



## BOROUGH OF NORTH HALEDON

### COUNCIL MEETING AGENDA

WEDNESDAY, AUGUST 6, 2014

Mayor George read the OPMA statement:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of August 6, 2014, was included in a list of meetings notices sent to the HERALD NEWS and the HAWTHORNE PRESS on January 6, 2014, and was advertised in said newspapers on January 19, 2014. These notices were posted on the bulletin board on the same date and have remained continuously posted as the required notices under the Statute. In addition, copies of these notices are and have been available to the public, and are on file in the office of the Municipal Clerk.

Proper notice having been given, this meeting is called to order at 9:50 p.m. and the Clerk is directed to include this statement in the minutes of this meeting.

### ROLL CALL

Present:

Mayor Randy George (left at 11:15 p.m.)

Council Members: Rocco Luisi, Robert Dyer (left at 11:15 p.m.), Donna Puglisi, Dennis Marco, and Michael Galluccio

Also Present:

Borough Attorney, Michael De Marco (off dais between 10:05 p.m. and 10:25 p.m.)

Redevelopment Attorneys, Douglas Doyle and Nancy Kist (left at 10:25 p.m.)

Borough Planner, Michael Kauker (left at 10:25 p.m.)

Borough Engineer, Joseph Pomante (left at 11:15 p.m.)

North Haledon Volunteer Ambulance, Chief Robert Flaker

North Haledon Volunteer Fire Department, Chief A.J. Ricciardi

North Haledon Police Department, Captain Todd Darby

Deputy Municipal Clerk, Dena Ploch

Municipal Clerk, Renate Elatab

Absent:

Councilman Raymond Melone

## **PUBLIC COMMENTS**

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

Fire Chief A.J. Ricciardi said that he was very excited about the \$213,750 grant which will go towards replacing the existing air packs to comply with safety mandates. He advised that applying for the grant had involved a lot of work for which he thanked the Assistant Fire Chief Anthony Padula. He thanked the members of the Governing Body for the continued support of the North Haledon Fire Department and advised that this successful grant application was just one more quest to do more with less.

Bill Williamson of the North Haledon Volunteer Ambulance Corps thanked the members of the Governing Body for their continued support. He advised that almost 50% of the squad are not North Haledon residents, but have been made to feel at home here.

Robert Flaker, President of the North Haledon Volunteer Ambulance Corps, disputed some facts in Fuchs EMS presentation to the members of the Governing Body at the July 21 Work Session meeting. Fuchs had alleged that they were the primary back-up for Paterson and Hawthorne and that is not the case; they had alleged that are were stationed in the Hawthorne Ambulance Building location and that is not the case. He had worked in Hawthorne as a dispatcher the day earlier and there had been 8 calls there that day; 1 call had been answered by the Hawthorne Ambulance, 6 calls had been answered by the Valley Hospital Ambulance, and 1 had been answered by Fuchs EMS. Mr. Flaker advised that MICOM works on a GPS system and dispatches the closest ambulance. Mr. Flaker also advised that the North Haledon Volunteer Ambulance Corps had responded to 38 calls in July -- 80% of the calls – and one missed call was due to it being the second call. Mayor George asked Mr. Flaker to verify if Fuchs EMS had truly responded to 90 calls in the first six months in North Haledon as they had claimed. Councilman Marco added that Fuchs EMS alleges that they do not charge more than the insurance pays back, and he wants confirmation of that.

Motion by Councilwoman Puglisi, second by Councilman Marco, 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 Marco, to approve the minutes of the Special Meeting of July 9, 2014, and the Executive Meeting of June 18, 2014. Councilwoman Puglisi inquired whether an addendum could be added to the minutes of July 9<sup>th</sup> reflecting what she had intended to say at that meeting. The Borough Attorney advised that minutes cannot reflect intent. Upon roll call, Councilman Dyer abstained from voting on the minutes of the July 9<sup>th</sup> meeting; remaining council members voted in the affirmative. Motion carried.

## **OFFICIAL REPORTS**

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

Ambulance Report

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

Motion by Councilman Marco, second by Councilwoman Puglisi, 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.

## **COMMITTEE REPORTS**

Motion by Councilman Dyer, second by Councilman Galluccio, to dispense with committee reports. Upon roll call, all members present voted in the affirmative. Motion carried.

## **COMMUNICATIONS**

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

|                         |                                       |
|-------------------------|---------------------------------------|
| Planning Board          | Re: Resolution re: Redevelopment Plan |
| Planning Board Chairman | Re: Redevelopment Zone                |
| Redevelopment Attorney  | Re: Planning Board Recommendations    |
| Tax Collector           | Re: Sale of Liens / Taxes and MUA     |
| Holland Christian Home  | Re: Disaster Drill                    |
| Newspaper Articles      | Re: FEMA Grant & Open Space Grant     |
| Public Events Committee | Re: North Haledon Day Expenses        |
| New Prince Construction | Re: Request / Release of Escrow       |

Motion by Councilman Dyer, second by Councilman Marco, 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.

## **NEW AND UNFINISHED BUSINESS**

**Michael P. De Marco, the Borough Attorney, leaves the dais (10:05 p.m.).**

### **RESOLUTION #142-2014**

**Re: Planning Board Resolution**

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

The Clerk presented the following resolution:

**RESOLUTION CONCERNING PLANNING BOARD RECOMMENDATIONS  
REGARDING THE BELMONT AVENUE REDEVELOPMENT PLAN**

**WHEREAS**, on August 19, 2009, the Borough Council of North Haledon (“Borough Council”) adopted Resolution No. 212-2009 which authorized the Planning Board to investigate whether Block 30, Lots 12, 12.01, 13, 13.01, 13.02, 14, 15, 16 & 27.02 and Block 31, Lots 10, 10.04, 11, 11.02, 11.03, 11.04 & 12 on the tax maps of the Borough of North Haledon constituted an area in need of redevelopment; and

**WHEREAS**, after receiving and reviewing the “Area in Need of Redevelopment Study, Belmont Avenue Study Area” report prepared for the Planning Board by Kauker and Kauker, LLC, dated December 8, 2011 the Planning Board recommended on December 8, 2011 that the Borough Council consider the investigation of additional parcels located at Block 30, Lots 9, 11 and 27; and

**WHEREAS**, the Mayor and Council received the December 8, 2011 report and recommendation of the Planning Board recommending the investigation of additional parcels located at Block 30, Lots 9, 11 and 27; and

**WHEREAS**, on February 15, 2012 the Borough Council adopted Resolution No. 52-2012 which authorized the Planning Board to conduct an additional investigation as to whether Block 30, Lots 9, 11 and 27 constituted an area in need of redevelopment; and

**WHEREAS**, after receiving and reviewing the amended “Area in Need of Redevelopment Study Belmont Avenue Study Area” report prepared for the Planning Board by Kauker and Kauker, LLC dated May 10, 2012 the Planning Board recommended that Block 30, Lots 9, 11, 12, 12.01, 13, 13.01, 13.02, 14, 15, 16, 27 & 27.02 and Block 31, Lots

10, 10.04, 11, 11.02, 11.03, 11.04 & 12 on the tax maps of the Borough of North Haledon (hereinafter the “Study Area”) all be designated as an area in need of redevelopment; and

**WHEREAS**, the Mayor and Council received and reviewed the amended report prepared by Kauker and Kauker, LLC and the May 10, 2012 recommendation of the Planning Board recommending that the Study Area be designated as an area in need of redevelopment; and

**WHEREAS**, on August 15, 2012, the Borough Council adopted Resolution No. 171-2012 designating the Study Area as an area in need of redevelopment and authorized the preparation of a redevelopment plan for what is known as the Belmont Avenue Redevelopment Area; and

**WHEREAS**, a redevelopment plan entitled “Belmont Avenue Redevelopment Plan, North Haledon, New Jersey” (the “Plan”) has been prepared by Kauker and Kauker, LLC for the Borough of North Haledon, dated May 20, 2014, last revised July 9, 2014 and was the subject of public discussion at Borough Council meetings held on May 21, 2014, June 25, 2014 and July 9, 2014 after which, on July 9, 2014 the Borough Council introduced an ordinance that would adopt the Plan; and

**WHEREAS**, the Borough Council also adopted a resolution on July 9, 2014 directing the Planning Board to review the Plan and transmit to the Borough Council a report containing the Planning Board’s recommendations concerning the Plan pursuant to the requirements of N.J.S.A. 40A:12A-7; and

**WHEREAS**, on July 26, 2014 the Planning Board met to consider the Plan and made certain findings and recommendations as follows:

**Recommendation #1:** The Planning Board found that the Plan is consistent with the Master Plan and further reported that it has not identified any provision of the Plan that is inconsistent with the Master Plan.

**Recommendation #2:** The Planning Board is not in favor of expanding the Belmont Avenue right of way from 50 feet to 60 feet because it is not in keeping with the character of North Haledon.

**Recommendation #3:** The Planning Board is not adverse to the maximum building height established in the Plan, but requests that the Plan calculate building height to the ridge line, not the mansard, while still using the formula for setting building height as provided in Section 180-2 of the Borough's Land Use Ordinance.

**Recommendation #4:** The Planning Board recommended that allowing 2<sup>nd</sup> Floor apartments above 1<sup>st</sup> floor retail/commercial uses is consistent with the Master Plan and sound zoning concepts, as a result the Planning Board recommended that the Council reconsider this mix of uses and in any event consider clarifying the language found on Page 11 of the Plan to clarify, to the extent necessary the Council's intent.

**Recommendation #5:** The Planning Board recommended that the Plan encourage developers to exceed the RSIS parking standards by encouraging the creation of guest parking areas within residential development sites.

**Recommendation #6:** The Planning Board recommended that the Plan's inclusion of a dimension for parallel parking spaces on Belmont Avenue be eliminated.

**Recommendation #7:** The Planning Board recommended that the Plan encourage "green development" measures where practical and feasible; and

**WHEREAS,** the Borough Council has reviewed and considered the recommendations of the Planning Board and received the opinion of its redevelopment attorneys concerning the recommendations of the Planning Board.

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

1. The aforementioned recitals are incorporated herein as though fully set forth.
2. a. Recommendation #1 is hereby accepted. The reason for accepting this recommendation is that in making the finding that the Plan is consistent with the Master Plan, the Planning Board fulfilled its primary obligation pursuant to N.J.S.A. 40A:12A-7(e).
- b. Recommendation #2 is hereby \_\_\_ accepted \_\_\_ rejected. The reason for rejecting this recommendation is that Belmont Avenue is a County-owned right of way; as such the Borough does not have the legal authority to regulate the width of this roadway. The Borough administration is hereby directed to convey the Planning Board's recommendation that a 60 foot right of way is not in keeping with the character of North Haledon to County officials

and to coordinate the redevelopment of the Belmont Avenue Redevelopment Area with the County.

c. Recommendation #3 is hereby \_\_\_ accepted \_\_\_ rejected. The reason for rejecting this recommendation concerning how building height is measured is that if this recommendation were accepted, it would create a height measurement that applies only within the Belmont Avenue Redevelopment Area and potentially lead to a challenge to the Plan by property owners who challenge the rationale for singling out their properties for a height measurement standard that does not apply anywhere else within municipal limits. By rejecting this recommendation, the Borough Council reaffirms that height within the Belmont Avenue Redevelopment Area will be measured in accordance with the Borough's Land Use Ordinance, particularly the definition of Building Height set forth in Section 180-2.

d. Recommendation #4 is hereby \_\_\_ accepted \_\_\_ rejected. The reason for accepting this recommendation is that the Borough Council intended to allow mixed use buildings along Belmont Avenue (such as retail first floor/residential second floor, or retail first floor/office second floor) provided that the building height does not exceed 35 feet or two stories as set forth in the Plan.

e. Recommendation #5 is hereby \_\_\_ accepted \_\_\_ rejected. The reason for rejecting this recommendation is that it requests that the Plan include provisions that encourage developers to exceed the RSIS parking standards. The RSIS parking standards are established pursuant to N.J.A.C. 5:21-4.14, the Borough does not have the authority to require another parking standard. Including a provision that encourages deviating from the RSIS parking standard could lead to a legal challenge to the Plan or its implementation. The Borough administration is hereby encouraged to discuss the adequacy of on-site parking with developers who apply to the Borough for designation as a redeveloper within the redevelopment area.

f. Recommendation #6 is hereby \_\_\_ accepted \_\_\_ rejected. The reason for rejecting this recommendation is that Belmont Avenue is a County-owned right of way; as such the Borough does not have the legal authority to regulate parallel parking dimensions on this roadway. The Borough administration is hereby directed to convey the Planning Board's recommendation that parallel parking not be considered for Belmont Avenue to the County and to coordinate the redevelopment of the Belmont Avenue Redevelopment Area with the County.

g. Recommendation #7 is hereby \_\_\_ accepted \_\_\_ rejected. The reason for accepting this recommendation is that encouraging green development is a "Garden State Value" established in the State's Development and Redevelopment Plan which encourages sustainable development that incorporates green design and construction principles and opportunities for renewable energy and efficiency. The Plan is hereby amended at the top of Page 14 prior to adoption as follows (new words underlined):

***Redevelopment Objectives and Strategies***

*This section provides planning and redevelopment objectives and strategies that should be incorporated into the overall design of development projects in the Redevelopment Area. In addition*

the below listed objectives and strategies, developers are encouraged to incorporate green design and construction principles and opportunities for renewable energy and energy efficiency within development projects to the extent feasible:

The Borough Council finds that this amendment to the Plan is not an amendment that substantially alters the substance of the ordinance introduced on July 9, 2014 which would adopt the Plan.

3. This Resolution shall take effect immediately.

Councilwoman Puglisi wanted confirmation that the members of the Governing Body could either accept or reject the resolution of the Planning Board. Doug Doyle advised that there were various parts to the resolution, and the members of the Governing Body could accept some recommendations and reject others, but that four council members were needed to approve or reject any recommendation.

Councilwoman Puglisi inquired if the Borough could get sued if the members of the Governing Body did not go with the Planning Board's recommendations. Doug Doyle confirmed that that could be the case that unless the Governing Body articulated a very good reason why it did not agree with the recommendations of the Plan.

Motion by Councilman Marco, second by Councilwoman Puglisi, to open the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Bruce Iacobelli, 18 Sturr Street, inquired why four votes were needed to adopt the resolution. Doug Doyle advised that a majority of the council members was needed.

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

After some discussion, the above resolution was presented for a vote as follows:

**WHEREAS**, on August 19, 2009, the Borough Council of North Haledon (“Borough Council”) adopted Resolution No. 212-2009 which authorized the Planning Board to investigate whether Block 30, Lots 12, 12.01, 13, 13.01, 13.02, 14, 15, 16 & 27.02 and Block 31, Lots 10, 10.04, 11, 11.02, 11.03, 11.04 & 12 on the tax maps of the Borough of North Haledon constituted an area in need of redevelopment; and

**WHEREAS**, after receiving and reviewing the “Area in Need of Redevelopment Study, Belmont Avenue Study Area” report prepared for the Planning Board by Kauker and Kauker, LLC, dated December 8, 2011 the Planning Board recommended on December 8, 2011 that



the Borough Council consider the investigation of additional parcels located at Block 30, Lots 9, 11 and 27; and

**WHEREAS**, the Mayor and Council received the December 8, 2011 report and recommendation of the Planning Board recommending the investigation of additional parcels located at Block 30, Lots 9, 11 and 27; and

**WHEREAS**, on February 15, 2012 the Borough Council adopted Resolution No. 52-2012 which authorized the Planning Board to conduct an additional investigation as to whether Block 30, Lots 9, 11 and 27 constituted an area in need of redevelopment; and

**WHEREAS**, after receiving and reviewing the amended “Area in Need of Redevelopment Study Belmont Avenue Study Area” report prepared for the Planning Board by Kauker and Kauker, LLC dated May 10, 2012 the Planning Board recommended that Block 30, Lots 9, 11, 12, 12.01, 13, 13.01, 13.02, 14, 15, 16, 27 & 27.02 and Block 31, Lots 10, 10.04, 11, 11.02, 11.03, 11.04 & 12 on the tax maps of the Borough of North Haledon (hereinafter the “Study Area”) all be designated as an area in need of redevelopment; and

**WHEREAS**, the Mayor and Council received and reviewed the amended report prepared by Kauker and Kauker, LLC and the May 10, 2012 recommendation of the Planning Board recommending that the Study Area be designated as an area in need of redevelopment; and

**WHEREAS**, on August 15, 2012, the Borough Council adopted Resolution No. 171-2012 designating the Study Area as an area in need of redevelopment and authorized the preparation of a redevelopment plan for what is known as the Belmont Avenue Redevelopment Area; and

**WHEREAS**, a redevelopment plan entitled “Belmont Avenue Redevelopment Plan, North Haledon, New Jersey” (the “Plan”) has been prepared by Kauker and Kauker, LLC for the Borough of North Haledon, dated May 20, 2014, last revised July 9, 2014 and was the subject of public discussion at Borough Council meetings held on May 21, 2014, June 25, 2014 and July 9, 2014 after which, on July 9, 2014 the Borough Council introduced an ordinance that would adopt the Plan; and

**WHEREAS**, the Borough Council also adopted a resolution on July 9, 2014 directing the Planning Board to review the Plan and transmit to the Borough Council a report containing the Planning Board’s recommendations concerning the Plan pursuant to the requirements of N.J.S.A. 40A:12A-7; and

**WHEREAS**, on July 26, 2014 the Planning Board met to consider the Plan and made certain findings and recommendations as follows:

**Recommendation #1**: The Planning Board found that the Plan is consistent with the Master Plan and further reported that it has not identified any provision of the Plan that is inconsistent with the Master Plan.

**Recommendation #2**: The Planning Board is not in favor of expanding the Belmont Avenue right of way from 50 feet to 60 feet because it is not in keeping with the character of North Haledon.

**Recommendation #3**: The Planning Board is not adverse to the maximum building height established in the Plan, but requests that the Plan calculate building height to the ridge line, not the mansard, while still using the formula for setting building height as provided in Section 180-2 of the Borough’s Land Use Ordinance.

**Recommendation #4**: The Planning Board recommended that allowing 2<sup>nd</sup> Floor apartments above 1<sup>st</sup> floor retail/commercial uses is consistent with the Master Plan and sound zoning concepts, as a result the Planning Board recommended that the Council reconsider this mix of uses and in any event consider clarifying the language found on Page 11 of the Plan to clarify, to the extent necessary the Council’s intent.

**Recommendation #5**: The Planning Board recommended that the Plan encourage developers to exceed the RSIS parking standards by encouraging the creation of guest parking areas within residential development sites.

**Recommendation #6:** The Planning Board recommended that the Plan’s inclusion of a dimension for parallel parking spaces on Belmont Avenue be eliminated.

**Recommendation #7:** The Planning Board recommended that the Plan encourage “green development” measures where practical and feasible; and

**WHEREAS**, the Borough Council has reviewed and considered the recommendations of the Planning Board and received the opinion of its redevelopment attorneys concerning the recommendations of the Planning Board.

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

1. The aforementioned recitals are incorporated herein as though fully set forth.

2. a. Recommendation #1 is hereby accepted. The reason for accepting this recommendation is that in making the finding that the Plan is consistent with the Master Plan, the Planning Board fulfilled its primary obligation pursuant to N.J.S.A. 40A:12A-7(e).

b. Recommendation #2 is hereby rejected. The reason for rejecting this recommendation is that Belmont Avenue is a County-owned right of way; as such the Borough does not have the legal authority to regulate the width of this roadway. The Borough administration is hereby directed to convey the Planning Board’s recommendation that a 60 foot right of way is not in keeping with the character of North Haledon to County officials and to coordinate the redevelopment of the Belmont Avenue Redevelopment Area with the County.

c. Recommendation #3 is hereby rejected. The reason for rejecting this recommendation concerning how building height is measured is that if this recommendation were accepted, it would create a height measurement that applies only within the Belmont Avenue Redevelopment Area and potentially lead to a challenge to the Plan by property owners who challenge the rationale for singling out their properties for a height measurement standard that does not apply anywhere else within municipal limits. By rejecting this recommendation, the Borough Council reaffirms that height within the Belmont Avenue Redevelopment Area will be measured in accordance with the Borough’s Land Use Ordinance, particularly the definition of Building Height set forth in Section 180-2.

d. Recommendation #4 is hereby accepted. The reason for accepting this recommendation is that the Borough Council intended to allow mixed use buildings along Belmont Avenue (such as retail first floor/residential second floor, or retail first floor/office second floor) provided that the building height does not exceed 35 feet or two stories as set forth in the Plan.

e. Recommendation #5 is hereby rejected. The reason for rejecting this recommendation is that it requests that the Plan include provisions that encourage developers to

exceed the RSIS parking standards. The RSIS parking standards are established pursuant to N.J.A.C. 5:21-4.14, the Borough does not have the authority to require another parking standard. Including a provision that encourages deviating from the RSIS parking standard could lead to a legal challenge to the Plan or its implementation. The Borough administration is hereby encouraged to discuss the adequacy of on-site parking with developers who apply to the Borough for designation as a redeveloper within the redevelopment area.

f. Recommendation #6 is hereby rejected. The reason for rejecting this recommendation is that Belmont Avenue is a County-owned right of way; as such the Borough does not have the legal authority to regulate parallel parking dimensions on this roadway. The Borough administration is hereby directed to convey the Planning Board's recommendation that parallel parking not be considered for Belmont Avenue to the County and to coordinate the redevelopment of the Belmont Avenue Redevelopment Area with the County.

g. Recommendation #7 is hereby accepted. The reason for accepting this recommendation is that encouraging green development is a "Garden State Value" established in the State's Development and Redevelopment Plan which encourages sustainable development that incorporates green design and construction principles and opportunities for renewable energy and efficiency. The Plan is hereby amended at the top of Page 14 prior to adoption as follows (new words underlined):

***Redevelopment Objectives and Strategies***

*This section provides planning and redevelopment objectives and strategies that should be incorporated into the overall design of development projects in the Redevelopment Area. In addition the below listed objectives and strategies, developers are encouraged to incorporate green design and construction principles and opportunities for renewable energy and energy efficiency within development projects to the extent feasible:*

The Borough Council finds that this amendment to the Plan is not an amendment that substantially alters the substance of the ordinance introduced on July 9, 2014 which would adopt the Plan.

3. This Resolution shall take effect immediately.

Motion by Councilman Luisi, second by Councilman Marco to adopt the foregoing resolution. Upon roll call, all members present, except Councilwoman Puglisi, voted in the affirmative. Motion carried.

**Ordinance #16-2014**

**Re: Redevelopment Plan**

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

The Clerk presented the following ordinance:

**AN ORDINANCE ADOPTING THE REDEVELOPMENT PLAN ENTITLED  
“BELMONT AVENUE REDEVELOPMENT PLAN”**

**WHEREAS**, on August 19, 2009, the Borough Council adopted Resolution No. 212-2009 which authorized the Planning Board to investigate whether the Block 30, Lots 12, 12.01, 13, 13.01, 13.02, 14, 15, 16 & 27.02 and Block 31, Lots 10, 10.04, 11, 11.02, 11.03, 11.04 & 12 on the tax maps of the Borough of North Haledon constituted an area in need of redevelopment; and

**WHEREAS**, after receiving and reviewing the “Area in Need of Redevelopment Study, Belmont Avenue Study Area” report prepared for the Planning Board by Kauker and Kauker, LLC, dated December 8, 2011 the Planning Board recommended on December 8, 2011 that the Borough Council consider the investigation of additional parcels located at Block 30, Lots 9, 11 and 27; and

**WHEREAS**, the Mayor and Council received the December 8, 2011 report and recommendation of the Planning Board recommending the investigation of additional parcels located at Block 30, Lots 9, 11 and 27; and

**WHEREAS**, on February 15, 2012 the Borough Council adopted Resolution No. 52-2012 which authorized the Planning Board to conduct an additional investigation as to whether Block 30, Lots 9, 11 and 27 constituted an area in need of redevelopment; and

**WHEREAS**, after receiving and reviewing the amended “Area in Need of Redevelopment Study Belmont Avenue Study Area” report prepared for the Planning Board by Kauker and Kauker, LLC, dated May 10, 2012 the Planning Board recommended that Block 30, Lots 9, 11, 12, 12.01, 13, 13.01, 13.02, 14, 15, 16, 27 & 27.02 and Block 31, Lots 10, 10.04, 11, 11.02, 11.03, 11.04 & 12 on the tax maps of the Borough of North Haledon (hereinafter the “Study Area”) all be designated as an area in need of redevelopment; and

**WHEREAS**, the Mayor and Council received and reviewed the amended report prepared by Kauker and Kauker, LLC and the May 10, 2012 recommendation of the Planning Board recommending that the Study Area be designated as an area in need of redevelopment; and

**WHEREAS**, on August 15, 2012, the Borough Council adopted Resolution No. 171-2012 designating the Study Area as an area in need of redevelopment and authorizing the preparation of a redevelopment plan for what is known as the Belmont Avenue Redevelopment Area; and

**WHEREAS**, a redevelopment plan entitled “Belmont Avenue Redevelopment Plan, North Haledon, New Jersey” (the “Plan”) has been prepared by Kauker and Kauker, LLC for the Borough of North Haledon, dated May, 2014 and is attached hereto as Exhibit A; and

**WHEREAS**, on May 21, 2014, the Borough Council adopted a resolution referring the Plan to the Planning Board in fulfillment of the referral requirements of N.J.S.A. 40A:12A-7; and

**WHEREAS**, the Planning Board has provided the Borough Council with its findings and recommendations; and

**WHEREAS**, the Borough Council hereby accepts the findings and recommendations of the Planning Board which have been incorporated into the Plan attached hereto and incorporated herein as Exhibit A

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Council of the Borough of North Haledon, County of Passaic, State of New Jersey, as follows:

**Section 1.** The aforementioned recitals are incorporated herein as though fully set forth.

**Section 2.** This ordinance approves and adopts the redevelopment plan entitled “Belmont Avenue Redevelopment Plan” dated May, 2014 prepared by Kauker & Kauker, LLC for the Borough of North Haledon which is attached hereto and incorporated herein as Exhibit A (the “Plan”).

**Section 3.** The Plan shall supersede the provisions of the Borough’s zoning ordinances except as noted within the Plan.

**Section 4.** The Zoning Map of the Borough of North Haledon is hereby amended to identify the Belmont Avenue Redevelopment Plan for Block 30, Lots 9, 11, 12, 12.01, 13, 13.01, 13.02, 14, 15, 16, 27, and 27.02; and Block 31, Lots 10, 10.04, 11, 11.02, 11.03, 11.04, and 12.

**Section 5.** The Plan shall be implemented in accordance with the provisions of N.J.S.A. 40A:12A-1 et seq.

**Section 6.** If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

**Section 7.** Any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

**Section 8.** This Ordinance shall take effect upon the final passage and publication pursuant in accordance with applicable law.

Motion by Councilwoman Puglisi, second by Councilman Marco, 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 wished to speak, motion by Councilwoman Puglisi, second by Councilman Dyer, to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Councilman Marco advised that he did not want any more delay, and was in favor of the ordinance as set forth in the above resolution. Councilwoman Puglisi advised that she did not want mixed use, and residential over commercial.

Motion by Councilman Luisi, second by Councilman Dyer, that Ordinance #16-2014 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #16-2014 was adopted on second reading and is hereby declared a passed ordinance in accordance with law. Upon roll call, all members present, except Councilwoman Puglisi, voted in the affirmative. Motion carried.

**The Borough Attorney, Michael P. De Marco returned to the dais (10:25 p.m.).**

**Ordinance #17-2014**

**Re: Salaries**

Motion by Councilman Dyer, 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.

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
ORDINANCE #1-2014 FIXING THE SALARIES AND COMPENSATIONS  
OF THE OFFICERS AND EMPLOYEES  
OF THE BOROUGH OF NORTH HALEDON, IN THE YEAR 2014**

**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 2014:

|                 |            |
|-----------------|------------|
| MAYOR           | 5,000.00   |
| COUNCIL MEMBERS | 3,442.00   |
| CHIEF OF POLICE | 149,391.00 |
| ADMINISTRATOR   | 20,400.00  |
| MUNICIPAL CLERK | 67,134.00  |

|  |                     |
|--|---------------------|
| MUNICIPAL HOUSING ADMINISTRATOR          | 12,485.00           |
| DEPUTY BOROUGH CLERK                     | 45,781.68           |
| ADMIN. ASST./CLERK'S OFFICE              | 34,680.00           |
| SPECIAL EVENTS SECRETARY                 | 1,200.00            |
| TAX COLLECTOR                            | 62,437.52           |
| TAX SEARCH OFFICER                       | 903.00              |
| TAX ASSESSOR                             | 18,855.00           |
| MUNICIPAL TREASURER                      | 65,968.00           |
| CHIEF FINANCIAL OFFICER                  | 13,149.39           |
| ASSISTANT TREASURER                      | 49,537.31           |
| SUPERINTENDENT OF PUBLIC WORKS           | 91,908.00           |
| CLERICAL ASST/POLICE DEPT.               | 30,000.00           |
| OPERATOR/PUMP STATION/PART TIME (I)      | 15,000.00           |
| OPERATOR/PUMP STATION/PART TIME (II)     | 10,000.00           |
| ASST. OPERATOR/PUMP STATION              | 37,885.00           |
| PLANNING BOARD CLERK                     | 5,306.00            |
| PLANNING BOARD CLERK-PER SPECIAL MEETING | 30.00               |
| PLANNING BD. ATTORNEY-RETAINER           | 3,500.00            |
| ZONING BOARD OF ADJUSTMENT/ SECRETARY    | 3,546.00            |
| ZONING BD. SPECIAL MEETING               | 30.00               |
| ZONING BD. ATTORNEY-RETAINER             | 2,600.00            |
| MUNICIPAL JUDGE                          | 15,000.00           |
| MUNICIPAL COURT ADMINISTRATOR            | 53,755.00           |
| PROSECUTOR                               | 16,459.00           |
| PUBLIC DEFENDER/PER APPEARANCE           | 150.00              |
| CONSTRUCTION CODE OFFICIAL               | 49,435.00           |
| PLUMBING & ELECTRICAL SUB-CODE OFFICIAL  | 20,081.00           |
| FIRE SUB-CODE OFFICIAL                   | 10,485.00           |
| ZONING REVIEW OFFICER                    | 1,297.00            |
| CODE ENF.-PROP MNT.-ZONING ENFORCEMENT   | 66,209.00           |
| LAND USE ACT ADMINISTRATOR               | 1,297.00            |
| TECHNICAL ASST. CONSTRUCTION OFFICE      | 29,031.00           |
| REGISTRAR OF VITAL STATISTICS            | 1,705.00            |
| DEPUTY REGISTRAR OF VITAL STATISTICS     | 731.00              |
| FIRE OFFICIAL                            | 7,072.00            |
| OEM COORDINATOR                          | 2,190.00            |
| ASST. OEM COORDINATOR                    | 874.00              |
| REGISTERED ENVIRONMENTAL HEALTH SPEC.    | 10,000 -- 14,828.00 |
| PUBLIC HEALTH NURSE                      | 10,000 -- 13,179.00 |
| SECRETARY/BOARD OF HEALTH                | 5,000 -- 6,491.00   |
| RECYCLING COORDINATOR                    | 4,296.00            |
| SECRETARY ETHICS BOARD                   | 212.00              |



|   |          |
|---|----------|
| SECRETARY ETHICS BD/PER SPECIAL MEETING | 30.00    |
| RECORDING CLERK ETHICS BD / PER MEETING | 150.00   |
| ROAD KILL SPECIALIST                    | 3,337.00 |

**HOURLY**

|   |               |
|---|---------------|
| RECYCLING ATTENDANT/ENFORCEMENT OFFICER | 12.00 – 30.00 |
| DEPUTY TAX COLLECTOR                    | 13.00 – 16.00 |
| DPW PART-TIME LABORER                   | 12.00 – 18.60 |
| SPECIAL POLICE OFFICER                  | 14.00-16.00   |
| FIRE INSPECTOR                          | 14.00-16.00   |
| CLERICAL ASSISTANT                      | 14.00 – 18.00 |
| PART-TIME DISPATCHER                    | 12.00-15.00   |
| CROSSING GUARD                          | 14.00-16.00   |
| DEPUTY COURT ADM. / VIOLATIONS CLERK    | 15.00-18.00   |
| GREEN TEAM INTERN                       | 20.00         |

Motion by Councilman Dyer, second by Councilman 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 wished to speak, motion by Councilman Galluccio, second by Councilwoman Puglisi, to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Motion by Councilman Dyer, second by Councilman Luisi, that Ordinance #17-2014 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #17-2014 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.

**Ordinance #18-2014**

**Re: Merit Raises**

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

The Clerk presented the following ordinance:

**AN ORDINANCE ESTABLISHING MERIT INCREASES  
FOR OFFICERS AND EMPLOYEES OF THE BOROUGH OF NORTH HALEDON,  
IN THE YEAR 2014**

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

**SECTION 1.**

The following officers and employees of the Borough of North Haledon, County of Passaic, and State of New Jersey shall be paid the following merit increases to their base salaries for the year 2014:

|                        |                                      |          |
|------------------------|--------------------------------------|----------|
| Linda Dearani          | Technical Asst., Construction Office | 2,500.00 |
| William Graham         | Superintendent, DPW                  | 5,000.00 |
| William Graham         | Assistant, Pumping Station           | 1,000.00 |
| Keith Sloomaker        | Assistant, Pumping Station           | 6,000.00 |
| Gregory Van Brookhoven | Assistant, Pumping Station           | 5,000.00 |
| Karen Lomascola        | Court Administrator                  | 5,000.00 |

Motion by Councilwoman Puglisi, second by Councilman Luisi, 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 wished to speak, motion by Councilman Dyer, second by Councilman Galluccio, to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Motion by Councilman Dyer, second by Councilman Galluccio, that Ordinance #18-2014 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #18-2014 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.

**Ordinance #19-2014**

**Re: Drug-Free Zones**

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

The Clerk presented the following ordinance.

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO ADD CHAPTER 165, DRUG FREE ZONES**

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

Chapter 165, which shall be entitled DRUG FREE ZONES, shall be added to the Code of the Borough of North Haledon and shall read as follows:

**DRUG FREE SCHOOL, PARKS AND PUBLIC BUILDINGS ZONES.**

**165-1. Adoption of Map for Drug Free Zones for Schools, Public Housing, Parks and Public Buildings.**

In accordance with and pursuant to the authority of N.J.S.A. 2C:35-7 and 2C:35-7.1 a Drug-Free Zone Map dated 2014 and certified by Borough Engineer.

This map for the one thousand (1,000') foot drug free school zone is hereby approved and adopted as the official finding and record of the location of areas within the municipality of property which are used for school purposes, and which are owned by or leased to any elementary or secondary school or school board, and of the areas on or within one thousand (1,000') feet of such school property.

This map is also hereby approved and adopted as the official finding and record of the location of areas within the municipality of property which are within five hundred (500') feet of real property comprising a public park, or a public building as defined pursuant to N.J.S.A. 2C:35:71.

The map may be found on file in the office of the Borough Clerk.

**165-2. Map to Constitute Official Finding and Record of Boundaries.**

The Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section shall constitute an official finding and record as to the location and boundaries of areas on or within one thousand (1,000') feet of property owned by or leased to any elementary or secondary school or school board which is used for school purposes until such time, if any, the Borough Council, with the recommendation of the Borough Engineer and the Chief of Police, adopt a new Drug Free Zone Map to reflect any revision that is necessary to the existing map to reflect locations and boundaries of school property and drug free zones.

The same Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section shall also constitute an official finding and record as to the location and boundaries of areas on or within five hundred feet (500') of real property comprising a public park, or a public building as defined under N.J.S.A. 2C:35-7.1 until such time, if any, the Borough Council, with the recommendation of the Borough Engineer and the Chief of Police, adopt a new Drug-Free Zone Map to reflect any revision that is necessary to the existing map to reflect locations and boundaries of real property comprising a public park, or a public building and drug-free zones within the five hundred (500') feet thereof.

**165-3. Notification of Changes in Boundaries.**

The school board, or chief administrative officer in the case of any private or parochial school, or Borough Administrator, as the case may be, is hereby directed and shall have the continuing obligation to promptly notify the Borough Engineer and Chief of Police of any changes, or contemplated changes, in the location and boundaries of any property owned or leased by their school(s), or the Borough, as applicable.

#### **165-4. Filing and Availability of the Map.**

The Borough Clerk is hereby directed to receive and keep on file the original certified Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section and to provide at a reasonable cost, or as defined pursuant to the Open Public Records Act, a true copy thereof to any person, agency or court which may, from time to time, request such a copy, along with a certification that such copy is a true copy of the map approved and adopted herein and kept on file. It is hereby further directed that a true copy of such map and of this section shall be provided without cost to the County Clerk, the Office of the Passaic County Prosecutor, the Municipal Prosecutor, and Borough's Police Department.

#### **165-5. Value of Map as Evidence.**

The following additional matters are hereby determined, declared, recited and stated:

- a. It is understood that the Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section was prepared and is intended to be used as evidence in prosecutions arising under the criminal law of this state, and that, pursuant to State law, such map shall constitute prima facie evidence of the following:
  1. The location of any schools within the municipality.
  2. The boundaries of real property which is owned by or leased to such schools or a school board;
  3. That such school property is and continues to be used for school purposes;
  4. The location and boundaries of areas which are on or within one thousand (1,000') feet of such school property.
  5. The location of public parks and public buildings within the municipality as defined by N.J.S.A. 2C:35-7.1;
  6. The boundaries of real property which is owned by or leased or used as public parks and public buildings; and
  7. The location and boundaries of areas, which are on or within five hundred (500') feet of public parks and public buildings.
- b. Except as is otherwise expressly noted on the face of the approved and adopted map, all of the property depicted on the map approved and adopted herein as school property was owned by, or leased to, a school or school board, and was being used for school purposes at the time of certification of the Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section.
- c. Except as is otherwise expressly noted on the face of the approved and adopted map, all of the property depicted on the map approved and adopted herein as public parks and public buildings were owned by, or leased to a State, County or local government or agency or instrumentality thereof at the time of certification of the Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section.
- d. Pursuant to the provisions of N.J.S.A. 2C:35-7 and N.J.S.A. 2C:35-7.1, a prosecutor is not precluded from introducing or relying upon any other evidence or testimony to establish a violation of the offense defined in the statute, including the use of a map or diagram other

than the one approved and adopted pursuant to subsection 165-1 of this section. The failure of the map approved herein to depict the location and boundaries of any property which is, in fact, used for school purposes and which is owned by or leased to any elementary or secondary school or school board, or meeting the definitions of a public park or public building, whether the absence of such depiction is the result of inadvertent omission or the result of any changes in the location and boundaries of such property which have not yet been incorporated into a revised approved map, shall not be deemed to be an official finding and record that such properties are not owned, leased or used by the entities or for the purposes described.

- e. All the provisions set forth in N.J.S.A. 2C:35-7 and N.J.S.A. 2C:35-7.1 concerning the preparation, approval and adoption of a Drug-Free Zone Map have been complied with.

**165-6 Severability Clause.**

If any section, subsection, sentence, clause or phrase of this section is for any reason held to be unconstitutional, invalid, or unenforceable by a court of competent jurisdiction, such decision shall not affect the remaining portions of this section.

**165-7 Effective Date.**

This section shall become effective upon final adoption in accordance with law.

Motion by Councilman Galluccio second by Councilwpman Puglisi, 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 wished to speak, motion by Councilman Galluccio, second by Councilman Marco, to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Motion by Councilwoman Puglisi, second by Councilman Luisi, that Ordinance #19-2014 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #19-2014 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.

**Ordinance #20-2014 (off)**

**Re: Feeding of Wildlife**

**RESOLUTION CA#8-2014**

**Re: Consent Agenda #8-2014**

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

The Clerk presented the following resolution:

### **Consent Agenda #9-2014**

**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. Postage – Window Envelopes
2. Replenishment of Postage Meter
3. Raffle Approvals / UNICO and St. Clement's Church
4. Approval / Liquor License / Consumption
5. Acceptance of Proposal / New Prince Construction
6. Acceptance of Proposal / Boswell Engineering / 2014 Road Improvements
7. Authorization / Execution of Agreement / A. Zaccone / Library Renovations
8. Award of Contract / 2 Police Vehicles
9. Ratification of Check / PASR Finance / Check No. 2082
10. Refund / Tax Overpayment
11. Release of Traffic Duty Escrow / New Prince Construction

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

#### **Resolution #143-2014**

**Re: Window Envelopes**

**BE IT RESOLVED** that the Treasurer be authorized to issue a check in the amount of \$1196.55 to the Philatelic Fulfillment Service Center for 2,000 post-paid 49 cents window envelopes, to be charged to Account #04-01-27-330-330-205, Board of Health Postage - 2014.

#### **CERTIFICATION:**

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in Board of Health 2014.

#### **Resolution #144-2014**

**Re: Postage Meter Replenishment**

**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 postage meter in the sum of \$500.00.

#### **CERTIFICATION**

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in 4-01-20-120-120-205.

#### **Resolution #145-2014**

**Re: Raffle Approvals**

**BE IT RESOLVED** by the Borough Council of the Borough of North Haledon that the following Raffle Licenses be approved as submitted providing all rules and regulations of Legalized Games of Chance are adhered to.

Name: UNICO  
Location of Raffle: 42 Linda Vista Avenue, North Haledon, NJ 07508  
Date of Raffle: September 20, 2014  
Raffle License: #9-2014

Name: St. Clement's Church  
Location of Raffle: 271 Lafayette Avenue, Hawthorne, NJ 07506  
Date of Raffle: September 9, 2014  
Raffle License: #10-2014

**Resolution #146-2014**

**Re: Liquor License Approval**

**WHEREAS**, applications for renewal of Plenary Retail Consumption Licenses have been received and Notices of Intention have been placed in a newspaper by the Director which is circulated in Passaic County and no written objections were received by the Municipal Clerk, the full license fees of One Thousand Four Hundred (\$1,400.00) Dollars have been received and State Fee of Two Hundred (\$200.00) Dollars have been received and have be forwarded to the State and the investigations and inspections were made and reported upon, the results thereof show no reason why said license should not be renewed.

**NOW THEREFORE BE IT RESOLVED** that the following Plenary Retail Consumption Licenses be renewed as of the 6<sup>th</sup> day of August 2014;

**PLENARY RETAIL CONSUMPTION LICENSE**

Valentino's Family Restaurant, LLC, 560 High Mt. Rd. 1606-33-006-008

**BE IT FURTHER RESOLVED** that the Clerk be and she is hereby authorized to issue said renewals for the year 2014-2015 with the date of issuance as of the 6<sup>th</sup> day of August, 2014.

**Resolution #147-2014**

**Re: Acceptance of Proposal /  
New Prince Construction**

**WHEREAS**, the Borough of North Haledon is in need of sidewalk repairs for damage caused by Super Storm Sandy; and

**WHEREAS**, new Prince Construction, 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 submitted by New Prince Construction, dated June 19, 2014, for sidewalk repairs and is here by accepted and approved, and that payment for attached project shall not exceed \$6,845.00; 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 Reserve for FEMA.

**Resolution #148-2014**

**Re: Acceptance of Proposal /  
Boswell Engineering**

**BE IT RESOLVED** that the Borough Administrator is hereby authorized to execute a contract with Boswell Engineering for 2014 Road Improvements (copy attached hereto and made part of the within minutes) in the sum not to exceed \$33,000 for the design phase and \$65,000.00 for the construction phase.

**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 2014 Capital Bond Ordinance.

**Resolution #149-2014**

**Re: Execution of Agreement /  
Zaccone / Library Improvements**

**WHEREAS**, the Borough of North Haledon is in need of an architect re: new lighting and acoustical tile ceiling at the North Haledon Public Library; and

**WHEREAS**, Albert Zaccone, by letter dated May 19, 2014, submitted a proposal for professional services 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 that the Clerk be, and she is hereby authorized to enter into an agreement with Albert Zaccone for above services.

**Resolution #150-2014**

**Re: Award of Contract /  
Two Police Vehicles**

**BE IT RESOLVED** that the Municipal Clerk is hereby authorized to execute a contract with Cherry Hill Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034, for the lease 2015 Police Sedan Interceptor, and a 2015 Police Interceptor Utility, under New Jersey State Contract No. 829275 at the monthly combined lease for both vehicles in the amount of \$2,624.70.

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

**CERTIFICATION**



I, Laura Leibowitz CFO/Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in 4-01-25-240-241-201.

**Resolution #151-2014**

**Re: Ratification of Check #2082  
PASR Litigation**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of North Haledon that check #2082 in the amount of \$2,250.00, dated June 16, 2014, drawn to the order of PASR Finance, be hereby ratified; and

**BE IT FURTHER RESOLVED**, that funds were available for the aforementioned as evidenced by the CFO/Treasurer certification following:

**CERTIFICATION**

I, Laura Leibowitz, CFO/Treasurer of the Borough of North Haledon, do hereby certify that funds were available for the aforementioned in 4-01-20-155-155-201.

**Resolution #152-2014**

**Re: Refund / Tax Overpayment**

**WHEREAS**, the homeowner paid for the 3rd quarter for the year 2014 and,

**WHEREAS**, the bank paid for the 3rd quarter taxes; and

**WHEREAS**, above leaves an overpayment on the 3rd quarter for the 2014 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 2014.

Block 47 Lot 18.02    \$3,554.00

Corelogic  
Refund Department  
PO Box 961250  
Fort Worth, TX 76161-9858

**Resolution #153-2014**

**Re: Refund of Traffic Duty Escrow  
New Prince Construction**

**WHEREAS** a request has been made by New Prince Concrete Construction Company, Inc. for the release of remaining escrow funds still available for captioned matter; and

**WHEREAS** the Assistant Treasurer has advised by correspondence dated July 30, 2014 that there is no objection to the release of the balance of the escrow (correspondence attached hereto and made part of the within minutes);

**NOW, THEREFORE, BE IT RESOLVED** that the Treasurer be and she is hereby authorized to issue a check payable to New Prince Concrete Construction Company, Inc. in the amount of \$562.50.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

Mayor George reads the Certification of Availability of Funds into the record.

**Resolution #154-2014**

**Re: Payment of Approved Claims**

Mayor George reads the resolution into the record.

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

**2013 BILLS**

CURRENT FUND -RESERVES.....\$ 6,771.50

**2014 BILLS**

CURRENT FUND-OTHER EXPENSES .....\$ 110,642.56

**2014 BILLS**

PREPAID BILLS - CURRENT FUND - OTHER EXPENSE.....\$ 2,644,405.98

TRUST FUND II.....\$ 9,800.68

DOG LICENSE TRUST ACCOUNT.....\$ 1,000.00

CAPITAL FUND.....\$ 237,653.35

**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 \$ 491,528.10 paid in the month of July be approved.

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

**DISCUSSION**

Councilwoman Puglisi complained about “sign pollution” in the borough.

Motion by Councilwoman Puglisi, second by Councilman Marco, to move into Executive Session to discuss personnel. Upon roll call, all members present, except Councilman Dyer, who recused himself, voted in favor of the motion. Motion carried.

**Mayor Randy George and Councilman Robert Dyer left the Council Meeting prior to the Executive Session since the matter being discussed was the PBA Contract.**

**EXECUTIVE SESSION (in at 11:15 p.m.)**

## **EXECUTIVE SESSION (out at 11:20 p.m.)**

### **ROLL CALL**

Present:

Council Members: Rocco Luisi, Donna Puglisi, Dennis Marco, and Michael Galluccio

### **ADJOURNMENT**

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

The meeting was duly adjourned at 11:22 p.m.

Respectfully Submitted,

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Renate Elatab, Municipal Clerk

Approved at Council Meeting of September 17, 2014