



## **BOROUGH OF NORTH HALEDON**

### **COUNCIL MEETING MINUTES**

**WEDNESDAY, SEPTEMBER 21, 2016**

Mayor George read the following statement into the record:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of September 21, 2016, was included in a list of meetings notices sent to the HERALD NEWS and the HAWTHORNE PRESS on January 11, 2016, and was advertised in said newspapers on January 14, 2016. This notice was posted on the bulletin board on the same date and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Proper notice having been given, this meeting was called to order at 7:30 p.m. and the Clerk was directed to include this statement in the minutes of this meeting.

Mayor 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, Raymond Melone, Donna Puglisi (arrived at 7:44 p.m.), George Pomianek, Dennis Marco, and Michael Galluccio

Borough Attorney Michael De Marco

Borough Engineer, Joseph Pomante

Deputy Borough Clerk, Dena Ploch

Municipal Clerk, Renate Elatab

### **PUBLIC COMMENTS**

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

Seeing as no one from the public asked to speak, motion by Council Member Marco, second by Council Member Galluccio, 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 Council Member Marco, second by Council Member Galluccio, to approve the minutes of the work session meeting and the regular council meeting of August 3, 2016. Upon roll call, all members voted in the affirmative, except for Council Members Luisi and Melone, who abstained. Motion carried.

## **OFFICIAL REPORTS**

Ambulance Report  
Building Official's Report  
Clerk's Receipts  
Fire Department Report  
Municipal Court Report  
Police Department Report  
Property Maintenance Report  
Tax Collector's Report to Treasurer  
Treasurer's Report

## **COMMITTEE REPORTS**

DPW / STREETS & ROADS / SEWERS/ BUILDINGS & GROUNDS /  
SOLID WASTE / RECYCLING  
POLICE / EMERGENCY MANAGEMENT / SAFETY / PBA LOCAL 292  
RECREATION  
ZONING BOARD OF ADJUSTMENT  
NORTH HALEDON VOLUNTEER AMBULANCE  
FINANCE  
PLANNING BOARD  
BOARD OF EDUCATION / LOCAL.  
BOARD OF EDUCATION / REGIONAL  
BOARD OF HEALTH  
FIRE & WATER.  
ENGINEERING  
LIBRARY  
PUBLIC CELEBRATIONS

Motion by Council Member Puglisi, second by Council Member Marco, to dismiss with reports. Upon roll call, all members voted in the affirmative. Motion carried.

Mayor George advised that the Tax Collector had a new scanner to read checks, which will help reconcile discrepancies between deposit slips and the bank's clearing house, which credits the Borough's accounts, and should ultimately make the jobs of the Tax Collector and CFO easier.

Mayor George addressed the controversy circulating on Facebook regarding the American flag not flying at High Mountain School. He advised that the flag pole had been replaced and the concrete had to dry before a new flag could fly, but in the meantime the flag was flying again.

Mayor George also addressed the controversy regarding the mid-block cross walks that had been removed by Passaic County between the American Legion parking lot and the walkway leading into High Mountain School, and also the one between the municipal parking lot by fire Fire House and the businesses across the street. He advised that despite his urging the County to, at least keep the one by the school, the County had refused to leave them there; he will ask the Superintendent of Public Works to paint a cross walk at the intersection of Terrace Avenue and High Mountain Road -- Chief Bracco advised that he will then have to have a police officer at that location to direct traffic. Mayor George expressed his concern once the students cross the street, they cannot walk down Terrace Avenue, but must use the sidewalk that leads to the entrance to the school on High Mountain Road.

Mayor George also reminded everyone of North Haledon Day on Saturday, October 1<sup>st</sup>.

## **COMMUNICATIONS**

Communications below were presented at the Work Session.

Mayor George	Re: Peddlers' Licenses
Joe Pomante	Re: EnviroVision Environmental Proposal
County of Passaic	Re: Award / \$75,000 Open Space Grant
Zoning Board / George VanDyk	Re: Impervious Surface Ordinance
J. Booth / Property Maintenance	Re: Lien on 706 Belmont Ave
J. Booth/ Property Maintenance	Re: Lien on 10 Spruce Lane
Phil Cheff	Re: Shared Services / Wyckoff
Michael De Marco	Re: Stipulations of Settlement
MUA	Re: Discontinuation of Water Service
North Haledon Public Schools	Re: MUA / Notice of Discontinuation
Shalom Dinsky	Re: Summit Pointe
Holy Spirit Association	Re: Request / Refund for Permits

Motion by Council Member Marco, second by Council Member Galluccio, that the above communications be received, that action be taken where necessary, and the reports be placed in file. Upon roll call, all members voted in the affirmative. Motion carried.

## **OLD BUSINESS / ORDINANCES**

### **ORDINANCE #17-2016**

**Re: Municipal Alliance**

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

The Clerk presented the following ordinance:

**AN ORDINANCE CREATING THE NORTH HALEDON MUNICIPAL ALLIANCE**

**WHEREAS**, P.L. 1989, c.51 enables municipalities in the State of New Jersey to establish Municipal Alliance Committees, the objectives of which are to identify alcoholism and drug abuse prevention, education, and community needs, and to implement programs formulated by the committees; and

**WHEREAS**, P.L. 1989, c.51 provides for the distribution of grants from the Drug Enforcement and Demand Reduction Fund (N.,J.S. 2C:35-15) to Municipal Alliance Committees to carry out the aforesaid objectives; and

**WHEREAS**, said monies would increase the scope of programs and services available to the residents of the Borough of North Haledon;

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

1. That the North Haledon Municipal Alliance Committee is hereby established pursuant to P.L. 1989, c.51.
2. That the Mayor shall appoint all members to the Committee.
3. That this ordinance shall take effect immediately after final adoption and publication as provided by law.

Motion by Council Member Pomianek, second by Council Member Puglisi, that Ordinance #17-2016 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #17-2016 was adopted on second reading and is hereby declared a passed ordinance in accordance with law. Upon roll call, all members voted in the affirmative. Motion carried.

**ORDINANCE #18-2016**

**Re: Amendment / Raffle Fee**

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

The Clerk presented the following ordinance:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE  
CODE OF THE BOROUGH OF NORTH HALEDON  
TO REVISE CHAPTER 275, FEES**

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

Section 1. Chapter 275, FEES, of the Code of the Borough of North Haledon, shall be and hereby is revised, amended and supplemented by modification so that the same shall read as follows:

1. §275-13A(6) shall be amended to read as follows:

Additional fee of \$20 per \$1,000 or part thereof of the retail value of the awarded prize(s).

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

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

Motion by Council Member Puglisi, second by Council Member Luisi, that Ordinance #18-2016 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #18-2016 was adopted on second reading and is hereby declared a passed ordinance in accordance with law. Upon roll call, all members voted in the affirmative. Motion carried.

**ORDINANCE #19-2016**

**Re: Amendment / Engineering Fee**

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

The Clerk presented the following ordinance:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE  
CODE OF THE BOROUGH OF NORTH HALEDON  
TO REVISE CHAPTER 275, FEES**

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

Section 1. Chapter 275, FEES, of the Code of the Borough of North Haledon, shall be and hereby is revised, amended and supplemented by modification so that the same shall read as follows:

1. §275-37 B (2) (a) shall be amended to read as follows:

One thousand dollars; plus

Section 2. All other parts or provisions of the Code of the Borough of North Haledon or any

other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

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

Motion by Council Member Puglisi, second by Council Member Melone, that Ordinance #19-2016 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #19-2016 was adopted on second reading and is hereby declared a passed ordinance in accordance with law. Upon roll call, all members voted in the affirmative. Motion carried.

## **NEW BUSINESS / PROCLAMATION / ORDINANCE / RESOLUTIONS**

### **Proclamation** **Re: Put the Brakes on Fatalities Day**

Mayor George read the following proclamation into the record:

October 10, 2016, has been declared Put the Brakes on Fatalities Day® by the BOROUGH OF NORTH HALEDON

**WHEREAS,** Across the nation, traffic crashes caused 35,092 fatalities in 2015, and are the leading cause of death for young people ages 15 to 34; and,

**WHEREAS,** In New Jersey, 562 individuals lost their lives in traffic crashes in 2015; and,

**WHEREAS,** Alcohol-related crashes accounted for 28.0 % of the State's traffic fatalities, while 26 percent of all fatal crashes involved traveling at unsafe speeds; and,

**WHEREAS,** Motorcyclists, bicycle riders and pedestrians face increased risks on New Jersey's roadways, as people opt for alternative modes of transportation; and,

**WHEREAS,** 50 motorcyclists, 17 bicyclists and 173 pedestrians were killed in New Jersey in traffic-related crashes in 2015; and,

**WHEREAS,** Safer driving behaviors such as buckling up, every ride; obeying posted speed limits; stopping for pedestrians in crosswalks and using crosswalks when walking; avoiding aggressive driving behaviors; never driving impaired; wearing proper safety gear while riding a motorcycle or bicycle; and, focusing

solely on driving by avoiding distractions, can dramatically reduce the number of traffic-related injuries and deaths;

**NOW, THEREFORE**, I, Randy George, Mayor of the Borough of North Haledon do hereby proclaim October 10, 2016, Put the Brakes on Fatalities Day®, and call upon everyone to put these lifesaving behaviors into practice to improve safety on the roadways in our community and throughout the State.

Motion by Council Member Pomianek, second by Council Member Luisi, to concur with the Mayor's proclamation. Upon roll call, all members voted in the affirmative. Motion carried.

**Ordinance #20-2016**

**Re: Zone Change / 20 Manchester Avenue**

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

The Clerk presented the following ordinance:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO REVISE CHAPTER 600, ZONING**

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

**WHEREAS**, the property commonly known as 20 Manchester Avenue and designated on the tax maps of the Borough of North Haledon as Block 28, Lot 3 (herein after referred to as the "Property") is currently located in the RA-1 zone; and

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

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

Section 1. The property commonly known as 20 Manchester Avenue and designated on the tax maps of the Borough of North Haledon as Block 28, Lot 3 shall be removed from the RA-1 zone and included in the B-2 zone.

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

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

Motion by Council Member Puglisi, second by Council Member Melone, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on October 19, 2016, at 7:30 p.m. or as soon thereafter as the matter can be reached by the Mayor and Council and that at such time and place, all persons interested will be given an opportunity to be heard concerning said ordinance and that the Clerk be and she is hereby authorized and directed to publish said ordinance in accordance with law. Upon roll call, all members voted in the affirmative. Motion carried.

**RESOLUTION CA#10-2015**

**Re: Consent Agenda #10-2016**

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

The Clerk presented the following resolution:

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

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

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of North Haledon that the following resolutions on the consent agenda are hereby approved and adopted.

1. Tax Overpayment / Corelogic
2. Tax Title Lien Redemption
3. Authorization / Lien on Property / 706 Belmont Ave
4. Authorization / Lien on Property / 10 Spruce Lane
5. Formula for School Funding
6. Cancellation / Shared Services / North Haledon & Wyckoff / Electrical Sub-Code Official
7. Library Payments
8. Appointment / PT Dispatcher
9. Change Fund / North Haledon Day
10. Refund / Construction Permits
11. Acceptance of Proposal / EnviroVision
12. Tax Refund
13. Approval / Change Order
14. Authorization / Auction / Police Vehicle
15. Authorization / Payment of Bills / Issuance of Checks



- 16. Authorization / Execution of Memorandum of Agreement / DPW Contract
- 17. Authorization / Raffle Licenses
- 18. Acceptance of Proposal / Oliver Appraisals / COAH Unit
- 19. Authorization / Use of NHEF Credit Card System

After some discussion, it was agreed to take number 19 off the consent agenda, then motion by Council Member Puglisi, second by Council Member Pomianek, to approve the consent agenda Resolution numbered 1 through 18. Upon roll call, all members voted in the affirmative. Motion carried.

**Resolution #151-2016** **Re: Tax Overpayment**

**WHEREAS**, the homeowner paid 3<sup>rd</sup> quarter taxes for 2016 and,

**WHEREAS**, the taxes for the 3<sup>rd</sup> quarter were also paid by the bank and,

**WHEREAS**, this leaves an overpayment on the taxes for the 3<sup>rd</sup> quarter of 2016,

**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 2016.

Corelogic	Block 36.06 Lot 12	\$ 2,304.56
Refund Department	Block 22 Lot 15.05	\$ 3,212.13
PO Box 961250		
Fort Worth, TX 76161-9858		

**Resolution #152-2016** **Re: Tax Title Lien Redemption**

**WHEREAS**, the bank of the property located at 706 Belmont Avenue, also known as Block 12 Lot 3, mailed to the Tax Collector's Office on August 19, 2016, a check to redeem Tax Title Certificate 13-00001 dated July 16, 2014, and

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

**NOW, THEREFORE, BE IT RESOLVED** that the Treasurer be and he is hereby authorized to issue a check to the following:

Redemption	\$2,218.23
Premium	\$3,600.00

US Bank Cust BV Trust 2015-1  
50 South 16<sup>th</sup> Street, Suite 2050  
Philadelphia, PA 19102-2513

**Resolution #153-2016**

**Re: Placement / Lien on Property**

**WHEREAS**, the property known and designated as Block 12 Lot 3 (706 Belmont Avenue) has been the subject of many complaints, as said property has had no lawn maintenance and disposal of garbage; and

**WHEREAS**, proper notice has been provided to the bank that owns said property to have said property cleaned up, as this was in violation of a Borough Ordinance, and the owner has not complied with the request; and

**WHEREAS**, in accordance with the §455-9 of the Borough Code, the Borough may take action deemed necessary to remedy said conditions when an owner fails to do so, and the costs of said remedies shall be a principal lien against the property upon which said costs were incurred; and

**WHEREAS**, the condition of said lot had become a health hazard and safety hazard, and it was necessary for the Borough of North Haledon to have said property cleaned up by its Department of Public Works;

**NOW, THEREFORE BE IT RESOLVED** By the council of the Borough of North Haledon that it hereby directs the Receiver of Taxes to place a lien against the aforementioned property, in the amount of \$1,000.00, plus all legal fees associated with filing the lien, and such lien shall become and form part of the taxes levied upon such property; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the owner of the property or their agent.

**Resolution #154-2016**

**Re: Placement / Lien of Property**

**WHEREAS**, the property known and designated as Block 58.03 Lot 14.032 (10 Spruce Lane) has been the subject of many complaints, and the owner of said property had removed the windows, and left the property vacant, and

**WHEREAS**, proper notice has been provided to the bank that owns said property to have said property cleaned up, as this was in violation of a Borough Ordinance, and the owner has not complied with the request; and

**WHEREAS**, in accordance with the §455-9 of the Borough Code, the Borough may take action deemed necessary to remedy said condition when an owner fails to do so, and the costs of said remedies shall be a principal lien against the property upon which said costs were incurred; and

**WHEREAS**, the condition of said property had become a health hazard and safety hazard, and it was necessary for the Borough of North Haledon to have said property cleaned up and the windows secured with plywood; and

**NOW, THEREFORE BE IT RESOLVED** By the council of the Borough of North Haledon that it hereby directs the Receiver of Taxes to place a lien against the aforementioned property, in the amount of \$500.00, plus all legal fees associated with filing the lien, and such lien shall become and form part of the taxes levied upon such property; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the owner of the property or their agent.

**Resolution #155-2016**

**Re: Formula for School Funding**

**WHEREAS**, in 1981, the Education Law Center filed a complaint entitled Abbott v. Burke in Superior Court on behalf of 20 children attending public schools in the cities of Camden, East Orange, Irvington, and Jersey City; and

**WHEREAS**, this case challenged New Jersey's system of financing public education under the Public School Education Act of 1975; and

**WHEREAS**, in Abbott by Abbott v. Burke, 119 N.J. 287 (1990), the New Jersey Supreme Court upheld the Administrative Law Judge's 1985 ruling finding the State's school funding law to be unconstitutional as applied to children in 28 "poorer urban" school districts, later expanded to 31 school districts; and

**WHEREAS**, these districts became known as "Abbott" districts, which make up 5% of New Jersey's public school districts, and ultimately receive significantly more per pupil in state aid than other districts statewide; and

**WHEREAS**, the state currently gives \$9.1 billion directly to school districts using a weighted formula used to determine per-pupil funding; and

**WHEREAS**, of that \$9.1 billion, approximately \$5.1 billion goes to the 31 Abbott districts, while the other \$4 billion goes to the remaining 546 districts; and

**WHEREAS**, Governor Christie is proposing a solution to New Jersey's two most pressing crises: failing urban education and high property taxes; and

**WHEREAS**, the Governor's Fairness Formula is an equal per pupil funding plan that would provide tax fairness for all residents and better public education for every New Jersey student; and

**WHEREAS**, under this formula, tax payers of the Borough of North Haledon could potentially save approximately \$1,294.00 per average household each year.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of North Haledon that it hereby supports Governor Christie's Fairness Formula for school funding as a means of providing much needed relief from overly high property taxes experienced by

owners of real property in the Borough of North Haledon due to the State of New Jersey's inequitable funding; and

**BE IT FURTHER RESOLVED** that the Borough Clerk forward certified copies of this resolution to Governor Chris Christie, the President of the Senate, Speaker of the Assembly, Members of the 35th Legislative District, and to the other Passaic County municipalities.

**Resolution #156-2016**

**Re: Cancellation / Shared Services**

**WHEREAS**, the Borough of North Haledon and the Township of Wyckoff entered into a shared services agreement for services of an electrical sub-code official in December 2012 and approved an amendment to said agreement in December 2013; and

**WHEREAS**, the terms of the agreement state that either party may cancel this agreement upon ninety (90) days' notice by either party;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Council of the Borough of North Haledon that said agreement is hereby canceled after the ninety days' notice which begins upon written notification to the Township of Wyckoff.

**Resolution #157-2016**

**Re: Library Payments**

**WHEREAS**, the Board of Library Trustees of the Borough of North Haledon Free Public Library requests payment for library purposes.

**NOW THEREFORE BE IT RESOLVED** that the Treasurer is hereby authorized to make payments to the Library according to the following schedule:

October 2016	\$35,945.42
November 2016	\$35,945.42
December 2016	\$35,945.42

**BE IT FURTHER RESOLVED** that said payments be charged to the 2016 Budget Appropriation Account Maintenance of the Free Public Library.

**Resolution #158-2016**

**Re: Appointment / PT Dispatcher**

**BE IT RESOLVED** by the Borough Council of the Borough of North Haledon that Tyler McKenna be appointed as part-time dispatcher effective September 1, 2016, with salary in accordance with Salaries and Wages 2016.

**Resolution #159-2016**

**Re: Change Fund**

**WHEREAS**, from time to time the committee listed herein and below is required to make change for cash payments received; and

**WHEREAS**, there exists a need to maintain such a fund for use of operation of said committee;

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the change fund listed herein and below be established

**BE IT FURTHER RESOLVED**, that the listed custodian be responsible for the maintenance of the corresponding Change Fund.

Committee	Custodian	Amount
North Haledon Day Event	Bruce O. Iacobelli	\$200.00

**Resolution #160-2016**

**Re: Refund / Bldg. Permits**

**WHEREAS**, HAS-UWC operating as the North Haledon Family Church, located at 374 Squaw Brook Road, North Haledon, paid a total of \$3,754.00 for the application for various building permit fees; and

**WHEREAS**, the HAS-UWC is requesting reimbursement of said fee since the Borough waives fees associated with construction projects for non-profit organizations in the Borough of North Haledon;

**NOW THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the Treasurer be and he is hereby authorized to issue a check in the amount of \$3,476.00, the Borough's share of construction permit fees, to HAS-UWC.

**Resolution #161-2016**

**Re: Acceptance of Proposal / EnviroVision**

**WHEREAS**, the Borough of North Haledon is in need of hygienist services, more specifically for a mold and IAQ survey at the Municipal Building; and

**WHEREAS**, EnviroVision Consultants, by letter dated August 23, 2016, submitted a proposal regarding same as evidenced by attachment herein and made a part of the within resolution;

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

The Proposal of EnviroVision Consultants, dated August 23, 2016, to conduct a mold and IAQ survey as outlined above is hereby accepted and approved. Compensation for said services shall not exceed \$2,575.00.

**Resolution #162-2016**

**Re: Tax Appeal**

**WHEREAS**, a certain tax appeal was filed by Alesandro and Domenica Benevenga affecting the real property known as 13 Dykers Farm Road and designated on the tax maps of the Borough of

North Haledon as Block 36.05, Lot 13, which tax appeal is now pending in the Tax Court of the State of New Jersey for the 2012, 2013, 2014, 2015 and 2016 tax years; and

**WHEREAS**, it is the recommendation of the Tax Assessor of the Borough of North Haledon that the aforementioned Tax Appeals be resolved amicably by adjusting the total assessment of the aforementioned property for said tax years as set forth in the attached Stipulation of Settlement; and

**WHEREAS**, the property owner is willing to accept the foregoing adjustment in full and final settlement of its pending tax appeal;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and the Board of Council of the Borough of North Haledon that it hereby approves the settlement of the foregoing Tax Appeal as stated above and the Borough Tax Assessor and Borough Attorney are hereby authorized to take all action necessary and to execute all necessary documents to effectuate the same including, but not limited to the attached Stipulation of Settlement.

**Resolution #163-2016**

**Re: Approval / Change Order**

**BE IT RESOLVED** by the Borough Council of the Borough of North Haledon that Change Order #1 and Final for Quality Electric Construction for the Tennis Court Lighting Improvements Project in the sum of a plus increase of \$900.00 (copy of same attached hereto and made a part of the within resolution) be and the same is hereby approved.

**Resolution #164-2016**

**Re: Auction / Police Vehicle**

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

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

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

- (1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract.
- (2) The sale will be conducted online and the address of the auction site is GovDeals.com.
- (3) The sale is being conducted pursuant to Local Finance Notice 2008-9.
- (4) A list of the surplus property to be sold is as follows:

2005 Dodge Durango, VIN 1D4HB48N15F533504

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

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

**Resolution #165-201**

**Re: Payment of Bills**

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

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

**WHEREAS**, the CFO of the Borough of North Haledon has certified to the Governing Body that there are funds legally appropriated and available in the current operating budget for the payment of said bills and that said payment will not result in the disbursement of public monies or in the encumbering of same in excess of the appropriation for said purpose;

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

**Resolution #166-2016**

**Re: MOA / DPW**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the Mayor be and is hereby authorized to execute a memorandum of agreement by and between the Borough of North Haledon and AFSCME Council 52, Local 274-A, North Haledon Department of Public Works, for the period January 1, 2015 through December 31, 2017.

**Resolution #167-2016**

**Re: Raffle Licenses**

Name: St. Clement’s Episcopal Church  
Location of Raffle: 1245 Belmont Avenue, North Haledon, NJ  
Date of Raffle: September 14, 2016  
Raffle License: RA#17-2016

Name: UNICO  
Location of Raffle: North Haledon Recreation Fields, North Haledon, NJ  
Date of Raffle: October 1, 2016  
Raffle License: RA#18-2016

Name: Heights Elementary School PTO  
Location of Raffle: 1245 Belmont Avenue, North Haledon, NJ  
Date of Raffle: November 2, 2016  
Raffle License: RA#19-2016

Name: Heights Elementary School PTO  
Location of Raffle: 1245 Belmont Avenue, North Haledon, NJ  
Date of Raffle: November 2, 2016  
Raffle License: RA#20-2016

**Resolution #168-2016**

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

**WHEREAS** the Borough of North Haledon is in need of a real property appraisal in connection with the sale of 7 Peach Tree Lane, also known as Block 58.03, Lot 28.032 within the Borough of North Haledon;

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

The professional services of Oliver Appraisals be approved in connection with the above matter.

The compensation for said services shall not exceed the fee of \$350.00.

**EXECUTIVE SESSION**

Motion by Council Member Galluccio, second by Council Member Puglisi, to go into Executive Session to discuss personnel and pending litigation. Upon roll call, all members voted in the affirmative. Motion carried.

**In: 8:05 p.m.**

**Out: 8:17 p.m.**

Present:

Mayor George

Council Members: Galluccio, Melone, Pomianek, Puglisi, Marco, Luisi



Mayor George advised that the lawsuit regarding the return of the Fire House on Belmont Avenue to the Borough is lingering. It has been six years since the members of that fire house have answered a fire call or gone for training, and they did not follow the judge's orders. John Bleeker has approached Anthony Manzo, the Chief of the North Haledon Ambulance Corps, and suggested that the NHES move to the Fire House on Belmont Avenue. This suggestion was declined by the Volunteer Ambulance Squad.

## **ADJOURNMENT**

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

Mayor George declared the meeting duly adjourned at 8:25 p.m.

Respectfully Submitted,

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Renate Elatab, Municipal Clerk

Approved at Council Meeting of October 19, 2016