



## **BOROUGH OF NORTH HALEDON**

**JUNE 16, 2010**

This meeting was called pursuant to the provisions of the Open Public Meetings Law. This meeting of June 16, 2010, was included in a list of meetings notices sent to the HERALD NEWS and the HAWTHORNE PRESS on January 6, 2010, and was advertised in said newspapers on January 14, 2010. This notice was posted on the bulletin board on January 6, 2010 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 8:00 p.m. and the Clerk was directed to include this statement in the minutes of this meeting.

Pastor John Harris led the Prayer and everyone was asked to remain standing for the Pledge of Allegiance.

### **ROLL CALL**

**PRESENT:** Mayor Randy George, Council Members Raymond Melone, Bruce O. Iacobelli, Elaine Vuoncino, Donna Puglisi, and Robert Dyer, Borough Attorney Michael De Marco, Borough Engineer Joseph Pomante, Deputy Borough Clerk Angela Russo, Municipal Clerk Renate Elatab and Lt. Todd Darby

**ABSENT:** Rocco Luisi

### **DEVIATION / RULES AND PROCEDURES / BY-LAWS OF COUNCIL**

Motion by Councilman Iacobelli, second by Councilwoman Puglisi, to deviate from the regular order of business in order to make the presentation of the 2010 Gabe De Franco Award.

Upon roll call all members present voted in the affirmative. Motion carried.

**PRESENTATIONS/GABE DE FRANCO AWARDS** – Detective Peter Dudas briefly talked about the accomplishments of Gabe De Franco. Recipients of the Gabe De Franco award were introduced and presentations were made to Rachel Hudspeth and Evan Paradiso. Pictures were taken.

At this time the Council took a brief recess – 8:05 p.m.  
Council reconvened at – 8:10 p.m.

### **ROLL CALL**

**PRESENT:** Mayor Randy George, Council Members Raymond Melone, Bruce O. Iacobelli, Elaine Vuoncino, Donna Puglisi, and Robert Dyer, Borough Attorney Michael De Marco, Borough Engineer Joseph Pomante, Deputy Borough Clerk Angela Russo, Municipal Clerk Renate Elatab and Lt. Todd Darby

**ABSENT:** Rocco Luisi

At this time a presentation was made by Borough Engineer Joe Pomante regarding the “Installation of Sidewalks on North Haledon Avenue”. Mr. Pomante explained, in detail, when and where the sidewalks will be installed. Residents from North Haledon Avenue came forward to see the plans. Question and answer period took place.

### **PRIVILEGE OF FLOOR**

Mayor George asked if anyone from the floor wished to be heard on any matter:

1. Tom Segreto, 239 Manchester Avenue – came forward to discuss comments and rumors that came about after his conversations with municipal employees. Councilman Iacobelli took exception to Mr. Segreto’s comments and suggested Mr. Segreto put his concerns in writing and they will be addressed. Borough Attorney agreed.
2. John Bleeker, 23 Lee Drive – spoke on behalf of Fire Co. #1, regarding flag incident, removal of apparatus and gear from Co. #1’s building, and activation of new volunteer firefighters in Co. #1.

Mayor responded then advised members in audience that if they do not attend drills at Company #2, he will have no alternative but to closed Co. #1. Councilwoman Puglisi wanted to know why members of Col. #1 did not attend recent drills.

3. Chris Scudieri came forward at this time and read a letter written by Jared Koslow, student resident at William Paterson University who would like to become a North Haledon Firefighter in Co. #1. Gave all his information to ex-Chief Joe Foti and to date he still is not a volunteer firefighter.
4. Jack Decker, 108 Central Avenue, Jack as been a North Haledon volunteer firefighter for thirty-three years, talked about his years of service and stated he is on medical leave at this time. Further stated when he is ready to return as a volunteer firefighter he will give serious thought as to where he will go because he is not sure he will be able to work with the present Fire Chief.

5. Joe Foti, 89 Ruff Court – Joe stated he asked Co. #1 members to attend drills at Co. #2. Flag incident was unfortunate however, Co. #1 members were not appreciative of the letter sent to them re flag incident from current Chief.

Mayor again reminded every member of Co. #1 in audience they must attend drills at Co. #2, as presently there are not enough Active “A” members and no officer at Co. #1

6. Alex Maletta, 82 Westervelt Ave., stated he was put on probation in December, '09, to date has not been given a date to attend fire academy. Mayor will talk to Chief for answer.

Mayor again advised members in audience if they do not attend drills and respond from Co. #2, he will have no choice but to close Co. #1.

7. Robert Bulmer, 55 Gionti Place – member Co. #1 for four years – re Mahwah training session - he was not aware of, did not receive letter from Chief. Councilwoman Puglisi suggested Chief sends letters registered mail.

8. Fred Leo, 116 Tamboer Drive – wants to become volunteer firefighter, still waiting for paperwork to go through. Wants to help the community, but is uncomfortable with what is happening between Companies.

Mayor advised Mr. Leo to join as a member of Co. #1, answer calls from Co. #2. Mayor will talk to Chief about getting dates for next training session.

Motion by Councilman Iacobelli, seconded by Councilwoman Vuoncino, to close the floor to the public.

Upon roll call all members present voted in the affirmative. Motion carried.

### **APPROVAL OF PRIOR MINUTES**

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, to approve the minutes of the special meeting of May 5, 2010; the work session meeting of May 5, 2010; the executive meeting of May 5, 2010; the special meeting of May 17, 2010; the special meeting of May 18, 2010; the regular meeting of May 19, 2010; and the special meeting of May 24, 2010.

Upon roll call all members present voted in the affirmative. Motion carried.

### **OFFICIAL REPORTS**

Clerk stated she is in receipt of the following reports:

Building Official's Report  
Clerk's Receipts  
Fire Department Report

Haledon Ambulance Report  
Municipal Court Report  
Police Department Report  
Property Maintenance Report  
Recycling Enforcement Officer  
Tax Collector's Report to Treasurer  
Treasurer's Report

**COMMITTEE REPORTS**

Motion by Councilman Iacobelli, seconded by Councilwoman Vuoncino to dispense with all committee reports.

Upon roll call all members present voted in the affirmative. Motion carried.

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

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

RECREATION  
**COUNCILWOMAN PUGLISI**

ZONING BOARD OF ADJUSTMENT  
**COUNCILWOMAN PUGLISI**

HALEDON AMBULANCE  
**COUNCILMAN DYER**

FINANCE  
**COUNCILMAN IACOBELLI**

PLANNING BOARD  
**COUNCILMAN DYER**

BOARD OF EDUCATION / LOCAL  
**COUNCILMAN LUISI**

BOARD OF EDUCATION / REGIONAL  
**COUNCILWOMAN VUONCINO**

BOARD OF HEALTH  
**COUNCILMAN IACOBELLI**

FIRE & WATER  
**COUNCILMAN VUONCINO**

ENGINEERING  
**COUNCILMAN DYER**

CODIFICATION ADHOC COMMITTEE REPORT  
**COUNCILWOMAN PUGLISI**

LIBRARY  
**MAYOR RANDY GEORGE**

PUBLIC CELEBRATIONS  
**COUNCILMAN IACOBELLI**

BUEHLER ADHOC COMMITTEE  
**COUNCILMAN IACOBELLI**

Motion by Councilman Iacobelli, second by Councilman Dyer, that above reports be received, action taken where necessary, and reports be placed on file.

Upon roll call all members present voted in the affirmative. Motion carried

### **COMMUNICATIONS**

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

|                             |   |
|-----------------------------|---|
| Mayor Randy George          | Re: Letter to Fire Dept. Co. 1<br>Disrespecting the American Flag |
| Michael P. De Marco         | Re: Schaefer Pyrotechnics vs.<br>Borough of North Haledon         |
| Frank Coscia, Esq.          | Re: Haledon Emergency Ambulance                                   |
| Local Finance Notice        | Re: Non-Aligned Employees   |
| NJLM                        | Re: Changes to COAH   |
| Passaic County              | Re: Community Development Grant                                   |
| Board of Chosen Freeholders | Re: Cooperative Pricing / Electricity                             |
| Haledon Public Schools      | Re: Use of Buehler/Summer Camp                                    |
| Borough of Franklin Lakes   | Re: Land Use and Development                                      |

City of Paterson

Re: Arizona's New Immigration Laws

Cablevision

Re: Fee Increase

Motion by Councilman Iacobelli, second by Councilman Dyer, 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**

**ORDINANCE #14-2010**  
**Public Hearing/Second Reading**

**Re: Prohibited Sales**

Motion by Councilman Iacobelli, 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 read the Ordinance by title:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO ADD CHAPTER 136, PROHIBITED SALES**

### **PUBLIC HEARING**

Mayor asked if anyone in the audience wished to be heard regarding this ordinance.  
There was no one.

Motion by Councilman Iacobelli, seconded by Councilwoman Vuoncino, to close the floor to the public.

Upon roll call all members present voted in the affirmative. Motion carried.

Motion by Councilman Iacobelli, second by Councilman Melone, that Ordinance #14-2010 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #14-2010 was adopted on second reading and is hereby declared a passed ordinance in accordance with law.

Upon roll call all members present voted in the affirmative. Motion carried.

**NOTICE**

Notice is hereby given that the above ordinance passed its second and final reading at the Regular Meeting of the Mayor and Board of Council of the Borough of North Haledon which was held on June 16, 2010, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**ORDINANCE #15-2010**

**Public Hearing/Second Reading**

**Re: Amendment/Chapter 69/Fees**

Motion by Councilman Dyer, second by Councilwoman Vuoncino, 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 read the Ordinance by title:

**AN ORDINANCE AMENDING CHAPTER 69, SECTION 69-11,  
ENTITLED "MOTOR VEHICLE JUNK DEALERS"  
OF THE CODE OF THE BOROUGH OF NORTH HALEDON,  
COUNTY OF PASSAIC, STATE OF NEW JERSEY**

**PUBLIC HEARING**

Mayor asked if anyone in the audience wished to be heard regarding this ordinance. There was no one.

Motion by Councilman Dyer, seconded by Councilman Iacobelli, to close the floor to the public.

Upon roll call all members present voted in the affirmative. Motion carried.

Motion by Councilman Dyer, second by Councilman Iacobelli, that Ordinance #15-2010 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #15-2010 was adopted on second reading and is hereby declared a passed ordinance in accordance with law.

Upon roll call all members present voted in the affirmative. Motion carried.

**NOTICE**

Notice is hereby given that the above ordinance passed its second and final reading at the Regular Meeting of the Mayor and Board of Council of the Borough of North Haledon which was held on June 16, 2010, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**ORDINANCE #16-2010**

**Re: Licensing/Tree Services**

Motion by Councilman Iacobelli, second by Councilman Melone, 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.

The Clerk read the Ordinance by title:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO AMEND CHAPTER 52, COMMERCIAL LANDSCAPER**

**PUBLIC HEARING**

Mayor asked if anyone in the audience wished to be heard regarding this ordinance. There was no one.

Motion by Councilman Dyer, seconded by Councilman Iacobelli, to close the floor to the public.

Upon roll call all members present voted in the affirmative. Motion carried.

Motion by Councilwoman Vuoncino, second by Councilman Melone, that Ordinance #16-2010 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #16-2010 was adopted on second reading and is hereby declared a passed ordinance in accordance with law.

Upon roll call all members present voted in the affirmative. Motion carried.

**NOTICE**

Notice is hereby given that the above ordinance passed its second and final reading at the Regular Meeting of the Mayor and Board of Council of the Borough of North Haledon which was held on June 16, 2010, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**ORDINANCE #17-2010  
Public Hearing/Second Reading**

**Re: Exceeding Budget Appropriations/  
Cap Bank**

Motion by Councilman Iacobelli, second by Councilwoman Vuoncino, 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 read the Ordinance by title:



**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION  
LIMITS TO ESTABLISH A CAP BANK CALENDAR YEAR 2010**

**PUBLIC HEARING**

Mayor asked if anyone in the audience wished to be heard regarding this ordinance.  
There was no one.

Motion by Councilman Iacobelli, seconded by Councilwoman Vuoncino, to close the floor to the public.

Upon roll call all members present voted in the affirmative. Motion carried.

Motion by Councilman Iacobelli, second by Councilman Dyer, that Ordinance #17-2010 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #17-2010 was adopted on second reading and is hereby declared a passed ordinance in accordance with law.

Upon roll call all members present voted in the affirmative. Motion carried.

**NOTICE**

Notice is hereby given that the above ordinance passed its second and final reading at the Regular Meeting of the Mayor and Board of Council of the Borough of North Haledon which was held on June 16, 2010, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**NEW BUSINESS / ORDINANCES / RESOLUTIONS**

**ORDINANCE #18-2010**

**Re: Fences**

Motion by Councilman Dyer, second by Councilwoman Vuoncino, 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 read the Ordinance by title:

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 180, ZONING,  
OF THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO §180-61 AND §180-62**

**180-61 Visibility at intersections** shall be amended to read as follows:

On the corner lot in any residential district, no wall, hedge, living fence, screening or other structure or planting shall be placed within the triangular area formed by the intersecting curb lines and a straight line joining said curb lines at points which are forty (40) feet distant from the point of intersection, measured along the curb lines with the exception of the following:

- a. An open-type fence not more than four (4) feet in height and not more than fifty (50%) solid as defined in this section may be ~~used~~ constructed in the above-mentioned triangular area.
- b. Trees whose branches are trimmed away to a height of at least ten (10) feet above the top of curb or edge of pavement shall be permitted within the triangular area as described above.

**180-62 Height limitations for fences and walls** shall be amended to read as follows:

- A. Fences and walls shall be erected and constructed in accordance with the regulations contained in this section, but no wall shall be erected in excess of four (4) feet in height. Approved types of fences shall be erected to a maximum height of six (6) feet in height for rear yards and four (4) foot in front and side yards. Prefabricated fences of standard six (6) foot height shall be installed as close to the ground as possible. The total height of the fence will not include slight undulations of the ground, provided that eighty (80%) percent of the fence does not exceed the maximum height of six (6) feet.

A four (4) foot wall is a wall that is forty-eight (48) inches in height, measured vertically from a naturally occurring grade that has not been altered by excavation or importation of rock, soil or any other material directly under said wall. {Amended 12-96 by Ord.14-1996}

A six (6) foot fence is a fence that is seventy-two (72) inches in height, measured vertically from a naturally occurring grade that has not been altered by excavation or importation of rock, soil or any other material directly under said rear yard fence.

A four (4) foot fence is a fence that is forty-eight (48) inches in height, measured vertically from a naturally occurring grade that has not been altered by excavation or importation of rock, soil or any other material directly under said front or side yard fence.

- B. The slope of the ground towards the top of the retaining wall shall not exceed one (1) foot in height to two (2) feet horizontal.
- C. Types of fences.

- (1) Fences may be constructed of split-rail types, woven-wood-type, stockade-type, PVC or pre-fabricated plastic-type, aluminum and metallic type or neatly designed wood latticework. No fence shall be constructed of any material or in any manner which may be dangerous to persons or animals.
- (2) Cyclone fences using one and one half (1 ½) inch pipe standards set in concrete with top rails are allowable. Standards are to extend at least two (2) feet below finished grade and spaced a maximum of ten (10) feet on centers.
- (3) The support structure of a one-sided fence shall face the inside of the property upon which it is being constructed so that the finished side faces the adjoining neighbor's properties. [Added 12-11-96 by Ord.No.14-1996]
- (4) Fences which are to be painted shall be painted in a manner and color which shall be harmonious with the surrounding area.
- (5) Fences shall be erected in a manner so as to permit the natural flow of natural drainage, surface water runoff and shall not cause water to be blocked, ponded diverted or directed.
- (6) All fences must be erected within the property lines, and no fence shall encroach on any public right-of-way.
- (7) Every fence or wall shall be maintained in a safe, sound, upright condition in accordance with the approved plan on file in the Construction Department. If, upon inspection, the Construction Official or the Borough Engineer determine a wall or fence, including a hedge, living fence or screening is unsafe or poses a risk to the health safety and welfare of the public, the wall or fence including a hedge, living fence or screening shall be repaired, removed or replaced immediately so as to alleviate the safety risk by the Owner.
- (8) Each application for a fence permit shall be filed on forms furnished by the Construction Department and shall be accompanied by a sketch on a copy of the property survey indicating the proposed location and dimensions of the proposed fence.
- (9) All associated permit fees shall be submitted to the Construction Department prior to the issuance of a building permit.
- (10) In all residential zones, fences not higher than six (6) feet are permitted in the rear yard only.
  - a. For the purpose of this section, the rear yard shall be defined as the space within and extending the full width of the lot between the rear wall line of the main building and the rear lot line.

- (11) Front and side yards may have fences that shall not exceed four (4) feet in height and not more than fifty (50%) percent solid. The following shall also apply to fences constructed in a front yard:
  - a. No fence shall be constructed in the front yard which would impede the vision, safe ingress and egress from driveways.
  - b. Fencing in the front yard of a corner lot shall comply with the requirements of 180-61 Visibility at intersections.
  - c. For the purpose of this section, the front yard shall be defined as that yard which the front door and/or the front of the house are located.
  - d. For the purpose of this section, the side yard shall be defined as that space at the extreme side line of the main building to the side lot line extending from the rear line of the front yard and the front line of the rear yard.
- (12) A fence not more than fifty (50%) percent solid shall be defined as a fence section or panel from support post to support post having at least one half (1/2) of the surface area not covered by fence material as to provide visibility through the fence section or panel.

D. Prohibited Fencing Materials

- (1) The following fences and fencing materials are specifically prohibited: barbed wire fence, razor wire fence, short pointed fence, electrically charged fences, temporary fences such as snow fence, expandable fence and collapsible fence at any location on the lot which a dwelling or structure is situated. The utilization of temporary type fencing such as snow fence, expandable fence and collapsible fence is allowed on a temporary basis during construction activities for the purpose of isolating a worksite for security and safety purposes. Upon the completion of construction activities all temporary fencing materials must be removed. The utilization of temporary fencing such as canvas fence and snow fencing for the protection of vegetation, decorative or otherwise during cold weather shall also be permitted from November 15 to April 15.

E. Height limitations, hedges, living fences or screening. There shall be no height limitation for hedges, shrubs, evergreens, trees of any type, etc., at or near side, front and /or rear property lines, except as outlined under Article X. However, where visibility is limited at driveway exists, the height limitations for hedges, shrubs and evergreens, living fences or screening shall be three (3) feet only, and such limitations shall extend along front and side lot lines for a distance of twenty-five(25)feet.

F. Hedges, Shrubs, Evergreens, Trees or any type of living fence or screening shall be planted no closer than three (3) feet of the property line, shall be maintained in a neatly

trimmed condition, shall not interfere with visibility on corner lots in accordance with Section 180-61 of the Borough Code and shall not extend off the owner's own property.

- G. No walls, fences, hedges, living fences or screening shall be erected having protruding projections, hooks, thorns, barbs, etc, which are hazardous to any person passing by, whether it is along the face or the top of the fence, wall, hedge, living fence or screening.

**REPEALER.** All ordinances or parts of the ordinances inconsistent or in conflict with this ordinance are hereby repealed as to said inconsistencies and conflicts.

**SEVERABILITY.** If any section, part of any section or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance. The Governing Body of the Borough of North Haledon declares that it would have passed the ordinance and each section and subsection hereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

**EFFECTIVE DATE.** This ordinance shall take effect immediately upon passage and publication according to law.

Councilman Iacobelli stated he is adamantly opposed to raising height of fences in the Borough of North Haledon from four to six feet whether it be front, side, all yards any corner, makes no difference to me. I think it's going to change substantially the appearance of the Borough. It's something we are not going to like, something atoned to corals and stockades and all you are doing is enhancing border wars, that's the only reason we are doing this. Six people complaining to the Building Department in no way constitutes a necessity in my opinion to respond. With regards to dogs not being able to jump over, they will jump over side yards and run away just as before. I absolutely see no rationale at all to passing this ordinance.

Motion by Councilman Dyer, seconded by Councilwoman Vuoncino, to close the floor to the public.

Upon roll call all members present voted in the affirmative. Motion carried.

Motion by Councilman Melone, seconded 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 July 21, 2010, 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 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 with the exception of Councilman Iacobelli who voted NO. Motion carried.

**NOTICE**

Notice is hereby given that the above ordinance was introduced and passed first reading at the Regular Meeting of the Mayor and Council of the Borough of North Haledon on June 16, 2010, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on July 21, 2010, at the Municipal Bldg., 103 Overlook Ave., North Haledon, NJ at 8:00 p.m., or shortly thereafter at which time anyone interested therein or affected thereby will be given an opportunity to be heard.

**ORDINANCE #19-2010**

**Re: Amendment/Salary Ordinance**

Motion Councilman Iacobelli, second by Councilman Melone, 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 read the Ordinance by title:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT ORDINANCE #1-2010  
FIXING THE SALARIES AND COMPENSATIONS OF THE OFFICERS AND  
EMPLOYEES OF THE BOROUGH OF NORTH HALEDON, COUNTY OF PASSAIC,  
STATE OF NEW JERSEY, IN THE YEAR 2010**

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF NORTH  
HALEDON AS FOLLOWS:**

**SECTION 1:**

The following annual salaries and compensations shall be paid to the following officers and employees of the Borough of North Haledon, County of Passaic, and State of NJ for the year 2010

**DEPARTMENT OF PUBLICS WORKS**

Salaries as set forth below are for all employees who were employed prior to January 1, 1993 and shall be retro-active to January 1, 2010:

|                       |           |
|-----------------------|-----------|
| MECHANIC SEVENTH YEAR | 51,052.53 |
| AUTO MECHANIC         | 55,732.18 |
| FOREMAN               | 55,742.77 |

Salaries as set forth below are for all employees who were employed as of January 1, 1993 and thereafter and shall be retro-active to January 1, 2010 or in the case of new employees in the year 2010, shall take effect at date of employment:

|                       |           |
|-----------------------|-----------|
| MECHANIC PROBATIONARY | 34,524.83 |
| FIRST YEAR            | 36,983.14 |
| SECOND YEAR           | 39,442.77 |
| THIRD YEAR            | 41,898.43 |
| FOURTH YEAR           | 47,514.00 |
| FIFTH YEAR            | 48,545.24 |

|               |           |
|---------------|-----------|
| SIXTH YEAR    | 49,873.01 |
| SEVENTH YEAR  | 51,052.53 |
| AUTO MECHANIC | 55,732.18 |
| FOREMAN       | 55,742.77 |

**SECTION 2:**

Salaries as set forth above shall be retroactive to January 1, 2010 or to date of employment for new employees or newly appointed position.

**SECTION 3:**

Manner of Payment as well as longevity benefits and payments shall be made in accordance with Chapter 20 of the General Code of the Borough of North Haledon and Contractual Agreement.

**SECTION 4:**

This ordinance shall take affect upon final passage and publication in accordance with law.

Motion by Councilman Iacobelli, second by Councilman Melone, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on July 21, 2010, 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 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

**NOTICE**

Notice is hereby given that the above ordinance was introduced and passed first reading at the Regular Meeting of the Mayor and Council of the Borough of North Haledon on June 16, 2010, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on July 21, 2010, at the Municipal Bldg., 103 Overlook Ave., North Haledon, NJ at 8:00 p.m., or shortly thereafter at which time anyone interested therein or affected thereby will be given an opportunity to be heard.

**ORDINANCE #20-2010**

**Re: Peddling and Soliciting**

Motion by Councilman Iacobelli, second by Councilwoman Puglisi, 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 read the Ordinance by title:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO REVISE CHAPTER 126, PEDDLING AND SOLICITING**

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

Section 1. § 126-21 shall be amended to read as follows:

Licenses may only be obtained by application in writing to the Municipal Clerk setting forth as follows:

- A. The name, address, date of birth, place of birth and social security number of the applicant. In the event the applicant has not resided at the current address for a three (3) year period next preceding the date of the application, the applicant shall also set forth all residence addresses for said three (3) year period.
- B. A physical description of the applicant, which shall include height, weight, hair color, and eye color.
- C. A statement of whether the applicant has ever been convicted of crime, and if so, the nature, date and location of the offense(s).
- D. A description of the nature of the business and goods to be sold.
- E. The name, address and telephone number of employer.
- F. A description of the delivery method, and if by vehicle, the type of vehicle to be used. Any vehicle to be used for vending shall be inspected by the Police Department, and, in the event hazardous materials are determined to be on the vehicle, a further inspection and approval shall be made by the appropriate Borough Official. Said inspection shall ascertain compliance with the motor vehicle laws of the State of New Jersey and/or safe handling practices of hazardous materials.
- G. Proof of current and sufficient automobile liability insurance on the vehicle used in vending.
- H. The names, addresses and telephone numbers of three (3) references who will certify to the applicant's good character and business responsibility.
- I. All applicants shall be required to submit, at their own cost and expense, to a criminal background check. The issuance of any license hereunder shall be subject to and conditioned upon approval by the Borough of North Haledon of the results of such criminal background check. For purposes of this Chapter, "criminal background check" shall be defined as a determination of whether an applicant has a criminal record by cross-referencing that applicant's name and fingerprints with those on file with the Federal Bureau of Investigation, Identification Division and/or the New Jersey State Bureau of Identification in the Division of State Police.

Section 2. All other parts or provisions of Chapter 126 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 upon final adoption and publication as provided by law.

Motion by Councilwoman Puglisi, second by Councilman Iacobelli, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on July 21, 2010, 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 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.

**NOTICE**

Notice is hereby given that the above ordinance was introduced and passed first reading at the Regular Meeting of the Mayor and Council of the Borough of North Haledon on June 16, 2010, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on July 21, 2010, at the Municipal Bldg., 103 Overlook Ave., North Haledon, NJ at 8:00 p.m., or shortly thereafter at which time anyone interested therein or affected thereby will be given an opportunity to be heard.

**ORDINANCE #21-2010**

**Re: Revision / Ordinance #27-2007**

Motion Councilman Dyer, second by Councilman Iacobelli, 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 read the Ordinance by title:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO REVISE ORDINANCE #27-2007**

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

Section 1. Ordinance #27-2007 shall be amended and revised as follows:

A. Section 2B. Stop Intersections shall read as follows:

The following described intersections are hereby designated as Stop Intersections. Stop signs shall be installed as provided therein.

Intersection

Stop Sign(s) on:

Juniper Drive and

Juniper Drive

Pointe View Drive - Magnolia Way

Magnolia Way and Juniper Drive

Magnolia Way

- B. In Section 5, the following language shall be deleted “The existing stop sign on Magnolia Way northbound at Juniper Drive shall be removed.”

Section 2. All other parts or provisions of Ordinance #27-2007 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.

Motion by Councilman Dyer, second by Councilman Iacobelli, that the ordinance heretofore introduced does now pass on first reading and that said ordinance be further considered for final passage on July 21, 2010, 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 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

### **NOTICE**

Notice is hereby given that the above ordinance was introduced and passed first reading at the Regular Meeting of the Mayor and Council of the Borough of North Haledon on June 16, 2010, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on July 21, 2010, at the Municipal Bldg., 103 Overlook Ave., North Haledon, NJ at 8:00 p.m., or shortly thereafter at which time anyone interested therein or affected thereby will be given an opportunity to be heard.

**ORDINANCE #22-2010**

**Re: Recording of Deeds/  
Variances or Conditions of Development**

Motion by Councilman Iacobelli, 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 read the Ordinance by title:

**AN ORDINANCE SUPPLEMENTING CHAPTER 11, LAND USE PROCEDURES  
OF THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO REQUIRE THE RECORDING OF DEEDS  
WHICH REFERENCE VARIANCES OR CONDITIONS OF DEVELOPMENT**

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

**Section 1.** Chapter 11, Land Use Procedures, of the Code of the Borough of North Haledon is hereby supplemented by the addition of the following:

§11-31A. Recording of Deeds which reference variances or conditions of development shall be added and shall read as follows:

Whenever the Planning Board or the Zoning Board of Adjustment approves an application for development with variances or conditions, pursuant to the Municipal Land Use Law (N.J.S.A) 40:55D-1, et seq.) the respective board shall include in its resolution of approval the requirement that the applicant or recipient of the variance or condition, as the case may be, prepare a deed in recordable form that includes the variance(s) or condition(s). The applicant or his/her/its attorney shall submit the proposed deed to the board's attorney or the board's engineer within ten (10) days after the grant of the approval by the respective board. After the deed is determined to be in proper recordable form including the variance(s) or condition(s), the deed, at the applicant's expense, shall be recorded by the respective board's attorney with the Passaic County Clerk's Office Registry Division or any successor thereto. The deed shall be from the applicant as Grantor to the applicant as Grantee fully reciting the respective board's actions in order to give fair notice to any interested party as to the status of the property in question. Applicant shall pay to the reviewing board's attorney, reasonable and customary legal fees incurred for such review. A copy of the recorded deed shall be sent by the respective board attorney to the applicant's attorney or applicant, as the case may be, within thirty (30) days of the date the deed has been recorded.

The procedure set forth above shall be completed no later than sixty (60) days after the date of publication of the resolution of approval by the respective board.

The resolution of approval by the respective board shall be deemed contingent upon the proper recording of the deed as set forth herein.

**Section 2. REPEALER.** All ordinances or parts of the ordinances inconsistent or in conflict with this ordinance are hereby repealed as to said inconsistencies and conflicts.

**Section 3. SEVERABILITY.** If any section, part of any section or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance. The Governing Body of the Borough of North Haledon declares that it would have passed the ordinance and each section and subsection hereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

**Section 4. EFFECTIVE DATE.** This ordinance shall take effect immediately upon passage and publication according to law.





Upon roll call all members present voted in the affirmative with the exception of Resolutions #150 and #156 when Councilwoman Puglisi abstained and Resolution # 153 and #154 when Councilman Dyer voted No. Motion carried.

**CONSENT AGENDA RESOLUTIONS**

**RESOLUTION #140-2010                      Re:    Bd of Ed/Local/Current Expense**

**WHEREAS**, the Board of Education has requested that the sum of \$1,109,754.28 other than Debt Service, be placed in the hands of the Treasurer of School Monies within the next thirty (30) days, to meet obligations of said Board,

**NOW, THEREFORE BE IT RESOLVED**, that the Treasurer is hereby authorized to disburse the sum of \$1,109,754.28 other than Debt Service, as needed by the school district in accordance with the provisions of R.S. 54:4-75 and related statutes, to be charged against Local District School Tax for the year 2010-2011.

**RESOLUTION #141-2010                      Re:    Bd of Ed/Local/Debt Service**

**WHEREAS**, the Board of Education has requested that the sum of \$466,840.63 for Debt Service, be placed in the hands of the Treasurer of School Monies within the next thirty (30) days, to meet obligations of said Board.

**NOW, THEREFORE, BE IT RESOLVED**, that a check be drawn to the order of the Board of Education, Local School District, for the sum of \$466,840.63 for Debt Service, to be charged against Local School District Tax for the year 2010-2011.

**RESOLUTION #142-2010                      Re:    Replenishment of Postage Machine**

**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 the postage meter machine in the amount of \$450.00.

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

**CERTIFICATION**

I, Laura Leibowitz, CFO/Treasurer of the Borough of North Haledon do certify that funds are available for the aforementioned in Account# 0-01-20-120-120-205

**RESOLUTION #143-2010                      Re:    Executive of Contract/Workplace Connection**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the Municipal Clerk be and she is hereby authorized to execute agreement as captioned for a period of two (2) years commencing July 1, 2010 and terminating on July 1, 2012 with the

understanding that this agreement will renew itself for an additional year unless terminated sooner by either party.

**RESOLUTION #144-2010                      Re:    Renewal of Plenary Retail Distri. License**

**WHEREAS**, application for renewal of Plenary Retail Distribution License has been received by ANIK LIQUORS, INC. t/a Grand Opening Liquors, License #1606-44-005-008. Notice of Intention has been placed in a newspaper by the Director which is circulated in Passaic County and no written objections were received by the Municipal Clerk, the full license fee of One Thousand Eight Hundred (\$1,800.00) Dollars has been received and State Fee of Two Hundred (\$200.00) Dollars has been received and will be forwarded to the State and the investigations and inspections were made and reported upon, the results thereof show no reason why said license should not be renewed.

**NOW THEREFORE BE IT RESOLVED** that the following Plenary Retail Distribution License for ANIK LIQUORS, INC., t/a Grand Opening Liquors for the year 2010-2011 be renewed as of this 16<sup>th</sup> day of June, 2010, effective as of the first day of July, 2010.

**BE IT FURTHER RESOLVED** that the Clerk be and she is hereby authorized to issue said renewal for the year 2010-2011 with the date of issuance as of the first day of July, 2010.

**RESOLUTION #145-2010                      Re:    Renewal of Plenary Consumption Licenses**

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

**NOW THEREFORE BE IT RESOLVED** that the following Plenary Retail Consumption Licenses be renewed as of the 16<sup>th</sup> day of June, 2010, effective the 1<sup>st</sup> day of July, 2010:

**PLENARY RETAIL CONSUMPTION LICENSES**

|  |                 |
|--|-----------------|
| Morzetta, LLC, 371 High Mt. Rd.                            | 1606-33-007-006 |
| Staiano Family, LLC t/a Giuseppe Restaurant, 5 Sicomac Rd. | 1606-33-008-008 |
| Tides Enterprises t/a The Tides Estate 1245 Belmont Ave    | 1606-33-009-002 |
| Robert Caterers t/a Papa Joe's, 778 Belmont Ave.           | 1606-33-001-004 |
| Shenanigans, LLC, 560 High Mt. Rd.                         | 1606-33-006-008 |
| Wizards Pub, Inc., 668 Belmont Ave.                        | 1606-33-003-003 |

**BE IT FURTHER RESOLVED** that the Clerk be and she is hereby authorized to issue said renewals for the year 2010-2011 with the date of issuance as of the first day of July, 2010.

**RESOLUTION #146-2010**

**Re: Cooperative Pricing Agreement/County of Passaic**

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

**WHEREAS**, the County of Passaic hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

**WHEREAS**, on June 16, 2010, the Governing Body of the Borough of North Haledon, County of Passaic, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

**NOW, THEREFORE BE IT RESOLVED** as follows:

This Resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of North Haledon.

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, Mayor Randy George is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

**RESOLUTION #147-2010**

**Re: Non Aligned Employees**

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

**WHEREAS**, the County of Passaic hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

**WHEREAS**, on June 16, 2010, the Governing Body of the Borough of North Haledon, County of Passaic, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

**NOW, THEREFORE BE IT RESOLVED** as follows:

This Resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of North Haledon.



Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, Mayor Randy George is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

**RESOLUTION #148-2010**

**Re: Voiding of Checks**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that check #1506 payable to Amy Hamilton-Soto, in the sum of \$875.00, dated May 29, 2010 and check #4750 payable to Tropicana Casino and Resort, in the sum of \$261.00 are hereby voided at the request of the CFO/Treasurer's office.

**RESOLUTON #149-2010**

**Re: Ratification of Check #1502**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that check #1502 in the amount \$330.00, dated May 24, 2010 and drawn to the order of Pool Operation Management for registration for the Certified Pool/Spa Operator's course (Lou Giordano), be and the same is hereby ratified;

**BE IT FURTHER RESOLVED**, that funds are available for the aforementioned as evidenced by CFO/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 Board of Health

**RESOLUTION #150-2010**

**Re: Execution of Agree/Lakeside Pump Sta.**

**WHEREAS**, the Community is a qualified community pursuant to the definitions established in *N.J.S.A. 40:67-23.2*; and

**WHEREAS**, *N.J.S.A. 40:67-23.8* authorizes the Borough to provide services that will primarily serve public purposes, to residents of the Community ; and

**WHEREAS**, the Borough determines that the operation, maintenance and repair of the Community's sewer pump station will primarily serve public purposes;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and the Board of Council of the Borough of North Haledon that Mayor Randy George, be and he is hereby authorized to execute the Pump Station Agreement attached hereto as Exhibit "A;"

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately upon adoption according to law.

**RESOLUTION #151-2010                    Re:    Cooperative Pricing Agreement/Block Grant**

**WHEREAS**, the Borough of North Haledon and the County of Passaic wish to establish a cooperative means of conducting certain eligible community development and affordable housing activities; and

**WHEREAS**, Title 1 of the Housing and Community Development Act of 1974, as amended, provides federal funds to the County of Passaic to implement eligible Community Development Block Grant therein; and

**WHEREAS**, the Borough of North Haledon will propose certain activities to be carried out under the Passaic County Community Development Block Grant Program for Fiscal Years 2011, 2012, and 2013; and

**WHEREAS**, the aforesaid activities are in the best interest of the Borough of North Haledon;

**NOW, THEREFORE BE IT RESOLVED**, that the Governing Body of the Borough of North Haledon authorizes the Mayor to execute the Cooperative Agreement with the County of Passaic to participate in the Passaic County Community Development Block Grant Program for Fiscal Years 2011, 2012, and 2013; and

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately upon enactment, as provided by law.

**RESOLUTION #152-2010                    Re:    North Haledon Free Public Library**

**WHEREAS**, the Board of Library Trustees of the Borough of North Haledon Free Public Library request their first quarter payments 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:

|                  |             |                    |
|------------------|-------------|--------------------|
| <b>JULY</b>      | <b>2010</b> | <b>\$61,255.50</b> |
| <b>AUGUST</b>    | <b>2010</b> | <b>\$61,255.00</b> |
| <b>SEPTEMBER</b> | <b>2010</b> | <b>\$61,255.00</b> |
| <b>OCTOBER</b>   | <b>2010</b> | <b>\$61,255.00</b> |

**BE IT FURTHER RESOLVED** that said payments be charges to the 2010 Budget Appropriation Account "Maintenance of the Free Public Library".

**RESOLUTION #153-2010                    Re:    Buehler's Pool Camp – 2010 Season**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the fees for the 2010 Season-Buehler's Pool shall be as follows:

|                     | <u>Pre-Season</u><br>(Up until June 25 <sup>th</sup> ) | <u>Regular Season</u><br>(After June 25 <sup>th</sup> ) | <u>Non-Resident</u> |
|---------------------|--|---|---------------------|
| Family              | \$150  | \$170   |                     |
| Adult               | \$ 70  | \$ 85   | \$250               |
| Child               | \$ 50  | \$ 60   | \$125               |
| Senior/<br>Disabled | \$ 25  | \$ 30   | \$ 45               |
| Weekend             | \$ 75  | \$ 75   | \$110               |

**BE IT FURTHER RESOLVED**, that a non-resident applicant must be sponsored by a resident member and application must be approved by the Pool Committee.

**BE IT FURTHER RESOLVED**, that the fees for-Camp Buehler 2010 Season shall be as follows:

**Regular Day** (9:00 a.m.-3:00 p.m.) Resident \$110/weekly Non-resident \$220/weekly

**Extended Day** (8:00 a.m.-6:00 p.m.) Resident \$150 weekly Non-resident \$330/weekly

**RESOLUTION #154-2010 Re: Appointments/2010 Camp-Pool Personnel**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that appointment be made as follows for the Swimming Pool and Summer Camp Program 2010, and payment shall be made in accordance with the Salaries and Wage Ordinance:

**CAMP PERSONNEL**

Rena Lampe, Camp Director  
Kyle Graham, Deputy Camp Director  
Cory Ring, Head Counselor  
**Counselors:**  
Michael Albert  
Melanie Bergstrom  
Adam Bradford  
John Corbo  
Patricia Corbo  
Jessica Fondacaro

Faye Waanders  
Lauren Verhage  
Jaclyn Verhage  
Katelyn Savage  
Lindsay Reddin  
Melissa Panicucci  
Lila Morreale  
Jonathan Malpica  
Gina Grillo

**SWIMMING POOL**

Nancy Waanders, Pool Attendant  
Lorie Post, Pool Attendant  
Katie Donnelly, Head Lifeguard  
Ian Moran, Asst. Lifeguard

Guards  
Timothy Brinkerhoff  
Emily Bruins  
Jimmy Donnelly  
Nicholas Fondacaro  
Joshua Kabrel  
Joseph Trommelen  
John Trommelen

**RESOLUTION #155-2010                      Re:    Execution of NJIIF Coverage Letter**

**WHEREAS**, captioned waiver has been reviewed by the Borough Attorney who has no objection to its execution as evidences by attached.

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that the Municipal Clerk be and she is hereby authorized to execute waiver as captioned

**RESOLUTION #156-2010                      Re:    K-Hov. Performance Bonds**

**WHEREAS**, K. Hovnanian at North Haledon, LLC has requested the release of all performance bonds posted with the Borough of North Haledon relating to the Lakeside Development; and

**WHEREAS**, K. Hovnanian at North Haledon, LLC, has commenced a certain lawsuit against the Borough of North Haledon, which lawsuit is now pending in the Superior Court of New Jersey, Passaic Vicinage, bears docket no. PAS-L-851-10, and seeks, *inter alia*, the release of the aforementioned performance bonds; and

**WHEREAS**, the Borough Engineer and the Borough Attorney have recommended that certain of the aforementioned performance bonds be released upon the posting of two (2) year, 15% maintenance bonds in accordance with the Municipal Land Use Law,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and the Board of Council of the Borough of North Haledon that the following performance bonds be released upon the posting by K. Hovnanian at North Haledon, LLC of two (2) year, 15% maintenance bonds in accordance with the estimates of the Borough Engineer:

- (1) Bond#111-3358-8562 - Off-Site Water Improvements, North Haledon Road Restoration;
- (2) Bond# 111-3358-8555 - On-Site Water System Improvements;
- (3) Bond# 111-2750-5185 - Access Road; and
- (4) Bond# 111-3358-8571 - Off-Site Water Improvements.

**BE IT FURTHER RESOLVED** that following the recommendation of the Borough Engineer and the Borough Attorney the performance bond below be reduced as follows:

(1) Bond# 111-2750-5177 – Townhomes – reduced to \$950,000.00

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately upon adoption according to law.

**RESOLUTION #157-2010 Re: Rescinding Resolution #135-2010**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that Resolution #135-2010 as adopted by the Governing Body on May 19, 2010 be and the same is hereby rescinded as it has been determined that funds are not available at this time.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

(Attached to minutes)

**PAYMENT OF APPROVED CLAIMS**

The Clerk presented the following Resolution:

**RESOLUTION #158-2010 Re: Payment of Approved Claims**

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

**2009 BILLS**

CURRENT FUND -RESERVES.....\$ 34.32

**2010 BILLS**

CURRENT FUND-OTHER EXPENSES .....\$ 60,375.64

**2010 BILLS**

**PREPAID BILLS - CURRENT FUND - OTHER EXPENSE.....\$ 79,611.78**

TRUST FUND II.....\$ 1,987.50

DOG LICENSE TRUST ACCOUNT.....\$ 500.00

CAPITAL FUND.....\$ 2,433.28

**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 \$356,121.11 paid in the month April be approved.

Councilman Iacobelli moved the adoption of the resolution.

Councilwoman Vuoncino seconded the adoption of the resolution.

Upon roll call all members present voted in the affirmative. Motion carried.

**GENERAL DISCUSSION**

Noise Ordinance – Will be discussed at next work session  
Special Meeting: July 8<sup>th</sup> at 7:00 p.m.

**RESOLUTION #159-2010**                      **Re:    Employment of Temp. DPW Employees**

The Clerk presented the following resolution:

**BE IT RESOLVED** by the Borough Council of the Borough of North Haledon that authorization is hereby given that Christopher Waanders, and Michael Ring, be hired as temporary part-time summer employees for the Department of Public Works.

Councilman Iacobelli moved the adoption of the resolution.  
Councilwoman Vuoncino seconded the adoption of the resolution.

Upon roll call all members present voted in the affirmative. Motion carried.

**EXECUTIVE SESSION**

**RESOLUTION #160-2010**                      **Re:    Closed Session**

**WHEREAS**, Section 6 of the Open Public Meetings Act, P.L. 1975, Chapter 231, permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exists;

**WHEREAS**, the Mayor and Council wish to discuss:

**POSSIBLE LITIGATION**

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then minutes can be made public;

**NOW, THEREFORE, BE IT RESOLVED** that the public be excluded from this meeting.

Councilman Iacobelli moved the adoption of the resolution.  
Councilwoman Vuoncino seconded the adoption of the resolution.

Upon roll call all members present voted in the affirmative. Motion carried.

Mayor declared a Closed Executive Session at 10:30 p.m.

**GENERAL MEETING RESUMED AT 10:35 P.M.**

**ROLL CALL**

PRESENT: Mayor Randy George, Council Members Raymond Melone, Bruce O. Iacobelli, Elaine Vuoncino, Donna Puglisi, and Robert Dyer, Borough Attorney Michael De Marco, Municipal Clerk Renate Elatab

ABSENT: Rocco Luisi

**ADJOURNMENT**

Motion by Councilman Iacobelli, seconded by Councilman Melone to adjourn the meeting. Upon roll call all members present voted in the affirmative. Motion carried

Mayor George declared the meeting duly adjourned at 10:35 p.m.

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Renate Elatab  
Municipal Clerk

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Angela Russo  
Deputy Borough Clerk

Approved at Meeting of \_\_\_\_\_ July 21, 2010 \_\_\_\_\_

