



## **BOROUGH OF NORTH HALEDON**

### **COUNCIL MEETING MINUTES**

**September 19, 2018**

Mayor George read the OPMA notice into the record:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. Notices of this meeting were emailed to the HERALD NEWS and the HAWTHORNE PRESS on January 8, 2018, and were advertised in said newspapers on January 11, 2018. Said 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, 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 9:42 p.m. and the Clerk is directed to include this statement in the minutes of this meeting.

#### **ROLL CALL**

Mayor Randy George

Council Members: Raymond Melone, Rocco Luisi, George Pomianek, Donna Puglisi, Heather Sparano, and Keith Salviano

Borough Attorney, Michael P. De Marco

Deputy Municipal Clerk, Dena Ploch

Municipal Clerk Renate Elatab

#### **PUBLIC COMMENTS**

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

Nino Manna, 6 Haring Court, updated the members of the Governing Body on the boy scouts activities. He thanked the DPW for their help in setting up for North Haledon Day, and encouraged the members of the Governing Body to come to the troop meetings at Buehler's. Nino also told Mayor George that he intends to go door to door to get a response from the residents to the second letter that the Mayor is writing regarding the relocation of the mailboxes.

Seeing as no one else from the public asked to speak, motion by Council Member Puglisi, second by Council Member Salviano, to close the floor to the public. Upon roll call, all members voted in the affirmative. Motion carried.

### **APPROVAL OF PRIOR MINUTES**

Motion by Council Member Council Member Puglisi, second by Council Member Luisi, to approve the minutes of the work session meeting, and the regular meeting of July 18, 2018, and the minutes of the work session meeting, and the regular meeting of August 15, 2018. Upon roll call, all members voted in the affirmative, with the exception of Council Member Sparano, who abstained on approving the minutes of the July meetings, and Council Member Melone, who abstained voting of the minutes of the July and August meetings. Motion carried.

### **OFFICIAL REPORTS**

Copies of the following reports were submitted by the Municipal Clerk to the members of the Governing Body:

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 - **MELONE**  
POLICE / EMERGENCY MANAGEMENT / SAFETY / PBA LOCAL 292 - **PUGLISI**  
RECREATION - **PUGLISI**  
ZONING BOARD OF ADJUSTMENT - **PUGLISI**  
NORTH HALEDON VOLUNTEER AMBULANCE – **MAYOR GEORGE**  
FINANCE – **POMIANEK**  
PLANNING BOARD - **SALVIANO**  
BOARD OF EDUCATION / LOCAL - **LUISI**  
BOARD OF EDUCATION / REGIONAL - **POMIANEK**  
BOARD OF HEALTH – **SALVIANO**  
FIRE & WATER - **LUISI**  
ENGINEERING - **POMIANEK**  
LIBRARY - **MAYOR GEORGE**  
PUBLIC CELEBRATIONS - **MAYOR GEORGE**



North Haledon as an area in need of redevelopment which has come to be known as the Belmont Avenue Redevelopment Area; and

**WHEREAS**, thereafter a redevelopment plan entitled “Belmont Avenue Redevelopment Plan, North Haledon, New Jersey” (the “Plan”) was prepared by Kauker and Kauker, LLC for the Borough of North Haledon, 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 (1) introduced Ordinance #16-2014 that would adopt the Plan and (2) adopted a resolution 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 August 6, 2014, the Borough Council received the Planning Board’s findings and recommendations regarding the Plan and the Borough Council adopted Resolution #142-2014 to address Planning Board’s recommendations regarding the Plan; and

**WHEREAS**, on August 6, 2014, the Borough Council held its second and final reading and adopted Ordinance #16-2014 which adopted the Plan, dated May 20, 2014 and last revised August 6, 2014; and

**WHEREAS**, the Borough Council now wishes to revise and/or amend the Plan pursuant to N.J.S.A. 40A:12A-7, which certain amendments were proposed by the Redeveloper 920 Belmont Acquisition, LLC at the April 4, 2018 public meeting;

**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.** The Planning Board is hereby directed to review the proposed revisions and/or amendments to the Plan as attached hereto and incorporated herein as **Exhibit A** pursuant to N.J.S.A. 40A:12A-7(e) and shall transmit to the Borough Council, within 45 days after referral, a report containing its recommendations. Failure of the Planning board to transmit its report within the required 45 days shall relieve the Borough Council from the requirements of this subsection with regard to the pertinent proposed redevelopment plan or revision or amendment thereof.

**Section 3.** Upon adoption of this Ordinance, the Plan shall be amended and supplemented to include the amendments attached hereto and incorporated herein as **Exhibit A**.

**Section 4.** The Plan shall supersede the provisions of the Borough's zoning ordinances except as noted within the Plan.

**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.

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

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

Seeing as no one from the public asked to speak, motion by Council Member Puglisi, second by Council Member Luisi, to close the floor the public. Upon roll call, all members voted in the affirmative. Motion carried.

Motion by Council Member Puglisi, second by Council Member Luisi, that Ordinance #13-2018 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #13-2018 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.

**The Borough Attorney, Michael De Marco, returned to the dais.**

**Ordinance # 18-2018**

**Re: Amendment / Chapters 538 & 600**

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 OF THE BOROUGH OF NORTH HALEDON  
AMENDING AND SUPPLEMENTING CHAPTERS 538 AND 600  
OF THE CODE OF THE BOROUGH OF NORTH HALEDON**

**WHEREAS**, the Municipal Land Use Law (“MLUL”) of the State of New Jersey, N.J.S.A. 40:55D-1 et seq. grants to municipalities the power to adopt a zoning ordinance relating to the nature and extent of the uses of lands, buildings and structures thereon; and

**WHEREAS**, the Borough of North Haledon (“Borough”) desires to amend and supplement the Zoning Code as follows:

**NOW, THEREFORE, BE IT ORDAINED**, by the Governing Body of the Borough of North Haledon, County of Passaic, State of New Jersey, as follows:

**SECTION ONE.** §538-14 of the Zoning Code of the Borough of North Haledon, is hereby amended as follows:

- A. No swimming or bathing pool shall be constructed or installed in any front yard as the term “front yard” is defined in Chapter 600, Zoning, of the Code of the Borough of North Haledon. In the case of a corner lot, as the term “corner lot” is defined in Chapter 600, Zoning, no swimming or bathing pool shall be constructed or installed nearer to the side street line than the minimum number of feet required for the width of the side yard of the street side of such lot. In no event shall any swimming or bath pool be constructed or installed nearer than 20 feet to any property line in any zone.

**SECTION TWO.** §600-of the Code of the Borough of North Haledon, New Jersey, is hereby amended as follows:

- H. (2) They shall be located not closer than 20 feet to any property line.

**SECTION THREE.** A copy of this Ordinance is hereby transmitted to the Borough’s Planning Board (“Planning Board”) for its report and recommendation pursuant to the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq. and the Planning Board hereby has thirty-five (35) days to submit a report and if it fails to do so, then the Borough Council may proceed to adopt this Ordinance.

**SECTION FOUR.** All Ordinances of the Borough which are inconsistent with the provisions of this Ordinance are hereby repealed as to the extent of such inconsistency.



any request for an exception, the Mayor and Council shall balance the public purposes of the ordinance with the supporting reasons of the applicant.”

Section 2.

All ordinances of the Borough which are inconsistent with the provisions of this ordinance are hereby repealed as to the extent of such inconsistency.

Section 3.

If any section, subsection clause, or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any Court of competent jurisdiction, such decision shall not affect the remaining portion of the ordinance.

Section 4.

This Ordinance shall take effect as provided by law.

Motion by Council Member Puglisi, second by Council Member Luisi, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on October 17, 2018, 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.

**Ordinance # 20-2018**

**Re: Amendment / Speed Limit / County Roads**

Motion by Council Member Puglisi, second by Pomianek, 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 AMEND §169-46, SCHEDULE XVI, SPEED LIMITS**

Name of Street	mph	Location
High Mountain Road	25	Borough Limits with Haledon to North Haledon Avenue
High Mountain Road	35	North Haledon Avenue to Franklin Lakes Border
Squaw Brook Road	25	High Mountain Road to North Haledon Avenue

Squaw Brook Road	35	North Haledon Avenue to Wyckoff Border
Belmont Avenue	25	Borough Limits with Haledon to Squaw Brook Road
Belmont Avenue	35	Squaw Brook Road to High Mountain Road
North Haledon Avenue	25	High Mountain Road to Linda Vista Avenue
North Haledon Avenue	25	Linda Vista Avenue to Borough Limits with Hawthorne

In accordance with the Statutory Default speed limit values as defined in N.J.S.A. 39:1-1. All other parts or provisions of §169-46 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.

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

Motion by Council Member Pomianek, second by Council Member Luisi, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on October 17, 2018, 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, except for Council Member Puglisi, who voted in the negative. Motion carried.

**RESOLUTION CA#10-2018**

**Re: Consent Agenda 10-2018**

Motion by Council Member Puglisi, second by Council Member Sparano, that the Clerk read 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 Borough Attorney, Michael De Marco, steps off the dais.**

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. Amendment / Master Plan
2. Library Payments
3. Rescinding Resolution #143-2018 & #144-2018
4. Tax Overpayment
5. Veteran Tax Deduction
6. Approval Grant Application / Westervelt Avenue
7. Sale of Borough Owned Property / Police Vehicles
8. Sale of Borough Owned Property / Mobile Data Computers
9. Approval / Raffle Licenses
10. Refund / Construction Permit
11. Concurrence / Local School Board
12. 2018 Interlocal Agreement / Borough of Franklin Lakes
13. Approval / Auction / Dodge Charger
14. 2018 Approval / Buy Back Sick Time
15. Approval / Payment of Bills / Issuance of Checks
16. Approval / 920 Belmont Avenue / Site Plan Application
17. Authorization / Special Item of Revenue

Motion by Council Member Puglisi, second by Council Member Sparano, to approve the foregoing resolution. Upon roll call, all members present voted in the affirmative. Motion carried.

**Resolution #160-2018**

**Re: Amendment / Master Plan**

**WHEREAS**, the Borough Council of the Borough of North Haledon (“Borough”), a municipal corporation in the County of Passaic, State of New Jersey, finds that the public health, safety, morals, and general welfare of the community shall be promoted by endorsing the amendment of the 2004 Master Plan to include a four (4) story residential structure into Chapter III of the Land Use Plan section; and,

**WHEREAS**, proposed revisions to the Belmont Avenue Redevelopment Plan that are being considered by the Borough requires substantial consistency with the provisions of the Master Plan and on April 19, 2018 the Planning Board was directed to review the Master Plan and proposed amendment;

**WHEREAS**, the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq., (“MLUL”) allows for the amendment of the Master Plan by the Planning Board upon its examination and review; and,

**WHEREAS**, pursuant to N.J.S.A. 40:55D-13, the Planning Board caused proper notice to be served as required for a public hearing, which was held on August 23, 2018 before the Planning Board to consider the proposed amendment; and,

**WHEREAS**, the Planning Board considered the report prepared by Kauker & Kauker, LLC entitled “Master Plan Amendment North Haledon, New Jersey” dated July 20, 2018 and all public comment; and,

**WHEREAS**, on August 23, 2018 the Planning Board adopted the amendment to the Master Plan determining that the amendment to the Master Plan, represents sound land use regulation and favorably recommends to the Borough Council that it endorse the amendment to the Master Plan;

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon, hereby endorses the Master Plan as amended and adopted by the Borough of North Haledon Planning Board on August 23, 2018.

**Resolution #161-2018**

**Re: Library Remittances**

**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 2018	\$38,931.17
November 2018	\$38,931.17
December 2018	\$38,931.16

**BE IT FURTHER RESOLVED** that said payments be charged to the 2018 Budget Appropriation Account Maintenance of the Free Public Library.

**Resolution #162-2018**

**Re: Rescinding Resolutions**

**BE IT RESOLVED** by the Borough Council of the Borough of North Haledon that Resolutions #143-2018 and #144-2018 as adopted by the Governing Body on August 15, 2018 are hereby rescinded.

**Resolution #163-2018**

**Re: Tax Overpayment**

**WHEREAS**, the homeowners of the property listed below became exempt in 2017; and

**WHEREAS**, the homeowners received a homestead rebate; and

**WHEREAS**, this leaves an overpayment for the 4th quarter of 2018.

**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 2018.

Block 68.02 Lot 1.08            \$343.74

David and Nina Stuber  
65 Grant Drive  
North Haledon, NJ 07508

**Resolution #164-2018**

**Re:    Veteran Tax Deduction**

**WHEREAS**, the following property owners has applied to the Borough of North Haledon for a Veteran's Property Tax Deduction or a Widow of a Veteran Deduction; and

**WHEREAS**, the applicant has been found eligible and entitled to said deduction for the year 2018,

**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector be authorized to grant this deduction for the year 2018 and that the Treasurer be authorized to issue a check to the following property owner for the amount below:

<u>BLOCK</u>	<u>LOT</u>	<u>OWNER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
62.01	24	Andrew Karpati	176 Graham Ave	\$250.00

**Resolution #165-2018**

**Re:    DOT Grant Application**

**BE IT RESOLVED**, that Council of Borough of North Haledon formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2019 – Westervelt Avenue - 002 to the New Jersey Department of Transportation on behalf of Borough of North Haledon.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Borough of North Haledon, and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**Resolution #166-2018**

**Re:    Sale of Police Vehicles**

**WHEREAS**, N.J.S.A. 40A:11-36(2) allows the sale of property no longer needed for public use to certain other governmental agencies; and

**WHEREAS**, a 2012 Dodge Charger V.I.N. 2C3CDXAT6CH172573, approximately 93,000 miles, and 2013 Dodge Charger V.I.N. 2C3CDXAT3DH521786, approximately 70,000 miles, have been determined to no longer be needed by the Borough of North Haledon;

**NOW, THEREFORE BE IT RESOLVED** that said vehicle be sold to the Borough of Haledon for the sum of \$1.00 each.

**Resolution #167-2018**

**Re: Sale of Computers**

**WHEREAS**, N.J.S.A. 40A:11-36(2) allows the sale of property no longer needed for public use to certain other governmental agencies; and

**WHEREAS**, mobile data computers Panasonic CF Mobile Data Computers, Serial numbers 3FTYB42959, 4KTYA41689 & 7HKYA67651 have been determined to no longer be needed by the Borough of North Haledon; and

**NOW, THEREFORE BE IT RESOLVED** that said mobile data computers be sold to the Borough of Haledon for the sum of \$1.00 each.

**Resolution #168-2018**

**Re: Raffle Licenses**

**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: Mary Help of Christians Academy  
Location of Raffle: 659 Belmont Avenue  
Date of Raffle: October 27, 2018  
Raffle License: RA#20-2018, RA#21-2018, & BA#1-2018

Name: Wyckoff PTO  
Location of Raffle: 1245 Belmont Avenue  
Date of Raffle: October 27, 2018  
Raffle License: RA#22-2018, #23-2018

**Resolution #169-2018**

**Re: Refund / Construction Permit**

**WHEREAS**, Covenant Christian Reformed Church, paid a total of \$75.00 for a construction permit application for the installation of a fence; and

**WHEREAS**, the Covenant Christian Reformed Church 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 \$75.00 to reimburse Covenant Christian Reformed Church for the construction permit application.

**Resolution #170-2018**

**Re: NHBE Ford F-250**

**WHEREAS**, on August 15, 2018, the North Haledon Board of Education voted to approve the sale of the 2009 Ford F-250 to the Borough of North Haledon for \$1.00;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Council of the Borough of North Haledon to concur with the official action taken by the North Haledon Board of Education.

**Resolution #171-2018**

**Re: Interlocal Services Agreement**

**BE IT RESOLVED** by the Board of Council of the Borough of North Haledon that the Mayor and Borough Clerk are hereby authorized to execute an interlocal agreement with the Borough of Franklin Lakes to provide for paving services to a public road in North Haledon and Franklin Lakes.

**Resolution #172-2018**

**Re: Auction**

**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:

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:

2013 Dodge Charger, VIN 2C3CDXAT1DH521785, approximately 81,000 miles

(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 #173-2018**

**Re: Buy Back Time**

**WHEREAS**, the following employees have accumulated unused hours from previous years as an employee with the Borough of North Haledon; and

**WHEREAS**, it has been requested by said employees that they receive payment for such hours;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of North Haledon that the following employee is hereby approved to receive buy back as stated below:

<u>Employee</u>	<u>Amount of Hours</u>	<u>Compensation</u>
Anthony Conforti	80 Sick Hours	\$5,484.73
Robert Ormezzano	80 Sick Hours	\$5,005.43

**Resolution #174-2018**

**Re: Payment of Bills /  
Issuance of Checks**

**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;

**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 #175-2018**

**Re: Site Plan Application**

**WHEREAS**, 920 Belmont Acquisitions, LLC (“Redeveloper”) was designated redeveloper of Block 30, Lots 12 & 12.01 (“Property”) by the Governing Body of the Borough of North Haledon (“Borough”); and,

**WHEREAS**, the Redeveloper has submitted a site plan application for a proposed project to be completed on the Property; and,

**WHEREAS**, pursuant to Section §70-45(G) of the Borough Code, the Borough’s Redevelopment Review Committee (“RRC”) shall “conduct a compliance review of each proposed project prior to the submission of a site plan and/or subdivision application to the Planning Board” and pursuant to Section §70-45 (H), the RCC shall “determine whether or not the proposed project is consistent with the redevelopment plan and redevelopment agreement governing the project”; and,

**WHEREAS**, the Governing Body received written correspondence from the RRC pursuant to its duties under Section §70-45 of the Borough Code, recommending that the Borough Council accept the site plan application of the Redeveloper as technically compliant

because it complies with the Borough's Amended Redevelopment Plan for the Property, subject to any further review of the Planning Board; and,

**WHEREAS**, a First Amendment to the Redeveloper's Agreement shall be prepared and recommended to the Mayor and Council by the Redevelopment Attorney, Douglas F. Doyle, Esq., of DeCotiis, FitzPatrick, Cole & Giblin, LLP ("Redevelopment Attorney").

**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. The Borough Council hereby recommends to the Planning Board that the Redeveloper's submitted site plan application is technically compliant and complete pursuant to the Borough's Redevelopment Review Committee's review and recommendation in accordance with Section §70-45 (H), subject to further site plan review by the Planning Board and subject to the Governing Body's authorization of a First Amendment to the Redeveloper's Agreement.
3. This Resolution shall take effect immediately.

**Resolution #176-2018**

**Re: Special Item of Revenue**

**WHEREAS**, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount,

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough of North Haledon in the County of Passaic, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$50,000, which is now available from "Passaic County Open Space Trust – High Mountain School Playground" in the amount of \$50,000.

**BE IT FURTHER RESOLVED**, that the like sum of \$50,000 is hereby appropriated under the caption "Passaic County Open Space Trust – High Mountain School Playground"; and

**BE IT FURTHER RESOLVED** that the above is the result of funds from the County of Passaic in the amount of \$50,000.

**The Borough Attorney, Michael De Marco, returns to the dais.**

## **DISCUSSION**

Council Member Salviano asked about the possibility of putting in some benches next to the Oldham Pond. Mayor George responded that Oldham Pond belongs to William Paterson University, and that High Mountain Road is a County Road. Council Member Puglisi asked if it was possible to prohibit fishing at the Oldham Pond. Mayor George advised that the pond belonged to William Paterson University, but that he would approach them.

## **ADJOURNMENT**

Motion by Council Member Puglisi, second by Council Member Pomianek, to adjourn the meeting. Upon roll call, all members voted in favor. Motion carried.

Mayor George declared the meeting duly adjourned at 10:00 p.m.

Respectfully Submitted,

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Renate Elatab, Municipal Clerk

Approved at Council Meeting of October 17, 2018