



BOROUGH OF NORTH HALEDON

MINUTES

JANUARY 20, 2010

Mayor George reads the following statement:

This meeting was called pursuant to the provisions of the Open Public Meetings Law. This meeting of January 20, 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, and was posted on the bulletin board on the same date and remains 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 is directed to include this statement in the minutes of this meeting.

Mayor George led the Prayer and everyone was asked to remain standing for the Pledge of Allegiance.

ROLL CALL

PRESENT: Mayor Randy George, Council members: Raymond Melone, 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. Also present was Lt. Todd Darby.

ABSENT: Councilman Rocco Luisi

PUBLIC COMMENTS

Motion by Councilman Iacobelli, seconded by Councilwoman Puglisi, 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 on any matter. There was no one

Motion by Councilman Iacobelli, seconded by Councilwoman Puglisi, 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 Iacobelli, second by Councilwoman Vuoncino, to approve the minutes of the special meeting, the work session, and the regular council meeting of December 2, 2009, the year-end meeting of December 29, 2009, and the closed executive meeting of January 6, 2010.

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

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

COMMITTEE REPORTS

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

COUNCILMAN DYER – DPW is doing a fantastic job this winter. Tonight we will be awarding Solid Waste and Recycling contracts.

POLICE / EMERGENCY MANAGEMENT / SAFETY / PBA LOCAL 292

COUNCILWOMAN PUGLISI – Police contract will be discussed later this evening.

RECREATION

COUNCILWOMAN PUGLISI – Annual beefsteak dinner next Friday, January 29th. Our wrestling program is growing. On-line registration for recreation only on a trial basis.

ZONING BOARD OF ADJUSTMENT

COUNCILWOMAN PUGLISI – cell tower application on agenda for February meeting location is Point view Drive. Borough not notified, attorney to get involved.

HALEDON AMBULANCE

COUNCILMAN DYER – Bob Flaker has been appointed 2010 Ambulance Chief; annual dinner will take place on February 20th.

FINANCE

COUNCILMAN IACOBELLI – will be discussing preparation of 2010 budget with department heads.

PLANNING BOARD

COUNCILMAN DYER – no business

BOARD OF EDUCATION / LOCAL

COUNCILMAN LUISI – no report

BOARD OF EDUCATION / REGIONAL

COUNCILWOMAN VUONCINO – M.R.H.S. newsletter sent to all residents. Vito Gagliardi, Esq. will be in court this week and next week. Production of “My Fair Lady” will be in March.

BOARD OF HEALTH

COUNCILMAN IACOBELLI – We had three H1N1 Clinics in North Haledon with approximately six hundred individuals being vaccinated.

FIRE & WATER

COUNCILMAN VUONCINO – departmental meeting will be held on January 28th at 8 p.m., all are encouraged to attend.

ENGINEERING

COUNCILMAN DYER – discussed at work session

CODIFICATION ADHOC COMMITTEE REPORT

COUNCILWOMAN PUGLISI – discussed at work session

LIBRARY

MAYOR RANDY GEORGE – all programs running smoothly. Library having trouble with the unruly behavior of some of the kids.

PUBLIC CELEBRATIONS

COUNCILMAN IACOBELLI - meeting scheduled for January 30th to discuss events of the year. Magnet going out soon

BUEHLER ADHOC COMMITTEE

COUNCILMAN IACOBELLI – no report

Motion by Councilman Iacobelli, 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 states that all communications were read in full at the Work Session and were as follows:

Michael P. De Marco	Re: Hosny vs. Borough of North Haledon
Lum, Drasco & Positan	Re: Hosny/Refund/Attorneys/Fees

De Marco / Spizziri	Re: Wester - Subdivision
Edward J. Buzak	Re: Release of Performance Bond/ K. Hovnanian
Michael P. De Marco	Re: Buzak Letter
Vito A. Gagliardi	Re: MRHS / Manchester
Michael Barker Interviews will take place next work session	Re: Resignation
Bd. of Chosen Freeholders	Re: 2010 Resurfacing
Terry Woodrow / AFSCME	Re: DPW Negotiations
SPO Jeff Eelman	Re: Resignation/SPO
SPO Nick Franco	Re: Full-time Dispatcher
Recycling Enforcer, Mitch Hanenian Official will be asked to attend next work session to speak re above letter.	Re: Garbage Containers
Building Department	Re: Refund/Permit
Building Department Phil Cheff, Construction Official will attend next work session to discuss "fence height"	Re: Fence Height
Public Celebrations Committee	Re: Refunds/Senior Christmas Party
Hearthstone Estates	Re: Borough Ownership/ Detention Basin
American Heart Association	Re: National Wear Red Day for Women

Motion by Councilman Iacobelli, 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.

PROCLAMATION

Mayor George presented the following proclamation:

NATIONAL WEAR RED DAY FOR WOMEN

WHEREAS, diseases of the heart are the nation’s leading cause of death, and stroke is the third leading cause of death;

WHEREAS, cardiovascular diseases (CVD) claim the lives of nearly 455,000 American females each year or about one death per minute;

WHEREAS, each year, 53 percent of all cardiovascular diseases deaths occur in females, as compared to 47 percent in men, and nearly 30,400 more females than males die from a stroke:

WHEREAS, in 2009 the estimated direct and indirect cost of cardiovascular diseases and stroke in the U.S. is estimated at \$475 billion;

WHEREAS, more women die of cardiovascular disease than the next five leading causes of death combined, including all cancers;

WHEREAS, one in 2.7 women die from cardiovascular disease and 64 percent of women who die suddenly from coronary heart disease have no previous symptoms;

WHEREAS, February is designated as American Heart Month;

WHEREAS, Go Red for Women® is the American Heart Association’s national movement to make women aware of their risk for heart disease—the leading cause of death for women—and to empower women to make choices and take action to reduce that risk.

WHEREAS, all women should learn their own personal risk for heart disease, using tools such as the American Heart Association’s Go Red for Women Heart CheckUp, Go Red BetterU and by talking to their healthcare provider;

NOW, THEREFORE, I Mayor Randy George, in recognition of the importance of the ongoing fight against heart disease and stroke, do hereby proclaim Friday, February 5, 2010 to be

“NATIONAL WEAR RED DAY FOR WOMEN”

in The Borough of North Haledon and urge all citizens to “go red” for the day and wear red on February 5, 2010 to call attention to the magnitude of cardiovascular disease in women, and as a show of support to fight it, as well as in recognition of family, friends and neighbors who have suffered from cardiovascular disease. By increasing awareness of the risk factors for this devastating disease and taking actions to reduce them, we can save thousands of lives each year.

Motion by Councilman Iacobelli, 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
NONE**

NEW BUSINESS / ORDINANCES / RESOLUTIONS

ORDINANCE #1-2010

Re: Salary Ordinance/2010

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 Clerk read the Ordinance by title:

**AN ORDINANCE AMENDING AN ORDINANCE ENTITLED AN ORDINANCE
FIXING THE SALARIES AND COMPENSATIONS OF THE OFFICERS AND
EMPLOYEES OF THE BOROUGH OF NORTH HALEDON IN THE 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, County of Passaic, and State of New Jersey for the year - 2010

SALARY ORDINANCE

MAYOR	5,000.00
COUNCIL MEMBERS	3,442.00
CHIEF OF POLICE	128,017.00
MUNICIPAL CLERK	57,311.00
ASSESSMENT SEARCH OFFICER	797.00
DEPUTY BOROUGH CLERK	46,461.00
TAX COLLECTOR	52,971.00
TAX SEARCH OFFICER	851.00
ELECTION OFFICIAL	1,400.00
MUNICIPAL TREASURER	56,233.00
CHIEF FINANCIAL OFFICER	12,148.00
ASSISTANT TREASURER	37,593.00
SUPERINTENDENT OF PUBLIC WORKS	84,909.00
ADMIN. ASST. / CLERKS OFFICE	33,672.00
CLERICAL ASST/POLICE DEPT.	33,137.00

TAX ASSESSOR	17,419.00
OPERATOR/PUMP STATION	69,246.00
ASST. OPERATOR/PUMP STATION	35,000.00
PLANNING BOARD CLERK	5,000.00
PLANNING BOARD CLERK-PER SPECIAL MEETING	30.00
PLANNING BD. ATTORNEY-RETAINER	3,500.00
ZONING BOARD OF ADJUSTMENT - SECRETARY	3,341.00
ZONING BD. SPECIAL MEETING	30.00
ZONING BD. ATTORNEY-RETAINER	2,600.00
MUNICIPAL JUDGE	14,135.00
MUNICIPAL COURT ADMINISTRATOR	49,661.00
DEPUTY COURT/VIOLATIONS CLERK	33,137.00
PROSECUTOR	10,704.00
PUBLIC DEFENDER/PER APPEARANCE	150.00
CONSTRUCTION CODE OFFICIAL	45,671.00
PLUMBING & ELECTRICAL SUB-CODE OFFICIAL	18,923.00
FIRE SUB-CODE OFFICIAL	9,879.00
ZONING REVIEW OFFICER	1,223.00
CODE ENF.-PROP MNT.-ZONING ENFORCEMENT	61,167.00
LAND USE ACT ADMINISTRATOR	1,223.00
TECHNICAL ASST. #1 CONSTRUCTION OFFICE	30,000.00
TECHNICAL ASST. #2 CONSTRUCTION OFFICE	26,820.00
REGISTRAR OF VITAL STATISTICS	1,607.00
DEPUTY REGISTRAR OF VITAL STATISTICS	689.00
FIRE OFFICIAL	6,664.00
EMERGENCY MANAGEMENT DIRECTOR	2,064.00
DEPUTY O.E.M. COORDINATOR	824.00
REGISTERED ENVIRONMENTAL HEALTH SPEC.	13,973.00
PUBLIC HEALTH NURSE	12,420.00
SECRETARY/BOARD OF HEALTH	6,117.00
RECYCLING COORDINATOR	4,048.00
SECRETARY ETHICS BOARD	200.00
SECRETARY ETHICS BD/ PER SPECIAL MEETING	30.00
ROAD KILL SPECIALIST	3,145.00
CAMP DIRECTOR	3,500.00
POOL ATTENDANT (PER SEASON)	831.00

HOURLY		
SPECIAL AREA TEACHER (ART,NATURE,SPORTS, SCIENCE AND EXTENDED DAY)	10.00 to	15.55
CAMP COUNSELORS/SUB COUNSELORS	7.25 to	14.50
LIFEGUARD-INITIAL START	8.25 to	9.80
LIFEGUARD TWO YEARS EXPERIENCE	8.50 to	9.50
HEAD LIFEGUARD	11.00 -	13.50
ASST. HEAD LIFEGUARD RECYCLING	9.50 -	11.00
ATTENDANT/ENFORCEMENT OFF.	12.00 -	30.00
DEPUTY TAX COLLECTOR	13.00 -	16.00
DPW PART TIME LABORER	12.00 -	18.60
SPECIAL POLICE		13.80
FIRE INSPECTORS		13.80
CLERICAL ASSISTANT	14.00 -	18.00
PART TIME DISPATCHER	12.42 -	13.50
CROSSING GUARDS		13.50

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

SECTION 2

DISPATCHERS

Salaries as set forth below are retro-active to January 1, 2010 or in the case of new employees in the year 2010 shall take effect at date of employment

Trainee (First six weeks of employment)	\$ 7.75
Probationary	\$30,558.00
1 Year	\$31,516.00
2 Years	\$32,479.00
3 Years	\$33,966.00
4 Years	\$35,261.00
5 Years and over	\$39,902.00

SECTION 3

Municipal Attorney	4,500.00
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In addition to the salary provided herein for the Borough Attorney, the Borough Attorney shall be compensated at a fee for \$150.00 per hour for such professional services as are rendered by

him other than for attendance at meetings and worksessions of the Governing Body and upon submission of vouchers to be approved by the Board of Council.

Borough Engineer

The Borough Engineer shall be compensated for such professional services as are required by him as per proposal (herein made a part of the with ordinance) on file in the Clerk's office and upon submission of vouchers to be approved by the Board of Council.

SECTION 4

Salaries as set forth above shall be retroactive to January 1, 2010 or to date of employment of newly appointed position.

SECTION 5

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 6

This ordinance shall take effect immediately upon final passage and publication as required by 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 February 17, 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 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 January 20, 2010, and will be considered for final passage after public hearing at the regular Meeting of the Mayor and Council to be held on February 17, 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 #2-2010

Re: Amendment/Chapter 11

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

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

The Clerk read the Ordinance by title:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT
THE CODE OF THE BOROUGH OF NORTH HALEDON
TO REVISE CHAPTER 11, LAND USE PROCEDURES**

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 11, LAND USE PROCEDURES, shall be and hereby is revised, amended and supplemented by modification so that the same shall read as follows:

- a. **§11-1 A.** shall be amended to read as follows: Class I: the Mayor, or the Mayor's designee in the absence of the Mayor, in accordance with N.J.S.A. 40:55D-23(a).

Section 2. All other parts or provisions of Chapter 11 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 Councilman Iacobelli, second by Councilwoman Puglisi, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on February 17, 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 January 20, 2010, and will be considered for final passage after public hearing at the regular Meeting of the Mayor and Council to be held on February 17, 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

Re: Consent Agenda #2-2010

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, that the Clerk read the Resolution by title and waive the reading of the resolution in full.

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

The Clerk presented the resolution by title:

CONSENT AGENDA #2-2010

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 (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.

- 28-2010 Board of Education/Local/Current
- 29-2010 Board of Education/Regional/Current
- 30-2010 2010 Additional Temporary Budget
- 31-2010 Appropriation Reserves Transfer
- 32-2010 Replenishment of Postage Meter
- 33-2010 Award of Proposal/Bond Counsel/2010
- 34-2010 Award of Proposal/Tech Support - M.R.H.S.
- 35-2010 Award of Proposal/Borough Engineer/North Haledon Avenue Sidewalk Project
- 36-2010 Award of Proposal/Borough Planner/2010
- 37-2010 Award of Proposal/Borough Engineer/2010
- 38-2010 Award of Proposal/Borough Auditor/2010
- 39-2010 Award of Proposal/Special Counsel/M.R.H.S. Withdrawal
- 40-2010 Award of Proposal/2010 Pond Management Program/Black Lagoon
- 41-2010 Award of Proposal/R & J Control/Pump Stations/Molly Ann Brook and Lakeside
- 42-2010 Award of Proposal/Electronic Drives & Controls/ Preventive Maintenance at Molly Ann Pump Station
- 43-2010 Award of Proposal/D2L Associates/Collection System 2010
- 44-2010 Execution of Agreement/Munidex, Inc./ Pets and Vital Statistics
- 45-2010 Acceptance of Resignation/Jeff Eelman/Class II Special Police Officer
- 46-2010 Acceptance of Resignation/Michael Barker/Tax Assessor
- 47-2010 Appointment of Ryan Petri/Housing Commission
- 48-2010 Appointments/Deputy OEM Coordinators
- 49-2010 Refund of Construction Permit Fee - \$146.00
- 50-2010 Refunds/Senior Holiday Party
- 51-2010 Authorization/Advertise & Receive Bids/Rehabilitation of Ballfield No. 1

Council members Iacobelli and Puglisi, expressed their disappointment in the increased rates in the proposal submitted by Porzio, Bromberg & Newman, Special Counsel for the Manchester withdrawal.

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 with the exception of Councilwoman Puglisi who abstained re #41-2010. Motion carried.

CONSENT AGENDA RESOLUTIONS

RESOLUTION #28-2010 Re: Board of Education/Local/Current

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 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 #29-2010 Re: Board of Education/Regional/Current

WHEREAS, the Board of Education of the Passaic County Manchester Regional High School District of 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 #30-2010 Re: 2010 Additional Temporary Budget

WHEREAS, N.J.S.A. 49A: 4-19 provides that where contracts, commitments or payments are to be made prior to the final adoption of the 2010 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time herein provided; and

WHEREAS, Chapter 3 P.L. 1984 allows the municipality to adopt additional temporary appropriations equal to 1/12 of the total appropriations made for all purposes in the budget for the 2009 fiscal year excluding in both instances appropriations made for the interest and debt redemption charges, capital improvement fund and public assistance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of North Haledon, that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial for her records:

Police	SW	520,000.00
Recreation Insurance	OE	100.00

Bond Interest	OE	75,467.50
Ethics	OE	20.00
Finance	OE	5,000.00
Bldg. & Construction	OE	2,000.00
Police Car	OE	6,000.00
Fire Life Hazard	OE	500.00
Snow Removal	OE	10,000.00

RESOLUTION #31-2010 Re: Appropriation Reserves Transfer

BE IT RESOLVED, by the Mayor and Council of the Borough of North Haledon that the Treasurer be and she is hereby authorized to make the following transfers:

	FROM	
GROUP INSURANCE	OE	3,000.00
RECYCLING	SW	5,000.00
COMPUTER UPGRADES	OE	3,000.00
FINANCE	SW	800.00
TAX	SW	1,600.00
PLANNING BD.	OE	900.00
BD. OF ADJUSTMENT	OE	600.00
POLICE	OE	5,000.00
POLICE	SW	5,000.00
		24,900.00
	TO	
ENGINEERING	OE	10,425.00
STS. & ROADS	OE	1,000.00
MANCHESTER FEASIBILITY	OE	1,200.00
COAH 3RD ROUND	OE	7,000.00
CLERK	OE	500.00
ELECTIONS	OE	575.00
SEWER	OE	4,000.00
TELEPHONE	OE	200.00
		24,900.00

RESOLUTION #32-2010 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 # 0-01-20-120-120-205

RESOLUTION #33-2010

Re: Award of Contract/Bond Counsel – 2010

WHEREAS, a written fee agreement for the year 2010 has been received from Rogut McCarthy PC for services to be rendered as Bond Counsel; and

WHEREAS, the services are professional services within the meaning of the Local Public Contracts Law; and

WHEREAS, funds have been provided and will from time to time be provided in bonding ordinances which will cover the costs of the fees;

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

the firm of Rogut McCarthy PC is hereby retained to serve as Bond Counsel effective this 1st day of January, 2010;

the said firm is retained without competitive bidding because the services are professional services;

the firm of Rogut McCarthy shall be paid in accordance with the fee contained in the agreement which is incorporated by reference herein as though fully set forth;

a copy of this resolution and the agreement are on file in the Office of the Municipal Clerk, and a notice of the retaining of said firm shall be published in the official newspaper within 10 days of adoption of the resolution;

the agreement will be in effect for the year 2010 or until such time as either party gives written notice to the other of termination.

The anticipated fees will likely exceed \$21,000.00 and a copy of the Business Entity Disclosure Certification (in compliance with law) is attached and made a part of the within resolution.

RESOLUTION #34-2010

Re: Shared Services Agreement/Tech Support

WHEREAS, Manchester Regional High School (hereinafter “Manchester”) has offered to perform technological coordination and network administration services to the Borough of North

Haledon (hereinafter "North Haledon") and has submitted for North Haledon's review and consideration, an interlocal services agreement: and

WHEREAS, the Borough of North Haledon is desirous of accepting said Agreement as submitted for the year 2010.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of North Haledon that the Mayor and Municipal Clerk are hereby authorized and directed to execute a contract with Manchester Regional High School in accordance with the attached.

RESOLUTION #35-2010

Re: Accept Proposal/Engineer/No Haledon Avenue Sidewalk Project

WHEREAS, the Borough of North Haledon is in need of Engineering Services, in particular for the preparation of construction plans and specifications and providing construction administration/inspection for captioned project; and

WHEREAS, Boswell Engineering, by letter dated November 26, 2008 and revised January 7, 2010, submitted their proposal regarding same as evidenced by attachment herein made a part of the within resolution;

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

The proposal of Boswell McClave Engineering date November 26, 2008; revised January 7, 2010, for Engineering Services in connection with the above is hereby accepted and approved;

The compensation for said services shall not exceed \$65,000.00;

BE IT FURTHER RESOLVED, that funds were available for the afore-mentioned 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 Capital Fund.

RESOLUTION #36-2010

Re: Proposal/Kauker & Kauker/Planner

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the proposal submitted by captioned and dated December 28, 2009 for Professional Planning Services for the Calendar Year 2010 (proposal submitted hereto and made a part of the within resolution) in the sum not to exceed \$25,000.00 be accepted.

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

CERTIFICATION

I, Laura Leibowitz, CFO/Treasurer of the Borough of North Haledon do hereby certify that funds were available for the aforementioned in account 10-02-21-180-182-201

RESOLUTION #37-2010

Re: Acceptance of Proposal Boswell - Engineering Services/2010

WHEREAS, there exists a need for professional services, namely Borough Engineer, and

WHEREAS, a written fee agreement for the year 2010 has been received from Boswell McClave Engineering to be rendered as Borough Engineer; and

WHEREAS, funds have been provided for said purpose in the 2009 Temporary Budget and will be provided for in the 2010 Budget; and

WHEREAS, the Borough of North Haledon is desirous of accepting the proposal as submitted by the Engineer (copy of which is attached hereto and made a part of the within resolution) for the year 2010; and

WHEREAS, it has been determined that the proposal as accepted by the Borough of North Haledon will exceed \$21,000.00 and that a copy of the Business Entity Disclosure Certification (in compliance with law) is attached and made of part of the within resolution.

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

The compensation for said services shall be in accordance with said agreement attached hereto.

This contract is awarded without competitive bidding as "Professional Services" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because this contract is for services rendered and/or performed by persons authorized by law to practice a recognized profession that is regulated by law.

A notice of this action shall be printed once in the HAWTHORNE PRESS.

RESOLUTION #38-2010

Re: Acceptance of Proposal/Auditor-2010

WHEREAS, there exists a need for professional services; namely, Borough Auditor in the Borough of North Haledon, County of Passaic, State of New Jersey; and

WHEREAS, a written fee agreement for the year 2010 has been received from Ferraioli, Wielkotz, Cerullo & Cuva, for services to be rendered as Borough Auditor; and

WHEREAS, funds are available as evidenced by Temporary Budget previously adopted by resolution; and

WHEREAS, the Borough of North Haledon is desirous of accepting the proposal as submitted by the Auditor (copy of which is attached hereto and made a part of the within resolution) for the year 2010; and

WHEREAS, it has been determined that the proposal as accepted by the Borough of North Haledon will exceed \$21,000.00 and that a copy of the Business Entity Disclosure Certification (in compliance with law) is attached and made of part of the within resolution; and

WHEREAS, the term of the contract will be for one year commencing January 1, 2010 through December 31, 2010;

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contract for Professional Services without competitive bids will be available for public inspection.

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

The Mayor and Clerk are hereby authorized and directed to execute agreement (proposal) with Ferraioli, Wielkotz, Cerullo & Cuva, 16 Pompton Avenue, P. O. Box 259, Pompton Lakes, NJ 07442.

This contract is awarded without competitive bidding as "Professional Services" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because this contract is for services rendered and/or performed by persons authorized by law to practice a recognized profession that is regulated by law.

A notice of this action shall be printed once in the HAWTHORNE PRESS.

RESOLUTION #39-2010

Re: Acceptance of Proposal/Porzio/MRHS

WHEREAS, a written agreement for the year 2010 has been received from Porzio, Bromberg & Newman, for services to be rendered as Special Counsel for the matter of Manchester Regional High School withdrawal; and

WHEREAS, the services are professional services within the meaning of the Local Public Contracts Law; and

WHEREAS, funds have been provided for said purpose in the 2009 Temporary Budget and will be provided for in the 2010 Budget; and

WHEREAS, the Borough of North Haledon is desirous of accepting the proposal as submitted by the Special Counsel (copy of which is attached hereto and made a part of the within resolution) for the year 2010; and

WHEREAS, it has been determined that the proposal as accepted by the Borough of North Haledon will exceed \$21,000.00 and that a copy of the Business Entity Disclosure Certification (in compliance with law) is attached and made of part of the within resolution; and

WHEREAS, the term of the contract will be for one year commencing January 1, 2009 through December 31, 2010

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contract for Professional Services without competitive bids will be available for public inspection.

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

1. The compensation for said services shall be in accordance with said agreement attached hereto.
2. This contract is awarded without competitive bidding as "Professional Services" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because this contract is for services rendered and/or performed by persons authorized by law to practice a recognized profession that is regulated by law.

RESOLUTION #40-2010

Re: Award of Contract/Black Lagoon

WHEREAS, the Municipal Clerk has received a proposal to conduct treatments at Buehler's Pond; and

WHEREAS, Black Lagoon of Hamilton, New Jersey, was the only proposal as evidenced by attachments herein made a part of the within resolution, since their services are extraordinary and unspicifiable in accordance with N.J.S.A.40a:11-5 (1) (A)(ii); and

WHEREAS, the Borough of North Haledon will not exceed the current bid threshold and desires to award the contract in accordance with N.J.S.A.40A 11-3; and

WHEREAS, funds are available for the aforementioned as evidenced by certification of Treasurer following.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Haledon, that a contract be and is hereby awarded to Allied Biological Inc. of NJ in accordance with proposal/contract attached hereto and made a part of the within resolution and that the Administrator be and she is hereby authorized and directed to execute said agreement.

CERTIFICATION

I, Laura Leibowitz, Treasurer/CFO for the Borough of North Haledon, County of Passaic, State of New Jersey, do hereby certify that funds are available for the aforementioned in a/c Recreation/Swimming Pool, O.E.

RESOLUTION #41-2010

Re: R & J Control/Pump Station

WHEREAS, R. & J. Control has submitted a written proposal dated December 1, 2009, to provide semi-annual Preventive Maintenance Program for the generator at two Pumping Stations, namely Molly Ann Pump and Lakeside; and

WHEREAS, the proposal submitted as attached hereto and made a part of the within resolution shows the cost for semi-annual service per call.

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the contract be awarded to R. & J. Control Inc. 58 Harding Avenue, Dover, N. J. 07801, in accordance with the attached proposal and that the Clerk be authorized to accept said proposal.

BE IT FURTHER RESOLVED by the Borough Council of the Borough of North Haledon that following is certification of Chief Financial Officer that funds are available for said contract:

CERTIFICATION

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are and/or will be made available in account Sewer O.E.

RESOLUTION #42-2010

Re: Electronic Drives & Controls

WHEREAS, Electronic Drives and Controls has submitted a written proposal to provide Variable Frequency Drive Preventive Maintenance at Molly Ann Pump Station for the period of January 1, 2010 through December 31, 2010; and

WHEREAS, the proposal submitted as attached hereto and made a part of the within resolution shows a cost for semi-annual inspection and service of \$1,390.00 per inspection and Maintenance Service of \$2,780.00 per year;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the contract be awarded to Electronic Drives and Controls, 17 Eastmans Road, Parsippany, New Jersey in accordance with the attached proposal and that the Clerk be authorized to accept said proposal.

BE IT FURTHER RESOLVED pursuant to the provisions of N.J.S.A. 40A:11-5, that the extraordinary unspecifiable services of Electronic Drives and Controls are hereby engaged to perform maintenance and inspection services as needed in accordance with proposal attached hereto and made a part of the within resolution;

BE IT FURTHER RESOLVED that the Clerk is hereby authorized to execute an appropriate contract.

CERTIFICATION

I, Laura Leibowitz, Treasurer of the Borough of North Haledon, do hereby certify that funds are and/or will be made available.

RESOLUTION #43-2010

Re: Collection System D2L

WHEREAS, there may be a need from time to time for the Borough to retain the services of D2L Associates, Inc., former operator of the Pump Station; and

WHEREAS, D2L has submitted a proposal for maintenance service and operations consulting service to the North Haledon Collection System;

NOW THEREFORE BE IT RESOLVED pursuant to the provisions of N.J.S.A. 40A:11-5, that the extraordinary unspecifiable services of D2L Associates, Inc. are hereby engaged to perform maintenance and consulting services as well as replacement of pumps as needed in accordance with proposal in accordance with proposal rates attached hereto and made a part of the within resolution;

Pursuant to the provisions of the statute the Borough Council makes the following determinations:

1. Supporting reasons for the award of the contract are the need for emergency service coverage, maintenance service and operational consulting service of the North Haledon sewerage collection system and the contractor has the requisite license.
2. The duration of the contract shall be through December 31, 2010.
3. The services to be rendered are extraordinary unspecifiable services and the total amount of the contract is indeterminate at the present time, but the payment shall be at hourly rates in accordance with the provisions of the contract between the parties and the written proposal attached hereto;

BE IT FURTHER RESOLVED that the Clerk is hereby authorized to execute an appropriate contract.

BE IT FURTHER RESOLVED by the Borough Council of the Borough of North Haledon that following is certification of Chief Financial Officer that funds are available for said contract:

CERTIFICATION

I, Laura Leibowitz, Treasurer of the Borough of North Haledon hereby certify funds are or will be available for the above in a/c Sewer Operator Contract.

RESOLUTION #44-2010

Re: Execution of Agreement/Pets Vitals

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the Municipal Clerk enter into agreement with the Munidex, Inc., 174 Route 17 North, Rochelle Park, NJ 07662, for the 2009 Software Maintenance Contract for Pets and Vital Statistics, in accordance with copy of agreement attached hereto and made part of the within resolution for the year 2010;

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute said agreement and that the Treasurer be and she is hereby authorized to issue payment to Munidex, Inc., in accordance with agreement attached.

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 #45-2010

Re: Resignation/Jeff Eelman/Special Police

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the resignation of Jeff Eelman as a Class II, Special Police Officer be accepted, with regret, effective January 2, 2010.

RESOLUTION #46-2010

Re: Resignation/Tax Assessor/Mike Barker

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the resignation of Michael Barker, the Borough Tax Assessor, be accepted, with deepest regret, effective February 1, 2010.

RESOLUTION #47-2010

Re: Ryan Petri/Housing Commission

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that Ryan Petrie, be re-appointed to the Housing Commission for a three-year term retroactive to October 16, 2009, expiring October 16, 2012, as a Municipal Commissioner in accordance with Ordinance #11, 2001.

RESOLUTION #48-2010

Re: Appointments/Deputy OEM Coord.

WHEREAS, in accordance with the laws of the State of New Jersey, Lt. Todd Darby, the North Haledon OEM Coordinator, has recommended the appointment of two OEM Deputy Coordinators,

NOW THEREFORE BE IT RESOLVED that the members of Governing Body of the Borough of North Haledon, County of Passaic, do hereby agree with the following appointments:

OEM Deputy Coordinator – Anthony Conforti – Term to Expire – 12/31/2010

OEM Deputy Coordinator - Albert Manzo – Term to Expire – 12/31/2010

RESOLUTION #49-2010

Re: Refund/building Permit Fee

WHEREAS, Bruce Van Wyck applied for a Building (Roofing) Permit for captioned property,

WHEREAS, the property owner cancelled the project after necessary permit totaling \$146.00 was secured, and

WHEREAS, Bruce Van Wyck has requested a refund of \$146.00,

NOW, THEREFORE 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 to Bruce Van Wyck in the sum of \$146.00.

RESOLUTION #50-2010

Re: Refund/Senior Holiday Party

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the Treasurer be authorized to issue checks to the following individuals, who paid but were unable to attend the Borough’s Senior Holiday Party:

Ida La Gatta	118 Glenwood Drive	\$10
Lillian Collins	95 Sicomac Road	\$10

RESOLUTION #51-2010

Re: Author./Advertise for Bids/Rehab. of Ballfield No. 1

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 – REHABILITATION OF BALLFIELD NO.1 - bids to be received by the Municipal Clerk on behalf of the Governing Body in the Council Chambers, 103 Overlook Avenue, North Haledon, NJ

CERTIFICATION OF AVAILABILITY OF FUNDS

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

RESOLUTION #52-2010

Re: Payment of Approved Claims

The Clerk presented the following resolution:

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

	2008 BILLS	
CURRENT FUND -RESERVES.....		\$ 23,165.78
<u>2009 BILLS</u>		
CURRENT FUND-OTHER EXPENSES		59,689.24
<u>2009 BILLS</u>		
PREPAID BILLS - CURRENT FUND - OTHER EXPENSE.....		76,021.49
FEDERAL/STATE GRANT FUND.....		3,481.71
TRUST FUND II.....		12,033.50
DOG LICENSE TRUST ACCOUNT.....		500.00
CAPITAL FUND.....		28,680.56

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 \$319,415.02 paid in the month December be approved.

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. Motion carried.

RESOLUTION #53-2010 **Re: Award of Contract/Suburban/Solid
Waste Collection and Disposal**

The Clerk presented the following resolution:

WHEREAS, pursuant to public advertising, bids were received by the Borough of North Haledon on January 7, 2010, at 11:00 a.m., for the collection, transportation and disposal of garbage and bulky waste; and

WHEREAS, the Borough desires to award a contract for a twice per week pick-up for a five year contract; and

WHEREAS, Suburban Disposal, Inc., 54 Montesano Road, Fairfield, NJ 07004, is the lowest complying bidder; and

WHEREAS, the bid documents have been reviewed by the Superintendent of Public Works as to technical sufficiency, and his recommendation of award is attached hereto and made a part hereof; and

WHEREAS, the bid documents of Suburban Disposal, Inc., have been reviewed by the Borough Attorney as to legal sufficiency and his recommendation of award is attached hereto and made a part hereof; and

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

1. The contract for collection, transportation and disposal of garbage and bulky waste for twice per week pick for a five year contract be and hereby is awarded to Suburban Disposal, Inc., 54 Montesano Road, Fairfield, NJ 07004 in the amount as follows:

<u>FOR THE PERIOD</u>	<u>COST PER TON</u>
March 15, 2010 to March 14, 2015	\$124.63

Subject to receipt of the required contract in a form acceptable to the Borough Attorney as well as the performance bond with required surety disclosure statement.

2. The Mayor and Municipal Clerk be and are hereby authorized and directed to execute such contract in a form acceptable to the Borough Attorney

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

CERTIFICATION

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

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. Motion carried

RESOLUTION #54-2010

**Re: Award of Contract/
Joseph Smentkowski, Inc
Recycling Collection and Disposal**

The Clerk presented the following resolution:

WHEREAS, pursuant to public advertising, bids were received by the Borough of North Haledon on January 7, 2010, at 11:00 a.m., for curbside pick-up, collection and disposal of recyclable materials; and

WHEREAS, the Borough desires to award a contract for a twice per month pick-up for a five year contract; and

WHEREAS, Joseph Smentkowski, Inc., 3 New York Avenue, Jersey City, NJ 07307, is the lowest complying bidder; and

WHEREAS, the bid documents have been reviewed by the Superintendent of Public Works as to technical sufficiency, and his recommendation of award is attached hereto and made a part hereof; and

WHEREAS, the bid documents of Joseph Smentkowski, Inc., have been reviewed by the Borough Attorney as to legal sufficiency, and his recommendation of award is attached hereto and made a part hereof; and

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

1. The contract for curbside pickup, collection and disposal of recycling materials for twice per month for a five year contract be and hereby is awarded to Joseph Smentkowski, Inc., 3 New York Avenue, Jersey City, NJ 07307, in the amount as follows:

FOR THE PERIOD

August 1, 2010 through July 31, 2015

COST

\$72,000.00 – total/
commingled recyclable material

August 1, 2010 through July 31, 2015

\$72,000.00 – total/
newspaper and corrugated cardboard

Subject to receipt of the required contract in a form acceptable to the Borough Attorney, as well as the performance bond with required surety disclosure statement.

2. The Mayor and Municipal Clerk be and are hereby authorized and directed to execute such contract in a form acceptable to the Borough Attorney

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

CERTIFICATION

I, Laura Leibowitz, CFO/Treasurer of the Borough of North Haledon, do certify that funds are available for the aforementioned in 0-01-26-305-306-211

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

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

DISCUSSION

Credit Card / Tax Collector's Office – Defer until later date.

Capital Projects Site Visits (Squaw Brook Road and 2010 Road Improvement Program) – Council to walk Squaw Brook Road as well as other sites. Chief Bracco would like to see Squaw Brook Road remain a one-way.

After brief discussion a date was set to walk Squaw Brook Road. Clerk will advertise for a Special Meeting on Saturday, February 13, 2010 at 9:00 a.m., to walk Squaw Brook Rd. Also include a representative from the school to attend the walk.

Tax Assessor interviews will take place at the February work session. Clerk will call and set up appointments.

EXECUTIVE SESSION

RESOLUTION #55-2010

Re: Closed Executive Session

A motion was made by Councilman Iacobelli, seconded by Councilwoman Puglisi to go into closed session at 9:14 p.m.

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

The Mayor presented the following resolution:

WHEREAS, Section 6 of the Open Public Meetings Act, P.L. 1975, Chapter 231, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exists;

WHEREAS, the Mayor and Council wish to discuss:

CONTRACT NEGOTIATIONS/ON-GOING LITIGATION

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then minutes can be made public;

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

Meeting reconvened at 9:48 p.m.

ROLL CALL

Present: Mayor Randy George, Council members: Raymond Melone, Bruce O. Iacobelli, Elaine Vuoncino, Donna Puglisi, and Robert Dyer, Attorney Michael De Marco

Absent: Councilman Rocco Luisi

Motion by Councilman Iacobelli, seconded by Councilwoman Puglisi, authorizing the Borough Attorney to contact P.B.A. Attorney to prepare a new police contract.

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

ADJOURNMENT

Motion by Councilman Melone, second by Councilwoman Vuoncino, to adjourn the meeting

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

Mayor George declared the meeting duly adjourned at 9:50 p.m.

Renate Elatab, Municipal Clerk

Angela Russo, Deputy Borough Clerk

Approved at Meeting of ____February 17, 2010_____