



BOROUGH OF NORTH HALEDON

MINUTES

APRIL 21, 2010

This meeting was called pursuant to the provisions of the Open Public Meetings Law. This meeting of April 21, 2010, was included in a list of meetings notices sent to the HERALD NEWS and the HAWTHORNE PRESS on January 6, 2010, and was advertised in said newspapers on January 14, 2010. This notice was posted on the bulletin board on January 6, 2010 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, this meeting is called to order at 8:00 p.m. and the Clerk is directed to include this statement in the minutes of this meeting.

Pastor Michael Johnson led the Prayer and asked that everyone remain standing for the Pledge of Allegiance.

ROLL CALL

PRESENT: Mayor Randy George; Council Members Rocco Luisi, Bruce O. Iacobelli, Elaine Vuoncino, Donna Puglisi, and Robert Dyer, Borough Attorney Michael De Marco, Borough Engineer Joseph Pomante, Deputy Borough Clerk Angela Russo Municipal Clerk Renate Elatab

ABSENT: Councilman Raymond T. Melone

DEVIATION / RULES AND PROCEDURES / BY-LAWS OF COUNCIL

Motion by Councilwoman Puglisi, second by Councilman Dyer, to deviate from the regular order of business in order for Mayor George to read the proclamation on the Month of the Military Child, presenting Oliver and William Lugo with a copy of the proclamation, and to recognize the achievements of two North Haledon Reds teams.

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

PROCLAMATION/Month of the Military Child

Mayor George presented the following proclamation:

WHEREAS, thousands of brave Americans have demonstrated their courage and commitment to freedom by serving the armed forces of the United States of America in active duty posts around the world; and

WHEREAS, more than 40 percent of these soldiers, sailors, airmen, and marines have left families with children behind; and

WHEREAS, more than one million of America’s children have at least one parent currently serving active military duty; and

WHEREAS, these children are a source of pride and honor to us all, and it is only fitting that we take time to recognize their contributions, celebrate their spirit, and let our men and women in uniform know that while they are taking care of us, we are taking care of their children; and

WHEREAS, the recognition of the “**Month of the Military Child**” was first established in 1986 by Defense Secretary Caspar Weinberger, to allow us to pay tribute to military children for their commitment, their struggles, and their unconditional support of our troops because when parents serve in the military, their “**kids serve too**”; and

WHEREAS, a month-long salute to military children will encourage support for “Kids Serve Too” and other organizations and campaigns established to provide direct support to military children and families;

NOW, THEREFORE, I, Randy George, Mayor of the Borough of North Haledon, recognize Oliver and William Lugo for the sacrifice their family is making, and do hereby proclaim April 2010 as

MONTH OF THE MILITARY CHILD

in the Borough of North Haledon and encourage all to observe the month with ceremonies and activities that honor, support, and thank military children.

Motion by Councilman Iacobelli, seconded by Councilman Dyer, to concur with the Mayor’s proclamation.

Upon roll call all members present voted in the affirmative. Motion carried. Mayor George presented the Lugo family with a Plaque. Pictures were taken.

RECOGNITION / North Haledon Reds / 10 and Under & 14 and Under / 2009 Fall Champs
Councilwoman Puglisi introduced North Haledon Reds coaches who then presented certificates to the players. Pictures were taken.

On behalf of the Governing Body, Mayor George congratulated the players for a job well done.

SQUAW BROOK ROAD – Project Overview – Borough Engineer Joe Pomante gave a presentation on the Squaw Brook Road work to be done by the Memorial School. Area residents who were present were invited to come forward to look at the plans and ask questions. When the Puglisi residence on Squaw Brook Road was mentioned, Councilwoman Puglisi stated for the record, that she no longer had an interest in that property.

PUBLIC COMMENTS

Motion by Councilman Iacobelli, seconded by Councilwoman Vuoncino, to open the floor to the public.

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

Mayor George asked if anyone from the public wished to be heard.

1. John Bleeker, 23 Lee Drive – Mr. Bleeker stated he has been a member of Fire Co. #1 for 36 years. Is here this evening as a resident/taxpayer and not as a spokesperson for Co. #1. He is concerned about the future of Co. #1 as there are so few active members. Stated he was told that the Mayor met with the five active members of Co. 1. Mr. Bleeker suggested Mayor meet with entire company membership. Mayor will be happy to meet with entire company and he believes low membership is a temporary situation. Mayor will arrange to replace sign that was blown away. Mr. Bleeker questioned usage of Co. #1 building as he heard several rumors. Mayor responded he does not want the building - has no use for it and does not want to absorb the mortgage. Mayor stated it is not his intention to end up with the building. We are trying to maintain the fire protection in the Borough. Mr. Bleeker said it is rumored that newly formed North Haledon Ambulance Squad will be using the building. Mayor assured him that North Haledon Ambulance will remain in their present building.

Mayor George asked if anyone else wished to be heard. No response

Motion by Councilman Iacobelli, seconded 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 Councilman Dyer, to approve the minutes of the work session of March 3, 2010, the regular council meeting of March 17, 2010, and the executive meeting of March 17, 2010.

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

OFFICIAL REPORTS

Motion by Councilwoman Puglisi, seconded by Councilwoman Iacobelli, to forgo both Official and Committee Reports

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

Building Official's Report
Clerk's Receipts
Fire Department Report
Haledon Ambulance Report
Municipal Court Report

Treasurer's Report
Tax Collector's Report to Treasurer
Property Maintenance Report
Recycling Enforcement Officer
Police Department Report

COMMITTEE REPORTS

DPW / STREETS & ROADS / SEWERS/ BUILDINGS & GROUNDS /
SOLID WASTE / RECYCLING
COUNCILMAN DYER

POLICE / EMERGENCY MANAGEMENT / SAFETY / PBA LOCAL 292
COUNCILWOMAN PUGLISI

RECREATION
COUNCILWOMAN PUGLISI

ZONING BOARD OF ADJUSTMENT
COUNCILWOMAN PUGLISI

HALEDON AMBULANCE
COUNCILMAN DYER

FINANCE
COUNCILMAN IACOBELLI

PLANNING BOARD
COUNCILMAN DYER

BOARD OF EDUCATION / LOCAL
COUNCILMAN LUISI

BOARD OF EDUCATION / REGIONAL
COUNCILWOMAN VUONCINO
BOARD OF HEALTH
COUNCILMAN IACOBELLI

**FIRE & WATER
COUNCILMAN VUONCINO**

**ENGINEERING
COUNCILMAN DYER**

**CODIFICATION ADHOC COMMITTEE REPORT
COUNCILWOMAN PUGLISI**

**LIBRARY
MAYOR RANDY GEORGE**

**PUBLIC CELEBRATIONS
COUNCILMAN IACOBELLI**

**BUEHLER ADHOC COMMITTEE
COUNCILMAN IACOBELLI**

Motion by Councilwoman Puglisi, seconded by Councilwoman Iacobelli, that above reports be received, action taken where necessary and 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:

Michael P. De Marco	Re: ECSA Thrift Shop
	Re: Stop Signs at Lakeside
	Re: SOPs / Fire Department
	Re: Hosny v. Borough of North Haledon
	Re: Surety / Poppe
	Re: Company 1 vs. No. Haledon
	Re: Vacation / Frankfort Street
	Re: Schaefer Pyrotechnics
Michael J. Pasquale	Re: Hawthorne v. K. Hovnanian
Paul A. Sanders (attorney for Hosny)	Re: Hosny v. Borough of No. Haledon
Fire Chief	Re: Lack of Response from Co. 1
	Re: Cessation of Operations / Co. 1
Joe Foti	Re: Letter of Resignation

Treasurer	Re: Redevelopment Plan
Court Administrator	Re: Directory Assistance
Covenant Christian Church	Re: Waiving of Fees / Permits
Haledon Ambulance	Re: Letter to Mayor Stampone
The Tides	Re: Zone Change
T-Mobile	Re: Use Variance / Site Plan Approval
Borough of West Paterson	Re: Emergency Electrical Inspections
Passaic Valley Sewerage Commission	Re: \$648.60 Check
Dept. of Education	Re: MRHS / Tax Levies
North Haledon School District	Re: 2010 – 2011 Proposed Budget
	Re: Art Fair
Golden Agers	Re: Parking
Copy of Letter to Mayor Stampone (from a Haledon resident)	Re: Haledon Municipal Budget

Motion by Councilwoman Puglisi, second by Councilwoman Vuoncino, 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

PROCLAMATIONS

Mayor George presented the following proclamations:

SILVER STAR BANNER DAY

WHEREAS, the Borough of North Haledon has always honored the sacrifice of the men and women in the Armed Forces; and

WHEREAS, the Silver Star Families of America was formed to make sure we remember the blood sacrifice of our wounded and ill by designing and manufacturing a Silver Star Service Banner and Flag; and

WHEREAS, to date the Silver Star Families of America has freely given thousands of Silver Star Service Banners to the wounded and their families; and

WHEREAS, the members of the Silver Star Families of America have worked tirelessly to provide the wounded of this nation with Silver Star Service banners, flags, and care packages; and

WHEREAS, the Silver Star Families of America sole mission is that every time someone sees a Silver Star Service Banner in a window or a Silver Star Service Flag flying, that people remember the sacrifices for this Borough, this State, and this Nation; and

WHEREAS, Mayor, Borough Council, and the residents of the Borough of North Haledon wish that the sacrifice of so many in our armed forces never be forgotten,

NOW, THEREFORE, I, Randy George, Mayor of the Borough of North Haledon, do hereby declare May 1st **SILVER STAR SERVICE BANNER DAY** to honor the wounded and ill soldiers in this nation.

APRIL 22ND EARTH DAY

WHEREAS, a sound natural environment is the foundation of a healthy society and a robust economy; and

WHEREAS, the knowledge of ways to live in harmony with our environment through sound environmental stewardship is important; and

WHEREAS, local communities can help enhance environmental wellness and contribute to building a healthy community by addressing issues such as energy conservation, public transportation and waste prevention/recycling; and

WHEREAS, Earth Day 2010 offers citizens an opportunity to become empowered to commit to building a healthy planet and flourishing community;

NOW, THEREFORE, BE IT RESOLVED, that I, Randy George, Mayor of the Borough of North Haledon, do hereby proclaim Thursday, April 22, 2010, to be

“Earth Day”

in the Borough of North Haledon and I urge all residents, businesses and institutions to celebrate the Earth, and commit to building a sustainable society by undertaking programs and projects that protect and enhance the community’s natural environment.

SEXUAL ASSAULT AWARENESS MONTH

WHEREAS, sexual assault affects women, children and men of all racial, cultural and economic backgrounds; and

WHEREAS, in addition to the immediate physical and emotional costs, sexual assault may also have associated consequences of post-traumatic stress disorder, substance abuse, depression, homelessness, eating disorders and suicide; and

WHEREAS, sexual assault can be devastating for not only the survivor, but also for the family and friends of the survivor; and

WHEREAS, no one person, organization, agency or community can eliminate sexual assault on their own, but we can work together to educate our entire population about what can be done to prevent sexual assault, support victim/survivors and their significant others, and increase support for agencies providing services to victim/survivors; and

WHEREAS, Sexual Assault Awareness Month provides an excellent opportunity for citizens to learn more about preventing sexual violence;

NOW THEREFORE I, Randy George, Mayor of the Borough of North Haledon, do hereby proclaim the month of April, 2010, as Sexual Assault Awareness Month in the Borough of North Haledon.

Motion by Councilwoman Puglisi, second by Councilwoman Vuoncino, to concur with the Mayor's proclamation.

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

UNFINISHED BUSINESS

ORDINANCE #3-2010

Re: Amendment / Recycling Ordinance

Public Hearing/Second Reading

Motion by Councilwoman Puglisi, second by Councilman Dyer, 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 read the Ordinance by title:

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 110
OF THE CODE OF THE BOROUGH OF NORTH HALEDON TO REVISE
CHAPTER 110 NEWSPAPER COLLECTION AND RECYCLING**

PUBLIC HEARING

Mayor George asked if anyone in the audience wished to be heard regarding this ordinance. There was no one,

Motion by Councilwoman Puglisi, second by Councilman Iacobelli, that Ordinance #3-2010 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #3-2010 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 21, 2010, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**ORDINANCE #4-2010
Public Hearing/Second Reading**

Re: Clothing Bins

Motion by 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 read the Ordinance by title:

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 130
OF THE CODE OF THE BOROUGH OF NORTH HALEDON
PROVIDING FOR THE ISSUANCE OF PERMITS FOR THE
PLACEMENT OF CLOTHING BINS WITHIN THE BOROUGH**

PUBLIC HEARING

Mayor George asked if anyone in the audience wished to be heard regarding this ordinance. There was no one,

Motion by Councilwoman Puglisi, second by Councilwoman Vuoncino, that Ordinance #4-2010 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #4-2010 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 21, 2010, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**ORDINANCE #5-2010
Public Hearing/Second Reading**

Re: Fees / Clothing Bins

Motion by 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 read the Ordinance by title:

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

PUBLIC HEARING

Mayor George asked if anyone in the audience wished to be heard regarding this ordinance. There was no one,

Motion by Councilwoman Puglisi, second by Councilwoman Vuoncino, that Ordinance #5-2010 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #5-2010 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 21, 2010, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**ORDINANCE #6-2010
Public Hearing/Second Reading**

Re: Tax Collector & Tax Assessor

Motion by 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 read the Ordinance by title:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2 OF THE CODE OF THE BOROUGH OF NORTH HALEDON ADMINISTRATION OF GOVERNMENT

PUBLIC HEARING

Mayor George asked if anyone in the audience wished to be heard regarding this ordinance. There was no one,

Motion by Councilwoman Vuoncino, second by Councilwoman Puglisi, that Ordinance #6-2010 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #6-2010 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 21, 2010, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**ORDINANCE #7-2010
Public Hearing/Second Reading**

Re: Streets & Sidewalks

Motion by Councilwoman Puglisi, second by Councilman Dyer, 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 read the Ordinance by title:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE
BOROUGH OF NORTH HALEDON TO REVISE CHAPTER 150 STREETS AND
SIDEWALKS**

PUBLIC HEARING

Mayor George asked if anyone in the audience wished to be heard regarding this ordinance. There was no one,

Motion by Councilman Iacobelli, second by Councilman Dyer, that Ordinance #7-2010 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #7-2010 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 21, 2010, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

NEW BUSINESS / ORDINANCES / RESOLUTIONS

ORDINANCE #8-2010

Re: Supplement / Salary Ordinance

Motion by Councilman Iacobelli, 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 Mayor read the Ordinance by title:

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT ORDINANCE #1-2010 FIXING THE SALARIES AND COMPENSATIONS OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF NORTH HALEDON, COUNTY OF PASSAIC, STATE OF NEW JERSEY, IN THE YEAR 2010

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 in the year 2010

POLICE DEPARTMENT

Salaries as set forth below are retroactive to January 1, 2009, and January 1, 2010 for those employees hired prior to November 20, 2001.

	<u>Effective 01/01/2009</u>	<u>Effective 01/01/2010</u>
Captain	117,394	117,394
Captain 20 years plus	120,424	120,424
Lieutenant	110,105	110,105
Lieutenant 20 years plus	113,136	113,136
Sergeant	102,818	102,818
Sergeant 20 years plus	105,849	105,849
Police Officer 20 years plus	98,579	98,579
7 years	95,547	95,547
6 years	89,690	89,690
5 years	83,823	83,823

4 years	77,966	77,966
3 years	72,100	72,100
2 years	66,240	66,240
AG Com Pro	61,732	61,732
AG on Pro	57,223	57,223
Pre A	43,930	43,930

Salaries set forth below are retroactive to January 1, 2009 and January 1, 2010 for those employees hired after November 20, 2001.

Captain through four (4) years identical to above

	<u>Effective 01/01/2009</u>	<u>Effective 01/01/2010</u>
3 years	67,424	67,424
2 years	58,307	58,307
Academy Grad. (probationary)	49,315	49,315
Academy Grad. (on probation)	43,071	43,071
Pre-Academy	37,857	37,857

**Police Education Allowance
Prorated to Date of Degree**

AA	1,500.00
BA	3,000.00
MA	5,000.00
Detective	2,500.00

SECTION 2

Salaries as set forth above shall be retroactive to January 1, 2009 or to date of employment of newly appointed position.

SECTION 3

Manner of payment as well as longevity benefits and payments shall be made in accordance with Chapter 20 of the Code of the Borough of North Haledon and contractual agreements.

SECTION 4

This ordinance shall take effect immediately upon final passage and publication as required by law.

Motion by Councilman Luisi, 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 19, 2010, 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.

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 21, 2010, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on May 19, 2010, 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

ORDINANCE #9-2010

Re: Limousines

Motion by 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 Mayor read the Ordinance by title:

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF NORTH HALEDON TO REVISE CHAPTER 161, LIMOUSINES AND LIVERY SERVICES

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

Section 1. §161-5, Fee, shall be and hereby is revised to read as follows:

The application shall be accompanied by fee in the amount of \$50.00 for each limousine service, plus an additional \$10.00 for each limousine sought to be licensed by the applicant.

Section 2. All other parts or provisions of Chapter 161 of the Code of the Borough of North Haledon or any other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

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

Motion by Councilwoman Puglisi , second by Councilman Iacobelli, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on May 19, 2010, 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.

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 21, 2010, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on May 19, 2010, 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

ORDINANCE #10-2010

Re: Idling Vehicles

Motion by 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 Mayor read the Ordinance by title:

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF NORTH HALEDON TO ADD CHAPTER 170, IDLING VEHICLES

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

Section 1. The Code of the Borough of North Haledon, is hereby amended by the addition Chapter 170, "Idling Vehicles."

Purpose

It is the policy Borough of North Haledon to prevent air pollution caused by the idling of diesel or gasoline powered motor vehicles that may jeopardize the health, welfare, or safety of the citizens, and degrade the quality of life.

Definitions

The following words and terms, when used in this section, shall have the following meanings:

DIESEL-POWERED MOTOR VEHICLE shall mean a vehicle which is self-propelled by a compression-ignition-type of internal combustion engine and which is designed primarily for transporting persons or property on a public street or highway.

GASOLINE-FUELED MOTOR VEHICLE shall mean any motor vehicle equipped to be powered by a hydrocarbon fuel other than diesel fuel, but including alcohol fuels and hydrocarbon-alcohol fuel blends.

IDLE means the motor vehicle operating mode consisting of a non-loaded, throttled engine speed at the revolutions per minute specified by the manufacturer or at any other engine speed.

Idling Prohibited

- a. No person shall cause, suffer, allow, or permit the engine of a diesel-powered or gasoline-fueled motor vehicle to idle for more than three consecutive minutes if the vehicle is not in motion, except:
 - i. A motor vehicle at the vehicle operator's place of business where the motor vehicle is permanently assigned may idle for 10 consecutive minutes; or
 - ii. A motor vehicle may idle for 5 consecutive minutes when the vehicle engine has been stopped for three or more hours.
- b. The provisions of the paragraph above shall not apply to:
 - i. Buses while discharging or picking up passengers.
 - ii. Motor vehicles stopped in a line of traffic.
 - iii. Motor vehicles whose primary and/or secondary power source is utilized in whole or in part for necessary and definitively prescribed mechanical operation other than propulsion, passenger compartment heating or air conditioning.
 - iv. Emergency vehicles in an emergency situation.
 - v. Motor vehicles while being repaired.
 - vi. Motor vehicles while engaged in the process of connection, detachment, or exchange of trailers.

Violations and Penalties

- a. Any person violating any provision of this section shall, upon conviction thereof, be Subject to a fine not less than \$100.00 nor greater than \$2,500.00 for each violation.

Issuance of Summons

- a. The North Haledon Police Department and the North Haledon Code Enforcement Officer shall be empowered to enforce the provisions of this Article.

Section 2. All ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

Motion by Councilwoman Puglisi , 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 19, 2010, 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 with the exception of Councilman Iacobelli who voted **no**. 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 21, 2010, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on May 19, 2010, 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

ORDINANCE #11-2010

Re: Bond Ordinance/Various Improvements

Motion by Councilman Iacobelli, 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 Mayor read the Ordinance by title:
(Attached to minutes)

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 \$1,255,000 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.

Motion by Councilman Iacobelli , second by Councilman Luisi, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on May 19, 2010, 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.

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 21, 2010, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on May 19, 2010, 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

ORDINANCE #12-2010

Re: Amendment / Ordinance #20-2006

Motion by Councilman Iacobelli, 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 Mayor read the Ordinance by title:

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF NORTH HALEDON TO AMEND ORDINANCE #20-2006

WHEREAS, on September 20, 2006, the Mayor and Council of the Borough of North Haledon adopted Ordinance #20-2006; and

WHEREAS, Ordinance #20-2006, at Paragraph 3, prohibited parking on the west side of High Mountain Road from the northern line of Squaw Brook Road northerly for 465' when school was in session and temporarily designated the area from 465' north of Squaw Brook Road to Morley Place as teacher parking only; and

WHEREAS, Ordinance #20-2006, at Paragraph 4, only permitted student drop-off and pick-up on the west side of Squaw Brook Road beginning 400' east of the intersection with High Mountain Road and continuing easterly for 200' to a distance of 600' east of the intersection with High Mountain Road and only permitted teacher parking on the roadway from 600' east of High Mountain Road to North Haledon Avenue; and

WHEREAS, the provisions of Ordinance #20-2006 were necessary as a result of the ongoing construction of the new Memorial School and the demolition of the existing Memorial School; and

WHEREAS, the aforementioned construction and demolition are now complete and it has been determined that the provisions of Paragraphs 3 and 4 of Ordinance #20-2006 are no longer necessary,

NOW, THEREFORE, 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 #20-2006 shall be amended and revised as follows:

A. Paragraphs 3 and 4 shall be deleted and of no further force or effect.

Section 2. All other parts or provisions of Ordinance #20-2006 of the Code of the Borough of North Haledon or any other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

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

Motion by Councilwoman Puglisi , second by Councilman Luisi, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on May 19, 2010, 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.

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 21, 2010, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on May 19, 2010, 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.

ORDINANCE #13-2010

Re: Diseased / Dead Trees

Motion by 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 Mayor read the Ordinance by title:

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 to include §130-16, which shall read as follows:

The Borough may notify in writing any property owner of the existence of any tree(s) located on said owner's property, which may, for any reason, threaten public safety, and require the removal or treatment of any such tree(s), or pruning of such tree limbs, at the property owner's expense within thirty (30) days of the date of such notice by a licensed contractor insured in an amount acceptable to the Borough. The Borough may remove, treat or prune or cause to have removed or treated such tree(s), or prune such tree limbs, in the event of the property owner's failure to cause such removal, treatment or pruning and the costs thereof shall be included in the next property tax bill rendered to the property owner. The Borough shall give reasonable notice of its intention to remove, treat or prune, or cause the removal, treatment or pruning of any tree(s), or part thereof unless public safety requires immediate removal, treatment or pruning, in which case no notice shall be necessary.

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 Vuoncino, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on May 19, 2010, 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.

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 21, 2010, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on May 19, 2010, 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 #2010-5

Re: Consent Agenda

Motion by Councilman Iacobelli, seconded 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 Mayor read the Resolution by title:

CONSENT AGENDA #5-2010

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

WHEREAS, the Mayor and Board of Council of the Borough of North Haledon is 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.

- 96-2010 Board of Education / Local / Current
- 97-2010 Board of Education / Regional / Current

- 98-2010 Replenishment of Postage Meter Machine
- 99-2010 Approval/Recommendations – Fire Committee – Tom Behnke
- 100-2010 Supporting Organ and Tissue Donation
- 101-2010 Additional Temporary Appropriations – 2010
- 102-2010 Bond Anticipation Note - 2010
- 103-2010 Opposition/NJ Transit’s Proposed Reduction of Bus and Train Service/Hawthorne
- 104-2010 Authorization/Execution of Agreement/eRevival LLC
- 105-2010 Postage Window Envelopes – Treasurer’s Office
- 106-2010 Ratification of Check #2075/State of New Jersey
- 107-2010 Appointment of Part-time Custodian/Ken Calandriello
- 108-2010 Waiving of Construction Permit Fees/Covenant Christian Reformed Church
- 109-2010 Authorization/Advertise and Receive Bids 2010 Road Improvement Program
- 110-2010 Authorization/Execution of Agreement/Hosny v. Borough of North Haledon

Councilwoman Puglisi moved the adoption of the resolution
Councilman Iacobelli seconded the adoption of the resolution.

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

CONSENT AGENDA RESOLUTIONS

RESOLUTION #96-2010 Re: Board of Education/Local/Current Expense

WHEREAS, the Board of Education of the Passaic County Manchester Regional High School District of Haledon, North Haledon and Prospect Park has requested the sum of \$238,796.07, other than Debt Service be placed in the hands of the Treasurer of School Monies for said district within the next thirty (30) days, in accordance with the statutes relating thereto,

NOW, THEREFORE BE IT RESOLVED, that the Treasurer be authorized to disburse the sum of \$238,796.07, other than Debt Service, as needed by the school district in accordance with the provisions of R.S. 54:4-75 and related statutes, to be charged against Manchester Regional District School Tax for the year 2009-2010.

RESOLUTION #97-2010 Re: Board of Education/Regional/Current Expense

WHEREAS, the Board of Education has requested that the sum of \$622,458.33 other than Debt Service, be placed in the hands of the Treasurer of School Monies within the next thirty (30) days, to meet obligations of said Board,

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer is hereby authorized to disburse the sum of \$622,458.33 other than Debt Service, as needed by the school district in accordance with the provisions of R.S. 54:4-75 and related statutes, to be charged against Local District School Tax for the year 2009-2010.

RESOLUTION #98-2010 Re: Replenishment of Postage Meter Machine

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 the postage meter machine in the amount of \$400.00.

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

CERTIFICATION

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

RESOLUTION #99-2010 Re: Recommendations/Fire Committee/Tom Behnke

WHEREAS, the Fire Committee having conducted a disciplinary hearing on March 10, 2010 in the above-referenced matter; and

WHEREAS, William A. Monaghan, III, Esq., appeared and presented the charges to the Fire Committee; and

WHEREAS, Thomas Behnke failed to appear on the aforementioned date despite having been duly served with notice of the date, time and location of the disciplinary hearing; and

WHEREAS, the Fire Committee having considered the testimony of Chief Andrew J. Ricciardi; the evidence admitted at the time of the hearing; and the argument of Mr. Monaghan determined that Thomas Behnke violated Sections 2-73A, 2-73B 2-73G and 2-73H of the Code of the Borough of North Haledon,

WHEREAS, the Fire Committee recommended the following to the Mayor and Council:

1. Thomas Behnke shall be suspended from the North Haledon Fire Department for a period of sixty (60) days. Thomas Behnke shall receive a credit for the time he has already been suspended pending the outcome of the subject charges, which is in excess of sixty (60) days. As such, the suspension imposed hereby is satisfied.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of North Haledon approve the findings and recommendations of the Fire Committee.

RESOLUTION #100-2010 Re: Support of Organ & Tissue Donation

WHEREAS, every human life has matchless value, we must reaffirm our commitment to raising awareness about the importance of organ and tissue donation. We also wish to express our appreciation to those who have donated organs, tissue, and bone marrow.

WHEREAS, over 106,000 Americans are currently on the waiting list for an organ transplant and thousands more need life enhancing tissue transplants, we urge all New Jersey residents to register with the State’s donor registry; say yes to organ and tissue donation on their driver’s license; and share their decision with family and friends. By taking these steps, New Jerseyans can help save lives. We are committed to strengthening organ and tissue donation programs and to increase the number of organs available for transplantation in order to save lives. The kindness and generosity of donors reflect the compassionate spirit of our state.

WHEREAS, we celebrate the life-saving work of medical professionals and researchers and the many others whose actions reflect our commitment to a brighter tomorrow, and urge individuals to visit www.DonateLifeNJ.org to register to become a donor, to learn the facts, and to understand how their decision to give the gift of life can make a difference in the world of so many who are in need.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of North Haledon do hereby resolve to support organ and tissue donation, and call upon health care professionals, volunteers, educators, government agencies, faith-based and community groups, and private organizations to help raise awareness of the urgent need for organ and tissue donors throughout our state.

RESOLUTION #101-2010 Re: 2010 Additional Temporary Appropriations

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 2010 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time herein provided; and

WHEREAS, said temporary appropriations are limited to 26.25 per cent of the total appropriations in the 2007 Budget, exclusive of any appropriations made for, Debt Service and Capital Improvement Fund in the said 2007 Budget, that limitation being \$2,234,739.66.

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:

Clerk	OE	5,000.
Registration of Bonds	OE	1,500.
Tax Collection	OE	5,000.
Tax Assessment	OE	5,000.
Engineering	OE	10,000.
Workmen’s Compensation	OE	10,000.
Police Car	OE	15,000.
Paterson Health Contract	OE	3,500.
M.R.H.S.	OE	10,000.
PERS	OE	172,102.
PFRS	OE	408,557.
Payment of Bond Principal	OE	250,000.
TOTAL		895,659.

RESOLUTION #102-2010
(attached to minutes)

Re: Bond Anticipation Notes – 2010

RESOLUTION #103-2010

Re: Opposing NJ Transit Reduction

WHEREAS, New Jersey Transit provides train service to the Borough of Hawthorne which also serves residents of the Borough of North Haledon on the Main Line, and bus service via Bus Route 722; and

WHEREAS, this train and bus service contributes to the quality of life to residents of Hawthorne, North Haledon and neighboring communities by facilitating transportation to and from work and for other purposes, as well as reduces traffic congestion and the resulting impact on air quality by taking cars off the road; and

WHEREAS, New Jersey Transit, for budgetary reasons, proposes to eliminate two trains serving Hawthorne during the evening rush hour, namely the eastbound 1211 train and the westbound 1218 train, as well as service on Bus Route 722; and

WHEREAS, loss of the 1218 train in particular will have adverse impact on the quality of life for residents of Hawthorne and North Haledon because the next-arriving train arrives too late for parents to retrieve children from day care on a timely basis; and

WHEREAS, the loss Bus Route 722 will have an adverse impact because it leaves the Borough of Hawthorne and North Haledon with essentially no bus service; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that New Jersey Transit is urged either to preserve existing trains serving Hawthorne station;

BE IT FURTHER RESOLVED, that New Jersey Transit is urged either to preserve Bus Route 722, or, failing that, to reroute some other remaining bus line so as to provide bus service to Hawthorne and surrounding municipalities;

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Governor Chris Christie, Senator John Girgenti, Assemblywoman Nellie Pou, Assemblywoman Elise Evans, the Secretary of the New Jersey Senate, the Clerk of the New Jersey Assembly, the New Jersey State League of Municipalities, the New Jersey Conference of mayors and the Clerks of all Passaic County municipalities.

RESOLUTION #104-2010

Re: Execution of Agreement/eRevival, LLC

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the Borough of North Haledon enter into an agreement with eRevival LLC for services of used electronics for the Borough of North Haledon in accordance with copy of agreement attached hereto and made a part of the within resolution;

BE IT FURTHER RESOLVED, that the Mayor and/or Municipal Clerk are hereby authorized and directed to execute said agreement.

RESOLUTION #105-2010 Re: Postage Paid Window Envelopes

BE IT RESOLVED that the Treasurer be authorized to issue a check in the amount of \$536.60 to the Philatelic Fulfillment Service Center for 1,000 postage-paid “Forever” window envelopes to be charged to Account #0-01-20-130-130-215, Financial Administration Postage 2010.

RESOLUTION #106-2010 Re: Ratification of Check/State of New Jersey

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that check # 2075 in the amount of \$56,377.70, dated March 26, 2010 and drawn to the order of State of New Jersey, be and the same is hereby ratified.

BE IT FURTHER RESOLVED, that funds were 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 account Federal State Grant Fund.

RESOLUTION #107-2010 Re: Appointment/Part-time Custodian

WHEREAS, the Borough of North Haledon is in need of a custodian to provide cleaning and maintenance service for public facilities within the Borough;

BE IT RESOLVED, by the Mayor and Board of Council of the Borough of North Haledon that Kenneth A. Calandriello be and is hereby appointed a probationary custodian, part-time, for a period of ninety (90) days, to provide cleaning and maintenance services for the Borough of North Haledon, effective May 3, 2010, four (4) hours a day, five days a week at a rate of \$15.00/hour not to exceed \$15,600 per year.

RESOLUTION #108-2010 Re: Waiving of Constr. Fee Permit

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the fee of \$150.00 for construction permits for the church’s parsonage, be waived and that the Construction Official be notified of same by certified copy of this resolution.

RESOLUTION #109-2010 Re: Authorization to Receive Bids/2010 Road Improvement Program

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 **2010 ROAD IMPROVEMENT PROGRAM**, bids to be received by the Municipal Clerk for the Borough Council at the Municipal Building, 103 Overlook Avenue, North Haledon.

RESOLUTION #110-2010 Re: Execution of Agreement – Hosny v Borough

WHEREAS, a certain lawsuit has been commenced against the Borough of North Haledon and the Borough’s Planning Board, which lawsuit is now pending in the Superior Court of New Jersey, Passaic Vicinage and bears docket no. PAS-L-2506-08; and

WHEREAS, it is alleged in the aforementioned lawsuit, *inter alia*, that stormwater drainage pipes, which serviced neighboring properties were installed by or on behalf of Kara Homes, and traversed the property owned by Amr Hosny without his knowledge, authorization or consent; and

WHEREAS, in an effort to resolve the claims asserted in the aforementioned lawsuit, the Borough has performed certain action to redirect the aforementioned stormwater drainage piping that traversed the Hosny property. In consideration for the aforementioned action, Mr. Hosny is willing to dismiss the aforementioned suit provided the Borough execute the Agreement attached hereto as **Exhibit “A”**, and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Council of the Borough of North Haledon that Mayor Randy George be and he is hereby authorized to execute the Agreement attached hereto;

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

CERTIFICATION OF AVAILABILITY OF FUNDS

**The Clerk read the Certification of Availability of Funds.
(Attached to minutes)**

RESOLUTION #111-2010

Re: Payment of Approved Claims

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

2009 BILLS	
CURRENT FUND -RESERVES.....	\$ 6,360.51
2010 BILLS	
CURRENT FUND-OTHER EXPENSES	\$ 377,270.77
GENERAL LEDGER.....	\$
2010 BILLS	
PREPAID BILLS - CURRENT FUND - OTHER EXPENSE.....	\$ 656,513.93
FEDERAL/STATE GRANT FUND.....	\$ 800.00
PREPAID FEDERAL STATE GRANT.....	\$
TRUST FUND II.....	\$ 810.00
PREPAID TRUST FUND II.....	\$
SUMMER CAMP TRUST.....	\$
DOG LICENSE TRUST ACCOUNT.....	\$ 500.00
CAPITAL FUND.....	\$ 18,414.80
PREPAID CAPITAL FUND.....	\$
MUNICIPAL ALLIANCE.....	\$
PREPAID MUNICIPAL ALLIANCE.....	\$
DEVELOPERS ESCROW BANK OF AMERICA.....	\$
RESERVE FOR MOUNT LAUREL TRUST.....	\$

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 \$324,739.50 paid in the month March be approved.

Councilwoman Vuoncino moved the adoption of the resolution.

Councilman Luisi second the adoption of the resolution

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

RESOLUTION #112-2010

**Re: Resignation/David Baker
Zoning Board of Adjustment**

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the resignation of David Baker as Alternate #2, Zoning Board of Adjustment, be accepted with regret, effective immediately.

NOW, THEREFORE, BE IT RESOLVED that the public be excluded from this meeting.

Councilman Iacobelli moved the adoption of the resolution.
Councilwoman Vuoncino seconded the adoption of the resolution.
Upon roll call all members present voted in the affirmative.

Closed Session was called at 9:25 p.m.
General Session was reconvened at 9:42 p.m.

ROLL CALL

PRESENT: Mayor Randy George; Council Members Rocco Luisi, Bruce O. Iacobelli, Elaine Vuoncino, Donna Puglisi, and Robert Dyer, Borough Attorney Michael De Marco, Municipal Clerk Renate Elatab

ABSENT: Councilman Raymond T. Melone

ADJOURNMENT

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

Mayor declared meeting duly adjourned at 9:42 p.m.

Renate Elatab, Municipal Clerk

Angela Russo
Deputy Borough Clerk

Approved at meeting of _____ May 19, 2010 _____

