



## BOROUGH OF NORTH HALEDON

### COUNCIL MEETING MINUTES

WEDNESDAY, JULY 21, 2014

Mayor George read the OPMA statement below:

This meeting is called pursuant to the provisions of the Open Public Meetings Law. Notices of this meeting were emailed to **The Herald and the Hawthorne Press** on June 30, 2014, as the required notices under the Statute and were advertised in said newspapers on July 3, 2014. Copies of notices were posted on the bulletin board in the Municipal Building, 103 Overlook Avenue, North Haledon, NJ and filed in the office of the Municipal Clerk on aforementioned date.

Proper notice having been given, this meeting is called to order at 10:45 p.m. and the Clerk is directed to include this statement in the minutes of this meeting.

#### ROLL CALL

Present:

Mayor Randy George

Council Members: Rocco Luisi, Raymond Melone, Robert Dyer, Dennis Marco, and Michael Galluccio

Borough Attorney, Michael De Marco

Borough Engineer, Joseph Pomante

Deputy Borough Clerk, Dena Ploch

Renate Elatab, Municipal Clerk

Absent:

Councilwoman Donna Puglisi

#### APPROVAL OF PRIOR MINUTES

Motion by Councilman Luisi, second by Councilman Marco, to approve the minutes of the regular council meeting of May 21, 2014, the special meeting of June 4, 2014, the work session meeting of June 4, 2014, the regular meeting of June 18, 2014, and the special meeting of June 25<sup>th</sup>. Upon roll call, all members present voted in the affirmative. Motion carried.

#### OFFICIAL REPORTS

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

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

Motion by Councilman Luisi, second by Councilman Melone, 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.

## **COMMITTEE REPORTS**

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

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

RECREATION - **PUGLISI**

ZONING BOARD OF ADJUSTMENT - **PUGLISI**

NORTH HALEDON VOLUNTEER AMBULANCE - **DYER**

FINANCE - **DYER**

PLANNING BOARD - **MARCO**

BOARD OF EDUCATION / LOCAL - **LUISI**

BOARD OF EDUCATION / REGIONAL – **GALLUCCIO**

BOARD OF HEALTH - **GALLUCCIO**

FIRE & WATER - **LUISI**

ENGINEERING - **DYER**

CODIFICATION ADHOC COMMITTEE REPORT - **PUGLISI**

LIBRARY - **MAYOR GEORGE**

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

## COMMUNICATIONS

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

Mayor Randy George	Re: Belmont Avenue Redevelopment Zone
Public Celebrations Committee	Re: Lynn George Memorial Garden
Auditor	Re: Audits
Treasurer	Re: Corrective Action Plan
Municipal Clerk	Re: Letter to Planning Board
Police Chief	Re: Authorization / Bids / Police Vehicles
North Haledon OEM	Re: Reimbursement to Homeowner
US Coast Guard Auxiliary	Re: Police Department Repeaters
Buglione, Hutton & DeYoe	Re: Sasso vs. North Haledon Planning Board
William Paterson University	Re: Traffic Light
William Paterson University	Re: Permission to Hang Banner
William Paterson University	Re: University Drive
Laura Newby	Re: Garage Sale at in Buehler's Parking Lot
Mary Help of Christians	Re: Color Me Fit / September 14, 2014
Dawn and Glenn Manger	Re: Hooking Up to Sewer System
Donald and Ginger Van Der Wall	Re: Reimbursement for Mulch
United Bowhunters of New Jersey	Re: Deer Management
Stoeklin	Re: Refund / Construction Permit

Motion by Councilman Marco, second by Councilman Galluccio, that these communications be received, action taken where necessary, and be placed on file.

## PUBLIC COMMENTS

Motion by Councilman Melone, second by Councilman 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 wished to speak, motion by Councilman Dyer, second by Councilman Marco, to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

## UNFINISHED BUSINESS

### Ordinance #11-2014

Re: Bond Ordinance

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

The Clerk presented the following ordinance:

**BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT**

**EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF NORTH HALEDON, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,744,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

**BE IT ORDAINED** by the Borough Council of the Borough of North Haledon, in the County of Passaic, State of New Jersey, as follows:

Section 1. The Borough of North Haledon, in the County of Passaic, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery, new communication and signal systems equipment, new information technology equipment and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds

authorized, and the State grant and the down payment appropriated, by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the State grant hereinafter appropriated, and (3) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (4) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (5) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition of new additional or replacement equipment and machinery for the use of the Fire Department, including, but not limited to, (i) a thermal camera, (ii) turnout gear, (iii) fire hose, (iv) training equipment and (v) ice and water extraction equipment.

Appropriation and Estimated Cost	\$ 72,000
Down Payment Appropriated	\$ 3,430
Bonds and Notes Authorized	\$ 68,570
Period of Usefulness	5 years

B. (i) Undertaking of security upgrades at Police Headquarters and (ii) acquisition of new communication and signal systems equipment and new information technology equipment for the use of the Police Department consisting of (a) a dispatch console and (b) an officer tracking computer system.

Appropriation and Estimated Cost	\$ 117,000
Down Payment Appropriated	\$ 5,575
Bonds and Notes Authorized	\$ 111,425
Period of Usefulness	7 years

C. Acquisition of new additional or replacement equipment and machinery for the use of the Office of Emergency Management consisting of (i) "gridless" power equipment and (ii) various items of equipment.

Appropriation and Estimated Cost	\$ 10,000
Down Payment Appropriated	\$ 480
Bonds and Notes Authorized	\$ 9,520
Period of Usefulness	15 years

D. Acquisition of new additional or replacement equipment and machinery and a new automotive vehicle, including original apparatus and equipment, for the use of North Haledon Volunteer Ambulance, Inc. consisting of (i) an ambulance and (ii) various items of equipment.

Appropriation and Estimated Cost	\$ 220,000
Down Payment Appropriated	\$ 10,480
Bonds and Notes Authorized	\$ 209,520
Period of Usefulness	5 years

E. The making of various improvements to Borough-owned buildings and property. It is hereby determined and stated that said public buildings being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 25,000
Down Payment Appropriated	\$ 1,195
Bonds and Notes Authorized	\$ 23,805

Period of Usefulness 15 years

F. Acquisition of new additional or replacement equipment and machinery for the use of the Department of Public Works ("DPW") consisting of (i) an air compressor trailer and (ii) a recycling container.

Appropriation and Estimated Cost	\$ 22,000
Down Payment Appropriated	\$ 1,050
Bonds and Notes Authorized	\$ 20,950
Period of Usefulness	15 years

G. Undertaking of the following infrastructure improvements: (i) improvement of Sicomac Road (Section 2) consisting of roadway resurfacing and reconstruction of curbs and making of drainage improvements, where necessary, and (ii) roadway, sidewalk, curb and drainage improvements at various locations, as set forth on a list on file or to be placed on file with the Municipal Clerk and hereby approved and incorporated herein by this reference thereto. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the list referenced in clause (ii) of the preceding sentence. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$ 877,000
State Grant Appropriated	\$ 170,000
Down Payment Appropriated	\$ 33,670
Bonds and Notes Authorized	\$ 673,330
Period of Usefulness	10 years

H. (i) Rehabilitation of the Molly Ann Pump Station (Phase II) and (ii) acquisition of new additional or replacement equipment and machinery for the use of the Sewer Department consisting of grinder pumps.

Appropriation and Estimated Cost	\$ 281,000
Down Payment Appropriated	\$ 13,385
Bonds and Notes Authorized	\$ 267,615
Period of Usefulness	15 years

I. Acquisition of a new automotive vehicle, including original apparatus and equipment, consisting of an SUV for the use of the Construction Code Official.

Appropriation and Estimated Cost	\$ 21,000
Down Payment Appropriated	\$ 1,000
Bonds and Notes Authorized	\$ 20,000
Period of Usefulness	5 years

J. Installation of an early warning lightning detector system at various Recreation fields.

Appropriation and Estimated Cost	\$ 29,000
Down Payment Appropriated	\$ 1,385
Bonds and Notes Authorized	\$ 27,615
Period of Usefulness	10 years

K. Acquisition of new information technology equipment consisting of a property information computer system for the use of the Administration.

Appropriation and Estimated Cost	\$ 50,000
Down Payment Appropriated	\$ 2,385
Bonds and Notes Authorized	\$ 47,615
Period of Usefulness	7 years

L. Acquisition of new information technology equipment consisting of a computer equipment upgrade for the use of the Administration and other offices.

Appropriation and Estimated Cost	\$ 20,000
Down Payment Appropriated	\$ 965
Bonds and Notes Authorized	\$ 19,035
Period of Usefulness	5 years

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Aggregate Appropriation and Estimated Cost	\$1,744,000
State Grant Appropriated	\$ 170,000
Aggregate Down Payment Appropriated	\$ 75,000
Aggregate Amount of Bonds and Notes Authorized	\$1,499,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$150,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and



inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. The sum of \$170,000 received or to be received as a grant from the New Jersey Department of Transportation is hereby appropriated to the payment of the cost of the improvement of Sicomac Road authorized in clause (i) of Section 4.G above.

Section 7. It is hereby determined and stated that moneys exceeding \$75,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$75,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 8. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$1,499,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 9. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$1,499,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 10. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Municipal Clerk or Deputy Municipal Clerk. Said officers are hereby authorized to execute said notes in

such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 11. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 9.69 years computed from the date of said bonds.

Section 12. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Municipal Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$1,499,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 13. Any funds received from private parties, the County of Passaic, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes (other than the

State grant hereinbefore appropriated which shall be applied to the cost of such purposes, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Municipal Clerk and is available for public inspection.

Section 17. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Motion by Councilman Melone, second by Councilman Luisi, 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 wished to speak, motion by Councilman Luisi, second by Councilman Melone to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Mayor George suggested that the above bond ordinance be adopted with the clear understanding that the Borough needed more information and that the North Haledon Volunteer Ambulance Corps not be authorized to go out to bid for a new ambulance until there have been more discussion with Fuchs EMS and Revenue Guard, and a decision made by the Governing Body.

Motion by Councilman Dyer, second by Councilman Luisi, that Ordinance #11-2014 pass its second and final reading with the above provision and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #11-2014 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 July 21, 2014 at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**Ordinance #12-2014**

**Re: Drunk Driving Free Zones**

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

The Clerk presented the following ordinance

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO REVISE CHAPTER 166, DRUNK DRIVING FREE SCHOOL ZONES**

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

**Section 1.** Chapter 66, DRUNK DRIVING FREE SCHOOL ZONES, of the Code of the Borough of North Haledon, shall be and hereby is deleted and repealed and shall be replaced with the following:

§ 66-1 Designation of school crossings.

In accordance with and pursuant to the authority of P.L. 1999, c. 185, the following is a list of school crossings which have been so designated by the Borough of North Haledon: See Schedule "A" hereto.

§ 66-2 Adoption of map.

The Drunk-Driving-Free School Zones Map produced on or about May 19, 2014 by Boswell Engineering, the Borough Engineer, is hereby approved and adopted as an official finding and record of the location and areas within the municipality of property which is used for school purposes and which is owned by or leased to any elementary or secondary school on school land and of the areas on or within 1,000 feet of such school property.

§ 66-3 Map and list to constitute official findings.

The Drunk-Driving-Free School Zones Map approved and adopted pursuant to this article shall continue to constitute an official finding and records as to the location and boundaries of areas on or within 1,000 feet of property owned by or leased to any elementary or secondary school or school board which is used for school purposes until such time, if any, that this article shall be amended to reflect any additions or deletions with respect to the location and boundaries of school property and drunk-driving-free school zones. The list of school crossings designated above by the Mayor and Council shall continue to constitute an official findings and record of the location of school crossing zones within the Borough of North Haledon until such time, if any, that this article shall be amended to reflect any additions or deletions with respect to school crossing zones in the Borough of North Haledon.

§66-4 Changes in locations or boundaries.

The school board, or the chief administrative officer in the case of any private or

parochial school, is hereby directed and shall have the continuing obligation to promptly notify the office of the Borough Engineer and the Borough Attorney of any changes or contemplated changes in the location and boundaries of any property owned by or leased to any elementary or secondary school or school board and which is used for school purposes or of any additions or deletions to school crossings.

§ 66-5 Original map and list to be on file; copies.

The Borough Clerk is hereby directed to receive and to keep on file the original of the map approved and adopted pursuant to this article and the list of school crossings and to provide at a reasonable cost a true copy thereof to any person, agency or court which may from time to time request such a copy, along with a certification that such copy is a true copy of the map approved and adopted herein and kept on file. It is hereby further directed that a true copy of such map and list shall be provided without costs to the Passaic County Clerk and to the office of the Passaic County Prosecutor.

§66-6 Map and list as evidence.

The following additional matters are hereby determined, declared, recited and stated:

A) It is understood that the map and list approved and adopted pursuant to this article was prepared and is intended to be used as evidence in prosecutions arising under the criminal traffic laws of this state and that, pursuant to state law, such map and list shall constitute prima facie evidence of the following:

- (1) The location of elementary and secondary schools within the municipality.
- (2) The boundaries of the real property which is owned by or leased to such schools or a school board.
- (3) That such school property is and continues to be used for school purposes.
- (4) The location and boundaries of areas which are on or within 1,000 feet of such school property.
- (5) The location of all school crossings in the Borough of North Haledon.

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

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

Motion by Councilman Luisi, second by Councilman Marco, 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 wished to speak, motion by Councilman Luisi, second by Councilman Melone to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Motion by Melone, second by Councilman Luisi, that Ordinance #12-2014 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #12-2014 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 July 21, 2014 at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

#### **Ordinance #14-2014**

#### **Re: Revised Sewer Fee**

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

The Clerk presented the following ordinance:

#### **AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF NORTH HALEDON TO REVISE CHAPTER 141, SEWERS**

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

- Section 1. In §141-7.1 both references to “\$7,335 (Seven Thousand Three Hundred Thirty Five)” shall be deleted and “\$8,875.00 (Eight Thousand Eight Hundred Seventy Five)” shall be inserted in its place.
- Section 2. All other parts or provisions of Chapter 141 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 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 wished to speak, motion by Councilman Dyer, second by Councilman Marco, 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 Luisi, that Ordinance #14-2014 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be



published that Ordinance #14-2014 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 July 21, 2014 at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**Ordinance #15-2014**

**Re: Fire Department**

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

The Clerk presented the following ordinance:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO REVISE CHAPTER 2, ARTICLE VIII, VOLUNTEER FIRE DEPARTMENT**

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

Section 1. Chapter 2, Article VIII, Volunteer Fire Department, of the Code of the Borough of North Haledon, shall be and hereby is revised, amended and supplemented by modification so that the same shall read as follows:

1. §2-55 shall be amended to provide that the North Haledon Volunteer Fire Department shall consist of the present North Haledon Volunteer Fire Department and the members thereof.
2. §2-56 shall be amended to provide: To become eligible for active membership in the Fire Department, or any unit thereof, the person desiring to become a member shall be a citizen of the United States and either: (1) a resident of the Borough of North Haledon for at least three (3) months preceding his or her application for membership; (2) a resident of a town that geographically borders the Borough of North Haledon, i.e., the Borough of Haledon, the Township of Wayne, the Borough of Hawthorne, the Borough of Franklin Lakes and the Township of Wyckoff, for at least three (3) months preceding his or her application for membership; or (3) is and has been employed within the Borough of North Haledon for at least three (3) months preceding his or her application for membership and is at all times physically present within the Borough of North Haledon during his or her work period. The person shall be at least eighteen (18) years of age and no more than forty (40) years of age and shall submit with his or her application for membership a certificate from a Physician or Licensed Health Care Professional

(PLHCP) approved by the Governing Body of the Borough of North Haledon as to his or her physical fitness and ability to perform the duties of a volunteer fireman. The PLHCP shall follow the examination guidelines prescribed by the Public Employees Occupational Safety and Health Respiratory Protection Standard, 29 CFR 1910.134. All applicants for active membership in the Fire Department shall provide proof of satisfaction of the requirements set forth herein to the Borough Clerk.

3. §2-57 Probationary period shall be amended to provide: The applicant shall be investigated by the Chief of the Fire Department and the Membership Committee thereof and a background check shall be conducted by the Chief of Police of the Borough of North Haledon or his designee. Upon the approval of the Chief of the Fire Department, the applicant shall serve a probationary period of at least three (3) months but no more than eighteen (18) months as a volunteer fireman. During the probationary period, the applicant shall perform at least sixty percent (60%) of the fire duties of all members of the Fire Department, which duties shall consist of actual attendance and duties at fires and drills and must complete the training requirements of Title 5, Chapter 73 of the New Jersey Administrative Code, Standards for the Fire Service Training and Certification, and any and all other requirements as may be prescribed by the North Haledon Fire Department. After serving the probationary period to the satisfaction of the Chief of the Fire Department and the Membership Committee thereof, the Chief of the Fire Department shall submit the application, together with a certification that the applicant has completed his or her probationary period in a satisfactory manner, to the Governing Body of the Borough of North Haledon for its approval.
4. §2-61 Officers shall be amended to provide as follows: The officers of the Fire Department shall consist of a Chief and one (1) Assistant Chief. The Chief and the Assistant Chief shall be elected by the Fire Department. The line officers of the Fire Department shall consist of a Captain, 1<sup>st</sup> Lieutenant, and 2<sup>nd</sup> Lieutenant. All officers and line officers shall be required to attend all officers meetings and drills, unless excused from attendance for good cause by the Chief of the Department.
5. §2-62 Terms of office of Chief and Assistant Chief shall be amended to provide as follows: The Chief and Assistant Chief shall hold office for a period of three (3) years and shall resume their respective duties on January 1 following their respective election and their confirmation by the Mayor and Council
6. §2-63 Eligibility for office of Chief and Assistant Chief shall be amended to provide as follows:

No member shall be eligible for the office of Assistant Chief unless he or she has been an active member of the North Haledon Volunteer Fire Department for at least five (5) years and has held the position of 2<sup>nd</sup> Lieutenant or 1<sup>st</sup> Lieutenant for one (1) year and the position of Captain for one (1).

No member shall be eligible for the office of Chief unless he or she has held the office of Assistant Chief for a period of three (3) years. Notwithstanding, any active member who

has held the office of Assistant Chief or Chief for two (2) or more years prior to the effective date of this Ordinance shall be eligible for the office of Chief.

In addition to the foregoing, all candidates for the office of Chief and Assistant Chief shall satisfy all eligibility criteria set forth in any and all New Jersey State Statutes, Administrative Regulations and other applicable law.

7. §2-63A Nominations and Elections shall be amended to provide as follows: All nominations for the office of Chief and Assistant Chief shall be made at a special meeting of the Fire Department in the month of November. The Department shall conduct its election for the offices of Chief and Assistant at a Department meeting called for that purpose on or before the second Monday of December. Only active firefighters shall be permitted to vote. For purposes of this Ordinance, "active firefighters" shall be defined as those members of the Fire Department who respond to emergency service calls and have made a minimum of 20% of the fire calls in the current year.
8. §2-65 shall be entitled "Drills and Training" and shall amended to provide: The Chief shall, at least once a week, conduct on a Department level suitable drills or instruction in the operation and handling of equipment, first aid and rescue work, salvage, a study of the buildings in the borough, fire prevention, water supplies and all other matters generally considered essential to good firematics and safety of life and property from fire.
9. §2-73A. shall be amended to provide "Willful disobedience of orders, failure to comply with the North Haledon Fire Department Standard Operating Procedures or Standard Operating Guidelines."

Section 2. All other parts or provisions of Chapter 2 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 Councilman Marco, second by Councilman 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 wished to speak, motion by Councilman Galluccio, second by Councilman Marco, to close the floor to the public. Upon roll call, all members present voted in the affirmative. Motion carried.

Motion by Councilman Luisi, second by Councilman Dyer, that Ordinance #15-2014 pass its second and final reading and that the Clerk be authorized to cause the appropriate notice to be published that Ordinance #15-2014 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 July 21, 2014 at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.

**NEW BUSINESS / PROCLAMATIONS / ORDINANCES & RESOLUTIONS**

**Proclamation**

**Re: Drive Sober Or Get Pulled Over**

Mayor George presented the following proclamation and advised that the Borough receives a grant when it adopts this proclamation and participates in this sober driving enforcement.

**WHEREAS**, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

**WHEREAS**, 19% of motor vehicle fatalities in New Jersey in 2012 were alcohol-related; and

**WHEREAS**, an enforcement crackdown is planned to combat impaired driving; and

**WHEREAS**, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

**WHEREAS**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2014 Statewide Crackdown*; and

**WHEREAS**, the project will involve increased impaired driving enforcement from August 15 through September 1, 2014; and

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

**NOW, THEREFORE, BE IT PROCLAIMED** that the Borough of North Haledon declares its support for the *Drive Sober or Get Pulled Over 2014 Statewide Crackdown* from August 15 through September 1, 2014 and pledges to increase awareness of the dangers of drinking and driving.

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

**Ordinance (off) Re: Noise Ordinance**

**Ordinance #17-2014 Re: Salary Ordinance**

Motion Councilman Luisi, 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 Borough Attorney advised that the salary ordinance would be introduced with the provisions that the line items of assessment search officer and election official being deleted.

The Clerk presented the following ordinance:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
ORDINANCE #1-2014 FIXING THE SALARIES AND COMPENSATIONS  
OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF  
NORTH HALEDON, IN THE YEAR 2014**

**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 New Jersey for the year 2014:

MAYOR	5,000.00
COUNCIL MEMBERS	3,442.00
CHIEF OF POLICE	149,391.00
ADMINISTRATOR	20,400.00
MUNICIPAL CLERK	67,134.00
MUNICIPAL HOUSING ADMINISTRATOR	12,485.00
DEPUTY BOROUGH CLERK	45,781.68
ADMIN. ASST./CLERK'S OFFICE	34,680.00
SPECIAL EVENTS SECRETARY	1,200.00
TAX COLLECTOR	62,437.52
TAX SEARCH OFFICER	903.00
TAX ASSESSOR	18,855.00
MUNICIPAL TREASURER	65,968.00
CHIEF FINANCIAL OFFICER	13,149.39
ASSISTANT TREASURER	49,537.31

SUPERINTENDENT OF PUBLIC WORKS	91,908.00
CLERICAL ASST/POLICE DEPT.	30,000.00
OPERATOR/PUMP STATION/PART TIME (I)	15,000.00
OPERATOR/PUMP STATION/PART TIME (II)	10,000.00
ASST. OPERATOR/PUMP STATION	37,885.00
PLANNING BOARD CLERK	5,306.00
PLANNING BOARD CLERK-PER SPECIAL MEETING	30.00
PLANNING BD. ATTORNEY-RETAINER	3,500.00
ZONING BOARD OF ADJUSTMENT/ SECRETARY	3,546.00
ZONING BD. SPECIAL MEETING	30.00
ZONING BD. ATTORNEY-RETAINER	2,600.00
MUNICIPAL JUDGE	15,000.00
MUNICIPAL COURT ADMINISTRATOR	53,755.00
PROSECUTOR	16,459.00
PUBLIC DEFENDER/PER APPEARANCE	150.00
CONSTRUCTION CODE OFFICIAL	49,435.00
PLUMBING & ELECTRICAL SUB-CODE OFFICIAL	20,081.00
FIRE SUB-CODE OFFICIAL	10,485.00
ZONING REVIEW OFFICER	1,297.00
CODE ENF.-PROP MNT.-ZONING ENFORCEMENT	66,209.00
LAND USE ACT ADMINISTRATOR	1,297.00
TECHNICAL ASST. CONSTRUCTION OFFICE	29,031.00
REGISTRAR OF VITAL STATISTICS	1,705.00
DEPUTY REGISTRAR OF VITAL STATISTICS	731.00
FIRE OFFICIAL	7,072.00
OEM COORDINATOR	2,190.00
ASST. OEM COORDINATOR	874.00
REGISTERED ENVIRONMENTAL HEALTH SPEC.	10,000 -- 14,828.00
PUBLIC HEALTH NURSE	10,000 -- 13,179.00
SECRETARY/BOARD OF HEALTH	5,000 -- 6,491.00
RECYCLING COORDINATOR	4,296.00
SECRETARY ETHICS BOARD	212.00
SECRETARY ETHICS BD/PER SPECIAL MEETING	30.00
RECORDING CLERK ETHICS BD / PER MEETING	150.00
ROAD KILL SPECIALIST	3,337.00

**HOURLY**

RECYCLING ATTENDANT/ENFORCEMENT OFFICER	12.00 – 30.00
DEPUTY TAX COLLECTOR	13.00 – 16.00
DPW PART-TIME LABORER	12.00 – 18.60
SPECIAL POLICE OFFICER	14.00-16.00
FIRE INSPECTOR	14.00-16.00

CLERICAL ASSISTANT	14.00 – 18.00
PART-TIME DISPATCHER	12.00-15.00
CROSSING GUARD	14.00-16.00
DEPUTY COURT ADM. / VIOLATIONS CLERK	15.00-18.00
GREEN TEAM INTERN	20.00

Motion by Councilman Dyer, second by Councilman Marco, that the ordinance heretofore introduced does now pass on first reading as amended, and that said ordinance be further considered for final passage on August 6, 2014, 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 the law. Upon roll call, all members present voted in the affirmative. Motion carried.

**Ordinance #18-2014**

**Re: Merit Raises**

Motion Councilman Luisi, second by Councilman 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:

**AN ORDINANCE ESTABLISHING MERIT INCREASES  
FOR OFFICERS AND EMPLOYEES OF THE BOROUGH OF NORTH HALEDON,  
IN THE YEAR 2014**

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

**SECTION 1.**

The following officers and employees of the Borough of North Haledon, County of Passaic, and State of New Jersey shall be paid the following merit increases to their base salaries for the year 2014:

Linda Dearani	Technical Asst., Construction Office	2,500.00
William Graham	Superintendent, DPW	5,000.00
William Graham	Assistant, Pumping Station	1,000.00
Keith Sloomaker	Assistant, Pumping Station	6,000.00
Gregory Van Brookhoven	Assistant, Pumping Station	5,000.00
Karen Lomascola	Court Administrator	5,000.00

Mayor George advised that the Borough Attorney has been instructed to research guidelines of who will be eligible for merit raises in the future.

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

passage on August 6, 2014, 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 the law. Upon roll call, all members present voted in the affirmative. Motion carried.

**Ordinance (off)**

**Re: Feeding of Wildlife**

**Ordinance #19-2014**

**Re: Drug-Free Zones**

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

The Clerk presented the following ordinance:

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT  
THE CODE OF THE BOROUGH OF NORTH HALEDON  
TO ADD CHAPTER 165, DRUG FREE ZONES**

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

Chapter 165, which shall be entitled DRUG FREE ZONES, shall be added to the Code of the Borough of North Haledon and shall read as follows:

**DRUG FREE SCHOOL, PARKS AND PUBLIC BUILDINGS ZONES.**

**165-1. Adoption of Map for Drug Free Zones for Schools, Public Housing, Parks and Public Buildings.**

In accordance with and pursuant to the authority of N.J.S.A. 2C:35-7 and 2C:35-7.1 a Drug-Free Zone Map dated 2014 and certified by Borough Engineer.

This map for the one thousand (1,000') foot drug free school zone is hereby approved and adopted as the official finding and record of the location of areas within the municipality of property which are used for school purposes, and which are owned by or leased to any elementary or secondary school or school board, and of the areas on or within one thousand (1,000') feet of such school property.

This map is also hereby approved and adopted as the official finding and record of the location of areas within the municipality of property which are within five hundred (500') feet of real property comprising a public park, or a public building as defined pursuant to N.J.S.A. 2C:35:71.

The map may be found on file in the office of the Borough Clerk.



**165-2. Map to Constitute Official Finding and Record of Boundaries.**

The Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section shall constitute an official finding and record as to the location and boundaries of areas on or within one thousand (1,000') feet of property owned by or leased to any elementary or secondary school or school board which is used for school purposes until such time, if any, the Borough Council, with the recommendation of the Borough Engineer and the Chief of Police, adopt a new Drug Free Zone Map to reflect any revision that is necessary to the existing map to reflect locations and boundaries of school property and drug free zones.

The same Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section shall also constitute an official finding and record as to the location and boundaries of areas on or within five hundred feet (500') of real property comprising a public park, or a public building as defined under N.J.S.A. 2C:35-7.1 until such time, if any, the Borough Council, with the recommendation of the Borough Engineer and the Chief of Police, adopt a new Drug-Free Zone Map to reflect any revision that is necessary to the existing map to reflect locations and boundaries of real property comprising a public park, or a public building and drug-free zones within the five hundred (500') feet thereof.

**165-3. Notification of Changes in Boundaries.**

The school board, or chief administrative officer in the case of any private or parochial school, or Borough Administrator, as the case may be, is hereby directed and shall have the continuing obligation to promptly notify the Borough Engineer and Chief of Police of any changes, or contemplated changes, in the location and boundaries of any property owned or leased by their school(s), or the Borough, as applicable.

**165-4. Filing and Availability of the Map.**

The Borough Clerk is hereby directed to receive and keep on file the original certified Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section and to provide at a reasonable cost, or as defined pursuant to the Open Public Records Act, a true copy thereof to any person, agency or court which may, from time to time, request such a copy, along with a certification that such copy is a true copy of the map approved and adopted herein and kept on file. It is hereby further directed that a true copy of such map and of this section shall be provided without cost to the County Clerk, the Office of the Passaic County Prosecutor, the Municipal Prosecutor, and Borough's Police Department.

**165-5. Value of Map as Evidence.**

The following additional matters are hereby determined, declared, recited and stated:

- a. It is understood that the Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section was prepared and is intended to be used as evidence in prosecutions arising under the criminal law of this state, and that, pursuant to State law, such map shall constitute prima facie evidence of the following:
  1. The location of any schools within the municipality.
  2. The boundaries of real property which is owned by or leased to such schools or a school board;
  3. That such school property is and continues to be used for school purposes;

4. The location and boundaries of areas which are on or within one thousand (1,000') feet of such school property.
  5. The location of public parks and public buildings within the municipality as defined by N.J.S.A. 2C:35-7.1;
  6. The boundaries of real property which is owned by or leased or used as public parks and public buildings; and
  7. The location and boundaries of areas, which are on or within five hundred (500') feet of public parks and public buildings.
- b. Except as is otherwise expressly noted on the face of the approved and adopted map, all of the property depicted on the map approved and adopted herein as school property was owned by, or leased to, a school or school board, and was being used for school purposes at the time of certification of the Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section.
  - c. Except as is otherwise expressly noted on the face of the approved and adopted map, all of the property depicted on the map approved and adopted herein as public parks and public buildings were owned by, or leased to a State, County or local government or agency or instrumentality thereof at the time of certification of the Drug-Free Zone Map approved and adopted pursuant to subsection 165-1 of this section.
  - d. Pursuant to the provisions of N.J.S.A. 2C:35-7 and N.J.S.A. 2C:35-7.1, a prosecutor is not precluded from introducing or relying upon any other evidence or testimony to establish a violation of the offense defined in the statute, including the use of a map or diagram other than the one approved and adopted pursuant to subsection 165-1 of this section. The failure of the map approved herein to depict the location and boundaries of any property which is, in fact, used for school purposes and which is owned by or leased to any elementary or secondary school or school board, or meeting the definitions of a public park or public building, whether the absence of such depiction is the result of inadvertent omission or the result of any changes in the location and boundaries of such property which have not yet been incorporated into a revised approved map, shall not be deemed to be an official finding and record that such properties are not owned, leased or used by the entities or for the purposes described.
  - e. All the provisions set forth in N.J.S.A. 2C:35-7 and N.J.S.A. 2C:35-7.1 concerning the preparation, approval and adoption of a Drug-Free Zone Map have been complied with.

**165-6 Severability Clause.**

If any section, subsection, sentence, clause or phrase of this section is for any reason held to be unconstitutional, invalid, or unenforceable by a court of competent jurisdiction, such decision shall not affect the remaining portions of this section.

**165-7 Effective Date.**

This section shall become effective upon final adoption in accordance with law.

Motion by Councilman Dyer, 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 August 6, 2014, 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 the law. Upon roll call, all members present voted in the affirmative. Motion carried.

**RESOLUTION CA#8-2014**

**Re: Consent Agenda #8-2014**

Motion by Councilman Melone, second by Councilman Marco, that the Clerk reads the resolution by title and waive the reading of the resolution in full. Upon roll call, all members present voted in the affirmative. Motion carried.

The Clerk presented the following resolution

**WHEREAS**, the Mayor and Board of Council of the Borough of North Haledon have reviewed the Consent Agenda consisting of various proposed resolutions; and

**WHEREAS**, the Mayor and Board of Council of the Borough of North Haledon are not desirous of removing any resolution for individual action from the agenda; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of North Haledon that the following resolutions on the consent agenda are hereby approved and adopted.

- #122-2014 Postage Window Envelopes / Finance
- #123-2014 Postage Window Envelopes / Tax Collector
- #124-2014 Receipt of Audit
- #125-2014 Acceptance of Proposal / Property Pilot
- #126-2014 Chapter 159 / Sustainable Jersey
- #127-2014 Ratification of Check
- #128-2014 Re-Appointments / Ethics Board
- #129-2014 Change Order / American Legion
- #130-2014 Acceptance of Proposal / Partner
- #131-2014 Corrective Action Plan
- #132-2014 Refund / Construction Permit Fee
- #133-2014 Change Order / Ahnert Avenue Rehabilitation
- #134-2014 Acceptance of Proposal / Boswell Engineering
- #135-2014 Reimbursement / Sidewalk Repairs
- #136-2014 Authorization / Sale of 2 Repeaters to US Coast Guard Auxiliary
- #137-2014 Authorization / Receipt of Bids / Lease of Police Vehicles
- #138-2014 Reimbursement / Van Der Wall / Mulch
- #139-2014 Authorization / Payment / John M. Carbone
- #140-2014 Authorization / Payment / Charles J. Sciara

Mayor George advised that he was recusing himself regarding Resolution #128-2014 and Resolution #140-2014.

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

**Resolution #122-2014**

**Re: Postage Window Envelopes /  
Finance Office**

**BE IT RESOLVED** that the Treasurer be authorized to issue a check in the amount of \$1,196.55 to the Philatelic Fulfillment Service Center for 2,000 post-paid 49 cents window envelopes, to be charged to Account #4-01-20-130-130-215, Financial Administration Postage - 2014.

**CERTIFICATION:**

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in Financial Administration Postage - 2014.

**Resolution #123-2014**

**Re: Postage Window Envelopes /  
Tax Collector's Office**

**BE IT RESOLVED** that the Treasurer be and she is hereby authorized and directed to issue a check in the amount of \$1,196.55 (ONE THOUSAND ONE HUNDRED NINETY-SIX DOLLARS AND 55 CENTS) to U.S. Stamped Envelope Agency for postpaid envelopes, and same to be charged to Collection of Taxes, O.E.

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

**CERTIFICATION:**

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in Collection of Taxes, O.E

**Resolution #124-2014**

**Re: Receipt of Audit**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

**WHEREAS**, the Annual Report of Audit for the year 2013 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

**WHEREAS**, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations," as evidenced by the group affidavit form of the Governing Body attached hereto; and,

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

**WHEREAS**, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Borough Council of the Borough of North Haledon, hereby states that they have complied with N.J.A.C. 5:30-6.5 and do hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance

**Resolution #125-2014**

**Re: Acceptance of Proposal /  
Property Pilot**

**WHEREAS**, the Borough of North Haledon is in need of municipal management platform, and;

**WHEREAS**, Property Pilot, by letter dated February 26, 2014, 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 Property Pilot, dated February 26, 2014, for municipal management and is here by accepted and approved, and that payment for attached project shall not exceed \$50,000.00; and

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

**CERTIFICATION:**

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in Ordinance #11-2014.

**Resolution #126-2014**

**Re: Chapter 159 / Sustainable Jersey**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of

any municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount;

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of North Haledon, in the County of Passaic, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$2,000.00 which is now available from Sustainable Jersey.

**BE IT FURTHER RESOLVED** that the like sum of \$2,000.00 is hereby appropriated under the caption Sustainable Jersey Small Grant.

**Resolution #127-2014**

**Re: Ratification of Check**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of North Haledon that check #2083 in the amount of \$402.78, dated June 19, 2014, drawn to the order of Caesars Atlantic City, be hereby ratified; and

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

**CERTIFICATION**

I, Laura Leibowitz, CFO/Treasurer of the Borough of North Haledon, do hereby certify that funds were available for the aforementioned in 4-01-25-240-240-218.

**Resolution #128-2014**

**Re: Re-Appointments / Ethics Board**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that Philip Zofrea, Roy Heerema and Philip Fiorenzo be and is hereby re-appointed as a member of the Ethics Board, effective July 17, 2014, for a period of five (5) years, term to expire July 17, 2019; and

**Resolution #129-2014**

**Re: Change Order / American Legion**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that Change Order #1 and Final for captioned project in the sum of \$3,340.00 (copy of same attached hereto and made a part of the within resolution) be and the same is hereby approved.

**Resolution #130-2014**

**Re: Acceptance of Proposal / Partner**

**WHEREAS**, the Borough of North Haledon is in need of OSHA/PEOSH Regulatory Compliance Services, and;

**WHEREAS**, Partner, by letter dated March 3, 2014, 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 Partner, dated March 3, 2014, for OSHA/PEOSH Regulatory Compliance Services and is hereby accepted and approved, and that payment for attached project shall not exceed \$14,150.00; and

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

**CERTIFICATION:**

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in Other Insurance 2014.

**Resolution #131-2014**

**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 #132-2014**

**Re: Refund / Construction Permit Fee**

**WHEREAS**, Tri-State Environmental applied for a permit for Gail Stoecklin, 7 Coles Hill Road, North Haledon, for the removal of their oil tank; and

**WHEREAS**, by letter received July 14, 2014, Mrs. Stoecklin will no longer be removing the oil tank; and

**WHEREAS**, Mrs. Stoecklin's is requesting a refund of the \$100.00 permit fee; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of North Haledon that the refund be approved and that the Treasurer be and she is hereby authorized to issue a check to Tri-State Environmental, 373 Hillray Avenue, Wyckoff, NJ 07481.

**Resolution #133-2014**

**Re: Change Order / Ahnert Avenue**

**BE IT RESOLVED**, by the Borough Council of the Borough of North Haledon that Change Order #2 and Final for captioned project in the sum of -\$3,031.50 (copy of same attached hereto and made a part of the within resolution) be and the same is hereby approved.

**Resolution #134-2014**

**Re: Acceptance of Proposal /  
Boswell Engineering / Sicomac Road**

**BE IT RESOLVED** that the Borough Administrator is hereby authorized to execute a contract with Boswell Engineering for improvements to Sicomac Road, Part II (copy attached hereto and made part of the within minutes) in the sum not to exceed \$14,600.00 for the design phase and \$25,000.00 for the construction phase.

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

**CERTIFICATION:**

I, Laura Leibowitz, Treasurer of the Borough of North Haledon do hereby certify that funds are available for the aforementioned in Capital Ordinance 2014.

**Resolution #135-2014**

**Re: Reimbursement / Sidewalk Repairs**

**WHEREAS**, the Borough of North Haledon received money from FEMA to repair sidewalks damaged in Hurricane Sandy; and

**WHEREAS**, the resident at 41 Copley Court repaired the damaged sidewalk prior to the receipt of FEMA reimbursement; and

**WHEREAS**, by letter received June 30, 2014, Todd Darby, OEM Coordinator requested that the Borough reimburse the resident in the amount of \$830.56 for the cost to repair the sidewalk;

**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 \$830.56 to Leonard & Joanne Herrmann, 41 Copley Court, North Haledon, NJ 07508.

**Resolution #136-2014**

**Re: Authorization / Sale of Repeaters  
US Coast Guard**

**WHEREAS**, the Borough of North Haledon currently owns two (2) low band repeaters, which were previously utilized by the Borough's Police Department; and

**WHEREAS**, the Borough of North Haledon was required by the Federal Communications Commission to replace its Police radio communication system to a narrower band system and is, therefore, prohibited from utilizing the aforementioned two (2) low band repeaters; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-36(2), a Governing Body may, by Resolution, authorize the sale of personal property not needed for public use without the need for advertising for bids when such sale is made to the United States or any governmental unit in the United States; and

**WHEREAS**, the United States Coast Guard Auxiliary established by the United States Congress in 1939 and is desirous of acquiring the aforementioned two (2) low band repeaters as



it is not prohibited from utilizing the same by the Federal Communications Commission,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and the Board of Council of the Borough of North Haledon that the sale of the aforementioned two (2) low band repeaters to the United States Coast Guard Auxiliary for the sum of \$1.00 is hereby approved and authorized and the Mayor be and he is hereby authorized to execute any documents and take any and all action necessary for said purpose.

**Resolution #137-2014**

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

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

**Resolution #138-2014**

**Re: Reimbursement / Vander Wall**

**WHEREAS**, due to heavy rain and a collapse pipe 731 High Mountain Road's property was flooded; and

**WHEREAS**, the resident had to purchase 25 bags of mulch to fix the damage from the flood; and

**WHEREAS**, by letter dated July 1, 2014, Donald and Ginger Van Der Wall, 731 High Mountain Road, requested reimbursement in the amount of \$104.79 for the mulch that was purchased; and

**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 \$104.79 to Donald and Ginger Van Der Wall, 731 High Mountain Road, North Haledon, NJ 07508.

**Resolution #139-2014**

**Re: Payment / John M. Carbone**

**WHEREAS**, a certain action was commenced by John M. Carbone and Susan Carbone against the Borough of North Haledon as captioned above; and

**WHEREAS**, the above-referenced action was the subject of an appeal, which was filed by the Plaintiffs, which resulted in the matter being remanded to the Law Division for further proceedings; and

**WHEREAS**, the Borough of North Haledon elected to foregoing further litigation in an effort to conserve the costs associated therewith; and

**WHEREAS**, the Plaintiffs have requested costs relating to the aforesaid appeal in the sum of \$1,216.96; and

**WHEREAS**, the Governing Body of the Borough of North Haledon has determined to pay said costs, given the expense of any litigation relating to the same and the uncertainty thereof;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and the Board of Council of the Borough of North Haledon that it hereby approves the payment to John M. Carbone and Susan Carbone in the sum of \$1,216.96.

**Resolution #140-2014**

**Re: Payment / Charles J. Sciara**

**WHEREAS**, Police Chief Robert Bracco retained the law firm of Sciarra & Catrambone, LLC for the purpose of providing a legal defense to certain charges; and

**WHEREAS**, the above-referenced charges against Police Chief Robert Bracco were dismissed; and

**WHEREAS**, the Borough of North Haledon has been requested to pay the legal fees of Sciarra & Catrambone, LLC in the sum of \$1,838.75 relating to its defense of Police Chief Robert Bracco; and

**WHEREAS**, the Governing Body of the Borough of North Haledon has determined to pay said fees, given the expense of any litigation relating to the same and the uncertainty thereof;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and the Board of Council of the Borough of North Haledon that it hereby approves the payment to Sciarra & Catrambone, LLC in the sum of \$1,838.75.

**CERTIFICATION OF AVAILABILITY OF FUNDS**

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

**Resolution #141**

**Re: Payment of Approved Claims**

Mayor George read 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:

**2014 BILLS**

CURRENT FUND-OTHER EXPENSES .....	\$ 368,707.29
GENERAL LEDGER.....	\$ 13,850.00

**2014 BILLS**

<b>PREPAID BILLS - CURRENT FUND - OTHER EXPENSE.....</b>	<b>\$ 91,086.03</b>
FEDERAL/STATE GRANT FUND.....	\$ 47,245.12
TRUST FUND II.....	\$ 706.50
DOG LICENSE TRUST ACCOUNT.....	\$ 1,144.60
CAPITAL FUND.....	\$ 340,171.56

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

**BE IT FURTHER RESOLVED** that the total payrolls in the amount of \$ 341,610.87 paid in the month of June be approved.

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

## **DISCUSSION**

Mayor George inquired whether Boswell Engineering had been reimbursed using the Kara Homes Bond. The Borough Engineer replied in the negative. The Borough Attorney advised that it was a cash bond and that the Treasurer had been authorized to disburse the funds; he will follow up with her.

Mayor George inquired about the status of the no-parking signs at Lakeside. The Borough Engineer advised that the design was being revised and would be available shortly.

The Borough Attorney was instructed to draft a resolution renaming the community garden as the Lynn Perler George Memorial Garden.

## **ADJOURNMENT**

Motion by Councilman Marco, second by Councilman 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 11:45 p.m.

Respectfully Submitted,

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Renate Elatab, Municipal Clerk

Approved at Meeting of September 17, 2014