



BOROUGH OF NORTH HALEDON

SEPTEMBER 21, 2011

This meeting was called pursuant to the provisions of the Open Public Meetings Law. This meeting of September 21, 2011, was included in a list of meetings notices emailed to the HERALD NEWS and the HAWTHORNE PRESS on January 7, 2011, and was advertised in said newspapers on January 13, 2011. This notice was posted on the bulletin board on January 7, 2011 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 was called to order at 8:00 p.m. and the Clerk was directed to include this statement in the minutes of this meeting.

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

ROLL CALL

Present: Mayor Randy George
Council Members: Rocco Luisi, Elaine Vuoncino, Donna Puglisi (arrived at 8:09 p.m.), and Robert Dyer, Borough Attorney, Michael De Marco, Deputy Borough Clerk, Angela Russo, and Municipal Clerk, Renate Elatab

Absent: Council Members Bruce O. Iacobelli, Raymond Melone, and Borough Engineer, Joe Pomante.

PUBLIC COMMENTS

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

Mayor George asked if there was anyone from the public who wished to be heard. There was no one.

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

APPROVAL OF PRIOR MINUTES

Motion by Councilman Dyer, second by Councilman Luisi, to approve the minutes of the Work Session Meeting of August 3, 2011, the Executive Meeting of August 3, 2011, and the Regular Meeting of August 17, 2011. Upon roll call all members present voted in the affirmative. Motion carried.

OFFICIAL REPORTS

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

Building Official's Report	Property Maintenance Report
Treasurer's Report	Tax Collector's Report to Treasurer
North Haledon Fire Department Report	North Haledon Volunteer Ambulance Report
Municipal Court Report	Police Department Report
Recycling Enforcement Officer Report	

COMMITTEE REPORTS

Motion by Councilman Dyer, seconded by Councilwoman Vuoncino, to dispense with committee reports for this evening. Upon roll call all members present voted in the affirmative. Motion carried.

Everyone was reminded that the North Haledon Volunteer Fire Department Fund Drive was in progress.

Mayor publically thanked Councilman Iacobelli for the beautiful and moving 911 Service.

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

NORTH HALEDON VOLUNTEER 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 Councilman Dyer, second by Councilwoman Vuoncino, 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:

Construction Official

Re: Appointments / Zoning Review Officer &
Land use Act Administrator

Zoning Review Officer	Re: Letter of Resignation
Golden Agers	Re: Annual Senior Picnic
Mary Ellen Paradiso	Re: Approval / Block Party / Ruff Court
Paul W. Ploch, II	Re: Invitation / Eagle Scout Court of Honor
Erik Malpica	Re: Concerned Citizen

Motion by Councilman Dyer, 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.

UNFINISHED BUSINESS

ORDINANCE #22-2011 **Re: Pay to Play**
Public Hearing/Second Reading

Motion by Councilman Dyer, 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 ESTABLISHING THAT A BUSINESS ENTITY
WHICH MAKES POLITICAL CONTRIBUTIONS TO MUNICIPAL CANDIDATES
AND MUNICIPAL AND COUNTY POLITICAL PARTIES
IN EXCESS OF CERTAIN THRESHOLDS SHALL BE LIMITED
IN ITS ABILITY TO RECEIVE PUBLIC CONTRACTS
FROM THE BOROUGH OF NORTH HALEDON**

PUBLIC HEARING

Mayor George asked if anyone from the public wished to be heard regarding this ordinance. There was no one. Motion by Councilwoman Vuoncino, seconded by Councilman Luisi, to close the floor to the public. Upon roll call all members present voted in the affirmative. Motion carried.

Motion by Councilwoman Vuoncino, second by Councilman Luisi, that Ordinance #22-2011 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #22-2011 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 a Regular Meeting of the Mayor and Board of Council of the Borough of North Haledon which was held on September 21, 2011, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**ORDINANCE #23-2011
Second Reading/Public Hearing**

**Re: Acceptance of Deed / American Legion
Building**

Motion Councilwoman Vuoncino, 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 Mayor read the Ordinance by title:

**AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A CERTAIN DEED
FROM GRANTOR, NORTH HALEDON MEMORIAL AMERICAN LEGION POST #428,
FOR THE REAL PROPERTY KNOWN AS 512 HIGH MOUNTAIN ROAD,
NORTH HALEDON, NEW JERSEY**

PUBLIC HEARING

Mayor George asked if anyone from the public wished to be heard regarding this ordinance. There was no one. Motion by Councilman Luisi, seconded by Councilwoman Vuoncino, to close the floor to the public. Upon roll call all members present voted in the affirmative. Motion carried.

Motion by Councilwoman Vuoncino, second by Councilman Luisi, that Ordinance #23-2011 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #23-2011 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

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NEW BUSINESS / ORDINANCES / RESOLUTIONS

ORDINANCE #24-2011

Re: E-mail, Internet and Phone Policy

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

The Mayor read the Ordinance by title:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT
THE CODE OF THE BOROUGH OF NORTH HALEDON
TO REVISE CHAPTER 20, PERSONNEL POLICIES**

Discussion ensued regarding the uses of different area codes. After consideration the Ordinance was amended.

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 20, PERSONNEL POLICIES, shall be and hereby is revised, amended and supplemented by modification to include Article IX, E-Mail, Computer and Internet Usage Policy, which shall read as follows:

- a. **§20-57** - All computers, telephones and/or communication systems owned by the Borough of North Haledon shall be used for official Borough business only and personal and/or non-business use of same in any manner whatsoever is prohibited.

The Borough of North Haledon reserves the right to monitor, obtain, review and disclose all E-Mail messages, computer files, voice mail and Internet messages and postings on any Borough owned computer, telephone and/or communication system as deemed necessary and/or appropriate by the Borough of North Haledon. The Borough of North Haledon shall have unrestricted access and the right to disclose all information communicated or stored on E-mail, computer systems, voice mail and internet for any business reason.

Section 2. All other parts or provisions of Chapter 20 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 Vuoncino, Second by Councilman Dyer, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on October 19, 2011, 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 September 21, 2011, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on October 19, 2011, 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 #25-2011

Re: Use of Borough-Owned Vehicles

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

The Mayor read the Ordinance by title:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT
THE CODE OF THE BOROUGH OF NORTH HALEDON
TO REVISE CHAPTER 20, PERSONNEL POLICIES**

Discussion ensued at which time the ordinance was amended.

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 20, PERSONNEL POLICIES, shall be and hereby is revised, amended and supplemented by modification to include Article X, Use of Borough Owned Vehicles, which shall read as follows:

§20-58 - All motor vehicles owned by the Borough of North Haledon shall be used for official Borough business only and personal and/or non-business use of same in any manner whatsoever without the prior approval of the Mayor is prohibited.

Notwithstanding the foregoing, the following individuals may use the motor vehicle assigned to them by the Borough of North Haledon at their respective discretion:

- a. Chief of Police Department;
- b. Captain of Police Department;
- c. Superintendent of Department of Public Works;
- d. Foreman of Department of Public Works;
- e. Fire Official;
- f. Coordinator of Office of Emergency Management; and
- g. Deputy Coordinator of Office of Emergency Management

Section 2. All other parts or provisions of Chapter 20 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 Vuoncino, 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 October 19, 2011, 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 September 21, 2011, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on October 19, 2011, 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 #26-2011

Re: Smoking Prohibited

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

The Mayor read the Ordinance by title:

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF NORTH HALEDON TO REVISE CHAPTER 124, PEACE AND GOOD ORDER, ARTICLE I, MISCELLANEOUS PROVISIONS

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 124, Peace Good Order, Article I, Miscellaneous Provisions, of the Code of the Borough of North Haledon, shall be and hereby is revised, amended and modified as follows:

(1) §124-32 entitled Tobacco Products In Parks and Recreational Areas Owned, Leased or Operated by the Borough of North Haledon shall be added and shall read as follows:

a. Definitions

“Smoking” means the inhaling, exhaling, burning, or carrying of any lighted cigarette, cigar, pipe, electronic cigarette or other similar devices that contain tobacco and/or other similar devices that burn tobacco or similar materials.

b. Smoking Prohibited.

No person shall smoke within the boundary of any area of any park, playground, ball field, recreational area or cultural area owned, operated and/or leased by the Borough of North Haledon that is designated as a Smoke Free Zone by the posting of signage in accordance with sub-section c of this Ordinance.

c. Signage.

A “Smoke Free Zone” sign shall be clearly, sufficiently and conspicuously posted at every area where smoking is prohibited by this Ordinance. Each such sign shall have the words “Smoke Free Zone” in lettering that is no less than two (2) inches in height, and shall contain the international no smoking sign or symbol thereon.

d. Any person who violates the provisions of this Ordinance shall be subject to the penalties set forth in N.J.S.A. 2C:33-13(b).

Section 2. All other parts or provisions of Chapter 124 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.

Discussion ensued – Council Members provided their views on this ordinance.

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 October 19, 2011, 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 Councilwoman Vuoncino who voted no. Motion carried.

NOTICE

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ORDINANCE #27-2011

Re: Increase in Bond / Streets and Sidewalks

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 150, STREETS AND SIDEWALKS**

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 150, STREETS AND SIDEWALKS, of the Code of the Borough of North Haledon, shall be and hereby is revised, amended and supplemented by modification so that the same shall read as follows:

1. In the twelfth (12th) line of §150-15 “five thousand dollars (\$5,000.)” shall be deleted and “ten thousand dollars (\$10,000.)” shall be inserted in its place.

Section 2. All other parts or provisions of Chapter 150 of the Code of the Borough of North Haledon or any other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

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

Motion by Councilwoman Puglisi, second by Councilman Dyer, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on October 19, 2011, 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 September 21, 2011, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on October 19, 2011, 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 #28-2011

Re: Recording of Deeds

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 SUPPLEMENTING CHAPTER 11, LAND USE PROCEDURES
OF THE CODE OF THE BOROUGH OF NORTH HALEDON
TO REQUIRE THE RECORDING OF DEEDS
WHICH REFERENCE VARIANCES OR CONDITIONS OF DEVELOPMENT**

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

Section 1. Chapter 11, Land Use Procedures, of the Code of the Borough of North Haledon is hereby supplemented by the addition of the following:

§11-31A Recording of Deeds which reference variances or conditions of development shall be added and shall read as follows:

Whenever the Planning Board or the Zoning Board of Adjustment approves an application for development with variances or conditions, pursuant to the Municipal Land Use Law (N.J.S.A) 40:55D-1, et seq.) the respective board shall include in its resolution of approval the requirement that the respective Board's attorney, at the sole cost and expense of the applicant, prepare a deed in recordable form that includes the variance(s) or condition(s); that the applicant execute said Deed and have same duly witnessed and acknowledged; and return to the respective Board's attorney for recording with the Office of the Passaic County Clerk, Registry Division or any successor thereto. The deed shall be from the applicant as Grantor to the applicant as Grantee fully reciting the respective Board's actions in order to give fair notice to any interested party as to the status of the property in question. The approving resolution shall require that the Applicant pay to the respective Board's attorney a fee at the rate of \$150.00 per hour for preparation of said Deed and shall additionally require the Applicant to pay the actual recording fee charged by the Passaic County Clerk as determined by the respective Board's attorney. A copy of the recorded deed shall be sent by the respective board attorney to the applicant's attorney or applicant, as the case may be, within thirty (30) days of the date the recorded deed has been returned to the respective Board's attorney.

The procedure set forth above shall be completed no later than sixty (60) days after the date of publication of the resolution of approval by the respective board.

The resolution of approval by the respective board shall be deemed contingent upon the proper recording of the deed as set forth herein.

Section 2. REPEALER. All ordinances or parts of the ordinances inconsistent or in conflict with this ordinance are hereby repealed as to said inconsistencies and conflicts.

Section 3. SEVERABILITY. If any section, part of any section or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance. The Governing Body of the Borough of North Haledon declares that it would have passed the ordinance and each section and subsection hereof, irrespective of the fact

that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section 4. EFFECTIVE DATE. This ordinance shall take effect immediately upon passage and publication according to law.

Motion by Councilwoman Vuoncino, 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 October 19, 2011, 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 September 21, 2011, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on October 19, 2011, 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 #10-2011

Re: Consent Agenda

Motion by Councilwoman Vuoncino, second by Councilman Luisi, 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 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.

- 185-2011 Rescinding / Resolution #181-2011
- 186-2011 Authorization / Grant Application / Ahnert Road
- 187-2011 Authorization / Execution of Agreement / Pump Station / Lakeside
- 188-2011 Appointment / Borough Inspector / Tax Revaluation
- 189-2011 Tax Overpayment
- 190-2011 Acceptance of Resignation / Zoning Review Officer

- 191-2011 Appointment / Zoning Review Officer
- 192-2011 Appointment / Land Use Act Administrator
- 193-2011 Raffle Approvals / St. Clements Episcopal Church
- 194-2011 Raffle Approvals / PTO Heights School
- 195-2011 Authorization / Borough Attorney / Send 60 Day Notice of Termination / Tri State
- 196-2011 Authorization / RFP to Provide Borough-Wide Sanitary Sewer Inspection Services and Development of an Infrastructure Asset Management Plan
- 197-2011 Authorization / RFP IT Services / Balance of Tri-State Contract
- 198-2011 Guardians of the Ribbon
- 199-2011 Replenishment of Postage
- 200-2011 Insertion of Special Item of Revenue – Body Armor
- 201-2011 Appointment / Probationary Firefighter / Nicholas Florio
- 202-2011 Authorization / Advertise & Receive Bids / 2011 Road Improvement Program
- 203-2011 Ratification of Check #1695 / \$88.00 US Postal Service
- 204-2011 Appointment / Part-time Custodian / Peter Barkenbush
- 205-2011 Authorization / Issuance of Check / Hudson-Essex-Passaic Soil Conversation District
- 206-2011 Designation / Paychecks / FSA Benefits Administrator

Councilwoman Vuoncino moved the adoption of the resolution. Councilman Luisi seconded the adoption of the resolution. Upon roll call all members present voted in the affirmative with the exception of Councilwoman Puglisi who recused herself re: #187-2011. Motion carried.

CONSENT AGENDA RESOLUTIONS

RESOLUTION #185-2011 Re: Rescinding of Resolution #181-2011

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that Resolution #181-2011 as adopted by the Governing Body on August 17, 2011 pertaining to captioned matter be and the same is hereby rescinded.

RESOLUTION #186-2011 Re: Grant Application/NJDOT/Ahnert Avenue

NOW, THEREFORE BE IT RESOLVED, that the Mayor and 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-2012 North Haledon Borough-00244 to the New Jersey Department of Transportation on behalf of the Borough 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.

RESOLUTION #187-2011 Re: Agreement/Lakeside Pump Station

WHEREAS, the 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 the Board of Council of the Borough of North Haledon that Mayor Randy George, be and he is hereby authorized to execute the Pump Station Agreement attached hereto as Exhibit "A;"

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

RESOLUTION #188-2011 Re: Appointment/Inspector/Tax Revaluation

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the following individuals be employed as Temporary Part-Time Borough Inspectors for the Tax Revaluation, salary in accordance with the Salary and Wages Ordinance for 2011:

Paul Ploch II

RESOLUTION #189-2011 Re: Tax Overpayment

WHEREAS, the Bank paid the third quarter 2011 taxes; and

WHEREAS, the title co. also paid the third quarter 2011 taxes; and

WHEREAS, above leave an overpayment on the taxes for the 2011 year.

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 2011.

Block 59 Lot 17	\$1,668.10	Block 27 Lot 6	\$1,598.00
550 Manchester Ave		21 Suncrest Ave	

Corelogic Real Estate Tax Service
P.O. Box 961250
Fort Worth, TX 76161-9887

RESOLUTION #190-2011 Re: Resignation/L. Dearani/Zoning Officer

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the resignation of Linda Dearani, Zoning Review Officer be accepted effective immediately.

RESOLUTION #191-2011 Re: Appt./Zoning Review Officer

BE IT RESOLVED by the Mayor and Board of Council of the Borough of North Haledon that Jimmy Booth be and he is hereby appointed as Zoning Review Officer effective

immediately.

RESOLUTION #192-2011 Re: Appt./Land Use Act Administrator

BE IT RESOLVED by the Mayor and Board of Council of the Borough of North Haledon that Linda Dearani be and she is hereby appointed as Land Act Administrator effective immediately.

RESOLUTION #193-2011 Re: Raffle Approval/St. Clements Church

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that Raffle License Application RA#6-2011, 50/50 Raffle and RA#7-2011, Prize Baskets, of St. Clements Episcopal Church to be held September 13, 2011 at the Tides Estate, 1245 Belmont Avenue, North Haledon be approved as submitted providing all rules and regulations of Legalized Games of Chance Control are adhered to.

RESOLUTION #194-2011 Re: Raffle Approval/PTO Heights School

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that Raffle License Application RA#8-2011, Basket Auction and RA#9-2011, On Premise 50/50 Raffle, of Heights School, to be held November 16, 2011 at the Tides Estate, 1245 Belmont Avenue, North Haledon be approved as submitted providing all rules and regulations of Legalized Games of Chance Control are adhered to.

RESOLUTION #195-2011 Re: Termination of Contract/Tri-State Computer

WHEREAS, on January 10, 2011, the Borough of North Haledon entered into an agreement with Tri-State Technical Computer Services, Inc ("Tri-State"); and

WHEREAS, the term of the aforementioned agreement with Tri-State is one (1) year, commencing January 1, 2011 and ending December 31, 2011; and

WHEREAS, notwithstanding the aforementioned term, the Borough of North Haledon has the right to terminate the Agreement upon sixty (60) days written notice to Tri-State; and

WHEREAS, the Borough of North Haledon is now desirous of exercising its right to terminate the aforementioned agreement with Tri-State,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Board of Council of the Borough of North Haledon that the Borough Attorney be and he is hereby authorized and directed to take all action necessary to terminate the Agreement between the Borough of North Haledon and Tri-State dated January 10, 2011.

RESOLUTION #196-2011 Re: RFPs/Sanitary Sewer Inspection Services

WHEREAS, the Borough of North Haledon is in need of sanitary inspection services and development of an infrastructure asset management plan; and

WHEREAS, after consultation with the Borough Engineer and Sewer Operator, it does not appear that the cost of the above-referenced services will exceed the bid threshold as set forth in the Local Public Contracts Law,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Board of Council of the Borough of North Haledon that the Borough Clerk be and she is hereby authorized and directed to request proposals for the provision of Borough-wide sanitary sewer inspection services and the development of an infrastructure asset management plan.

RESOLUTION #197-2011 Re: RFPs/Tech Support-E Mail Services

WHEREAS, on January 10, 2011, the Borough of North Haledon entered into an agreement with Tri-State Technical Computer Services, Inc (“Tri-State”) for technology support and e-mail hosting services; and

WHEREAS, the term of the aforementioned agreement with Tri-State is one (1) year, commencing January 1, 2011 and ending December 31, 2011; and

WHEREAS, notwithstanding the aforementioned term, the Borough of North Haledon elected to exercise its right to terminate the aforementioned agreement prior to the expiration of its term; and

WHEREAS, the Borough of North Haledon now requires a contract for technology support and e-mail hosting services through December 31, 2011,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Board of Council of the Borough of North Haledon that the Borough Clerk be and she is hereby authorized and directed to request proposals for the provision of technology support and e-mail hosting services through December 31, 2011.

RESOLUTION #198-2011 Re: Guardian of the Ribbon

WHEREAS, Guardians of the Ribbon – Northern New Jersey Chapter is a New Jersey non-profit organization consisting of firefighters, police officers, EMS workers, community leaders and concerned citizens whose sole purpose is raising awareness for the fight against cancer; and

WHEREAS, in September 2007 the “Pink Heals Tour” began, encouraging public safety professionals, local leaders and citizens throughout the community to wear pink in honor of all women and to join forces to help them in their fight against cancer; and

WHEREAS, the spirit of this campaign is to fight for those who have lost the ability to fight for themselves; asking for public support and raising understanding and awareness to all citizens; and

WHEREAS, anything is possible when good people devote themselves to a cause that does so much good and benefits so many; and

WHEREAS, the “Cares Enough to Wear Pink” campaign honors all women and

recognizes the need to come together as a collective group and help with the fight against cancer, reminding future generations that people who are not affected by an illness can come together for those who are;

NOW, THEREFORE, I Mayor Randy George, Mayor of the Borough of North Haledon, do hereby proclaim October 25-27, 2010 as

CARES ENOUGH TO WEAR PINK DAYS

RESOLUTION #199-2011 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; and

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

CERTIFICATION

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in Municipal Clerk's Postage OE

**RESOLUTION #200-2011 Re: Insertion of Special Item of Revenue/
Body Armor**

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 2011 in the sum of \$3,968.25 which is now available from Department of Justice for Body Armor

BE IT FURTHER RESOLVED that the like sum of \$3,968.25 is hereby appropriated under the caption Department of Justice Body Armor Fund.

RESOLUTION #201-2011 Re: Probationary Firefighter/Nicholas Florio

BE IT RESOLVED, by the Mayor and Council of the Borough of North Haledon that Nicholas Florio, be appointed Probationary Firefighter to the North Haledon Fire Department.

**RESOLUTION #202-2011 Re: Advertise & Receive Bids/2011 Road
Improvement Program**

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that they Clerk be and she is hereby authorized to advertise for the receipt of bids for 2011 Road Improvement Program. 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 #203-2011 Re: Ratification of Check #1695/Postage

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that check #1695 in the amount of \$88.00, dated September 14, 2011 and drawn to the order of US Postal Service, 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 Clerk's Postage

RESOLUTION #204-201 Re: Appointment/Part-time Custodian

BE IT RESOLVED, by the Mayor and Council of the Borough of North Haledon that Peter Barkenbush be and he is hereby appointed as part-time custodian for the Police Department, at t rate of \$15.00/hour, retroactive to September 19, 2011.

RESOLUTION #205-2011 Re: Authorization/Issue Check/HEPSCD

WHEREAS, Boswell Engineering must apply for a Soil Erosion and Sediment Control Certification for the 2011 Road Improvement program; and

WHEREAS, the application fee for the Soil Erosion and Sediment Control Certification is \$975.00;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of North Haledon that it hereby approves the payment to the Hudson-Essex-Passaic Soil Conservation District in the amount of \$975.00 and that the Borough's Chief Financial Officer be and she is hereby authorized to make a payment to the HEPSCD in the amount \$975.00 from the amounts on hand and dedicated for the 2011 Road Improvement Program.

RESOLUTION #206-2011 Re: Execute Contract with Paychecks

WHEREAS, pursuant to P.L. 2011 c. 78, the Borough of North Haledon is required to offer its employees the following two (2) Section 125 Plans: (1) a Premium Option Plan and (2) a Flexible Spending Account; and

WHEREAS, pursuant to the law, the aforementioned programs must be created as soon administratively practical; and

WHEREAS, in furtherance of the aforementioned directives, the Borough is desirous of hiring Paychecks for the purpose of creating and administering the aforementioned programs, provided the cost of same does not exceed \$5,000.00 on an annual basis;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Board of Council of the Borough of North Haledon that the Mayor be and he is hereby authorized to execute a Contract with Paychecks for the purpose of creating and administering a Premium Option Plan and a Flexible Spending Account as required by P.L. 2011 c. 78, provided that the amount of same does not exceed \$5,000.00 on an annual basis.

CERTIFICATION OF AVAILABILITY OF FUNDS

The Mayor read the Certification of Availability of Funds.
(attached to minutes)

RESOLUTION #207-2011 Re: Payment of Claims

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

2011 BILLS

CURRENT FUND-OTHER EXPENSES	\$ 152,122.22
GENERAL LEDGER.....	15,820.00

2011 BILLS

PREPAID BILLS - CURRENT FUND - OTHER EXPENSE.....	87,451.94
FEDERAL/STATE GRANT FUND.....	12.62
PREPAID FEDERAL STATE GRANT.....	1,125.00
TRUST FUND II.....	925.00
DOG LICENSE TRUST ACCOUNT.....	500.00
CAPITAL FUND.....	44,041.15

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 \$ 323,567.43 paid in the month of August be approved.

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

DISCUSSION

Councilwoman Puglisi advised Mayor and Council of recent discussions at a Board of Recreation meeting concerning a recreation/concession stand.

ADJOURNMENT

Motion by Councilwoman Vuoncino, 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 8:53 p.m.

Renate Elatab, Municipal Clerk

Angela Russo, Deputy Clerk

Approved at meeting of October 19th, 2011