

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

PRAYER
FLAG SALUTE

The regular meeting of the Mayor and Council of the Borough of Haledon will take place on March 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 Rey Martinez, Dom Fusco, Heather Kilminster, Dan Batelli and Maha Kandis; Municipal Clerk Allan R. Susen.

Absent: Councilman Tirri and Borough Attorney Andrew Oddo were delayed by traffic and were in route to the meeting.

APPROVAL OF MINUTES

Motion by Kilminster seconded by Martinez to approve the minutes listed below:

July 2, 2009	Work Session
August 6, 2009	Work Session
September 3, 2009	Work Session
February 4, 2010	Executive Session
February 18, 2010	Regular Meeting
February 18, 2010	Executive Session
March 4, 2010	Executive Session

ROLL CALL

YES: FUSCO, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

PROCLAMATION

Mayor Stampone read a proclamation:

- Honoring Dr. Dora Kontongiannis, a resident from the Gatherings; for her selection as New Jersey State Principal of the Year.

PUBLIC HEARING

(Privilege of the floor)

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

ROLL CALL

YES: FUSCO, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO: -0-

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Fran Madara, 19 Kossuth St – Thanked the Mayor and Council use of Manchester Juvenile Conference Center. Had a couple of concerns regarding the Braen Memorial Park being closed all the time. The children are playing in the street, and on the roof tops. Questioned why the U.S Flag and POW flag are not being flown. Suggested that the Police Department or the Department of Public Works open the park and close the park at dusk. The residents should have access to the park.

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

ROLL CALL

YES: FUSCO, KANDIS, KILMINSTER, MARTINEZ, BATELLI

NO:-0-

GOVERNING BODY RESPONSES

Mayor Stampone responded – by stating that the playing fields are locked but the park is open. The Borough is trying to preserve the fields for the residents. The fields are fenced and gates are locked to keep the fields in good condition. The Boys and Girls Club will have recreational programs for the children. The field will be used by the residents through supervised programs. There is also the option of obtaining a permit to use field.

****Councilman Tirri arrived 7:15 PM*****

COMMITTEE REPORTS

PUBLIC SAFETY COMMITTEE – Rey Martinez, Chairperson

Police Liaison – reviewed ordinances related to public safety. Councilman Martinez was at the Police Department on Saturday during the storm, spent time with Lieutenant and Deputy Chief. Observed how well Police Department ran in light of all the rain, wind, damage, etc.

Police Department
Housing Inspection/Building Maintenance
Municipal Court

Fire Liaison– Heather Kilminster – no report. Report is posted.
Fire Department

Office of Emergency Management Liaison – Michael Tirri- no report.

FINANCE COMMITTEE

Michael Tirri, Chair – Finance Committee met regarding the budget. Thanked board members on committee for all their efforts to cut the budget. The Finance Committee was able to reduce expenses further than last year. Must wait until the Government lets us know how much aid is going to be given to the Municipalities.

*****Borough Attorney Andrew Oddo arrived 7:18 PM*****

ADMINISTRATION AND PERSONNEL

Maha Kandis, Chair – read report.

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ORDINANCE

Dom Fusco, Chair – referenced the ordinances on the Agenda tonight.

HEALTH AND WELFARE

Heather Kilminster, Chair – no official report.

PUBLIC WORKS

Daniel Batelli, Chair – Met with the Department of Public Works to be discuss the Solid Waste Bid. Councilman Daniel Batelli requested that the subject be discussed further in Executive Session. Will schedule a meeting Manchester Utility Authority and Fire Department to discuss fire hydrants situation.

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

CAPITAL PROJECT

Rey Martinez, Chair – no official report. Mentioned Phase II Belmont Ave Streetscape and the Redevelopment of the vacant Old Municipal Building

TECHNOLOGY

Maha Kandis, Chair – we have intentions of improving the Borough website but challenges are the budget. We are currently reviewing options. There are other means of communication that can be used to communicate to the residents for example Facebook and Twitter. Registrations are currently being accepted by the Boys and Girls Club for softball and baseball.

SPECIAL EVENTS

Maha Kandis, Chair – On July 10, 2010 Haledon Day will be held at Manchester Regional High School. Fireworks will not be held this year for Haledon Day. Councilman Tirri stated that some of the Finance members would like to hold the fireworks at Haledon Day or at least have 20 minutes of Fireworks. Councilman Tirri suggested soliciting funds for Fireworks from the Borough's businesses. Due to the budget we will have to choose which event to hold fun day or fireworks. Councilwoman Kilminster thought that North Haledon and Prospect Park might want to join in and make contributions to the event. Mayor Stampone and Councilwoman Kilminster agreed that there are many options that can be researched but it has to wait until the Special Events Committee members are appointed. Mayor Stampone would gladly reach out to the Mayors of North Haledon and Prospect Park to discuss this matter with them. The Easter Egg Hunt Event is being held at Braen Memorial Park on April 3, 2010 from 10:00 AM to 12 noon.

COMMUNICATIONS

1. Letter from Passaic County Department of Economic Development regarding small business loan program funded through Passaic County Community Development Block Grant Funds.
2. Invitation from Haledon Rotary Club to a special Beefsteak Dinner honoring Passaic County Sheriff Jerry Speziale Tuesday April 13, 2010 at the Brownstone House in Paterson.
3. Letter from Haledon Resident Mary Fulton regarding damages to her driveway black top due to the snow plowing done by the Borough Public Works department.

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4. Letter from Edward A. Deane to Passaic County Acting Road Supervisor Jack Nigro regarding a “Stain” on roadway in front of Mr. Deane’s house.
5. Memorandum from Millennium Strategies regarding the Borough’s monthly activity report.
6. Letter from Paterson Public School board of Education responding to Mayor Stampone’s Letter stating that they are not interested in a possible interlocal agreement to provide transportation for students who attend Passaic County Technical Institute.
7. Letter from Schenck Price Smith & King, LLP responding to Mayor Stampone’s letter on behalf of the Haledon Emergency Ambulance Association, Inc.
8. Letter to Schneck, Price, Smith & King, LLP from Municipal Clerk Allan R. Susen Regarding LOSAP contributions.
9. Memorandum from Louis E. Imhof III Clerk of the Board regarding Open Space and Farmland Preservation Trust Fund Public Hearing on April 13, 2010 at 5:30 PM.

Motion by Kilminster seconded by Martinez to accept and file.

ROLL CALL

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

NO: -0-

UNFINISHED BUSINESS

Motion by Tirri seconded by Martinez that Ordinance # 2-18-2010 to be heard in its second and final reading (an Ordinance Vacating 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 Martinez seconded by Kilminster to open the public hearing on Ordinance # 2-18-2010.

ROLL CALL

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

NO: -0-

Mr. Jeff Fischer, Ave C – does not feel comfortable with this ordinance being passed. Normal course would be that when property owners want to improve along a paper street, would have to improve the street, and meet all requirements. The process that is taking place indicates Borough gives properties away and merges them into the existing property. This area is being considered to be rezoned. Has concern with Councilwoman Kandis participating in the process of this Ordinance being approved. Her family is in the area, and advanced this issue. It has been made clear by property owner that they will develop it. Mr. Fischer recommended that Councilwoman Kandis recuse herself from the matter.

Mrs. Mary Mayer, Belmont Ave. – stated that the lot is not large enough to build on as is. The property owners would need the Road vacated in order to build on that zone. The Borough should include restrictions in ordinance and be compensated for the Road that is being vacated.

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Mr. Tom Segreto, Esq. attorney of property owner. Will respond to residents concerns after public hearing closed.

Motion by Martinez seconded by Fusco to close the public hearing on Ordinance # 2-18-2010.

ROLL CALL

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

NO: -0-

Mayor Stampone stated that Borough does not own the Road it just has the right of way. Councilwoman Kilminster asked if the vacated Road can be put in the Borough's name. Mayor Stampone stated the property owners did not indicate that they are building once Road is vacated. The Borough does not own the Road the Borough has a 50 ft right of way. No zoning change it is a AA zone one family only. Councilwoman Kandis is within 200 ft from the property being discussed there is no prohibition for her to participate. Councilman Fusco stated that the zoning map drawn for this area is a TH zone would like to see this ordinance tabled until the new zoning map is completed. Councilwoman Kilminster concerned about the fire vehicles responding to Ford Road and asked Michael Moscatello if the fire truck can make it up the hill in case of an emergency situation. Michael Moscatello stated that if the Fire Truck cannot make it they would walk up the hill with the pumps.

Motion by Fusco seconded by Kilminster to table Ordinance #2-18-2010.

ROLL CALL

YES: FUSCO, KILMINSTER, BATELLI

NO: TIRRI, KANDIS, MARTINEZ, MAYOR STAMPONE

Motion by Martinez seconded by Tirri that Ordinance #2-18-2010 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL

YES: TIRRI, KANDIS, MARTINEZ, MAYOR STAMPONE

NO: FUSCO, KILMINSTER, BATELLI

NEW BUSINESS

Motion by Kilminster seconded by Fusco to read the introduction of Ordinance #3-18-2010. (Ordinance to Amend Chapter 346 Titled "Stormwater").

ROLL CALL

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

NO: -0-

THE CLERK READ THE TITLE:

BOROUGH OF HALEDON
ORDINANCE TO AMEND CHAPTER 346
OF THE CODE OF THE BOROUGH OF HALEDON TITLED
"STORMWATER" INCLUDING SECTIONS 32-38 "FERTILIZER"
TO COMPLY WITH STATE OF NEW JERSEY MUNICIPAL STORMWATER
REGULATIONS PROGRAM

Motion by Kilminster seconded by Fusco 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 April 15, 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#2010-058 AUTHORIZE THE APPOINTMENT OF REPRESENTATIVE FOR SOLID WASTE ADVISORY COMMITTEE.
- RS#2010-059 TRANSFER OF FUNDS – 2009 BUDGET APPROPRIATIONS RESERVES.
- RS#2010-060 TAX TITLE LIEN REDEMPTION
- RS#2010-061 MANCHESTER REGIONAL HIGH SCHOOL PTSA REQUEST TO CONDUCT OFF PREMISE RAFFLE.

Motion by Kilminster seconded by Martinez to approve.

ROLL CALL

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

NO: -0-

- RESOLUTION #2010-058 APPOINTMENT OF ANGELO PASSAFARO AS SOLID WASTE ADVISORY COMMITTEE REPRESENTATIVE AND ANTHONY HARRINGTON AS AN ALTERNATIVE

WHEREAS, Mayor Domenick Stampone requests the advice and consent of the Borough Council to appoint Angelo Passafaro as the Solid Waste Advisory Committee Representative and Anthony Harrington as an Alternative effective March 18, 2010;

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Haledon that they hereby provide their advice and consent to appoint Angelo Passafaro as a SWAC representative and Anthony Harrington as an alternative effective March 18, 2010.

- RESOLUTION #2010-059 TRANSFER OF FUNDS – 2009 BUDGET APPROPRIATIONS

BE IT RESOLVED, by the Mayor and Board of Council of the Borough of Haledon, that the Treasurer be and is hereby authorized to make the following transfers of the 2009 Municipal Budget Appropriation according to N.J.S.A.40A:4-5.8:

- From: Admin. & Executive S & W \$5,000.00
 101-100
- From: Finance S&W \$3,500.00
 103-100

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From:	Dispatchers O&E 119-201	\$1,500.00
From:	Tax Collections S&W 104-100	\$4,000.00
From:	Police O&E 118-201	\$1,500.00
From:	Special Police S&W 121-101	\$1,000.00
From:	Senior Citizen S&W 138-107	\$1,000.00
To:	Admin. & Executive O&E 101-221	\$17,500.00
Total Transfers:		\$17,500.00

RESOLUTION #2010-060 TAX TITLE LIEN REDEMPTION/ OUTSIDE LIEN
HOLDER- 48 GROVE STREET, NEW JERSEY 07508

WHEREAS, James Kelly is redeeming Tax Title Lien Certificate # 07-00002, better known as Block 11 Lot 15, 48 Grove Street, Haledon, New Jersey, which was sold to Robert Rothman, 411 Grand Avenue, Englewood, New Jersey 07631.

WHEREAS, subject to verification and receipt of a check to be deposited in the current account of the BOROUGH OF HALEDON for said redemption from James Kelly.

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be and is hereby authorized to issue a check in the amount of \$ 15,619.70 to:

Robert Rothman
411 Grand Avenue
Englewood, NJ 07631

For Tax Title Lien Redemption.

RESOLUTION #2010-061 REQUEST FOR RAFFLE LICENSE – OFF PREMISE 50/50
RAFFLE – MANCHESTER REGIONAL HIGH SCHOOL
PTSA

WHEREAS, MANCHESTER REGIONAL HIGH SCHOOL PTSA 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 the children of MANCHESTER REGIONAL HIGH SCHOOL; 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 26, 2010 at Manchester Regional High School, 70 Church Street, Haledon, NJ.

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RESOLUTION #2010-62 AUTHORIZE MUNICIPAL CLERK TO ADVERTISE FOR REQUEST FOR QUALIFICATIONS AND SOLICITATION OF INTEREST – REDEVELOPMENT OF THE FORMER, VACANT MUNICIPAL BUILDING.

Motion by Kilminster seconded by Martinez to approve.

BE IT RESOLVED, by the Governing Body of the Borough of Haledon, that the Municipal Clerk is hereby authorized to advertise for request for qualifications and solicitation of interest-redevelopment of the former, vacant Municipal Building.

ROLL CALL

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

NO: -0-

Motion by Kilminster second by Martinez to add two more resolutions.

ROLL CALL

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

NO: -0-

RESOLUTION #2010-063 APPOINT MEMBERS OF THE SPECIAL EVENTS COMMITTEE

Motion by Martinez second by Kandis to approve.

WHEREAS, Ordinance 1-21-2010 created the Special Events Committee; and

WHEREAS, the Ordinance provides for a five member committee appointed by the Mayor with the advice and consent of the Borough Council; and

WHEREAS, Mayor Domenick Stampone requests the advice and consent of the Borough Council to appoint the following individuals to the Special Events Committee for a term expiring December 31, 2010:

Hilton Gonzalez Natalie Martin Linda Rosario Dave Butera
Cynthia Lipscomb

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the above named residents be appointed to the Special Events Committee for a term expiring December 31, 2010.

ROLL CALL

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

NO: -0-

RESOLUTION #2010-064 APPOINT STEVE SANZARI MUNICIPAL TAX COLLECTOR

Motion by Kilminster second by Martinez to approve.

WHEREAS, the position of Tax Collector is vacant due to the resignation of Teresa Bolsand; and

WHEREAS, the Municipal Clerk/Administrator advertised for candidates and received three applications; and

WHEREAS, after review of the candidates qualifications, a recommendation was made to the Administration and Personnel Chair and the Mayor to appoint Steve Sanzari; and

WHEREAS, Mayor Stampone requests the advice and consent of the Council to appoint Steve Sanzari for a term expiring December 31, 2014 at the current annual salary of \$4,162.00;

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NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that Steve Sanzari be appointed to the position of Tax Collector for a term expiring December 31, 2014 at the current annual salary of \$4,162 effective March 29, 2010.

ROLL CALL

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

NO: -0-

RESOLUTION 2010-065 APPROVE BILLS LIST, March 18, 2010
Motion by Tirri 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 March 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 March 18, 2010 WITH PREPAIDS IS:

CURRENT:	\$ 2,338,143.84
WATER (MUA):	\$ <u>36,852.41</u>
TOTAL:	\$ 2,374,996.25

ROLL CALL

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

NO: -0-

The Mayor and Council decided to go into Executive Session.

ROLL CALL

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

NO: -0-

RESOLUTION #03182010 EXECUTIVE SESSION
Motion by Kilminster seconded by Martinez 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 for Police Department.
- Contract Negotiations Solid Waste Bids
- Contract Negotiations PBA

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;

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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-

Motion by Martinez second by Fusco to reopen public hearing.

ROLL CALL

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

NO: -0-

Motion by Martinez second by Fusco to add one more resolution.

ROLL CALL

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

NO: -0-

RESOLUTION #2010-066 REJECT ALL BIDS RECEIVED FOR THE SOLID WASTE AND RECYCLABLE COLLECTION SERVICE AND AUTHORIZE THE MUNICIPAL CLERK TO ADVERTISE FOR BIDS FOR A NEW WASTE DISPOSAL SITE
Motion by Batelli second by Fusco to approve.

WHEREAS, the Municipal clerk received bids for Solid Waste and Recyclable Collection on February 23, 2010; and

WHEREAS, after considering all bids, analyzing the financial impact, and consideration of service to the residents; the Governing Body has decided to reject all bids;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that a decision has been made to reject all bids received for the collection of Solid Waste and Recyclables; and

BE IT FURTHER RESOLVED, that the Municipal Clerk is authorized to advertise for bids for a waste disposal site.

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