



BOROUGH OF NORTH HALEDON

COUNCIL MEETING AGENDA

WEDNESDAY, OCTOBER 9, 2013

Mayor George read the following statement:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. Notices of this meeting were emailed to **The Herald and the Hawthorne Press** on September 26, 2013, as the required notices under the Statute. Copies of the notices were posted on the bulletin board in the Municipal Building, 103 Overlook Avenue, North Haledon, NJ and filed in the office of the Municipal Clerk on aforementioned date. Notices on the bulletin board have remained continuously posted.

Proper notice having been given, this meeting is called to order at 10:00 p.m. and the Clerk is directed to include this statement in the minutes of this meeting.

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

ROLL CALL

Present:

Mayor Randy George.

Council Members: Rocco Luisi, Bruce O. Iacobelli, Elaine Vuoncino, and Robert Dyer

Absent:

Councilmembers: Raymond Melone, and Donna Puglisi

Also Present:

Borough Attorney, Michael De Marco

Police Chief Robert Bracco

Police Captain Todd Darby

Deputy Fire Chief Anthony Padula

North Ambulance President Robert Flaker

Deputy Municipal Clerk, Dena Ploch

Municipal Clerk, Renate Elatab

PUBLIC COMMENTS

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

Beth Antoci, 30 Indian Trail, expressed concern regarding parking once Yahn's Pond would become a skating pond, and asked why Buehler's couldn't be a skating pond instead. Mayor George explained that it was the shallowness of Yahn's Pond that made it a safe skating site because if someone were to fall through the ice, they could just walk out. Mayor George advised that the Borough still had to figure out who was going to certify the thickness of the ice since the County does not do so anymore, that this project was still under discussion, but that once the Borough was ready to implement the use of Yahn's Pond as a skating pond administered by the Recreation Commission, local residents would be invited to a council meeting for their input.

John Bleeker, 23 Lee Drive, wondered if lowering the speed limit on High Mountain Road would adversely affect a pending lawsuit. The Borough Attorney advised that the law suit could not be discussed. Mr. Bleeker advised that he had filed an appeal in the matter regarding the health insurance lawsuit. Mr. Bleeker produced a CD which allegedly was a recording of a North Haledon Ambulance Corps meeting and invited Mayor George to listen to it. Regarding LOSAP, Mayor George reminded Mr. Bleeker that no member of former company no. 1 had qualified for LOSAP payments since 2008. Mr. Bleeker raised the issue of a complaint he had made to the Construction Department about Mayor George's garage. Mayor George advised that the Construction Official had instructed the mayor to hire an architect to compile a study regarding his garage since the Construction Official could not do business with the mayor who appoints him, and that was, for example why, when the mayor put in a new furnace, he had to have a building official from another municipality inspect it. Mr. Bleeker challenged the accuracy of findings of an architect hired by the mayor, but the mayor advised that no professional would jeopardize their license.

Frank Coscia, 80 Central Avenue, who was attending the meeting to address the members of the Governing Body regarding the need for the purchase a new ambulance for the North Haledon Volunteer Ambulance Corps, was appalled upon hearing of the CD that Mr. Bleeker had brought to the Council meeting. Mr. Coscia asked Mr. Bleeker when the recording was made and how he had obtained it; Mr. Bleeker refused to answer his questions. Mr. Coscia advised that if, indeed, it was a recording of an ambulance meeting, it was unlawful and that its release was not authorized. He advised that the Ambulance building had been broken in to, and he advised that he wanted the North Haledon Police Department to launch an investigation and see if it was obtained during the 2010 burglary, and if Mr. Bleeker was in possession of stolen property. Mr. Coscia believed that the volunteers on the North Haledon Ambulance Corps did not deserve to be victimized and that their privacy had been violated.

Mayor George and the members of the Governing Body expressed their concern that they had no knowledge of the break-in at the ambulance building, since it is a Borough-owned property.

Frank Coscia discussed the two ambulances owned by the North Haledon Volunteer Ambulance. An ambulance was acquired in 2010, but the other one was acquired in 1997 and there have been increasing maintenance and safety issues with it. Mr. Coscia explained that ambulances are usually expected to last 10 years. Mayor George will have Joe Stately, the Borough mechanic go over the ambulance and advise what work needs to be done on it, and he also asked the members of the ambulance corps to begin working on specs for a new ambulance for the November 6th Council meeting. Mr. Coscia expressed the appreciation of the support of the members of the North Haledon Volunteer Ambulance Corps to the members of the Governing Body. Captain Darby took possession of the CD that Mr. Bleeker had brought to the Council Meeting to ensure that the chain of custody is not compromised.

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

OFFICIAL REPORTS

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

Building Official's Report
Clerk's Receipts
Fire Department Report
Ambulance Report
Police Department Report
Tax Collector's Report to Treasurer
Treasurer's Report

Councilman Dyer expressed his displeasure that no property maintenance reports had been submitted two months in a row.

COMMITTEE REPORTS

DPW / STREETS & ROADS / SEWERS/ BUILDINGS & GROUNDS / SOLID WASTE / RECYCLING - **DYER**

POLICE / EMERGENCY MANAGEMENT / SAFETY / PBA LOCAL 292 - **PUGLISI**

RECREATION - **PUGLISI**

ZONING BOARD OF ADJUSTMENT - **PUGLISI**

NORTH HALEDON VOLUNTEER AMBULANCE - **DYER**

FINANCE - **IACOBELLI**

PLANNING BOARD - **LUISI**

BOARD OF EDUCATION / LOCAL - **LUISI**

BOARD OF EDUCATION / REGIONAL - **VUONCINO**

BOARD OF HEALTH - **IACOBELLI**

FIRE & WATER - **VUONCINO**

ENGINEERING - **DYER**

CODIFICATION ADHOC COMMITTEE REPORT - **PUGLISI**

LIBRARY - **MAYOR GEORGE**

PUBLIC CELEBRATIONS –**IACOBELLI**. Councilman Iacobelli thanked Dena Ploch for working so incredibly hard and advised that this was the biggest and best North Haledon Day ever.

BUEHLER ADHOC COMMITTEE - IACOBELLI

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, that reports be received, and action taken where necessary. Upon roll call, all members present voted in the affirmative. Motion carried.

COMMUNICATIONS

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

Mayor Randy George	Re: Corridor Enhancement Program
Board of Health	Re: Hepatitis B Inoculations
Robert Flaker	Re: Letter of Resignation
Standard and Poor's	Re: Bond Rating
Robert E. Landel	Re: Ahnert Development
State Health Benefits Plan	Re: NJWELL

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, that these communications be received, action taken where necessary, and be placed on file. Upon roll call, all members present voted in the affirmative. Motion carried.

UNFINISHED BUSINESS

None.

NEW BUSINESS / ORDINANCES / RESOLUTIONS

Ordinance #15-2013 Re: **Lakeside Parking**

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

The Clerk presented the following ordinance:

AN ORDINANCE DESIGNATING NO PARKING ZONES UNDER THE PROVISIONS OF SUBTITLE 1, TITLE 39 TO THE PRIVATE ROADS OF LAKESIDE AT NORTH HALEDON

WHEREAS, pursuant to N.J.S.A. 39:5A-1, the Borough of North Haledon (hereinafter referred to as the "Borough") has the discretion to apply the provisions of subtitle 1, Title 39 to the private roads of a condominium association; and

WHEREAS, pursuant to Ordinance #16-2007, the Borough applied the provisions of subtitle 1, Title 39 to the private roads of Lakeside at North Haledon in accordance with N.J.S.A. 39:5A-1; and

WHEREAS, Lakeside at North Haledon, has requested designation of no parking zones within its private roads; and

NOW, THEREFORE, be it ordained by the Mayor and Council of the Borough of North Haledon, that:

1. The areas designated as "No Parking" on the No Parking Zone Plan attached hereto as Schedule "A" within the private roads of Lakeside at North Haledon, shall be designated as "No Parking Zones" pursuant to the provisions of subtitle 1, Title 39.
2. No person shall park a vehicle at any time within any of the No Parking Zones described in Paragraph 1 hereof and depicted on Schedule "A."
3. 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.
4. This Ordinance shall take effect immediately upon final adoption and publication as provided by law.

Motion by Councilman Iacobelli, second by Councilman Luisi, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on November 6, 2013, at 8:00 p.m. or as soon thereafter as the matter can be reached by the Mayor and Council and that at such time and place, all persons interested will be given an opportunity to be heard concerning said ordinance. Upon roll call, all members present voted in the affirmative. Motion carried.

Ordinance #16-2013

Re: **Award of Lease of Public Property
For Cell Tower**

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

The Clerk presented the following ordinance:

**AWARD OF LEASE OF REAL PUBLIC PROPERTY
FOR THE CONSTRUCTION AND OPERATION OF
A WIRELESS COMMUNICATION STEALTH MONOPOLE**

WHEREAS, pursuant to public advertising, bids were received by the Borough Clerk for the Mayor and Council on October 1, 2013 for the lease of public property not needed for public use for the construction and operation of a wireless communication stealth monopole from:

Wireless Edge
270 North Avenue
Suite 809
New Rochelle, New York 10801

New Cingular Wireless PCS, LLC ("AT&T")
340 Mount Kimble Avenue
Morristown, New Jersey 07960

WHEREAS, the bids have been reviewed by the Borough Engineer and recommendation of award is attached hereto and made a part of the within ordinance; and

WHEREAS, the bids were reviewed by the Borough Attorney wherein the bid of Wireless Edge was approved as to legal sufficiency; and

WHEREAS, it has been determined based upon the Borough Engineer's recommendation that Wireless Edge is the highest complying bid in accordance with the specifications; and

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

1. The contract for the lease of real public property not needed for public use be and the same is hereby awarded to:

Wireless Edge
270 North Avenue
Suite 809
New Rochelle, New York 10801

subject to execution of a lease in such form to be approved by the Borough Attorney and subject to the approvals required by ordinance, lease agreement and as otherwise required by law.

2. The Mayor and Clerk are hereby authorized and directed to execute the lease upon evidence of the receipt of said approvals.

3. This ordinance shall take effect upon final passage and publication in accordance with all provisions of the law.

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on November 6, 2013, at 8:00 p.m. or as soon thereafter as the matter can be reached by the Mayor and Council and that at such time and place, all persons interested will be given an opportunity to be heard concerning said ordinance. Upon roll call, all members present voted in the affirmative. Motion carried.

RESOLUTION CA#11-2013

Re: Consent Agenda #11-2013

Motion by Councilwoman Vuoncino, second by Councilman Luisi, that the Clerk reads the

resolution by title and waivethe reading of the resolution in full.Upon roll call, all members present 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;

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. Replenishment of Postage Meter
2. North Haledon Library / Monthly Remittances
3. Rejection of Bid / Modifications to Library Entrance
4. Ratification of Check
5. Acceptance of Resignation / Robert Flaker

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, to adopt the foregoing resolution. Upon roll call, all members present voted in the affirmative. Motion carried.

Resolution #220-2013

Re: Replenishment / Postage Meter

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 Clerk's Postage 2013.

Resolution #221-2013

Re: North Haledon Public Library / Monthly 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 2013	\$36,946.50
November 2013	\$36,946.50
December 2013	\$36,946.50

BE IT FURTHER RESOLVED that said payments be charged to the 2013 Budget Appropriation Account Maintenance of the Free Public Library.

Resolution #222-2013

**Re: Rejection of Bid /
North Haledon Public Library /
Modifications to Entrance**

WHEREAS, on October 3, 2013, the Borough received one (1) bid for the above-referenced project from Salazar & Associates, Inc. (the "Bid"); and

WHEREAS, the Borough does not have adequate funding to award this contract;

WHEREAS, as a result of the aforementioned, the Borough Engineer has recommended that the bid be rejected; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the bid submitted by Salazar & Associates for modification of the North Haledon Library entrance, be and hereby is rejected.

Resolution #223-2014

Re: Ratification of Check #1539

BE IT RESOLVED, by the Mayor and Council of the Borough of North Haledon that check #1539 in the amount of \$775.00, dated October 2, 2013, drawn to the order of Hudson Essex Passaic Soil Conservation, 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 Capital Budget 2013.

Resolution #224-2013

**Re: Acceptance of Resignation /
Robert Flaker**

BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that the resignation of Robert Flaker from part-time dispatcher be accepted with regret effective September 27, 2013.

CERTIFICATION OF AVAILABILITY OF FUNDS

The Clerk reads the Certification of Availability of Funds into the record.

Resolution #225-2013

Re: Payment of Approved Claims

The Mayor read the following resolution:

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

2012 BILLS

CURRENT FUND -RESERVES.....\$ 28,825.00

2013 BILLS

CURRENT FUND-OTHER EXPENSES\$ 266,555.60
GENERAL LEDGER.....\$ 15.00

2013 BILLS

PREPAID BILLS - CURRENT FUND - OTHER EXPENSE.....\$ 96,554.72
FEDERAL/STATE GRANT FUND.....\$ 33,529.14
TRUST FUND II.....\$ 1,396.00
DOG LICENSE TRUST ACCOUNT.....\$ 1,000.00
CAPITAL FUND.....\$ 128,109.95
PREPAIDMUNICIPAL ALLIANCE.....\$ 167.00

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 \$341,931.54 paid in the month of September be approved.

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

EXECUTIVE SESSION(10:50 p.m. to 10:56 p.m.)

Motion by Councilman Luisi, second by Councilwoman Vuoncino, to discuss Attorney Client Privilege. Upon roll call, all members present voted in the affirmative. Motion carried.

Present:

Mayor Randy George.

Council Members: Rocco Luisi, Bruce O. Iacobelli, Elaine Vuoncino, Robert Dyer

Absent:

Councilmembers: Raymond Melone, and Donna Puglisi

ADJOURNMENT

Motion by Councilman Luisi, second by Councilman Dyer, to adjourn the meeting. Upon roll call, all members present voted in the affirmative. Motion carried.

Mayor George declared the meeting duly adjourned at 10:56 p.m.

Respectfully Submitted,

Renate Elatab, Municipal Clerk

Approved at Council Meeting of November 6, 2013