

BOROUGH OF HALEDON
MAYOR AND COUNCIL
October 21, 2010

PRAYER
FLAG SALUTE

The regular meeting of the Mayor and Council of the Borough of Haledon took place on October 21, 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, Michael Tirri and Michael Johnson; Borough Attorney Andrew Oddo and Municipal Clerk Allan R. Susen.
Absent: Council President Maha Kandis running late.

APPROVAL OF MINUTES

July 1, 2010 Special Meeting

Motion by Kilminster seconded by Martinez to approve the minutes listed above.

ROLL CALL

YES: FUSCO, TIRRI, KILMINSTER, MARTINEZ, JOHNSON
NO: -0-

PUBLIC HEARING
(Privilege of the floor)

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

ROLL CALL

YES: FUSCO, TIRRI, KILMINSTER, MARTINEZ, JOHNSON
NO: -0-

Mary Mayer, Belmont Ave. – residents are putting out their garbage even if it is a holiday. The Municipality should provide a calendar to remind the residents of holidays so they do not put out their garbage. The garbage is put out and left there for days we need a solution to this problem.

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

ROLL CALL

YES: FUSCO, TIRRI, KILMINSTER, MARTINEZ, JOHNSON
NO: -0-

GOVERNING BODY RESPONSES

Mayor Stampone – everyone agrees the calendar was good idea. Mayor Stampone requested the Municipal Clerk Allan R. Susen think about making the calendar for next year.

COMMITTEE REPORTS

PUBLIC SAFETY COMMITTEE – Rey Martinez, Chairperson

Police Liaison – reported Patrolman Bryan Smith was in a car accident this evening. Patrolman Smith was transported to the hospital and is doing well. Mentioned unveiling of a Harley Davidson Motorcycle donated by MRL incorporated was done this evening prior to the meeting.

Police Department
Housing Inspection/Building Maintenance
Municipal Court

Fire Liaison– Heather Kilminster

Fire Department – report was read at work session meeting.

Fire Chief reported the ladder truck will be going out for repairs, next Thursday.

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

FINANCE COMMITTEE

Michael Tirri, Chair – Borough Audit was distributed to Governing Body by the Municipal Clerk.

ADMINISTRATION AND PERSONNEL

Maha Kandis, Chair – no report.

ORDINANCE

Dom Fusco, Chair –No report

HEALTH AND WELFARE

Heather Kilminster, Chair -

Flu shots administered today at Flu Clinic.

PUBLIC WORKS

Michael Johnson, Chair – met with Angelo Passafaro last week. Angelo Passafaro reported on progress of the work on roads, and water system. Garbage truck repair will cost the Borough \$8,000 to repair.

- 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 – Nothing to report yet but will call a committee meeting soon.

TECHNOLOGY

Maha Kandis, Chair – No report.

SPECIAL EVENTS

Maha Kandis, Chair –No report.

MAYOR'S REPORT

Mayor Stampone requesting everyone to keep Patrolman Bryan Smith in their prayers.

Upcoming events are the Halloween Parade on Saturday October 30, 2010 and Veteran's Day on November 11, 2010.

COMMUNICATIONS

1. Notice from Verizon Communications advising the Borough of Haledon that they are no longer required by statute to pay property taxes to the Borough.
2. Letter from Phil Cheff (Borough of Haledon Construction Official) advising Mayor and Council to change the fee schedule 147-3 UCC fees and adopt NJAC 5.23-5.20 which is the State fee schedule.
3. Invitation from the Borough of Alpha for their 100th Anniversary Celebration on June 25, 2011 at 1PM.
4. Letter from the Knights of Columbus seeking permission from the Mayor and Council to put up a sign on the major access roads to Haledon.
5. Thank you card from Andrew and Megan Oddo to the Mayor, Council and Municipal Clerk for sending flowers due to death of his Grandmother.
6. Letter from USWU Local 74 regarding contract negotiations for the Department of Public Works.
7. Invitation from the Borough of North Haledon inviting Mayor Stampone to the Veterans Day Service 2010 that is scheduled for November 11, 2010 at 10:45 AM.
8. Letter from Father Ezio Antunes Thanking Edlyn Miller for all her assistance when the Church applied for a raffle permit.
9. Letter from the Board of Chosen Freeholders County of Passaic regarding the Passaic County Household Hazardous Waste meeting that will be held on October 4, 2010.
10. Letter from William Paterson University inviting the Mayor and Council to welcome Dr. Leonel Fernandez, President of the Dominican Republic on September 22, 2010.
11. Thank you card from Rev. Peter Oddo to the Mayor and Council for sending flowers for the passing of Angelina E. Oddo.
12. Thank you letter from Mayor Stampone to MRL Manufacturing Corporation for their donation of a 2010 Harley Davidson.
13. Letter from Cablevision regarding Potential Programming Change: WNYW-NY (Fox 5), WWOR-NY 9My9), WTXF (Philadelphia), Fox Business Network, Fox Deportes, Nat Geo Wild.

Motion by Martinez seconded by Kilminster to accept and file.

ROLL CALL

YES: FUSCO, TIRRI, KILMINSTER, MARTINEZ, JOHNSON

NO: -0-

UNFINISHED BUSINESS (public hearing only) Local Finance Board scheduled to meet November 10, 2010. Will need to schedule a Special meeting night of December work session.

Motion by Kilminster seconded by Fusco that Refunding Bond Ordinance #10-7-2010 to be heard in its second and final reading (Refunding all or a portion of the outstanding General obligation Bonds of the Borough)

ROLL CALL

YES: FUSCO, TIRRI, KILMINSTER, MARTINEZ, JOHNSON

NO: -0-

THE CLERK WILL READ THE TITLE:

BOROUGH OF HLEDON

REFUNDING BOND ORDINANCE#10-7-2010

REFUNDING BOND ORDINANCE OF THE BOROUGH OF HLEDON, IN THE COUNTY OF PASSAIC, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE OUTSTANDING GENERAL OBLIGATION BONDS OF THE BOROUGH, DATED MARCH 15, 2002, ISSUED IN THE ORIGINAL PRINCIPAL AMOUNT OF \$6,243,000 CONSISTING OF \$3,253,000 GENERAL IMPROVEMENT BONDS AND \$2,990,000 WATER UTILITY BONDS, APPROPRIATING \$3,750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,750,000 REFUNDING BONDS OF THE BOROUGH FOR FINANCING THE COST THEREOF.

Motion by Tirri seconded by Fusco to open the public hearing on Ordinance # 10-7-2010.

ROLL CALL

YES: FUSCO, TIRRI, KILMINSTER, MARTINEZ, JOHNSON

NO: -0-

NO COMMENTS.

Motion by Fusco seconded by Kilminster to close the public hearing on Ordinance #10-7-2010.

ROLL CALL

YES: FUSCO, TIRRI, KILMINSTER, MARTINEZ, JOHNSON

NO: -0-

****NO FURTHER ACTION WILL BE TAKEN ON THIS MATTER UNTIL THE LOCAL FINANCE BOARD MEETS ON NOVEMBER 10, 2010.****

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:

- RESOLUTION#2010-157 AUTHORIZE REQUEST TO CONDUCT ON PREMISE TRICKY TRAY RAFFLE - FOR F.L.A.S.E (Fair Lawn Association for Special Education) ON NOVEMBER 13, 2010.
- RESOLUTION#2010-158 APPROVAL OF HIRING PART TIME POLICE DISPATCHER DAVID BERGE.
- RESOLUTION#2010-159 AUTHORIZATION TO MAKE THE NECESSARY AMENDMENTS TO 457 (b) DEFERRED COMPENSATION PLAN.
- RESOLUTION#2010-160 AUTHORIZE THE WITHHOLDING OF FOURTH QUARTER SALARIES FOR MAYOR AND COUNCIL
- RESOLUTION#2010-161 APPROVAL OF THE 2011 DARE PROGRAM.
- RESOLUTION#2010-162 AUTHORIZATION TO ADOPT STIP OF STL-CASTILLO & CHRYSTALLINE TAX APPEAL.
- RESOLUTION#2010-163 APPROVE REQUESTS FOR BLUE LIGHT PERMITS FOR JOEL FERNANDEZ, EDWIN ALGARIN AND FRANK BLANCO (MEMBERS OF FIRE CO. #1)
- RESOLUTION#2010-164 APPROVE APPOINTMENT OF NEW FIREFIGHTER COMPANY#1
- RESOLUTION#2010-165 AUTHORIZE INSERTION OF A SPECIAL ITEM OF REVENUE-CHAPTER159. (BODY ARMOR REPLACEMENT FUND)
- RESOLUTION#2010-166 AUTHORIZE INSERTION OF A SPECIAL ITEM OF REVENUE-CHAPTER 159. (H1N1 GRANT)
- RESOLUTION#2010-167 AUTHORIZE INSERTION OF A SPECIAL ITEM OF REVENUE-CHAPTER 159 (STATEWIDE CRACKDOWN GRANT)
- RESOLUTION#2010-168 AUTHORIZE CHANGE IN NOVEMBER MEETING SCHEDULE
- RESOLUTION#2010-169 APPROVE APPOINTMENT OF PART TIME CROSSING GUARD.
- RESOLUTION#2010-170 AUTHORIZATION FOR THE MAYOR AND MUNICIPAL CLERK TO SIGN THE MEMORANDUM OF AGREEMENT FOR THE COMMUNITY WIDE BROWNFIELDS COALITION GRANT ASSESSMENT APPLICATION.

Motion by Kilminster seconded by Fusco to approve.

ROLL CALL

YES: FUSCO, TIRRI, KILMINSTER, MARTINEZ, JOHNSON

NO: -0-

RESOLUTION #2010-157 AUTHORIZE REQUEST TO CONDUCT AN ON PREMISE TRICKY TRAY RAFFLE, FOR FAIR LAWN ASSOCIATION FOR SPECIAL EDUCATION ON NOVEMBER 13, 2010.

WHEREAS, Fair Lawn Association for Special Education (F.L.A.S.E) has applied for a raffle license to hold a on premise Tricky Tray raffle; and

WHEREAS, the purpose of this raffle is to support and benefit F.L.A.S.E 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 on premise Tricky Tray to be held on November 13, 2010 at La Neves, 276 Belmont Ave., Haledon, NJ 07508.

RESOLUTION #2010-158 AUTHORIZE EMPLOYMENT OF PART TIME POLICE DISPATCHER

WHEREAS, the Deputy Chief Kevin Gottheiner is requesting the Mayor and Council to hire David Berge as a part time Dispatcher who is currently a Special Police Officer (Class I); and

WHEREAS, based on the need within the Police Department that this appointment does not constitute an increased expenditure Mayor Stampono requests the advice and consent of the Council to appoint David Berge as a part time dispatcher;

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Haledon that David Berge is appointed as a part time dispatcher;

BE IT FURTHER RESOLVED, that the hourly rate of pay shall be as designated in the Salary Resolution effective as of the date hired.

RESOLUTION #2010-159 AUTHORIZATION TO APPROVE AMENDMENT TO 457 (b) DEFERRED COMPENSATION PLAN

WHEREAS, the Borough of Haledon by resolution previously adopted a Deferred Compensation Plan (hereinafter referred to as the "Plan") for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and

WHEREAS, the Economic Growth and Tax Relief Reconciliation Act of 2001, the 2005 final regulations issued under the Uniformed Services Employment and Reemployment Rights Act of 1994, the Pension Protection Act of 2006, final Treasury Regulation §1.457-4, the Heroes Earnings Assistance and Relief Tax Act of 2008, and the Worker, Retiree and Employer Recovery Act of 2008 amended sections of the Internal Revenue Code (the "Code") and the rules and/or regulations issued thereunder affecting Section 457 Deferred Compensation Plans (cumulatively referred to as the "Acts and Regulations");

WHEREAS, the Employer desires its Plan to conform with the changes in the Code and Treasury regulations brought about by the Acts and Regulations;

WHEREAS, the Employer desires to adopt a restated Plan that conforms with the changes in the Code and Treasury regulations resulting from the Acts and Regulations;

WHEREAS, such revised Plan shall supersede the previously adopted Plan;

NOW, THEREFORE BE IT RESOLVED that the Employer hereby adopts a revised Plan 76-PD-Lincoln-120709.

BE IT FURTHER RESOLVED that The Lincoln National Life Insurance Company and Lincoln Financial Group, it's agent, has agreed to continue to be the provider of the Deferred Compensation Program for employees and elected officials; and

BE IT FURTHER RESOLVED that the Lincoln National Life Insurance Company and Lincoln Financial Group it's agent, will continue to provide, for the benefit of the participants the Multi-Fund Variable Annuity contract; and

BE IT FURTHER RESOLVED that there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of Lincoln National Life Insurance Company and Lincoln Financial Group, it's agent, in the selection of a provider pursuant to N.J.A.C. 5:37 - 5.7.

BE IT FURTHER RESOLVED that the Finance Director or Business Administrator is authorized to execute an Administrative Services Agreement with the Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, (12-SA-Lincoln-072595) and such other agreements as are necessary to implement the Deferred Compensation Program. It is implicitly understood that there is to be no cost or contribution by the Employer to the program; and

BE IT FURTHER RESOLVED that the Finance Director or Business Administrator is authorized to serve as the "Administrator" of the plan, represent the Employer, and execute individual deferred compensation agreements with each said employee; and

BE IT FURTHER RESOLVED by the Employer that the Clerk forward a certified true copy of this resolution to the Finance Director or Business Administrator; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services at P.O. Box 803; Trenton, NJ 08625-0803.

Executed this October 21, 2010, by:

The Mayor of the Borough of Haledon

Mayor Domenick Stampone

And

The Borough Municipal Clerk/Acting Administrator

Allan R. Susen RMC/CMC

RESOLUTION #2010-160 AUTHORIZE THE WITHHOLDING OF FOURTH QUARTER SALARIES FOR MAYOR AND COUNCIL

WHEREAS, the Borough of Haledon is faced with a serious financial condition caused by the loss of revenues, including but not limited to State aid; and

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WHEREAS, the Governing Body of the Borough of Haledon has considered all cost savings measures to minimize the economic impact on tax payers while also preserving its valuable workforce that provides necessary services to the residents of the Borough of Haledon; and

WHEREAS, the Borough of Haledon has implemented cost saving measures including a five day furlough of union and non union employees; and

WHEREAS, the Mayor and Council recognize and appreciate the financial sacrifices that employees have made; and

WHEREAS, the Mayor and Council wish to decline their fourth quarter salaries in an effort to achieve further savings for the Borough of Haledon and show their solidarity with Borough employees; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Haledon hereby declines its fourth quarter salary for 2010 and authorizes the Borough of Haledon Administration to withhold the appropriate payments.

RESOLUTION #2010-161 AUTHORIZE SUBMISSION OF 2011 DEDR MUNICIPAL ALLIANCE GRANT

WHEREAS, the Governing Body of the Borough of Haledon, County of Passaic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Governing Body further recognizes that is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Governing Body has applied for funding to the Governor's Council on alcoholism and Drug Abuse through the County of Passaic;

NOW THEREFORE BE IT RESOLVED, the Governing Body of the Borough of Haledon, County of Passaic, State of New Jersey hereby recognizes the following:

1. The Governing Body does hereby authorize submission of an application for the Haledon Municipal Alliance grant for calendar year 2011 in the amount of \$
2. The Governing Body acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION #2010-162 AUTHORIZATION TO ADOPT STIP OF STL-CASTILLO & CHRYSTALLINE TAX APPEAL.

WHEREAS, complaints were filed against the Borough of Haledon (the "Borough") in the Tax Court of New Jersey, Passaic County in matters entitled Castillo vs. Borough of Haledon, Docket No. 011825-2009 and Chrystaline v. Borough of Haledon, Docket No. 011826-2009; and

WHEREAS, the parties have agreed to enter into Stipulations of Settlement and be bound by its terms and conditions; and

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WHEREAS, the parties are desirous of memorializing the terms of the Stipulation of Settlement; and

NOW, THEREFORE, BE IT RESOLVED, that the matters in controversy by and between Castillo and the Borough, regarding the Tax Assessor's assessment with regard to Block 4, Lot 1 for tax year 2009 is hereby amicably resolved between the parties; and

BE IT FURTHER RESOLVED, that the matters in controversy by and between Chrystaline and the Borough, regarding the Tax Assessor's assessment with regard to Block 107, Lot 26.03 for tax year 2009 is hereby amicably resolved between the parties; and

BE IT FURTHER RESOLVED, that the parties have memorialized the terms and conditions of their dispute resolution in the Stipulation of Settlement annexed hereto and incorporated herein by reference; and

BE IT FURTHER RESOLVED, that the parties are desirous of mutually binding themselves to the terms and conditions of the Stipulation of Settlement; and

BE IT FURTHER RESOLVED, that the Borough hereby approves and adopts the terms and conditions of the Stipulation of Settlement and agrees to be bound thereby; and

BE IT FURTHER RESOLVED, that the Borough hereby authorizes the Borough Attorney, Borough Tax Assessor, Borough Clerk and Borough Administrator to execute any and all documents in connection with the resolution of this matter in a manner consistent with the terms and conditions of the Stipulations of Settlement.

RESOLUTION #2010-163 APPROVE REQUESTS FOR BLUE LIGHT PERMITS FOR JOEL FERNANDEZ, EDWIN ALGARIN, FRANK BLANCO

WHEREAS, blue light permit applications have been submitted for approval by Joel Fernandez, Edwin Algarin, and Frank Blanco; and

WHEREAS, Joel Fernandez, Edwin Algarin and Frank Blanco are members of the Haledon Fire; and

WHEREAS, the Chief of the Fire Department, Tom Baker has signed the applications; and

NOW THEREFORE BE IT RESOLVED, by the governing body of the Borough of Haledon that the Mayor is hereby authorized to sign the aforementioned blue light permit applications.

RESOLUTION #2010-164 APPROVE APPOINTMENT OF NEW FIREFIGHTERS, COMPANY #1

BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon that the following individuals be accepted as probationary members of the Haledon Fire Department and they are authorized to sign the Borough Roll:

Fire Company #1
Brett Devenney

RESOLUTION #2010-165 AUTHORIZE INSERTION OF A SPECIAL ITEM OF REVENUE-CHAPTER 159.

WHEREAS, N.J.S.A. 40:A: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 County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the Budget; and

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

NOW, THEREFORE, BE IT RESOLVED that the Borough of 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 for the year 2010 in the amount of \$ 1,761.55.

BE IT FURTHER RESOLVED, that a sum of \$1,761.55 is hereby appropriated under the caption of:

NJ DIVISION OF CRIMINAL JUSTICE BODY ARMOR REPLACEMENT FUND PROGRAM \$1,761.55

BE IT RESOLVED, that the Borough Clerk forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

RESOLUTION #2010-166 AUTHORIZE INSERTION OF A SPECIAL ITEM OF REVENUE-CHAPTER 159.

WHEREAS, N.J.S.A. 40:A: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 County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the Budget; and

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

NOW, THEREFORE, BE IT RESOLVED that the Borough of 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 for the year 2010 in the amount of \$ 17,104.00

BE IT FURTHER RESOLVED, that a sum of \$17,104.00 is hereby appropriated under the caption of:

H1NI GRANT.....\$17,104.00

BE IT RESOLVED, that the Borough Clerk forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

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RESOLUTION #2010-167 AUTHORIZE INSERTION OF A SPECIAL ITEM OF REVENUE-CHAPTER 159.

WHEREAS, N.J.S.A. 40:A: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 County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the Budget; and

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

NOW, THEREFORE, BE IT RESOLVED that the Borough of 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 for the year 2010 in the amount of \$4,400.00

BE IT FURTHER RESOLVED, that a sum of \$4,400.00 is hereby appropriated under the caption of:

OVER THE LIMIT UNDER ARREST 2010
STATEWIDE CRACKDOWN GRANT....\$4,400.00

BE IT RESOLVED, that the Borough Clerk forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

RESOLUTION #2010-168 AUTHORIZE CHANGE IN NOVEMBER MEETING SCHEDULE

WHEREAS, Mayor Stampone has requested a change in the November meeting schedule whereby the November regular meeting will be conducted at the Recreation Center 83 Roe Street at 7:30 PM on November 11, 2010;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the November Regular meeting will be re-scheduled to take place on at the Recreation Center 83 Roe Street on November 11, 2010 at 7:30PM; and

BE IT FURTHER RESOLVED, that the Municipal Clerk be authorized to advertise the meeting change in the Borough's official newspapers.

RESOLUTION #2010-169 APPOINTMENT OF PART TIME CROSSING GUARD

WHEREAS, Deputy Chief Kevin Gottheiner has submitted an application for Charlene Garcia to be appointed as a part time Crossing Guard; and

WHEREAS, Mayor Domenick Stampone requests the advice and consent of the Borough Council to appoint Charlene as a part time Crossing Guard effective 9/28/2010 at the current hourly rate;

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Haledon that Charlene Garcia be appointed to the position of a part time Crossing Guard effective 9/28/2010.

RESOLUTION #2010-170 AUTHORIZATION FOR THE MAYOR AND MUNICIPAL CLERK TO SIGN THE MEMORANDUM OF AGREEMENT FOR THE COMMUNITY WIDE BROWNFIELDS COALITION GRANT ASSESSMENT APPLICATION.

WHEREAS, the Borough of Haledon seeks to participate as an active Coalition partner in the grant application to the US Environmental Protection Agency (USEPA), Community-wide Brownfields Coalition Assessment Grant, Passaic County New Jersey, Township of Wayne and Borough of Haledon as described in resolution #2010-154;

THEREFOR BE IT RESOLVED, that the Mayor and Municipal Clerk are authorized to sign the Memorandum of Agreement between Passaic County New Jersey, Township of Wayne and Borough of Haledon upon the award of a grant from the USEPA;

RESOLUTION #2010-171 APPROVE BILLS LIST, October 21, 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 October 21, 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 October 21, 2010 WITH PREPAIDS IS:

CURRENT:	\$ 1,178,654.52
WATER (MUA):	\$ <u>32,325.70</u>
TOTAL:	\$ 1,210,980.22

ROLL CALL

YES: FUSCO, TIRRI, KILMINSTER, MARTINEZ, JOHNSON

NO: -0-

Mayor and Council decided to go into Executive Session.

RESOLUTION #10212010 **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:

- Potential Litigation Matter- Former Borough Administrator Bill Close.

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, KILMINSTER, MARTINEZ, JOHNSON

NO: -0-

**** Council President Maha Kandis arrived at 7:25 PM*****

Motion by Kilminster seconded by Tirri to reopen public session of meeting.

ROLL CALL

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

NO: -0-

ADJOURN

Motion by Fusco seconded by Tirri to adjourn.

ROLL CALL

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

NO: -0-

Respectfully submitted:

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