred in connection with the preparation and filing of the lien in the Office of the Passaic County Clerk.

Section 2. All other parts or provisions of Chapter 130 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 Councilman Iacobelli, second by Councilwoman Puglisi, to open the floor to the public. Upon roll call, all members present voted in favor. 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 favor. Motion carried.

Motion by Councilwoman Vuoncino, second by Councilman Iacobelli, that Ordinance #13-2013 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #8-2013 was adopted on second reading and is hereby declared a passed ordinance in accordance with law. Motion by Councilman Iacobelli, second by Councilwoman Puglisi, to open the floor to the public. Upon roll call, all members present voted in favor. Motion carried.

NEW BUSINESS / PROCLAMATION / RESOLUTIONS

Proclamation

Re: Christian Heritage Month

Mayor George presented the following proclamation:

CHRISTIAN HERITAGE MONTH

WHEREAS, Christians arrived in America desperate yet determined and in search of religious toleration and freedom from persecution and they devoted their talents, skills, and relentless energy to build the United States of America; and

WHEREAS, in 1787 the forefathers of our country, the United States of America, drafted our Constitution and laid the foundation for laws and rules of order, that our nation would be governed by and based on the principle of Christianity; and

WHEREAS, Christians have served the United States as educators, journalists, scientists, physicians, lawyers, artists and humanitarians. Christian Americans have made vital contributions to the development of our communities, academic institutions, civic organizations, its government and business; and

WHEREAS, while making inroads into every facet of American society, Christian Americans have infused our nation's civic, social, economic, and cultural life with their own unique culture, customs, and dynamic heritage; and

WHEREAS, enriched by the contrasting stories of achievement and adversity, success and unparalleled tragedy like September 11, 2001, the culture and heritage of Christian Americans has provided our State and the nation with a pathway to guide us through periods of growth and expansion as well as depression and conflict; and

WHEREAS, in times of despair and extraordinary need, Christian culture and heritage has uplifted, inspired, and provided solace while also demonstrating and teaching our nation the virtues of bravery, persistence, perseverance, liberty and freedom; and

WHEREAS, in the month of September of each year, Christians shall come together to celebrate Christian Heritage Month and to reflect upon our nation's Christian history and foundation; and

WHEREAS, Christian Heritage Month will serve to establish, create and highlight the rich culture of Americans who share a common goal in their faith and seek to sustain the essence of our nation's Christian culture; and

WHEREAS, Christian Heritage Month will encourage young Christians to learn about their Christian inherited faith and propagate the purpose of the founding fathers and aims to increase public awareness of the rich heritage and traditions of the Christian people; and

WHEREAS, Christian Heritage Month will serve to encourage peace and unity among Christians and people of all faiths throughout the world; and

WHEREAS, Christian Heritage Month will highlight the many contributions and advancements Christians have made in our society, our City, our State, our Nation and throughout the world; and

WHEREAS, in the month of September, Christians will be encouraged to extend a helping hand of goodwill towards the poor, the imprisoned, the homeless, the ill, the hungry and all those in need as part of their heritage; and

WHEREAS, Christian Heritage Month will seek to promote among Christians that there are no race, color, creed, economic gaps or national origin and that all Christians are brother and sister to one another; and

WHEREAS, in order to properly recognize the diverse contributions and achievements of Christian Americans, as well as to preserve and to protect their compelling stories and unique culture for future generations, it is altogether proper and fitting that the people of North Haledon should study and learn from their Christian heritage.

NOW, THEREFORE, BE IT PROCLAIMED that the month of September of each year is designated as "Christian Heritage Month" in the Borough of North Haledon to recognize and honor the diverse contributions and achievements Christian Americans have made to the development of our Borough, County, State and Nation.

Proclamation

Re: Spectrum for Living

Mayor George presented the following proclamation:

SPECTRUM FOR LIVING

WHEREAS, Spectrum for Living was created by five New Jersey families, who having recognized the need for developmentally disabled adult children to be properly supported even after the primary caretakers were no longer able to do so; and

WHEREAS, Spectrum for Living provides much needed housing, medical, clinical, habilitative, social, and educational services to developmentally disabled adults throughout New Jersey, ensuring their lives are enriched with caring support staff and enjoyable experiences; and

WHEREAS, Spectrum for Living has spent the past thirty years striving to supply the highest level of care to all adult New Jersey residents with developmental disabilities; and

NOW, THEREFORE, BE IT PROCLAIMED by Randy George, Mayor of the Borough of North Haledon, Passaic County that Spectrum for Living be commended for the thirty years of service it has provided to developmentally adults throughout New Jersey.

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, to concur with the Mayor's proclamations. With the exception of Councilwoman Puglisi, who voted in the negative regarding the Christian Heritage Month Proclamation, all members present voted in the affirmative. Motion carried.

Ordinance #14-2013

**Re: Capital Ordinance /
North Haledon Public Library**

Motion Councilman Iacobelli, 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 introduced the following Ordinance:

CAPITAL ORDINANCE OF THE BOROUGH OF NORTH HALEDON, IN THE COUNTY OF PASSAIC, NEW JERSEY AUTHORIZING THE CONSTRUCTION OF AN ENTRANCE WAY AT THE NORTH HALEDON PUBLIC LIBRARY IN, BY AND FOR THE BOROUGH, APPROPRIATING THEREFOR THE SUM OF \$39,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM A CONTRIBUTION FROM THE NORTH HALEDON PUBLIC LIBRARY.

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

Section 1. The Borough of North Haledon, in the County of Passaic, New Jersey (the "Borough") is hereby authorized to construct an entrance way at the North Haledon Public Library in, by and for the Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$39,000 is hereby appropriated to the payment of the cost of the improvement authorized and described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be raised from a contribution from the North Haledon Public Library, as hereinafter provided. The sum of \$39,000 received or to be received from the North Haledon Public Library is hereby appropriated to the payment of the cost of said purpose.

Section 3. Said improvement is a lawful capital improvement of the Borough having a period of usefulness of at least five (5) years. Said improvement shall be made as a general improvement, no part of the cost of which shall be assessed against property specially benefited.

Section 4. The capital budget is hereby amended to conform with the provisions of this capital 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 5. This ordinance shall take effect at the time and in the manner provided by law.

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 October 9, 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. Motion carried.

RESOLUTION CA#10-2013

Re: Consent Agenda #10-2013

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 present voted in the affirmative. Motion carried.

The Clerk presented the following resolution:

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

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

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. Settlement of Tax Court Appeal
2. Settlement of Tax Court Appeal
3. Tax Overpayment
4. Tax Title Lien Redemption / Outside Lien Holder
5. Re-appointment / Borough Administrator
6. Award of Contract / Firefighter Personal Escape Systems
7. Award of Professional Services / American Legion Bldg. Improvements
8. Authorization / Execution / TWA Agreement
9. Authorization / Execution of Agreement / Lakeside Pumping Station
10. Approval / Raffle License / UNICO
11. Authorization / Interlocal Services Agreement / MUA
12. Refund / Jungali / Permit Fees
13. Ratification of Checks
14. Window Envelopes / Pet Licenses
15. Chapter 159 / Open Space Grant
16. Authorization / Receipt of Bids / Rehabilitation of Molly Ann Pump Station
17. Authorization / NJDOT Grant / Sicomac Road

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, to approve the foregoing resolution. Upon roll call, all members present, voted in favor, with the exception of

Councilwoman Puglisi, who abstained on the resolution regarding Lakeside. Motion carried.

Resolution #201-2013

Re: Settlement / Tax Court Appeal

WHEREAS, Leo A. Cammarota filed an appeal with Tax Court of the State of New Jersey for tax year 2011 on the property located at 35 Copley Court, Block 60 Lot 44; and

WHEREAS, the parties have agreed to a reduction in the assessment from a total of \$217,200 to a total of \$190,000; and

WHEREAS, the Borough Tax Assessor and Borough Attorney agree with the reduction in value for 2011 in accordance with the settlement; and

WHEREAS, the settlement results in a total tax refund for tax year 2011 in the amount of \$1,811.79 which will be made payable to the plaintiff's in this matter upon issuance of the Judgments; and

WHEREAS, the Mayor and Council for the Borough of North Haledon have determined that it is in the best interests of the Borough to adjust the assessments for the aforesaid property for tax year 2011 in accordance with the settlement;

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

1. The tax assessment on the property located at 35 Copley Court, Block 60 Lot 44, be reduced to \$190,000 for 2011.
2. The Borough Tax Collector is hereby authorized to issue a refund in the amount of \$1,811.79 upon issuance of the judgment.
3. This resolution should take effect immediately or as otherwise provided by law.

Resolution #202-2013

Re: Settlement / Tax Court Appeal

WHEREAS, Arnold and Marie Natali filed an appeal with Tax Court of the State of New Jersey for tax year 2011 on the property located at 139 Linda Vista Avenue, Block 28 Lot 13 and,

WHEREAS, the parties have agreed to a reduction in the assessment from a total of \$171,700 to a total of \$150,000 and,

WHEREAS, the Borough Tax Assessor and Borough Attorney agree with the reduction in value for 2011 in accordance with the settlement and,

WHEREAS, the settlement results in a total tax refund for tax year 2011 in the amount of \$1,445.44 which will be made payable to the plaintiff's in this matter upon issuance of the judgments and,

WHEREAS, the Mayor and Council for the Borough of North Haledon have determined that it is in the best interests of the Borough to adjust the assessments for the aforesaid property for tax year 2011 in accordance with the settlement,

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

1. The tax assessment on the property located at 139 Linda Vista Avenue, Block 28 Lot 13, be reduced to \$150,000 for 2011.
2. The Borough Tax Collector is hereby authorized to issue a refund in the amount of \$1,445.44 upon issuance of the judgment.
3. This resolution should take effect immediately or as otherwise provided by law.

Resolution #203-2013

Re: Tax Overpayment

WHEREAS, the property's assessment for block 800 lot 2 was reduced; and

WHEREAS, the bank paid taxes for the 1st and 2nd quarters of 2013 on this block and lot; and,

WHEREAS, this leaves an overpayment on the taxes for the year 2013,

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be authorized to issue a check for the following amount and the same to be charged to Current Taxes 2013.

Block 800 Lot 2	\$4,751.73
Verizon	
PO Box 152206	
Irving, TX 75015-2206	

Resolution #204-2013

Re: Tax Title Lien Redemption

WHEREAS, the owner of the property located at 778 BELMONT AVE. also known as Block 16 lot 2 came to the tax office on September 5, 2013, with a check to redeem Tax Title Certificate 1-00012 dated April 19, 2013

WHEREAS, the payment was issued to the Borough of North Haledon, and same was deposited in the current account

NOW, THEREFORE, BE IT RESOLVED that the Treasurer be and she is hereby authorized to issue checks to the following:

BLOCK 16 LOT 2	Redemption \$23,338.29
	Premium \$27,500.00

Kenat Inc.
15 Crestwood Dr

Northport, NY 11768

Resolution #205-2013

**Re: Re-Appointment /
Borough Administrator**

WHEREAS, at the regular meeting of the Mayor and Council on March 20, 2013, Renate Elatab was appointed Borough Administrator retro-active to January 1, 2013; and

WHEREAS, § 18-14 of the Borough Code of the Borough of North Haledon stipulates that the Borough Administrator shall be appointed for a probationary period of six months, and at the conclusion of the probationary six-months period, (s)he shall be appointed for a term of four (4) years;

NOW, THEREFORE BE IT RESOLVED, that Renate Elatab be appointed as Borough Administrator for a term to expire on December 31, 2016.

Resolution #206-2013

**Re: Award of Contract /
Firefighter Escape System**

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

WHEREAS, on September 12, 2013, one bid was received which is as follows;

	<u>BID AMOUNT</u>
All Hands Fire Equipment 506 Atkins Avenue Neptune, NJ 07753	\$25,252.00

WHEREAS, the Fire Chief by a letter (attached hereto), recommended the award to All Hands Fire Equipment, 506 Atkins Avenue, Neptune, NJ 07047, in the amount of \$25,252.00; and

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

1. In accordance with the recommendations of the Fire Chief, All Hands Fire Equipment is hereby awarded the contract for the purchase of firefighter personal escape systems in the amount of \$25,252.00.
2. The Borough Clerk is hereby authorized and directed to execute a contract subject to the receipt of a Performance Bond.

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

CERTIFICATION

I, Laura Leibowitz CFO/Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in 2013 Capital Budget.

Resolution #207-2013

Re: Award of Professional Contract / Architectural Services

WHEREAS, the Mayor and Council of the Borough of North Haledon are desirous of awarding a professional service to provide architectural design and preparation of construction documents for public bid for miscellaneous improvements to the American Legion Building; and

WHEREAS, Albert F. Zaccone has submitted a proposal for said purpose same as evidenced by attachment herein and made a part of the within resolution; and

WHEREAS N.J.S.A. 40A:11-5(1)(a)(i) exempts professional service contracts from the bidding requirements of the Local Public Contracts Law

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

The proposal of Albert F. Zaccone, dated September 3, 2013, for above mentioned services for the provision of an architectural design and preparation of construction documents for a sum not exceed \$7,000.00, plus reimbursable expenses be approved.

BE IT FURTHER RESOLVED, that funds are available for the aforementioned as evidenced by Certification of Treasurer following and that the Clerk be and she is hereby authorized to cause to be published the required notice as provided by N.J.S.A. 40A:11-5, et seq., and keep, maintain, and make available for public inspection a copy of this resolution as well as the executed proposal.

CERTIFICATION:

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in C-04-55-613-001-903 Capital Budget.

Resolution #208-2013

Re: Authorization / TWA Agreement

BE IT RESOLVED, that the Council of the Borough of North Haledon formally approves the submission of the Treatment Works Approval permit application for the above stated project.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit a permit application to the New Jersey Department of Environmental Protection, Division of Water Quality on behalf of the Borough of North Haledon.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to sign the Treatment Works Approval permit application on behalf of the Borough of North Haledon and his signature constitutes acceptance of the project.

Resolution #209-2013

Re: Authorization / Agreement

Lakeside Pumping Station

WHEREAS, the aforementioned community is a qualified community pursuant to the definitions established in N.J.S.A.40:67-23.2; and

WHEREAS, N.J.S.A. 40:67-23.8 authorizes the Borough to provide services that will primarily serve public purposes to residents of the Community; and

WHEREAS, the Borough determines that the operation, maintenance, and repair of the Community's sewer pump station will primarily serve public purposes;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Council of the Borough of North Haledon that Mayor Randy Georgebe and he is hereby authorized to execute the Pump Station Agreement attached hereto as "Exhibit A".

BE IT FURTHER RESOLVED, that the resolution shall take effect immediately upon adoption according to law.

Resolution #210-2013

Re: **UNICO 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:	UNICO – North Haledon Chapter
Location of Raffle:	Recreation Fields
Date of Raffle:	September 28, 2013
Raffle License:	#11-2013

Resolution #211-2013

Re: **Authorization / Execution /
Interlocal Agreement – MUA**

WHEREAS, the Borough of North Haledon strives to use shared service agreements for the effective and efficient delivery of services where possible; and,

WHEREAS, the State of New Jersey encourages it's municipalities to enter into shared service agreements as per the State of New Jersey's "Best Practices" initiative; and,

WHEREAS, the Manchester Utilities Authority and the Borough of North Haledon seek to participate in an Interlocal Services Agreement in order to save tax payer dollars and/or provide services more efficiently; and,

WHEREAS the Borough Engineer recommends that the Borough of North Haledon enter into an Interlocal Services Agreement to ensure the safety and welfare of its residents on its public roadways by requiring that any new paving extend from curb to curb on its roads; and

NOW, THEREFORE, BE IT RESOLVED the Borough of North Haledon hereby agrees to share, in accordance with NJSA 40:8A et seq (Inter-local Services Act), the cost of curb to

cub paving with the Manchester Utilities Authority in the interest of safety and welfare of its residents;

NOW BE IT FURTHER RESOLVED that the Borough of North Haledon agrees to enter into this shared service as described in the Interlocal Service Agreement as follows but not limited to:

1. (a) The Authority shall agree to instruct its Contractor to provide paving from curb to curb on the following public roadways within North Haledon: Morningside Avenue (50 cubic yards between Belmont Avenue and Dawn Place as described in the Schedule A attachment entitled "Morningside Avenue Plan" and incorporated herein). In addition, North Haledon has requested additional paving of approximately 24 cubic yards or 127 feet on Morningside Avenue. This additional work is also described in Schedule A entitled "Morningside Avenue Plan" and incorporated herein and is outside the scope of the Authority's current project work; however, the paving shall be completed at North Haledon's request and North Haledon shall be responsible for one hundred percent (100%) of the total estimated paving costs for this portion of work.

(b) The total estimated cost to North Haledon for this service is \$75.00 per cubic yard multiplied by 50 cubic yards for a total cost of \$3,750.00, which represents fifty percent (50%) of the total estimated paving restoration costs for the areas set forth in paragraph 1 (a). Therefore, in consideration of the paving from curb to curb, North Haledon shall pay the Authority the sum of \$3,750.00 as may be adjusted upward or downward at the unit price offered based upon the actual quantity measured at the time of installation and shall be due and payable to the Authority upon completion. In addition, North Haledon shall pay one hundred percent (100%) of the total paving costs for the 24 cubic yards or 127 feet on Morningside Avenue as set forth in paragraph 1 (a) and as may be adjusted upward or downward at the unit price offered based upon the actual quantity measured at the time of installation and shall be due and payable to the Authority upon completion.

(c) The initial term of this Agreement shall be six months or upon the completion of Project No. 163001-011: 2011 Water System Improvements, whichever is sooner.

(d) The Authority, as an agent for North Haledon, shall assume all responsibility for providing the agreed upon paving services to North Haledon as and through its Contract for Project No. 163001-011: 2011 Water System Improvements.

2. This Agreement represents the entire agreement between the parties and cannot be changed or modified orally. This Agreement may be supplemented, amended or revised only by a writing, which is signed by all of the parties hereto.

3. If one or more of the provisions of this Agreement are determined to be contrary to law, then such provision or provisions shall be deemed severable from the remaining provisions and shall not affect the validity of the other provisions of this Agreement.

4. Failure to insist upon strict compliance with any of the terms, covenants, or conditions of this Agreement at any one time shall not be deemed a waiver of such term, covenant, or condition at any other time nor shall any waiver or relinquishment of any right or power herein at any time be deemed a waiver or relinquishment of the same or any other right or power at any other time.

5. Unless otherwise specified, all notices required under the terms of this Agreement shall be given by mailing such notices by certified or registered mail, return receipt requested, to the address of the parties. Notices to North Haledon shall be sent to the Municipal Clerk of the Borough. Notices to the Authority shall be sent to the Chairman of the Authority.

NOW BE IT FURTHER RESOLVED that the Mayor and the Borough Administrator are hereby authorized to sign the Interlocal Service Agreement.

Resolution #212-2013

Re: Refund / Construction Permit

WHEREAS, David Jungali applied for a permit for the installation of a generator; and

WHEREAS, by letter dated August 27, 2013, Mr. Jungali advised that installing the generator was cost prohibitive and he has decided not to go ahead with installing a generator; and

WHEREAS, the Construction Office has computed the amount of the refund to be 193.00.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the refund be approved and that the Treasurer be and she is hereby authorized to issue a check to David Jungali, 60 Passaic Avenue, North Haledon, NJ 07508, in the sum of \$193.00.

Resolution #213-2013

Re: Ratification of Checks

BE IT RESOLVED, by the Mayor and Council of the Borough of North Haledon that check #1537 in the amount of \$1,025.00, dated September 13, 2013, drawn to the order of Hudson Essex Passaic Soil Conservation District, be hereby ratified; and

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of North Haledon that check #1538, dated September 5, 2013, in the amount of \$3,854.40, drawn to the order of Treasurer, State of New Jersey, Environmental Services Fund, be hereby ratified; and

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of North Haledon that check #2187, dated September 13, 2013, in the amount of \$500.00, drawn to the order of United States Postal Service, be hereby ratified; and

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of North Haledon that check #1976, dated September 17, 2013, in the amount of \$180.00, drawn to the order of William Graham, 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 2013 Capital Budget, Grant-Recycling, and Streets and Roads.

Resolution #214-2013

**Re: Window Envelopes /
Pet Licenses / Board of Health**

BE IT RESOLVED that the Treasurer be and she is hereby authorized and directed to issue a check in the amount of \$1,124.00 to the U.S. Postal Service for four boxed of 500 Forever stamped window envelopes, and same to be charged to

CERTIFICATION:

I, Laura Leibowitz, CFO/Treasurer of the Borough of North Haledon, do certify that funds are available for the aforementioned in 3-01-27-330-330-205.

Resolution #215-2013

Re: Chapter 159 / Open Space Grant

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of North Haledon, in the County of Passaic, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$15,000.00 which is now available from the Passaic County Open Space Grant.

BE IT FURTHER RESOLVED that the like sum of \$15,000.00 is hereby appropriated under Passaic County Open Space Grant.

Resolution #216-2013

**Re: Authorization / Receipt of Bids /
Molly Ann Pumping Station**

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the Clerk be and she is hereby authorized to advertise for the receipt of bids for the rehabilitation of the Molly Ann Pump Station. 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 #217-2013

**Re: Authorization /
Application and Execution /
DOT Grant / Sicomac Avenue**

BE IT RESOLVED, that the Council of the Borough of North Haledon formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2014-North Haledon Borough-00512 to the New Jersey Department of Transportation on behalf of North Haledon.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of North Haledon and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

CERTIFICATION OF AVAILABILITY OF FUNDS

The Mayor read the Certification of Availability of Funds into the record.

Resolution #218-2013

Re: Payment of Approved Claims

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.....\$ 3,250.00

2013 BILLS

CURRENT FUND-OTHER EXPENSES\$ 89,505.23

2013 BILLS

PREPAID BILLS - CURRENT FUND - OTHER EXPENSES.....	\$ 99,185.54
FEDERAL/STATE GRANT FUND.....	\$ 5,802.50
TRUST FUND II.....	\$ 532.00
DOG LICENSE TRUST ACCOUNT.....	\$ 1,000.00
CAPITAL FUND.....	\$ 51,289.81

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 \$ 504,467.69 paid in the month of August be approved.

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

DISCUSSION

2013 Best Practices Worksheet.Will be submitted to State.

Passaic County Corridor Enhancement Program Grant / Belmont Avenue. Mayor George asked for ideas for grant application.

Block Party / Ruff Court. Ok. Clerk will write letter.

Mold in Municipal Building. Councilwoman inquired what the status was the investigation of mold in the municipal building. Clerk advised that company had not gotten back to her yet, and that she will call again.

Yahn's Pond. Councilwoman Puglisi advised that the Recreation Commission will be thrilled to take over the Ice Skating program, but they want to know who will be measuring the thickness of the ice. Councilman advised that the ice skating program should also be run by the Borough's Insurance Carrier.

Mayor George reiterated all the work that had been and was still planned at Yahn's Pond: two aerators, a dam study, and floatable device for the Fire Department, benches, garbage cans, lights, etc.

Councilman Iacobelli advised that the Governing Body should follow up on the recommendations of the report of the Investigatory Committee. The Borough Attorney will give an opinion as to whether Councilman Dyer and Mayor George can be involved in this process since this would not have an impact on the findings of the Committee, but would geared toward developing future policy.

The Clerk reminded everyone that because of the Special General Election, there would be a combined work session and council meeting on October 9, 2013.

ADJOURNMENT

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

Mayor George declared the meeting duly adjourned at 10:06 p.m.

Respectfully Submitted,

Renate Elatab, Municipal Clerk

Approved at Council Meeting of November 6, 2013