



## **BOROUGH OF NORTH HALEDON**

### **COUNCIL MEETING MINUTES**

**WEDNESDAY, AUGUST 5, 2015**

Mayor George reads the following statement:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of August 5, 2015, was included in a list of meetings notices sent to the HERALD NEWS and the HAWTHORNE PRESS on January 15, 2015, and was advertised in said newspapers on January 22, 2015. This notice was posted on the bulletin board on the same date and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Proper notice having been given, this meeting is called to order at 10:50 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, Donna Puglisi, Robert Dyer, Dennis Marco, and Michael Galluccio

Borough Attorney Michael De Marco

Borough Planner Michael Kauker

Captain Todd Darby

Deputy Borough Clerk, Dena Ploch

Renate Elatab, Municipal Clerk

Absent:

Councilman Raymond Melone

### **PUBLIC COMMENTS**

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

Bruce Iacobelli, 18 Sturr Street, applauded the decision of the members of the Governing Body to opt for twice a month collection of both paper and cardboard and commingled, which will decrease solid waste tonnage, and lower the fee of garbage disposal. He also suggested that funds that are collected from the sewer connection fees from the redevelopment project go towards an I and I study to determine where the influx of water is coming from during rain events since the Borough has to pay for all the water that is discharged out of the Molly Ann Pumping Station.

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

## **OFFICIAL REPORTS**

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

Fire Department Report  
Municipal Clerk's Report  
North Haledon Volunteer Ambulance Report  
Police Department Report  
Property Maintenance Report  
Tax Collector's Report to Treasurer

## **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 - **DYER**  
FINANCE - **DYER**  
PLANNING BOARD - **MARCO**  
BOARD OF EDUCATION / LOCAL - **LUISI**  
BOARD OF EDUCATION / REGIONAL - **GALLUCCIO**  
BOARD OF HEALTH - **GALLUCCIO**  
FIRE & WATER - **LUISI**  
ENGINEERING - **DYER**  
LIBRARY - **MAYOR GEORGE**  
PUBLIC CELEBRATIONS - **GALLUCCIO**

Motion by Council Member Galluccio, second by Council Member Puglisi, to waive the committee reports. Upon roll call, all members present voted in the affirmative. Motion carried.



**Whereas**, the project will involve increased impaired driving enforcement from August 21 through September 7, 2015; and

**Whereas**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**Therefore**, be it resolved that the Board of Council of the Borough of North Haledon declares its support for the *Drive Sober or Get Pulled Over 2015 Statewide Crackdown* from August 21 through September 7, 2015 and pledges to increase awareness of the dangers of drinking and driving.

**PROCLAMATION**

**Re: Senior Citizens Week**

**Whereas**,

As Americans are living longer and healthier lives, the senior citizen population continues to grow; and

**Whereas**,

Passaic County includes 86,403 citizens ages 60 and over;

**Whereas**,

The Passaic County Board of Chosen Freeholders is committed to valuing all individuals and recognizing their ongoing life achievements; and

**Whereas**,

The older adults in Passaic County play an important role by continuing to contribute experience, knowledge, wisdom, and accomplishments; and

**Whereas**,

The Passaic County Board of Chosen Freeholders celebrates the contributions older citizens have made throughout their lives; and

**Whereas**,

These special citizens have led us through times of conflict, depression, peace, and have witnessed first-hand the milestones of our country; and

**Now Therefore Be It Proclaimed,**

that I, Randy George, Mayor of the Borough of North Haledon, declare the support of the North Haledon Board of Council of August 17 to August 23, 2015 as Passaic County Senior Citizen Appreciation Week.

Motion by Council Member Marco, second by Council Member Puglisi, to concur with the Mayor's proclamations. Upon roll call, all members present voted in the affirmative. Motion carried.

**RESOLUTION CA#9-2015**

**Re: Consent Agenda #9-2015**

Motion by Council Member Puglisi, second by Council Member Galluccio, that the Clerk reads 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:

**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. Voided Check / Check #10431 / Munidex
2. Appointment / Board of Health / Carla Rizzo
3. Acceptance of Resignation / DPW / Road Kill Specialist / Stephen Orsini
4. Appointment / Joseph LaBarck / Road Kill Specialist
5. Window Envelopes / Tax Office
6. Emergency Contract / Covanta / Garbage Disposal
7. Emergency Contract / Suburban / August Recycling Pickup
8. Special Emergency Appropriation
9. Authorization / Receipt of Bids / Garbage & Recycling Disposal
10. LOSAP / Inactive Members
11. Approval / Raffle License
12. Award of Contract / Suburban Disposal / Recycling & Garbage Collection
13. Postage / Window Envelopes / Board of Health
14. Authorization / Refund of Building Permit Fee / Eastern Christians Children Retreat
15. Adoption / Hazard Mitigation Plan
16. Award of Contract / Library Lighting / High Mountain Electric
17. Approval / Shared Services Agreement / Rutgers
18. Authorization / Statement of Consent / TWA – 920 Belmont Avenue
19. Ratification / Wire Transfer / S & P
20. Acceptance of Proposal / 2015 Road Improvement Project & Ballentine Drive
21. Acceptance / Corrective Action Plan
22. Appointment / North Haledon Municipal Alliance

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

**Resolution #168-2015**

**Re: Voided Check / Munidex**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that check #10431, payable to Munidex, in the amount of \$1,001.00, dated July 9, 2015, be authorized to be voided.

**Resolution #169-2015**

**Re: Appointment / Bd. of Health / Rizzo**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that Carla Rizzo be and is hereby appointed as a member of the Board of Health, effective August 5, 2015, for a period of four (4) years, term to expire August 5, 2018.

**Resolution #170-2015**

**Re: Acceptance of Resignation / Orsini**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the resignation of Stephen Orsini, DPW & Road Kill Specialist, be accepted effective August 7, 2015 and July 31 respectively.

**Resolution #171-2015**

**Re: Appointment / Road Kill Specialist**

**BE IT RESOLVED** by the Borough Council of the Borough of North Haledon that Joseph LaBarck be employed as road kill specialist retro-active to August 1, 2015, salary in accordance with Salary Ordinance 2015.

**Resolution #172-2015**

**Re: Window Envelopes / Tax Office**

**BE IT RESOLVED** that the Treasurer be and she is hereby authorized and directed to issue a check in the amount of \$1,196.55 (one thousand one hundred ninety six dollars and fifty-five CENTS) to U.S. Stamped Envelope Agency for Post-paid Envelopes, and same to be charged to Collection of Taxes, O.E.

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

CERTIFICATION

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are and/or will be made available for aforementioned in 5-01-20-145-145-215.

**Resolution #173-2015**

**Re: Contract / Coventa / Garbage Disposal**

**WHEREAS**, the Local Public Contracts Law permits an emergency award to be made where an emergency affecting the public health, safety or welfare, requires the immediate performance of the work for which the contract may be awarded; and

**WHEREAS**, the former contract for the disposal of solid waste has expired; and

**WHEREAS**, the Borough needs to properly provide for the disposal of its solid waste for the immediate future pending it analysis of all options including possible advertisement and bidding for a new solid waste disposal contract; and

**WHEREAS**, the Municipal Clerk received proposals for the disposal of solid waste; and

**WHEREAS**, the Governing Body does hereby determine that Covanta should be authorized to proceed with the receipt of the Borough's solid waste on an emergency basis; and

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

1. An emergency is hereby declared to exist which affects the public health, safety or welfare.
2. If the Borough's solid waste is not disposed of promptly in a continuing manner, the accumulation of the solid waste would pose a direct threat to the public health
3. It was not recently foreseeable that such exigent circumstances would be encountered
4. Payments shall be made in accordance with the provisions of NJSA 40A:11-6 (b) for the duration emergency period which is 9/1/2015- 11/30/2015. The solid waste shall be transported to Covanta. The work shall be done in accordance with the tipping fees previously agreed to in writing by Covanta.
5. The Treasurer hereby certifies the availability of additional funds in the amount of \$70 per ton.

As the Mayor and DPW Superintendent respectively of North Haledon, we hereby certify and advise the Governing Body that an emergency exists within the meaning of NJSA 40A:11-6 (a)

CERTIFICATION

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are and/or will be made available for aforementioned in 5-01-32-465-465-201.

**Resolution #174-2015**

**Re: Suburban /  
August Solid Waste and Recycling Coll.**

**WHEREAS**, the Local Public Contracts Law permits an emergency award to be made where an emergency affecting the public health, safety or welfare, requires the immediate performance of the work for which the contract may be awarded; and

**WHEREAS**, the former contract for the collection and disposal of recycling has expired; and

**WHEREAS**, the Borough needs to properly provide for the collection and disposal of recycling for the immediate future pending it analysis of all options including possible advertisement and bidding for a new recycling contract; and

**WHEREAS**, the Governing Body does hereby determine that Suburban should be authorized to proceed with the receipt of the Borough's collection and disposal of recycling on an emergency basis; and

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

1. An emergency is hereby declared to exist which affects the public health, safety or welfare.
2. If the Borough's recycling is not collected and disposed of promptly in a continuing manner, the accumulation of the recycling would pose a direct threat to the public health
3. It was not recently foreseeable that such exigent circumstances would be encountered
4. Payments shall be made in accordance with the provisions of NJSA 40A:11-6 (b) for the duration emergency period which is for the month of August. The work shall be done in accordance with the tipping fees previously agreed to in writing by the contractors.
5. The Treasurer hereby certifies the availability of additional funds in the amount of \$5,400.00.

As the Mayor and DPW Superintendent respectively of North Haledon, we hereby certify and advise the Governing Body that an emergency exists within the meaning of NJSA 40A:11-6 (a)

CERTIFICATION

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are and/or will be made available for aforementioned in Fed / State Grant Fund.

**Resolution #175-2015**

**Re: Emergency Appropriation**

**WHEREAS**, an emergency has arisen with respect to Garbage and Recycling and no adequate provision was made in the 2015 current budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the purpose above mentioned; and

**WHEREAS**, the total amount of emergency appropriation created including the appropriation to be created by this resolution is \$75,000 and three percent of the total operating appropriations in the budget for the year 2015 is \$300,435;

**NOW, THEREFORE, BE IT RESOLVED** (by not less than two-thirds of the full majority of the members of the Governing Body concurring) that in accordance with N.J.S.A.4-48,

1. An emergency appropriation be and the same is hereby made for:

Garbage and Trash Removal and Other Expenses	\$50,000
Recycling and Other Expenses	\$25,000
2. That said emergency appropriation shall be provided for in full in the 2016 budget outside CAPS

3. That three certified copies of this resolution be filed with the Director of Local Government Services.

**Resolution #176-2015**

**Re: Receipt of Bids / Garbage Disposal**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the Clerk be and she is hereby authorized to advertise for the receipt of bids for the disposal of garbage on behalf of the Mayor and Council.

**Resolution #177-2015**

**Re: LOSAP / Inactive Members**

**WHEREAS**, the office of the Borough's Auditor has conducted a review of the Borough's Length of Service Award Program (hereinafter referred to as "LOSAP"); and

**WHEREAS**, in connection with said review, the office of the Borough's Auditor has issued a letter dated June 18, 2015; and

**WHEREAS**, for the reasons set forth in said letter, it has been determined that certain inactive members are not eligible to receive LOSAP contributions previously made for their benefit;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and the Board of Council of the Borough of North Haledon that the Chief Financial Officer and Borough Attorney are hereby directed and authorized to obtain reimbursement from Lincoln Financial of all ineligible contributions made in connection with LOSAP set forth in the letter of Ferraiolo, Wielkotz, Cerullo & Cuva, P.A., dated June 18, 2015.

**Resolution #178-2015**

**Re: Approval / 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:	PTO North Haledon
Location of Raffle:	1245 Belmont Avenue, North Haledon
Date of Raffle:	September 2015 – April 2016
Raffle License Number:	7-2015

Name:	St. Clemens Episcopal Church
Location of Raffle:	1245 Belmont Avenue, North Haledon
Date of Raffle:	September 15, 2015
Raffle License Number:	8-2015

**Resolution #179-2015**

**Re: Garbage and Recycling Contract / Suburban**

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

**WHEREAS**, the Borough desires to award a contract for a twice per week pick-up for garbage and recyclable curbside paper & cardboard collection on the first and third Wednesday and commingled collection on the second and forth Wednesday for a five year contract; and

**WHEREAS**, Suburban Disposal, Inc., 54 Montesano Road, Fairfield, NJ07004, is the lowest complying bidder; and

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

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

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

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

<b><u>FOR THE PERIOD</u></b>	<b><u>AMOUNT</u></b>
September 1, 2015 to August 31, 2016	\$327,000.00
September 1, 2016 to August 31, 2017	\$327,000.00
September 1, 2017 to August 31, 2018	\$332,000.00
September 1, 2018 to August 31, 2019	\$337,000.00
September 1, 2019 to August 31, 2020	\$342,000.00

2. The contract for collection, transportation, and disposal of recycling: paper and cardboard on the first and third Wednesday, and commingled on the second and forth Wednesday for a five year contract be and hereby is awarded to Suburban Disposal, Inc., 54 Montesano Road, Fairfield, NJ 07004 in the amount as follows:

<b><u>FOR THE PERIOD</u></b>	<b><u>AMOUNT</u></b>
September 1, 2015 to August 31, 2016	\$114,000.00
September 1, 2016 to August 31, 2017	\$116,000.00
September 1, 2017 to August 31, 2018	\$118,000.00
September 1, 2018 to August 31, 2019	\$120,000.00
September 1, 2019 to August 31, 2020	\$122,000.00

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

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

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

CERTIFICATION

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

**Resolution #180-2015**

**Re: Postage Windows / Bd. of Health**

**BE IT RESOLVED**, by the Treasurer be authorized to issue a check in the amount of \$606.60 to the Philatelic Fulfillment Service Center for 1000 post-paid Forever Stamp Window Envelopes, to be charged to Account #4-01-27-330-330-205, Board of Health Postage - 2015

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

CERTIFICATION

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

**Resolution #181-2015**

**Re: Refund / Bldg. Permit / ECCR**

**WHEREAS**, the Eastern Christians Children's Retreat, located at 1209 Belmont Avenue, North Haledon paid \$844.00 in Construction Permit Fees; and

**WHEREAS**, the Eastern Christian Children's Retreat 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 she is hereby authorized to issue a check in the amount of \$796.00 to the Eastern Christian Children's Retreat.

**Resolution #182-2015**

**Re: Hazard Mitigation Plan**

**WHEREAS** the Borough of North Haledon, NJ, has experienced natural hazards that result in public safety hazards and damage to private and public property;

**WHEREAS** the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk;

**WHEREAS** the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan;

**WHEREAS** a Hazard Mitigation Plan has been developed by the Mitigation Planning Committee;

**WHEREAS** the Hazard Mitigation Plan includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and

**WHEREAS** the draft plan was provided to each participating jurisdiction and was posted on the County Office of Emergency Management's website so as to introduce the planning concept and to solicit questions and comments; and to present the Plan and request comments, as required by law, and

**NOW THEREFORE BE IT RESOLVED** by the Board of Council of the Borough of North Haledon:

1. The *Passaic County and All Municipalities Hazard Mitigation Plan*, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on May 29, 2015 by the Passaic County Office of Emergency Management, and approved-pending adoption by the Federal Emergency Management Agency on July 21, 2015, is hereby adopted as an official plan of the Borough of North Haledon.
2. The Borough of North Haledon departments identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Borough of North Haledon, and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The OEM Coordinator or the Deputy OEM Coordinator are designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Passaic County Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date as agreed upon by all stakeholders.

**Resolution #183-2015**

**Re: Award of Contract /  
New Library Lighting**

**WHEREAS**, the Borough of North Haledon advertised for bids for captioned, pursuant to the Local Public Contracts Law; and

**WHEREAS**, on July 30, 2015, one bid was received;

**WHEREAS**, the bid was submitted by High Mountain Electric in the amount of \$37,200.00; and

**WHEREAS**, Al Zaccone, Architect, by letter dated July 8, 2015 (attached hereto), recommended the award to High Mountain Electric; and

**WHEREAS**, the Borough Attorney, by letter dated August 5, 2015 (attached hereto), has opined as to the legal sufficiency of the bid submitted by High Mountain Electric, and has found same to be sufficient;

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

1. In accordance with the recommendations of the Architect and the Borough Attorney, High Mountain Electric is hereby awarded the contract for the Library Lighting;
2. The Mayor and Borough Clerk are hereby authorized and directed to execute a contract subject to the receipt of a Performance Bond.

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

CERTIFICATION

I, Laura Leibowitz CFO/Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in Capital Improvement Fund.

**Resolution #184-2015**

**Re: Shared Services Agreement /  
Burchell Fair Share Analysis**

**WHEREAS**, the Borough of North Haledon has filed a Declaratory Judgment Action in the Superior Court of New Jersey, Bergen County, in furtherance of the Supreme Court's March 10, 2015 decision captioned In Re: Adoption of NJSAC 5:96 and 5:97 by NJ Council of Affordable Housing, 221 NJ 1 (2015)(the Supreme Court Decision); and

**WHEREAS**, the Borough of North Haledon desires to participate in the preparation of statewide fair share analysis to be undertaken by Rutgers, The State University of New Jersey (Rutgers) through Dr. Robert W. Burchell, Principle Investigator, and various other experts employed by Rutgers in order to establish a rational and reasonable methodology (the Burchell Fair Share Analysis) for determination of a municipality's obligation to provide a realistic opportunity through its land use ordinances for its fair share of the region's affordable housing needs in accordance with the Mount Laurel Doctrine as set forth in the Matter of the Decision and prior decisions of the Courts of New Jersey and the Fair Housing Act NJSA 52:27D-301 et seq; and

**WHEREAS**, Rutgers, utilizing Dr. Burchell as the Principle Investigator and author has agreed to prepare the Burchell Fair Share Analysis within sixty days of being retained to establish his view of the proper way to determine each municipality's fair share obligation; and

**WHEREAS**, Dr. Burchell estimates the cost to prepare the initial Burchell Fair Share Analysis will be \$70,000.00; and

**WHEREAS**, it is anticipated that there will be a need to Dr. Burchell to analyze any challenges to his conclusions and prepare a rebuttal report to said challenges which is not included in the \$70,000; and

**WHEREAS**, it is anticipated that if each municipality contributes \$2,000.00, there will be sufficient monies to pay the cost to prepare the initial Burchell Fair Share Analysis; to analyze any challenges to the Initial Fair Share Analysis and to Prepare a Rebuttal Report given the number of municipalities that have expressed an interest in retaining Burchell; and

**WHEREAS**, a Municipal Shared Services Defense Agreement (hereinafter MSSDA) has been prepared (a) so that monies can be collected to enter into an agreement with Rutgers (hereinafter "the Rutgers Agreement") and so that Burchell, along with various other experts from Rutgers, can perform the tasks described above; and (b) so that the rights and responsibilities of each municipality that wishes to sign the agreement to retain Rutgers are defined; and

**WHEREAS**, the MSSDA provides that the Law Offices of Jeffrey R. Surenian and Associates, LLC (Surenian) will serve as the administrative entity to sign the Rutgers agreement on behalf of the municipalities that signed the MSSDA and paid the \$2,000.00 fee; and

**WHEREAS**, it is imperative given the time constraints for municipalities that wish to retain Burchell to sign the MSSDA and pay the \$2,000.00 fee so that Burchell can conduct the necessary analysis; and

**WHEREAS**, notwithstanding the foregoing, it is possible that the MSSDA may need to be changed as a result of ongoing negotiations with the Rutgers agreement following execution of the MSSDA and the payment of the \$2,000.00 fee; and

**WHEREAS**, in such event, any member that objects to the changes that Rutgers may require shall have the opportunity to relinquish membership in the Municipal Group and to receive back the \$2,000.00 payment as more specifically set forth in the MSSDA;

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Elmwood Park, as follows;

1. The terms and conditions of the MSSDA (attached hereto) are hereby approved, ratified and confirmed.

2. The amount of \$2,000.00 is hereby authorized to be expended by the Borough of North Haledon for Rutgers through Dr. Robert Burchell, Principle Investigator to prepare the Burchell Fair Share Analysis.
3. A certification of funds authorizing the aforesaid expenditure has been signed by the Chief Financial Officer of the Borough of North Haledon and is appended hereto.
4. Mayor Randy George is hereby authorized to execute the aforesaid MSSDA to memorialize the participation of the Borough of North Haledon in the preparation of the Burchell Fair Share Analysis and to take any and all actions reasonably required to effectuate said Agreement.
5. The Borough of North Haledon hereby authorizes Jeffrey R. Surenian, Esq. to execute on behalf of the Borough of North Haledon the Research Agreement with Rutgers to initiate and complete Burchell Fair Share Analysis and to do such other actions to effectuate the purposes of said Research Agreement.
6. If further changes to the MSSDA are needed as a result of finalizing the Rutgers Agreement, within ten (10) days of notification by Surenian of the changes the Borough of North Haledon will inform Surenian if it objects to the changes and wishes to withdraw from the Municipal Group and obtain a refund of the \$2,000.00 it paid.
7. If enough municipalities retain the services of Dr. Burchell, so that the \$70,000 fee, is shared among more than 35 municipalities, the Borough of North Haledon reserves the right to request a reimbursement for the difference between the \$2,000 it paid and the cost to each municipality revised pursuant to the final number of participants in the shared service agreement.
8. This resolution shall take effect immediately.

CERTIFICATION

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

**Resolution #185-2015**

**Re: Authorization / Consent / TWA**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the Mayor be and he is hereby authorized to endorse the referenced forms on behalf of the members of the North Haledon Board of Council.

**Resolution #186-2015**

**Re: Ratification / Wire Transfer / S & P**

**BE IT RESOLVED** by the Mayor and Council of the Borough of North Haledon that a wire transfer in the amount of \$12,750.00, dated July 20, 2015, drawn to the order of Standard and Poors, 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, Treasurer of the Borough of North Haledon do hereby certify that funds are and/or will be made available for aforementioned in the Ord. 17-2008.

**Resolution #187-2015**

**Re: Acceptance of Proposal / Boswell  
2015 Road Improvement Fees**

**WHEREAS**, the Borough of North Haledon is in need of engineering services, in particular for the 2015 Road Improvement Program; and

**WHEREAS**, Boswell Engineering, by letter dated July 13, 2015, submitted a proposal regarding same as evidenced by **attachment here**to and made a part of the within resolution;

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

The Proposal of Boswell McClave Engineering, dated July 13, 2015, for engineering services in connection with the above is hereby accepted and approved.

Compensation for said services shall not exceed \$15,000.00 for the surveying phase, \$40,000.00 for the design phase and \$60,000.00 for the construction phase, for a total not to exceed \$115,000.00.

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

CERTIFICATION

I, Laura Leibowitz CFO/Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in 2015 Bond Ordinance.

**Resolution #188-2015**

**Re: Corrective Action Plan**

**WHEREAS**, in accordance with Local Finance Notice #92-15, a Corrective Action Plan must be prepared as part of the annual audit; and

**WHEREAS**, the Chief Financial Officer of the Borough of North Haledon, has prepared said plan which is attached hereto and made a part of the within resolution; and

**WHEREAS**, said report requires approval by the Governing Body.

**NOW THEREFORE, BE IT RESOLVED**, that the Corrective Action Plan as attached hereto be and the same is hereby accepted and approved by the Governing Body of the Borough of North Haledon, County of Passaic, State of New Jersey; and



Roll Call

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

Mayor George, who had recused himself from the PBA contract negotiations discussions in Executive Session, returned to the Council Chambers and to the dais, and advised that Fuchs Ambulance Services has been purchased by On Time. He is waiting to get some dates from On Time so that he can set up a meeting with first responders (PD, FD, EMS) from surrounding municipalities to look into the possibility of some kind of shared services agreement for day time ambulance coverage to supplement our volunteer ambulance squad.

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

Mayor George declared the meeting duly adjourned at 11:29 p.m.

Respectfully Submitted,

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Renate Elatab, Municipal Clerk

Approved at Council Meeting of October 21, 2015