



BOROUGH OF NORTH HALEDON

COUNCIL MEETING MINUTES

WEDNESDAY, JULY 13, 2016

Mayor George read the following statement into the record:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of July 13, 2016, was included in a list of meetings notices sent to the HERALD NEWS and the HAWTHORNE PRESS on January 11, 2016, and was advertised in said newspapers on January 14, 2016. Said notice was posted on the bulletin board on the same date and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Proper notice having been given, this meeting was called to order at 9:02 p.m. and the Clerk was directed to include this statement in the minutes of this meeting.

Mayor George lead the prayer and asked for a moment of silence in memory of the fallen police officers in Dallas, and then led the Pledge of Allegiance.

ROLL CALL

Present:

Mayor Randy George

Council Members: Donna Puglisi, Dennis Marco, Michael Galluccio and George Pomianek

Borough Attorney, Michael De Marco

Police Chief, Robert Bracco

Deputy Municipal Clerk, Dena Ploch

Borough Clerk, Renate Elatab

Absent:

Council Members Raymond Melone and Rocco Luisi

PUBLIC COMMENTS

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

Seeing as no one from the public asked to speak, motion by Council Member 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.

APPROVAL OF PRIOR MINUTES

Motion by Council Member Pomianek, second by Council Member Galluccio, to approve the minutes of the regular council meeting of May 18, 2016, the executive committee meeting of May 18, 2016, the special meeting of June 1, 2016, the work session meeting of June 1, 2016, the special meeting of June 8, 2016, and the regular council meeting of June 15, 2016. Upon roll call, all members present voted in the affirmative (with Council Members Puglisi and Galluccio abstaining from voting on the minutes of June 1). Motion carried.

OFFICIAL REPORTS

The Clerk submitted the following reports:

North Haledon Volunteer Ambulance
Building Official
Clerk's Receipts
Fire Department
Municipal Court
Police Department
Property Maintenance
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 – **MAYOR GEORGE**
FINANCE – **POMIANEK**
PLANNING BOARD - **MARCO**
BOARD OF EDUCATION / LOCAL - **LUI SI**
BOARD OF EDUCATION / REGIONAL - **GALLUCCIO**
BOARD OF HEALTH – **GALLUCCIO**
FIRE & WATER - **LUI SI**
ENGINEERING - **POMIANEK**
LIBRARY - **MAYOR GEORGE**

PUBLIC CELEBRATIONS – GALLUCCIO

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

COMMUNICATIONS

The following communications were presented at the Work Session:

- Mayor George Re: 2014 – 2015 Local School Budget Deficit
- Robert Davis Re: 2014 – 2015 Local School Budget Deficit
- Michael P. De Marco Re: Attorney Client Privilege
- Chris Battaglia Re: Corrective Action Plan
- Jeffrey R. Surenian Re: Attorney Client Privilege
- Vito A. Gagliardi Re: Attorney Client Privilege
- Charles Ferraioli Re: Tax Levy / Surplus
- Robert H. Davis Re: PCTI Tax Shift from Local to County
- Chief Robert Bracco Re: Authorization / Receipt of Bids / Police 2 SUVs
- Captain Todd Darby Re: Delay with FEMA Grant
- Jim Booth Re: Request for Lien on Property
- County Board of Taxation Re: Taxes
- Joseph Pomante Re: NJDOT / Shut Down Order
- Verizon Wireless Re: Node
- City of Clifton Re: Opposition / Passaic Co. Freeholder Resolution
- Motorama Car Show Re: Donation of \$750.00
- Mill Rock Estates Re: Naming of Private Lane
- North Haledon Coop Re: Request to Hang Banner
- D.A. Alvino Re: Request for Street Light
- Eastern Christian High School Re: Possible Construction

Motion by Council Member Puglisi, second by Council Member Pomianek, 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.

OLD BUSINESS / ORDINANCES

Ordinance #15-2016 Re: Sewer Connection Fees

Motion by Council Member Puglisi, second by Council Member 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:

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

Section 1. §479-8(D) shall be amended to read as follows:

The fee shall be paid in full to the Borough prior to the issuance of a Certificate of Occupancy for the unit to which it applies. The payment of said sewer connection fee shall be a condition to the issuance of any Certificate of Occupancy. In the event a connection is made without prior payment of the sewer connection fee for any reason, the sewer connection fee shall constitute a first lien upon the benefited property and shall bear interest as set forth in N.J.S.A. 40A:26A-12 and as otherwise provided by law. This shall be in addition to any violations, penalties or other remedies otherwise provided for.

Section 2. All other parts or provisions of Chapter 479 of the Code of the Borough of North Haledon or any other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

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

PUBLIC HEARING

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

Seeing as no one from the public asked to speak, motion by Council Member 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.

Motion by Council Member Puglisi, second by Council Member Galluccio, that Ordinance #15-2016 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #15-2016 was adopted on second reading and is hereby declared a passed ordinance in accordance with law. Seeing as no one from the public asked to speak, 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.

NEW BUSINESS / ORDINANCES / RESOLUTIONS

Ordinance #16-2016

**Re: Registration /
Vacant / Abandoned Properties**

Motion by Council Member Puglisi, second by Council Member 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:

WHEREAS, the Borough of North Haledon (the "Borough") contains structures which are vacant and/or abandoned in whole or large part; and

WHEREAS, in many cases, the owners or responsible parties of these structures are neglectful of them, are not maintaining or securing them to an adequate standard or restoring them to productive use; and

WHEREAS, it has been established that vacant and abandoned structures cause severe harm to the health, safety and general welfare of the community, including diminution of neighboring property values, increased risk of fire and potential increases in criminal activity and public health risks; and

WHEREAS, the Borough incurs disproportionate costs in order to deal with the problems of vacant and abandoned structures, including but not limited to, excessive police calls, fire calls, and property maintenance complaints; and

WHEREAS, it is in the public interest for the Borough to establish minimum standards of accountability on the owners or other responsible parties of vacant and abandoned structures in order to protect the health, safety and general welfare of the residents of the Borough; and

WHEREAS, it is in the public interest for the Borough to impose a fee in conjunction with registration of vacant and abandoned structures in light of the disproportionate costs imposed on the Borough by the presence of these structures.

§455-10. Maintenance of Vacant / Abandoned Properties

§445-10.1 Definitions.

Owner – shall include the title holder, any agent of the title holder having authority to act with respect to a vacant/abandoned property, any foreclosing entity subject to the provisions of C.46:10B-51 (P.L. 2008, c. 127, Sec. 17 as amended by P.L. 2009, c. 296), or any other entity determined by the Borough of North Haledon to have authority to act with respect to the property.

Vacant Property - any building used or to be used as a residence, commercial or industrial structure which is not legally occupied or at which substantially all lawful construction operations or occupancy has ceased, and which is in such condition that it cannot legally be reoccupied without repair or rehabilitation, including but not limited to any property meeting the definition of abandoned property in N.J.S.A. 55:19-54, 55:19-78, 55:19-79, 55:19-80 and 55:19-81; provided, however, that any property where all building systems are in working order, where the building and grounds are maintained in good order, or

where the building is in habitable condition, and where the building is being actively marketed by its owner for sale or rental, shall not be deemed a vacant property for purposes of this ordinance.

Abandoned Property - pursuant to N.J.S.A. 55:19-81 is defined as follows:

Any property that has not been legally occupied for a period of six months and which meets any one of the following additional criteria may be deemed to be abandoned property upon a determination by the public officer that:

- a. The property is in need of rehabilitation in the reasonable judgment of the public officer, and no rehabilitation has taken place during that six-months period;
- b. Construction was initiated on the property and was discontinued prior to completion, leaving the building unsuitable for occupancy, and no construction has taken place for at least six months as of the date of a determination by the public officer pursuant to this section;
- c. At least one installment of property tax remains unpaid and delinquent on that property in accordance with chapter 4 of title 54 of the Revised Statutes of the date of the determination by the public officer pursuant to this section; or
- d. The property has been determined to be a nuisance by the public officer in accordance with section 5 of P.L.2003, c. 210 (C.55:19- 82). A property which contains both residential and non-residential space may be considered abandoned pursuant to P.L. 2003, c. 210 (C.55:19-78 et al.) so long as two-thirds or more of the total net square footage of the building was previously legally occupied as residential or commercial space and none of the residential or
- e. commercial space has been legally occupied for at least six months at the time of the determination of abandonment by the public officer and the property meets the criteria of either subsection a. or subsection d. of this section.

§455-10.2 Registration requirements.

Effective September 1, 2016, the owner of any vacant property as defined herein shall, within 30 calendar days after the building becomes vacant property or within 30 calendar days after assuming ownership of the vacant property, whichever is later; or within 10 calendar days of receipt of notice by the municipality, file a registration statement for such vacant property with the Property Maintenance Officer on a form provided by the Borough for such purposes. Failure to receive notice by the municipality shall not constitute grounds for failing to register the property.

- a. Each property having a separate block and lot number as designated in official records of the municipality shall be registered separately.
- b. The registration statement shall include the name, street address, telephone number, and email address (if applicable) of a person 21 years or older, designated by the owner or owners as the authorized agent for receiving notices of code violations and for receiving process in any court proceeding or administrative enforcement proceedings on behalf of such owner or owners in connection with the enforcement of any applicable code; and the name, street address, telephone number, and email (if applicable) of the firm and the actual name(s) of the fines individual principal(s) responsible for maintaining the property. The individual or representative of the firm responsible for maintaining the property shall be available by telephone or in person on a 24 hour per day, seven-day per week basis. The two entities may be the same or different persons. Both entities shown on the statement must maintain offices in the State of New Jersey or reside within the State of New Jersey.
- c. The registration shall remain valid for one year from the date of registration except for the initial registration which shall be pro-rated through December 31. The owner shall be required to renew the registration annually as long as the building remains a vacant and/or abandoned property and shall pay a registration or renewal fee in the amount prescribed in Section 455-10.5 of this ordinance, for each

vacant property registered.

- d. The annual renewal shall be completed by January 1 each year. The initial registration fee shall be pro-rated for registration statements received less than 10 months prior to that date.
- e. The owner shall notify the Property Maintenance Official within 30 calendar days of any change in the registration information by filing an amended registration statement on a form provided by the Property Maintenance Official for such purpose.
- f. The registration statement shall be deemed prima facie proof of the statements therein contained in any administrative enforcement proceeding or court proceeding instituted by the Borough against the owner or owners of the building.

§455-10.3 Access to Vacant Properties.

The owner of any vacant property registered under this Article shall provide access to the Borough to conduct exterior and interior inspections of the building to determine compliance with municipal codes, upon reasonable notice to the property owner or the designated agent. Such inspections shall be carried out on weekdays during the hours of 8:30 a.m. and 4:30 p.m., or such other time as may be mutually agreed upon between the owner and the Borough.

§455-10.4 Responsible Owner or Agent.

- a. An owner who meets the requirements of this Article with respect to the location of his or her residence or workplace in the State of New Jersey may designate him or herself as agent or as the individual responsible for maintaining the property.
- b. By designating an authorized agent under the provisions of this section the owner consents to receive any and all notices of code violations concerning the registered vacant property and all process in any court proceeding or administrative enforcement proceeding brought to enforce code provisions concerning the registered building by service of the notice or process on the authorized agent. Any owner who has designated an authorized agent under the provisions of this section shall be deemed to consent to the continuation of the agent's designation for the purposes of this section until the owner notifies the Borough in

writing of a change of authorized agent or until the owner files a new annual registration statement.

- c. Any owner who fails to register vacant/abandoned property under the provisions of this Article shall further be deemed to consent to receive, by posting on the building, in plain view, and by service of notice at the last known address of the owner of the property on record within the Borough by regular and certified mail, any and all notices of code violations and all process in an administrative proceeding brought to enforce code provisions concerning the building.

§455-10.5 Fee Schedule.

The initial registration fee for each building shall be five-hundred (\$500.00) dollars. The fee for the first renewal is one thousand five hundred (\$1,500.00) dollars, and the fee for the second renewal is three thousand (\$3,000.00) dollars. The fee for any subsequent renewal beyond the second renewal is five thousand (\$5,000.00) dollars.

Vacant Property Registration Fee Scheduled

Initial Registration	\$ 500.00
First Renewal	\$1,500.00
Second Renewal	\$3,000.00
Subsequent Renewal	\$5,000.00

§455-10.6. Requirements of Owners of Vacant / Abandoned Properties.

The owner of any building that has become vacant/abandoned property, and any person maintaining or operating or collecting rent for any such building that has become vacant shall, within thirty (30) days thereof:

- (1) Enclose and secure the building against unauthorized entry as provided in the applicable provisions of the Borough Code, or as set forth in the rules and regulations supplementing those codes; and
- (2) Post a sign affixed to the building indicating the name, address and telephone number of the owner, the owner's authorized agent for the purpose of service of process, and the person responsible for day-to-day supervision and management of the building, if

such person is different from the owner holding title or authorized agent. The sign shall be of a size and placed in such a location so as to be legible from the nearest public street or sidewalk, whichever is nearer, but shall be no smaller than eight (8) inches by ten (10) inches; and

- (3) Secure the building from unauthorized entry and maintain the sign until the building is again legally occupied or demolished or until repair or rehabilitation of the building is complete; and
- (4) Ensure that the exterior grounds of the structure, including yards, fences, sidewalks, walkways, right-of-ways, alleys, retaining walls, attached or unattached accessory structures and driveways, are well-maintained and free from trash, debris, loose litter, and grass and weed growth; and
- (5) Continue to maintain the structure in a secure and closed condition, keep the grounds in a clean and well-maintained condition, and ensure that the sign is visible and intact until the building is again occupied, demolished, or until repair and/or rehabilitation of the building is complete.

§455-10.7. Violations.

- (a) Any person who violates any provision of this Article or the rules and regulations issued hereunder shall be fined not less than \$100.00 and not more than \$1,000.00 for each offense. Every day that a violation continues shall constitute a separate and distinct offense. Fines assessed under this chapter shall be recoverable from the owner and shall be a lien on the property.
- (b) For purposes of this section, failure to file a registration statement within 30 calendar days after a building becomes vacant property or within 30 calendar days after assuming ownership of a vacant property, whichever is later, or within 10 calendar days of receipt of notice by the municipality, and failure to provide correct information on the registration statement, or failure to comply with the provisions of such provisions contained herein shall be deemed to be violations of this ordinance.

BE IT FURTHER ORDAINED by Mayor and Council that should any section, paragraph, sentence, clause, or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this ordinance shall not be affected thereby and shall

remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable.

BE IT FURTHER ORDAINED by Mayor and Council that all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only.

BE IT FURTHER ORDAINED by Mayor and Council that this ordinance shall take effect immediately after final adoption and publication.

Motion by Council Member Puglisi, second by Council Member Galluccio, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on August 3, 2016, at 7:30 p.m. or as soon thereafter as the matter can be reached by the Mayor and Council and that at such time and place, all persons interested will be given an opportunity to be heard concerning said ordinance and that the Clerk be and she is hereby authorized and directed to publish said ordinance in accordance with law. Upon roll call, all members present voted in the affirmative. Motion carried.

RESOLUTION CA#8-2016

Re: Consent Agenda #8-2016

Motion by Council Member Puglisi, second by Council Member Galluccio, 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:

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. Replenishment of Postage Meter
2. Opposition / Passaic County Division of Roads Highway Opening & Use Resolution
3. Authorization / Payment of Bills / Issuance of Checks
4. Corrective Action Plan
5. Authorization / Purchase / Ford Pickup Trucks / DPW
6. Authorization / Purchase / Kubota / DPW
7. Approval / Raffle Licenses
8. Authorization / Receipt of Bids / Police Vehicle
9. Approval / Payment / J. Surenian

10. Appointment / Part-time Dispatcher / Brett Smith
11. Authorization / Lien on Property

Resolution #131-2016

Re: Replenishment of Postage Meter

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 payable to the United States Postal Service for the replenishment of postage meter in the sum of \$750.00.

CERTIFICATION

I, Chris Battaglia, CFO of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in 6-01-20-120-022.

Resolution #132-2016

**Re: Opposition / Passaic County
Road Opening Use Resolution**

WHEREAS, on December 30, 2015, the Passaic County Board of Chosen Freeholders adopted the “Passaic County Division of Roads Highway Opening and Use Resolution”; and as further amended subsequent thereto; and

WHEREAS, the resolution includes regulations for all work within the County right-of-way with a detailed schedule of fees, including application and review fees, opening, inspection and daily fees, plus bonding and insurance requirements; and

WHEREAS, the new requirements of the County as set forth therein for the issuance of permits dramatically alters past practice with municipalities and their residents, particularly for work constructed behind the curb line, which is resulting in new costly requirements and the charging of exorbitant fees to property owners wishing to repair or replace sidewalks or engage in other repairs;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Members of the Municipal Council of the Borough of North Haledon, in the County of Passaic, hereby voice their **STRONG OPPOSITION** to the adoption of the Passaic County Division of Roads Highway Opening and Use Resolution by the Passaic County Board of Chosen Freeholders as it is presently constituted; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Passaic County Board of Chosen Freeholders; to the Passaic County Division of Roads; and to all Passaic County municipalities, with the request that they likewise express their opposition to the Passaic County Division of Roads Highway Opening and Use Resolution by the adoption of similar opposing resolutions.

Resolution #133-2016

**Re: Authorization / Payment of Bills
\$1,410,392.73**

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

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

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

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

Resolution #134-2016

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

BE IT FURTHER RESOLVED, that the Clerk be and she is hereby directed to send a certified copy of this resolution upon adoption to the Division with attachment and shall keep on file in the Clerk's Office, a copy of said plan, which shall be available to the public.

Resolution #135-2016

**Re: Authorization / Purchase / DPW
Two Ford F350s**

BE IT RESOLVED that the Municipal Clerk is hereby authorized to execute a contract with Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034, for the purchase of two (2) 2017 Ford F350(s), under New Jersey State Contract No. 888758 at the combined purchase amount of \$76,372.00.

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

CERTIFICATION

I, Chris Battaglia, CFO of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in C-04-16-012-110.

Resolution #136-2016

**Re: Authorization / Purchase / DPW
Kubota**

BE IT RESOLVED that the Municipal Clerk is hereby authorized to execute a contract with Kubota Tractor Corporation, 3401 Del Amo Blvd., Torrance, CA 90503, for the purchase of an ATV Kubota, under NJPA Co-op number 90999 at the purchase amount of \$25,661.51.

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

CERTIFICATION

I, Chris Battaglia, CFO of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in C-04-16-012-110.

Resolution #137-2016

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: NRA Foundation
Location of Raffle: 1245 Belmont Avenue, North Haledon, NJ
Date of Raffle: September 13, 2016
Raffle Licenses: RA#12-2016 & #13-2016

Name: Fidelians of America
Location of Raffle: 219 Manchester Avenue, North Haledon, NJ
Date of Raffle: November 19, 2016
Raffle License: RA#14-2016

Name: PTO North Haledon
Location of Raffle: 1245 Belmont Avenue, North Haledon, NJ
Date of Raffle: September 2016 – April 2017
Raffle License: RA#15-2016

Resolution #138-2016

**Re: Authorization / Receipt of Bids /
Two Police SUVs**

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 two (2) SUV patrol vehicles on behalf of the Mayor and Council.

Resolution #139-2016

Re: Additional Payments / Surenian

WHEREAS, the Borough of North Haledon is a member of the Municipal Group administered by Jeffrey R. Surenian and Associates, LLC with respect to ongoing Affordable Housing Litigation; and

WHEREAS, the Borough of North Haledon has made an initial payment of \$2,000.00 to Jeffrey R. Surenian and Associates, LLC; and

WHEREAS, given the scope of the subject litigation, two (2) additional payments in the amount of \$2,000.00 each (for a total of \$4,000.00 have been requested by Jeffrey R. Surenian and Associates, LLC; and

WHEREAS, membership in the Municipal Group have been recommended by both the Borough Attorney and Borough Planner; and

WHEREAS, said services fall under the exception provision of the Local Public Contracts Law in that they are professional services.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of North Haledon that payment to Jeffrey R. Surenian and Associates, LLC in the amount of \$4,000.00 is hereby authorized and approved.

CERTIFICATION

I, Chris Battaglia, CFO of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in 6-01-20-155-027.

Resolution #140-2016

**Re: Appointment / PT Dispatcher /
Brett Smith**

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that Brett Smith, 5 Evelyn Place, Pompton Plains, NJ 07444 be appointed as part-time dispatcher retro-active to July 6, 2016 with salary in accordance with Salaries and Wages 2016.

Resolution #141-2016

Re: Lien / 140 Westervelt Avenue

WHEREAS, the property known and designated as Block 61.07 Lot 20 (140 Westervelt Avenue) has been the subject of many complaints, as said property has had no lawn maintenance, and

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

WHEREAS, in accordance with the §455-9 of the Borough Code, the Borough may take action deemed necessary to remedy said condition when an owner fails to do so, and the costs of

said remedies shall be a principal lien against the property upon which said costs were incurred; and

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

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

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

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

DISCUSSION

Chief Bracco advised that, after discussions with the Borough Prosecutor, he would like the members of the Governing Body to introduce a nuisance ordinance, similar to the one from Wayne, which had been given to the Council Members at the June work session meeting.

ADJOURNMENT

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

Mayor George declared the meeting duly adjourned at 9:10 p.m.

Respectfully Submitted,

Renate Elatab, Municipal Clerk

Approved at Council Meeting of August 3, 2016