



BOROUGH OF NORTH HALEDON

COUNCIL MEETING MINUTES

WEDNESDAY, JANUARY 20, 2016

Mayor George read the following statement:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of January 20, 2016, was included in a list of meetings notices sent to the HERALD NEWS and the HAWTHORNE PRESS on December 17, 2015, and was advertised in said newspapers on December 24, 2015. 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 7:43 p.m. and the Clerk was directed to include this statement in the minutes of this meeting.

ROLL CALL

Present:

Mayor Randy George

Council Members: Donna Puglisi, Dennis Marco, Michael Galluccio

Borough Attorney Michael De Marco

Borough Engineer Joseph Pomante

Deputy Borough Clerk, Dena Ploch

Absent:

Councilmembers: Ray Melone, Rocco Luisi, George Pomianek

PUBLIC COMMENTS

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

Mrs. Wilson, 1273 Belmont Avenue, wanted to follow up with the September 16th meeting regarding what the Tides Estate Attorney stated regarding the Tides being exempt from the statute. Their Attorney, Mr. Tosi, had alleged that the noise ordinance didn't apply to them, and she wanted to know if the Borough had investigate whether that allegation was accurate. De Marco said the way he read the DEP's Guidelines was that The Tides wa snot exempted and

requested documentation proving they were. Mrs. Wilson said she spoke to Chief Bracco, Jimmy Booth and Sgt. Padula, who all believed they weren't exempt. The Mayor and Michael De Marco are to request documentation again from Tides attorney.

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

APPROVAL OF PRIOR MINUTES

Motion by Council Member Galluccio, second by Council Member Marco, to approve the minutes of the work session and regular council meetings of November 4, 2015, and the special meeting of November 12, 2015. Upon roll call, all members voted in the affirmative. Motion carried.

OFFICIAL REPORTS

The Clerk submitted the following reports:

Building Officials Report
Clerk's Receipts
Fire Department Report
Ambulance Report
Municipal Court Report
Municipal Court Report
Police Department Report
Property Maintenance Report
Tax Collector's Report to Treasurer
Treasurer's Report

COMMITTEE REPORTS

DPW / STREETS & ROADS / SEWERS/ BUILDINGS & GROUNDS / SOLID WASTE /
RECYCLING - **MELONE**
POLICE / EMERGENCY MANAGEMENT / SAFETY / PBA LOCAL 292 - **PUGLISI**
RECREATION - **PUGLISI**
ZONING BOARD OF ADJUSTMENT - **PUGLISI**
NORTH HALEDON VOLUNTEER AMBULANCE – **MAYOR GEORGE**
FINANCE – **POMIANEK**
PLANNING BOARD - **MARCO**
BOARD OF EDUCATION / LOCAL - **LUISI**
BOARD OF EDUCATION / REGIONAL - **GALLUCCIO**
BOARD OF HEALTH - **GALLUCCIO**
FIRE & WATER - **LUISI**
ENGINEERING - **POMIANEK**
LIBRARY - **MAYOR GEORGE**

PUBLIC CELEBRATIONS - GALLUCCIO

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

COMMUNICATIONS

The Clerk states that all communications were read in full at the Work Session.

- | | |
|----------------------|---------------------------------------|
| Mayor | Re: Local School Board |
| Mayor | Re: Lakeside |
| Borough Attorney | Re: Special Ruling Petition |
| Tax Collector | Re: Tax Collection Summary |
| CDBG | Re: FY 2016 Application |
| Municipal Clerk | Re: Peddlers License |
| Yousef Fattah | Re: Letter of Resignation |
| Yousef Fattah | Re: Service Weapon |
| Local Finance Notice | Re: Budget |
| Jerry Flach | Re: Jitney to Hawthorne Train Station |

Motion by Council Member Marco, second by Council Member Galluccio that the above communications be received, action taken where necessary, and be placed in file. Upon roll call, all members voted in the affirmative. Motion carried.

ADDITIONAL COMMUNICATIONS

- | | |
|------------------|--|
| Borough Attorney | Re: Borough of North Haledon / Pascack Hills Properties, LLC |
| Borough Attorney | Re: Borough of North Haledon / PBA Local 292 Police Department |
| Borough Attorney | Re: Faber Subdivision |
| Borough Attorney | Re: Developers Agreement / MIB Builders |
| Mary Help | Re: Request for Refund / Bldg Permit Fees |

Motion by Council Member Marco, second by Council Member Galluccio, that the above communications be received, action taken where necessary, and be placed in file. Upon roll call, all members voted in the affirmative. Motion carried.

NEW BUSINESS / ORDINANCE / RESOLUTIONS

- | | |
|-----------------------------|-----------------------------------|
| RESOLUTION CA#2-2016 | Re: Consent Agenda #2-2016 |
|-----------------------------|-----------------------------------|

Motion by Council Member Puglisi, second by Council Member Galluccio, that the Clerk reads the resolution by title and waive the reading of the resolution in full. Upon roll call, all members 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. January Transfers
2. Temporary Budget
3. Approval Raffle License / NHEF / #1-2016
4. Replenishment of Postage Meter
5. Acceptance of Proposal / Partner ** tabled **
6. Renewal / Notary / Heather Barkenbush
7. Acceptance of Resignation / Yousef Fattah
8. Authorization / CDBG Grant Application / 2016
9. Voided Check / North Jersey Media Group / Check #10944
10. Refund / Bldg. Permits / Mary Help of Christians Academy
11. Authorizing Amendment to Developers Agreement / Faber Subdivision
12. Authorization / Execution / Developers Agreement / 176 Oakwood Avenue
13. Appointment / Part-time Dispatcher / Valdo Panzera
14. Acceptance of Proposal / Porzio, Broomberg & Newman

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.

Resolution #21-2016

Re: January Transfers

BE IT RESOLVED by the Mayor and Borough Council of the Borough of North Haledon that the Treasurer be and she is hereby authorized to make the following transfers:

| | FROM | |
|-------------------|------|------------|
| STREETS & RDS. | SW | \$2,601.09 |
| COMPUTER UPGRADES | OE | \$1,198.91 |
| RECYCLING | OE | \$1,700.00 |
| | | \$5,500.00 |

| | | |
|------------------|----|------------|
| | TO | |
| POLICE | OE | \$1,000.00 |
| FIRE HYDRANTS | OE | \$1,800.00 |
| FINANCE | OE | \$1,200.00 |
| BD OF ADJUSTMENT | OE | \$1,500.00 |
| | | \$5,500.00 |

Resolution #22-2016

Re: Temporary Budget

WHEREAS, N.J.S.A. 49A: 4-19 provides that where contracts, commitments or payments are to be made prior to the final adoption of the 2016 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time herein provided; and

WHEREAS, Chapter 3 P.L. 1984 allows the municipality to adopt additional temporary appropriations equal to 1/12 of the total appropriations made for all purposes in the budget for the 2015 fiscal year excluding in both instances appropriations made for the interest and debt redemption charges, capital improvement fund and public assistance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of North Haledon, that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial for her records.

| | |
|------------------------|---------------------|
| Municipal Clerk OE | \$35,000.00 |
| Collection of Taxes OE | \$1,000.00 |
| Legal OE | \$10,000.00 |
| Planning Board SW | \$3,000.00 |
| Bd. Of Adj. OE | \$2,000.00 |
| Group Insurance | \$200,000.00 |
| Fire OE | \$5,000.00 |
| Police Car | \$15,000.00 |
| Construction Off. OE | \$1,000.00 |
| Streets & Roads OE | \$10,000.00 |
| Sewers OE | \$10,000.00 |
| Principle on Bonds | \$400,000.00 |
| Interest on Bonds | \$30,000.00 |
| Total | \$722,000.00 |

Resolution # 23-2016

Re: Raffle License

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the following Raffle License be approved as submitted providing all rules and regulations of Legalized Games of Chance are adhered to:

Name: North Haledon Education Foundation
Location of Raffle: 1245 Belmont Avenue
Date of Raffle: February 19, 2016
Raffle License: #1-2016

Resolution #24-2016 Re: Replenishment of Postage Meter

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the Treasurer be and she is hereby authorized to issue a check payable to the United States Postal Service for the replenishment of postage meter in the sum of \$500.00.

CERTIFICATION

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are were available for aforementioned in 6-01-20-120-205 A & E

Resolution #25-2016 Re: Renewal / Notary / Heather Barkenbush

WHEREAS, Heather Barkenbush's Notary Commission expires February 2016; and

WHEREAS, application and renewal application must be accompanied by a check in the amount of \$25.00;

NOW, THEREFORE, BE IT RESOLVED that the Treasurer be and she is hereby authorized to issue a check in the sum of \$25.00 payable to the Secretary of State, funds being available as evidenced by Treasurer's certification following.

CERTIFICATION

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are were available for aforementioned in 6-01-20-130-130-201

Resolution #26-2016 Re: Acceptance of Resignation / Yousef Fattah

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the resignation of Yousef Fattah, North Haledon Police Office, be accepted retroactive January 18, 2016.

Resolution #27-2016 Re: Authorization / CDBG Grant

BE IT RESOLVED that the Board of Council of the Borough of North Haledon authorize an application to the Passaic County Community Development Block Grant (CDBG) Program for ADAing front entrance of Buehler's described in the proposal. If awarded CDBG funds, the Borough of North Haledon shall implement the activities in a manner to ensure compliance with all applicable federal, state, and local laws and regulations.

Resolution #28-2016

Re: Voiding of Check

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that Check #10944, dated 12/30/2015, payable to North Jersey Media Group, in the amount of \$91.15, be voided.

Resolution #29-2016

Re: Refund / Bldg. Permit Fees

WHEREAS, Mary Help of Christians Academy, located at 655 Belmont Avenue, North Haledon, paid a total of \$440.00 for the application for various building permit fees; and

WHEREAS, the Mary Help of Christians Academy is requesting reimbursement of said fee since the Borough waives fees associated with construction projects for non-profit organizations in the Borough of North Haledon;

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the Treasurer be and she is hereby authorized to issue a check in the amount of \$440.00 to Mary Help of Christians Academy

Resolution #30-2016

Re: Authorizing Amendment to Developers Agreement / Faber Subdivision

WHEREAS, the Borough of North Haledon (hereinafter referred to as the “Borough”) entered into a Developer’s Agreement with Kurt Faber and Anne Faber (hereinafter referred to as “Faber”) on December 19, 2007 for property previously designated on the Borough’s tax maps as Block 22.01, Lot 2 and now designated as Block 22.01, Lots 2.02 and 2.03 ; and

WHEREAS, pursuant to the terms of the aforementioned Developer’s Agreement, Faber was required to post a performance bond or letter of credit; and

WHEREAS, Faber has requested that the Developer’s Agreement be amended to provide that the performance bond required thereunder not be required until and as a condition of any improvements on the subject property; and

WHEREAS, the Mayor and Council are willing to consent to the amendment to the Developer’s Agreement upon the terms and conditions set forth in the document entitled “Amendment to Developer’s Agreement,” which is attached hereto and made a part hereof as Exhibit “A;”

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 is hereby authorized to execute the document entitled “Amendment to Developer’s Agreement,” which is attached hereto as Exhibit “A.”

Resolution #31-2016

Re: Authorization / Execution / Developers Agreement / 176 Oakwood Avenue

WHEREAS, a Developer's Agreement has been prepared by the Planning Board Attorney in connection with the MIB Developers subdivision for property located at 176 Oakwood Avenue, Block 22 Lots 7 & 7.02; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Haledon that the Mayor and Clerk be and hereby authorized to execute said Developer's Agreement subject to the receipt and approval thereof by the Planning Board Attorney of the required bond and escrows.

Resolution #32-2016

Re: Appointment / Part-time Dispatcher / Valdo Panzera

BE IT RESOLVED by the Borough Council of the Borough of North Haledon that Valdo Panzera be appointed as a part time dispatcher retro-active to January 15, 2016, with salary in accordance with Salaries and Wages 2015.

Resolution #33-2016

Re: Acceptance of Proposal / Porzio, Bromberg & Newman

WHEREAS, the Borough of North Haledon is in need of a study for Manchester Regional High School; and

WHEREAS, Porzio, Bromberg & Newman, submitted a proposal regarding same as evidenced by **attachment herein** and made a part of the within resolution;

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

The Proposal of Porzio, Bromberg & Newman for a study on Manchester Regional High School with the above is hereby accepted and approved.

Compensation for said services shall not exceed \$15,000 for the survey.

CERTIFICATION

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are were available for aforementioned in Manchester Feasibility 6-01-30-425-201.

CERTIFICATION OF AVAILABILITY OF FUNDS

Mayor George reads the Certification of Availability of Funds into the record.

Resolution #34-2016

Re: Payment of Approved Claims

Mayor George reads the Payment of Claims Resolution into the record.

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

2015 BILLS

CURRENT FUND -RESERVES.....\$ 38,475.71

2016 BILLS

CURRENT FUND-OTHER EXPENSES \$ 8,261.45

2014 BILLS

PREPAID BILLS - CURRENT FUND - OTHER EXPENSE.....\$ 107,226.89
TRUST FUND II..... \$ 7,752.00
DOG LICENSE TRUST ACCOUNT..... \$ 1,000.00
CAPITAL FUND.....\$ 68,579.50

NOW, THEREFORE, BE IT RESOLVED that the Treasurer is hereby authorized to pay these claims, as funds are available.

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

DISCUSSION

Mayor advised that he is going to ask the North Haledon Volunteer Ambulance Corps to do a basic training for residents on CPR at High Mountain School in March.

Council Member Puglisi advised that she was almost finished with the Employee Handbook and she will send what she has.

Mayor asked if anyone had any input they wanted to add on the budget to bring back to The Finance Committee. Council Member Puglisi brought up the Board of Recreation wanting to net field #5 and put a warning track on field #5.

Motion by Council Member Puglisi, second by Council Member Marco, to go into Executive Session to discuss contract negotiations. Upon roll call, all members present voted in the affirmative. Motion carried.

Mayor George recused himself from the PBA contract negotiations discussions in Executive Session.

EXECUTIVE SESSION (in 8:25 p.m.)

EXECUTIVE SESSION (out 8:44 p.m.)

Roll Call

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

ADJOURNMENT

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

Meeting duly adjourned at 8:45 pm.

Respectfully Submitted,

Dena Ploch, Deputy Clerk

Approved at Council Meeting of February 17, 2016