

**BOROUGH OF HALEDON  
MAYOR AND COUNCIL  
February 18, 2010**

PRAYER  
FLAG SALUTE

The regular meeting of the Mayor and Council of the Borough of Haledon will take place on February 18, 2010 at 7:00PM in the Council Chambers of the Haledon Municipal Complex located at 510 Belmont Avenue, Haledon, New Jersey.

This meeting was called pursuant to the provisions of the Open Public Meetings Law. Notice of this meeting was included in a list of meetings notice sent to the Hawthorne Press, the North Jersey Herald & News and the Record on January 7, 2010 posted on the bulletin board in the Municipal Building on January 7, 2010 and has remained continuously posted as the required notices under the Statute. In addition, copies of the above notices are and have been available to the public and are on file in the office of the Municipal Clerk.

Proper notice having been given, the Municipal Clerk is directed to include this statement in the minutes of this meeting.

ROLL CALL – Mayor Stampone called the meeting to order at 7:00PM

Present: Mayor Domenick Stampone; Council members Michael Tirri, Rey Martinez, Dom Fusco, Heather Kilminster, Dan Batelli and Maha Kandis; Andrew Oddo and Municipal Clerk Allan R. Susen.

Absent: -0-

**APPROVAL OF MINUTES**

Motion by Fusco seconded by Tirri to approve the minutes listed below:

January 1, 2010	Reorganization Meeting
January 14, 2010	Work Session
January 21, 2010	Regular Meeting
February 4, 2010	Work Session
April 2, 2009	Work Session
October 1, 2009	Work Session
June 4, 2009	Executive Session

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

Councilwoman Kilminster abstained from approving February 4, 2010 meeting minutes due to the fact that she did not attend that meeting.

**APPOINTMENT**

Mayor Stampone requested the advice and consent of the Borough Council to appoint Muhammed Malgosh to the Manchester Utility Authority.

RESOLUTION #2010-042 APPOINTMENT OF MUHAMMAD MALGOSH –  
MANCHESTER UTILITIES AUTHORITY  
Motion by Tirri seconded by Martinez to appoint.

ROLL CALL

YES: TIRRI, KANDIS, KILMINSTER, MARTINEZ

NO: FUSCO, BATELLI

Mayor Stampone requested the advice and consent of the Borough Council to appoint Mary Lou Zambri to the Local Board of Assistance.

RESOLUTION #2010-043 APPOINTMENT OF MARY LOU ZAMBRI – BOARD OF ASSISTANCE  
Motion by Fusco seconded by Martinez to appoint.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI  
NO:-0-

**PROCLAMATIONS**

Mayor Stampone read proclamations for:

Read Across America  
The Boys Scouts of America  
Parkinson's Disease Awareness Month.

**PUBLIC HEARING**

**(Privilege of the floor)**

Motion by Fusco seconded by Tirri to open the public hearing.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI  
NO: -0-

Tom Segreto, Esq., was present at the meeting to answer any questions regarding Ford Road Ordinance#2-18-2010.

Councilwoman Kilminster – main concern is the intent of the property owner. That area is difficult to service. The Borough is asked to give away the property at no cost but the Appesh family might profit from it in the future.

Tom Segreto, Esq. – The Council is under impression giving away property but the situation is not so. The land surrounding the road is owned by Appesh Family, this ordinance just vacates the road. The Borough does not have a deed for Ford Road and no use for it. Presently there are no plans to build on the vacated Road.

Jeff Fischer, 3 Avenue C – invited everyone to Scout Sunday this Sunday. Had a couple of concerns regarding the following matters:

1. Ambulance Corps. Letter.
2. Belmont Avenue Streetscape projects- funds vs. costs.
3. St. Mary's Property
4. Roe Street Sewer Project.
5. Roe Street Field Decorative lights being on all night is costly. Need to conserve energy.

Motion by Batelli seconded by Fusco to close the public hearing.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

**GOVERNING BODY RESPONSES**

Mayor Stampone's response – nothing about tonight's ordinance #2-18-2010 that deals with a new building for Ford Road.

The Borough's attempt to correspond with Ambulance Corps. was not successful. The Ambulance Corp. will dissolve in the year 2011.

Regarding Belmont Streetscape we moved forward due to deadlines with the grants received. If the road needs to be worked on for any reason the party doing the work is expected to repair any damages done by their work.

The concerns regarding the decorative lights around Roe Street Park we will check to see what we can do in limiting the time the lights are on or the number of lights that are on.

**COMMITTEE REPORTS**

**PUBLIC SAFETY COMMITTEE – Rey Martinez, Chairperson**

Police Liaison – spoke about Ambulance letter, Ambulance Corps. will dissolve February 2011. Meeting with Paterson to investigate options on joint Ambulance service. Echoed Mayor Stampone's response.

Police Department  
Housing Inspection/Building Maintenance  
Municipal Court

**Fire Liaison– Heather Kilminster**

Fire Department – read regular report and reported on the Central Avenue fire. Thanked mutual aid response.  
Upcoming events: Harassment Training,  
PBA negotiations meeting

Office of Emergency Management Liaison – Michael Tirri

**FINANCE COMMITTEE**

Michael Tirri, Chair –Finance meeting last week the budget process discussed. Saturday February 20, 2010 meeting with Chuck Ferraioli.

**ADMINISTRATION AND PERSONNEL**

Maha Kandis, Chair – read regular report.

**ORDINANCE**

Dom Fusco, Chair – fertilizer ordinance next month, State mandated.

**HEALTH AND WELFARE**

Heather Kilminster, Chair – no report

## PUBLIC WORKS

Daniel Batelli, Chair – received Department of Public Works for January. Commended Department of Public Works for their snow removal efforts during the last few storms. Good job done.

Water Department & Utility Management

- Department of Public Works
- Streets & Roads
- Public Land, Parks & Building Maintenance
- Sanitation & Waste Services
- Clean Streets
- Recycling

## CAPITAL PROJECTS

Rey Martinez, Chair – continue to search and look at options.

## TECHNOLOGY

Maha Kandis, Chair – Did not meet with the Borough Administrator yet. Will meet with Allan R. Susen on Monday February 22, 2010.

## RECREATION

Maha Kandis, Chair – Ordinance #1-21-2010 tonight creates Special Events Committee. Reaching out for volunteers.

Haledon Day date is July 10, 2010 need to verify no conflicts with area municipalities.

## COMMUNICATIONS

1. Letter from Superintendent Raymond V. Kwak regarding School Board Elections indicating the vacancies for the Manchester Regional High School and Haledon Boards of Education.
2. Letter to the New Jersey Department of Transportation regarding Borough of Haledon, Belmont Avenue Beautification Project- Phase I Borough of Haledon, Passaic County NJ PMK Project #062112 from David Testa of Birdsall Services Group/PMK.
3. Letter from Edward Deane to Planning/Zoning Secretary Deborah Gutches declining his appointment as an alternate member to the Planning Zoning Board of the Borough of Haledon.
4. Invitation from Community Outreach Foundation sponsored by Sheriff Jerry Speziale to attend Gala Art Auction on Friday, February 19, 2010.
5. Resolution received from the Passaic County Board of Chosen Freeholders regarding a public hearing for Passaic County Open Space expenditures – Roe Street Field

Motion by Fusco seconded by Kilminster to accept and file.

## ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

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**UNFINISHED BUSINESS**

Motion by Tirri seconded by Fusco that Ordinance # 1-21-2010 to be heard in its second and final reading (Abolish Board of Recreation and Create Special Events Committee.)

ROLL CALL

YES: FUSCO TIRRI KANDIS KILMINSTER MARTINEZ BATELLI

NO: -0-

THE CLERK READ THE TITLE:

BOROUGH OF HALEDON  
ORDINANCE #1-21-2010  
AN ORDINANCE ABOLISHING THE HALDON BOARD OF RECREATION  
COMMISSIONERSAND CREATING SPECIAL EVENTS  
COMMITTEE IN ITS PLACE.

Motion by Kilminster seconded by Martinez to open the public hearing on Ordinance # 1-21-2010.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

No Comments.

Motion by Kilminster seconded by Fusco to close the public hearing on Ordinance # 1-21-2010.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

Motion by Kilminster seconded by Fusco that Ordinance #1-21-2010 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

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Motion by Fusco seconded by Kilminster that Ordinance# 1-21-2010A to heard in its second and final reading. (Amend Chapter 88, Alcoholic Beverages).

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

THE CLERK READ THE TITLE:

BOROUGH OF HALEDON  
ORDINANCE #1-21-2010A  
AN ORDINANCE TO AMEND CHAPTER 88 ENTITLED ALCOHOLIC BEVERAGES OF  
THE CODE OF THE BOROUGH OF HALEDON

Motion by Batelli seconded by Fusco to open the public hearing on Ordinance # 1-21-2010A.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

*Please shut off or set to vibrate all cell phones and other communication devices*

No Comments.

Motion By Kilminster seconded by Fusco to close the public hearing on Ordinance # 1-21-2010A.

ROLL CALL  
YES: FUSCO, TIRRI , KANDIS, KILMINSTER, MARTINEZ,BATELLI  
NO: -0-

Motion by Kilminster seconded by Fusco that Ordinance #1-21-2010A be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL  
YES: FUSCO, TIRRI , KANDIS, KILMINSTER, MARTINEZ, BATELLI  
NO: -0-

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Motion by Kilminster seconded by Fusco for Ordinance#1-21-2010B to heard in its second and final reading. (Amending Chapter 186 Titled "Fire Prevention").

ROLL CALL  
YES: FUSCO TIRRI KANDIS KILMINSTER MARTINEZ BATELLI  
NO: -0-

THE CLERK READ THE TITLE:

BOROUGH OF HALEDON  
ORDINANCE #1-21-2010B  
AN ORDINANCE AMENDING CHAPTER 186 OF THE CODE OF THE BOROUGH OF  
HALEDON TITLED "FIRE PREVENTION"

Motion by Batelli seconded by Martinez to open the public hearing on Ordinance # 1-21-2010B.

ROLL CALL  
YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ,BATELLI  
NO:-0-

No Comments.

Motion by Fusco seconded by Kilminster to close the public hearing on Ordinance # 1-21-2010B.

ROLL CALL  
YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ,BATELLI  
NO: -0-

Motion by Kilminster seconded by Martinez that Ordinance #1-21-2010 B to be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL  
YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI  
NO: -0-

**NEW BUSINESS**

Motion by Fusco seconded by Kandis to read the introduction of Ordinance #2-18-2010.  
(Vacate a portion of Ford Road ).

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

THE CLERK READ THE TITLE:

BOROUGH OF HALEDON  
ORDINANCE #2-18-2010  
ORDINANCE VACATING A PORTION OF FORD ROAD AND REVERSION OF  
VACATED STREET TO ADJOINING PROPERTIES

Motion by Fusco seconded by Martinez to approve and authorize the Municipal Clerk to advertise in the next available issue of the Herald News for a public hearing to take place on March 18, 2010.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

**DEPARTMENTAL REPORTS ARE POSTED ON THE BULLETIN BOARD**

**RESOLUTIONS**

CONSENT AGENDA

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

WHEREAS, the Mayor and Council of the Borough of Haledon are not desirous of removing any resolution from the Consent Agenda;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon, that the following resolutions on the Consent Agenda are hereby approved:

- |             |   |
|-------------|---|
| RS#2010-044 | AUTHORIZE GENERAL RELEASE AND ACCEPT PAYMENT FROM THE MUNICIPAL ENVIRONMENTAL RISK MANAGEMENT FUND REGARDING UNDERGROUND STORAGE TANKS OR ABOVE GROUND STORAGE TANKS. |
| RS#2010-045 | AUTHORIZE RAFFLE LICENSE TO THE VERITANS CLUB.  |
| RS#2010-046 | AUTHORIZE THE RENEWAL OF BENECKE ECONOMICS CONTRACT.  |
| RS#2010-047 | AUTHORIZE MUNICIPAL CLERK TO ADVERTISE FOR CUSTODIAL SERVICES   |
| RS#2010-048 | REFUND OF 2009 TAX OVERPAYMENT, TAX COURT JUDGEMENT – 431 HALEDON AVENUE  |
| RS#2010-049 | REFUND OF 2007 TAX OVERPAYMENT, TAX COURT JUDGEMENT – 293 HALEDON AVENUE  |
| RS#2010-050 | REFUND OF 2008 TAX OVERPAYMENT, TAX COURT JUDGEMENT – 293 HALEDON AVENUE  |
| RS#2010-051 | TAX TITLE LIEN REDEMPTION/ OUTSIDE LIEN HOLDER- 388 SOUTHSIDE AVENUE, HALEDON, NEW JERSEY 07508   |

RS#2010-052            AUTHORIZE CHANGE OF ORDER #3 AND AUTHORIZE  
PAYMENT FOR BELMONT STREETSCAPE PAYMENT #4  
(FINAL) FOR BELMONT STREETSCAPE PHASE I.

Motion by Kilminster seconded by Fusco to approve.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

RESOLUTION #2010-044    AUTHORIZE GENERAL RELEASE AND ACCEPT  
PAYMENT FROM THE MUNICIPAL ENVIRONMENTAL  
RISK MANAGEMENT FUND REGARDING  
UNDERGROUND STORAGE TANKS OR ABOVE GROUND  
STORAGE TANKS

BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the Mayor and Municipal Clerk are hereby authorized to sign the release with the New Jersey Municipal Environmental Risk Management Fund regarding underground or above ground storage tanks; and

BE IT FURTHER RESOLVED, that the Borough shall accept in consideration of the above mentioned release the amount of \$10,000.

RESOLUTION #2010-045    AUTHORIZE REQUEST TO CONDUCT AN OFF PREMISE  
50/50 RAFFLE, VERITANS CLUB ON MAY 20, 2010

WHEREAS, Veritans Club has applied for a raffle license to hold an off premise 50/50 raffle; and

WHEREAS, the purpose of this raffle is to support and benefit Camp Veritans for year 2010; and

WHEREAS, the proper application has been completed and the correct fees paid; and

WHEREAS, the Municipal Clerk has reviewed the application and found everything to be in order;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon that the request for a raffle license is hereby approved for an off premise 50/50 to be held on May 20, 2010 at Camp Veritans, Pompton Road, Haledon, NJ 07508.

RESOLUTION #2010-046    AUTHORIZE EXTENSION OF BENECKE ECONOMICS  
CONTRACT

WHEREAS, the contract between the Borough of Haledon and Benecke Economics has expired on December 31, 2009; and

WHEREAS, the Municipal Clerk of the Borough of Haledon has advised the Mayor and Council it is in the best of interest to the Borough to renew the current contract with Benecke Economics;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Haledon to renew the current contract with Benecke Economics until December 31, 2010

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RESOLUTION #2010-047 AUTHORIZE MUNICIPAL CLERK TO ADVERTISE FOR  
CUSTODIAL SERVICES

BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the Municipal Clerk is hereby authorized to advertise for bids for custodial services.

RESOLUTION #2010-048 REFUND OF TAX OVERPAYMENT TAX COURT  
JUDGMENT

WHEREAS, an overpayment has been made by the property owner as a result of a successful Tax Court Judgment for 2009 taxes on block 89 Lot 16, better known as 431 Haledon Avenue, Haledon, New Jersey.

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be and is hereby authorized to issue a check in the amount of \$ 5,102.84 to:

Jeffery Family Associates-431 LLC  
431 Haledon Avenue  
Haledon, NJ 07508

Mail to: Zipp & Tannenbaum, LLC  
166 Gatzer Avenue  
Jamesburg, NJ 08831

RESOLUTION #2010-049 REFUND OF TAX OVERPAYMENT TAX COURT  
JUDGMENT

WHEREAS, an overpayment has been made by the property owner as a result of a successful Tax Court Judgment for 2007 taxes on block 100 Lot 1, better known as 293 Haledon Avenue, Haledon, New Jersey.

AND, WHEREAS, the statutory interest pursuant to N.J.S.A. 54:3-27.2, having been waived by taxpayer shall not be paid provided the tax refund is paid within 60 days of the date of the entry of the Tax Court Judgment;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be and is hereby authorized to issue a check in the amount of \$ 2,749.49 to:

Michael I. Schneck, Trustee for SEVAN ASSOCIATES, INC.  
301 South Livingston Avenue  
Livingston, NJ 07039

RESOLUTION #2010-050 REFUND OF TAX OVERPAYMENT TAX COURT  
JUDGMENT

WHEREAS, an overpayment has been made by the property owner as a result of a successful Tax Court Judgment for 2008 taxes on block 100 Lot 1, better known as 293 Haledon Avenue, Haledon, New Jersey.

*Please shut off or set to vibrate all cell phones and other communication devices*

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AND, WHEREAS, the statutory interest pursuant to N.J.S.A. 54:3-27.2, having been waived by taxpayer shall not be paid provided the tax refund is paid within 60 days of the date of the entry of the Tax Court Judgment;

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be and is hereby authorized to issue a check in the amount of \$ 3,731.42 to:

Michael I. Schneck, Trustee for SEVAN ASSOCIATES, INC.  
301 South Livingston Avenue  
Livingston, NJ 07039

RESOLUTION #2010-051 TAX TITLE LIEN REDEMPTION/ OUTSIDE LIEN  
HOLDER- 388 SOUTHSIDE AVENUE, HALEDON, NEW  
JERSEY 07508

WHEREAS, Theodore & JudyAnne Sanders are redeeming Tax Title Lien Certificate # 09-00001, better known as Block 39 Lot 19, 388 Southside Avenue, Haledon, New Jersey, which was sold to Robert Rothman, 411 Grand Avenue, Englewood, New Jersey 07631.

WHEREAS, subject to verification and receipt of to be deposited in the current account of the BOROUGH OF HALEDON for said redemption from Theodore and JudyAnne Sanders.

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be and is hereby authorized to issue a check in the amount of \$ 11,284.31 to:

Robert Rothman  
411 Grand Avenue  
Englewood, NJ 07631

For Tax Title Lien Redemption.

RESOLUTION #2010-052 AUTHORIZE CHANGE OF ORDER #3 AND AUTHORIZE  
PAYMENT FOR BELMONT STREETSCAPE PAYMENT #4  
(FINAL) FOR BELMONT STREETSCAPE PHASE I

WHEREAS, the Borough of Haledon has awarded a contract to Tec-Con Construction, Inc. of 9 Dodd Street, East Orange, NJ for Phase I of the Belmont Avenue Gateway Community Enhancement (Belmont Avenue Streetscape) Project; and

WHEREAS, David Testa of PMK Group, Inc has recommended in his correspondence dated January 29, 2010 that the Borough modify the award for a net change order increasing the contract price by \$1,284.25; and

WHEREAS, this change order #3 represents a .17% change in the original contract price of \$750,650.00; and

WHEREAS, the Borough has concurred in the recommendation of Mr. Testa and has determined that this Resolution should be adopted subject to the conditions hereinafter, stated; and

WHEREAS, a certification of funds has been issued by the Borough Chief Financial Officer for an amount not to exceed \$1,284.25;

*Please shut off or set to vibrate all cell phones and other communication devices*

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

1. The modification of the contract to provide for a change order #3 increasing the contract price by \$1,284.25 for an amended contract amount of \$751,934.25 be approved.
2. The written concurrence by Tec-Con Construction, Inc to the modification shall be obtained in the form of Change Order No. 3, a copy of which is attached hereto and incorporated herein by reference.
3. It is hereby determined that this Change Order does not expand the size, nature or scope of the project as it was originally described in the bid specifications. The work could not reasonably be effectuated by a separately bid contract without unduly disrupting the basic work or imposing adverse cost consequences.
4. The Contractor waives all claims for extensions of time and all claims for damages of whatsoever kind, either direct or indirect as well as any claim for impacted loss of profits of whatsoever kind related to this Change Order.

BE IT FURTHER RESOLVED, that in accordance with the recommendation of David Testa of Birdsall Engineering in his letter dated January 29, 2010, that payment #4 in the amount of \$33,521.48 is approved for payment to TEC-Con Contractors, Inc.

Motion by Fusco Seconded by Kilminster to add three resolutions.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

RESOLUTION #2010-053 APPROVE REQUEST TO CONDUCT TAG DAYS-  
BRIDGEWAY COMMUNITY CHURCH

Motion by Kilminster seconded by Martinez to approve.

WHEREAS, a request has been made by the Bridgeway Community Church on March 13, 2010 and May 22, 2010 between 9:00 AM to 4:00 PM with rain dates on March 20, 2010 and May 29, 2010; and

WHEREAS, solicitation is requested to take place in the roadway at the following locations:

- Haledon Ave. (West Haledon Ave.) and Belmont Ave.
- Church St. and Haledon Ave.

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Haledon that the request by the Bridgeway Community Church is hereby approved with the following conditions.

1. Since the locations are on County roadways, this request must be forwarded to the Passaic County Board of Chosen Freeholders for a concurring resolution. The Board of Chosen Freeholders will require an application and if approved will require the approval based on certain contingencies.
2. Children are not permitted to solicit in the roadway. Solicitation is to be conducted by adults only.
3. Everyone soliciting donations in the roadway must wear proper safety vests and roadway must be properly signed and coned to alert drivers to slow down and be aware of the presence of individuals in the roadway.
4. The "tag day" may be conducted at the following locations only:

- Haledon Ave. (West Haledon Ave.) and Belmont Ave.
- Church St. and Haledon Ave.

BE IT FURTHER RESOLVED, that the Municipal Clerk is to provide a copy of this resolution to the Haledon Police Department and the Passaic County Board of Chosen Freeholders.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

RESOLUTION #2010-054 AUTHORIZE PROFESSIONAL SERVICE AGREEMENT-  
KEITH BARRACK, SPECIAL COUNSEL FOR  
MANCHESTER REGIONAL HIGH SCHOOL FUNDING  
LITIGATION

Motion by Kilminster seconded by Fusco.

WHEREAS, the Borough of Haledon requires the services of a Borough Attorney for the Borough of Haledon; and

WHEREAS, such service is exempt from bidding pursuant to NJSA 40A: 11-5 (1); and

WHEREAS, The Borough of Haledon in compliance with P.L 2004, c. 19 solicited proposals under the "fair and open" process on February 11, 2010; and

WHEREAS, Keith Barrack of the firm Florio Perrucci Steinhardt & Fader has submitted a proposal to conduct said service; and

WHEREAS, the hourly rate for all legal work for year 2010 is \$150.00;

NOW THEREFORE, BE IT RESOLVED by the governing body of the Borough of Haledon that the Mayor and Municipal Clerk are hereby authorized to sign an agreement with Andrew Oddo for the period ending December 31, 2010 in a form to be approved by the Borough Attorney;

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

RESOLUTION #2010-055 AUTHORIZE MUNICIPAL CLERK TO ADVERTISE FOR  
BIDS – ROE STREET AREA SEWER REHABILITATION

Motion by Kandis seconded by Fusco to approve.

BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the Municipal Clerk is hereby authorized to advertise for bids for the Roe Street Area Sewer Rehabilitation project.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

RESOLUTION #2010-056 APPROVE BILLS LIST, February 18, 2010  
Motion by Kilminster seconded by Fusco to approve.

WHEREAS, the attached bills have been submitted for payment; and

WHEREAS, the Chief Financial Officer has attached his certification of availability of funds stating that the Bills list for February 18, 2010 will not constitute an over expenditure of any Ordinance or Line Item;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the attached payments are hereby approved and payment made when the funds of the Borough are sufficient to meet them.

TOTAL BILLS LIST FOR January 21, 2010 WITH PREPAIDS IS:

CURRENT:	\$ 1,231,146.56
WATER (MUA):	<u>\$ 35,754.74</u>
TOTAL:	\$ 1,266,901.30

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

The Mayor and Council decided to go into Executive Session.

RESOLUTION #02182010 EXECUTIVE SESSION  
Motion by Martinez seconded by Fusco to go into  
Executive Session.

WHEREAS, 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 exist; and

WHEREAS, the Mayor and Council wish to move to executive session to discuss the following matters:

- Litigation former employee.
- Contract Negotiations
- Fire Department Disciplinary hearing

WHEREAS, minutes will be taken during the closed session and once the confidential matter has been resolved, then the minutes will be made available to the public;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Haledon will hereby move to closed session and that the public will be excluded from this meeting in accordance with the Open Public Meetings Act.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

Upon returning from closed session a motion was made by Batelli seconded by Kilminster to open public meeting.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

Motion by Fusco Seconded by Martinez to add one resolution.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

RESOLUTION #2010-057 AUTHORIZE DISCIPLINARY HEARING FOR THE FIRE  
DEPARTMENT ON MARCH 18, 2010 AT 6 PM

Motion by Fusco Seconded by Kandis to approve.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of  
Haledon to authorizes the Fire Department to hold disciplinary hearing on March 18, 2010 at 6  
PM.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

ADJOURN

Motion by Kilminster seconded by Fusco to adjourn.

ROLL CALL

YES: FUSCO, TIRRI, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO:-0-

Respectfully submitted:

Allan R. Susen, RMC/CMC  
Municipal Clerk/Acting Administrator