BOROUGH OF HALEDON
MAYOR AND COUNCIL
July 28, 2011

PRAYER
FLAG SALUTE

The regular meeting of the Mayor and Council of the Borough of Haledon took place on July 28, 2011 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 June 29, 2011 posted on the bulletin board in the Municipal Building on June 29, 2011 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 Domenick Stampone called the meeting to order at 7:00PM

Present: Mayor Domenick Stampone, Council President Maha Kandis, Council members; Mounir Almaita, Michael Tirri, Rey Martinez and Michael Johnson. Borough Municipal Clerk Allan R. Susen and Borough Attorney Andrew Oddo.

Absent: Councilwoman Kilminster absent with prior notice.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO:-0-

PUBLIC HEARING (Privilege of the floor)

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

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

Mary Mayer, 635 Belmont Ave. all handicap parking signs in the Borough have wrong fine listed. The fine on the Borough's handicap signs is $150.00 when the fine is actually $250.00. I did mention this matter in the last couple of meetings. The Post Office handicap ramp was just installed but it does not mention the fine and it should. This does not have to be an expense I have seen stickers that can be placed right on top of the incorrect fine. Also the real estate "For Sale" signs are we forgetting to post the green sticker on the signs?

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

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

GOVERNING BODY RESPONSES

Mayor Stampone agreed with Mrs. Mayer. She did mention the handicap fines being incorrect at the last couple of meetings. Some of the handicap spots do not even have a sign.

We will discuss with the Police Department and the Department of Public Works to see if they can coordinate together and resolve this issue. If it is just a matter of purchasing stickers and placing them on the signs then it is not really an issue.

Real estate signs the Borough has copied what was done in Franklin Lakes. Must register in town, realtor is to list description of property in application. We will mention this to Mitch Hanenian to address.

Councilman Johnson commented on the street signs in the Borough that need to be updated. We will start to replace the signs on the streets of the Borough because that directly reflects a negative light on the Borough. We cannot replace all the signs at once but gradually we will get it done. First the handicap signs will be put up since it is a simple fix.

PRESENTATION OF THE BOROUGH'S NEW WEBSITE

Mr. Ospina Website Specialist from Passaic County Technical Institute conducted a presentation of the new website for the Mayor and Council.

COMMITTEE REPORTS

PUBLIC SAFETY COMMITTEE – Rey Martinez, Chairperson
Police Liaison – no official report.
Police Department
Housing Inspection/Building Maintenance
Municipal Court

Fire Liaison– Heather Kilminster
Fire Department – absent.

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

FINANCE COMMITTEE
Mounir Almaita, Chair –mentioned the budget being adopted tonight.

ADMINISTRATION AND PERSONNEL
Maha Kandis, Chair – Read Administrator's report.

ORDINANCE
Mounir Almaita, Chair – need to clarify relationship with Heights. May need new ordinance for parking.

HEALTH AND WELFARE
Heather Kilminster, Chair – absent.

PUBLIC WORKS
Michael Johnson, Chair – Sheriff Labor Assistant Program did paint hydrants through out the Borough.

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

- Clean Streets
- Recycling

Councilman Tirri asked Councilman Johnson about All Star site because they are cutting into streetscape. It is the County's responsibility to repair the damages.

CAPITAL PROJECTS
Rey Martinez, Chair – no official report.

TECHNOLOGY
Maha Kandis, Chair –
Urged everyone to view the new website when they receive the link. Please view as if you are a resident searching for information.

SPECIAL EVENTS
Maha Kandis, Chair –
The Ice Cream fundraiser that was held on June 30th had a great turn out. Thanks to Russell Bleeker who owns Gelatos donated all the ice cream for the children.

We are currently working on a 9/11 Memorial that will be held on September 9, 2011. Requesting Police and Fire Department to be present at the event. New Band shell that is being built will be dedicated to people that have lost their lives on September 11.

Veterans Day Event – essay and coloring contest with grammar school children. Forms will be available when students return to school in September.

Boys & Girls Club summer camp continues. Debris and weeds cleared thanks to the Department of Public Works and the Sheriff's Labor Assistant Program.

Field Usage – committee has been discussing balancing organized sports schedule and free time for residents to use the field. The Draft of the Ordinance was sent to the Governing Body via e-mail for their review.

Playground improvements the Special Events Committee would like to get input from community via website.

MAYOR'S REPORT

No report

COMMUNICATIONS

1. Letter from Mr. & Mrs. Frank Altmann who resides on 5 Lewis Street complaining about the condition of Lewis Street.
2. Letter from Noel Correa who resides at 101 Pompton Road requesting the Borough to put up a retaining wall on her property due to all the problems caused by the brook (or give her guidance).
3. Invitation to the Borough of Prospect Park 110th anniversary Celebration.
4. Invitation from the County of Passaic to the 10th Anniversary of 9-11 Memorial Ceremony.
5. Invitation from the Borough of Prospect Park for the "Lighting of the Crescent" a ceremony to mark the beginning of the Islamic Holy Month of Ramadan.
6. Letter from Chris Baker a member of Local 197 regarding the Passaic County Administration's efforts to outsource all the inmates from the Passaic County Jail to Bergen and/or Essex counties.
7. Letter from Lou Polidori regarding the Belmont Ave Towne Square Project.

Motion by Kandis seconded by Martinez to accept and file.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

UNFINISHED BUSINESS

BUDGET AMENDMENT

RESOLUTION #2011-099 BUDGET AMENDMENT
Motion by Almaita seconded by Martinez to approve.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

2011 BUDGET ADOPTION

RESOLUTION #2011-100 Adoption of the 2011 Municipal Budget
Motion by Almaita seconded by Martinez to adopt.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

Both resolutions are spread in full at the end of the Meeting Minutes

Motion by Almaita seconded by Martinez that Ordinance # 6-16-2011 to be heard in its second and final reading (An Ordinance providing for various improvements)

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON
ORDINANCE #6-16-2011
AN ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES TO BE UNDERTAKEN IN AND BY THE BOROUGH OF HALEDON, IN THE COUNTY OF PASSAIC, NEW JERSEY, AND APPROPRIATING $25,000 THEREFOR FROM THE GENERAL CAPITAL SURPLUS FUND OF THE BOROUGH

Motion by Almaita seconded by Martinez to open the public hearing on Ordinance # 6-16-2011.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

Motion by Tirri seconded by Kandis to close the public hearing on Ordinance # 6-16-2011.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

Motion by Almaita seconded by Johnson that Ordinance #6-16-2011 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

Motion by Almaita seconded by Kandis that Ordinance # 6-23-2011 to be heard in its second and final reading (Ordinance providing severance liability)

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON
ORDINANCE #6-23-2011
AN ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION N.J.S.A 40A:4-53

Motion by Martinez seconded by Tirri to open the public hearing on Ordinance # 6-23-2011.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

Motion by Tirri seconded by Johnson to close the public hearing on Ordinance # 6-23-2011.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

Motion by Almaita seconded by Martinez that Ordinance #6-23-2011 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

NEW BUSINESS

None.

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 #2011-101	AUTHORIZATION FOR A PLACE TO PLACE TRANSFER-SHEPHARD & THE KNUCKLEHEAD PUB. INC.
RESOLUTION #2011-102	A RESOLUTION AUTHORIZING THE IMPLEMENTATION OF A SECTION 125 PLAN
RESOLUTION #2011-103	LIQUOR LICENSE RENEWALS – JULY 28, 2011 TO JUNE 30, 2012 FOR DICO ENTERPRISES LLC AND UNDERDOG LLC
RESOLUTION #2011-104	AUTHORIZE CONSTRUCTION MANAGEMENT AGREEMENT WITH JOHN BLEEKER

Motion by Johnson seconded by Martinez to approve.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

RESOLUTION #2011-101 AUTHORIZATION FOR A PLACE TO PLACE TRANSFER-SHEPHARD & THE KNUCKLEHEAD PUB, INC.

WHEREAS, an application had been filed for a place-to-place transfer (Expansion of Premises) of Plenary Retail Consumption License 1608-33-018-003, for purposes of expanding the premises under license wherein the sale, service, and storage of alcoholic beverages the authorized;

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term;

NOW, THEREFORE BE IT RESOLVED that the Borough of Haledon Governing Body does hereby approve, effective July 28, 2011, the expansion of the aforesaid Plenary Retail Consumption licensed premises located at 527-529 Belmont Ave, Haledon New Jersey to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto.

RESOLUTION #2011-102 A RESOLUTION AUTHORIZING THE IMPLEMENTATION OF A PREMIUM ONLY SECTION 125 PLAN EFFECTIVE JULY 28, 2011 FOR MUNICIPAL EMPLOYEES COVERED UNDER THE EMPLOYEE HEALTH BENEFITS PLAN

WHEREAS, the Borough of Haledon provides a comprehensive health benefits program comprised of medical, prescription and dental coverages for eligible employees, and their covered dependents; and

WHEREAS, the Governor recently signed into law Chapter 2, P.L. 2010 which states that on May 21, 2010, or on the expiration of any applicable labor agreement in force on that date, all employees must contribute a minimum of 1.5 % of current base salary towards their health benefits cost; and

WHEREAS, this contribution is required of all employees who are members of any state or locally administered retirement system and further, applies to all State Health Benefits Program (SHBP) and non-SHBP local units; and

WHEREAS, Chapter 78, P.L. 2011 further requires the implementation of Section 125 Plans and the creation of "cafeteria plans" including a premium option plan and a flexible spending account ; and

WHEREAS, it is the intention of the Mayor and Borough Council to, in accordance with information presented by the North Jersey Municipal Employee Benefits Fund (hereinafter, the NJHIF) and the Borough's Health Benefit Consultant to implement a Section 125 Plan to allow

these deductions to be made by the affected employees, pre-tax in accordance with the provisions set forth by Section 125 of the U.S Internal Revenue Service (IRS) code; and

WHEREAS, it is the desire of the Mayor and Borough Council to provide this benefit as a financial instrument available to employees affected by the state-mandated benefit contribution to utilize as they see fit under the terms and condition set forth by the Plan Document accepted and adopted by the Governing Body through affirmation of this Resolution.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Haledon, County of Passaic, that the Section 125 plan described herein is hereby adopted by reference pending final review by the Municipal Attorney and Registered Municipal Auditor; and

BE IT FURTHER RESOLVED, the Borough's Administrative Staff is directed to effectuate the implementation of this police with specific directives and recommendations set forth by the Municipal Attorney, Registered Municipal Auditor and the Municipal Health Benefits Consultant; and

BE IT FURTHER RESOLVED, the upon adoption, a certified copy of this Resolution shall be forwarded to the professionals referenced herein and also to the Borough's CFO and payroll administrator.

Adopted this day July 28, 2011 ATTEST:

Mayor Domenick Stampone Municipal Clerk, Allan R. Susen

RESOLUTION #2011-103 LIQUOR LICENSE RENEWALS – JULY 28, 2011 TO JUNE 30, 2012

WHEREAS, applications were made in proper form for the liquor license renewals by all licensees for the ensuing fiscal year 2011-2012 to be effective July 28, 2011; and

WHEREAS, the intent to do so was made public by the Alcoholic Beverage Control Commission by way of advertisement in local newspapers; and

WHEREAS, no objection to the issuance of any of the licensees has been received by the Municipal Clerk of the Borough of Haledon; and

WHEREAS, tax clearance certificates have been received for each licensee listed below; and

WHEREAS, investigations conducted by the Police Department, Fire Subcode Official and Sanitary Inspector of the Borough of Haledon revealed not violations or valid reason for denial of any of the applications;

NOW THEREFORE BE IT RESOLVED, that a copy of this resolution, certified by the Municipal Clerk to be a true copy thereof, be sent to the Commissioner of Alcoholic Beverage Control, the State Treasury Department Beverage Tax Division and that the license renewals be and are hereby granted to each of the Following applicants:

DICO Enterprises LLC	279 Haledon Avenue	1603-33-001-005
UNDERDOG LLC	4-6-8 Church Street	1603-33-010-010

RESOLUTION #2011-104 AUTHORIZE CONSTRUCTION MANAGEMENT AGREEMENT WITH JOHN BLEEKER – JAIL CELLS

WHEREAS, John Bleeker is requesting a construction management agreement be authorized for work he completed for the construction of jail cells in the Haledon Police Department; and

WHEREAS, Mr. Bleeker has agreed to perform this service for $3,000.00; and

WHEREAS, the Chief Financial Officer has issued a certification of funds for an amount not to exceed $3000.00

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that John Bleeker be authorized to complete the construction management services required for the construction of jail cells in the Haledon Police Department and to review and inspect the work completed by Mark Construction ensuring the construction meets the bid requirements; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute an agreement with John Bleeker in a form to be approved by the Borough Attorney.

RESOLUTION #2011-105 ACCEPT RESIGNATION OF SPECIAL POLICE OFFICER, JUAN SARMIENTO
Motion by Almaita second by Martinez to approve.

BE IT RESOLVED, the Governing Body of the Borough of Haledon hereby accepts with regret the resignation Juan Sarmiento as Special Police Officer effective July 28, 2011.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

Councilman Johnson sorry to see Mr. Sarmiento leave the Police Department.

Mayor Stampone stated that Juan did leave for personal reasons. When they are Special Police their time is mostly volunteer not paid time.

RESOLUTION #2011-106 APPOINTMENT OF SPECIAL POLICE
Motion by Martinez second by Kandis to approve.

WHEREAS, Deputy Police Chief Kevin Gottheiner has recommended the following appointments in his letter dated July 27, 2011:

Special Police Officer, Class II	James Hayer
Special Police Officer, Class II	Timothy Lindberg
Special Police Officer, Class II	Andrea Len

WHEREAS, this position is an appointment by the Mayor with the advice and consent of the Borough Council according to Chapter 48-6 of the Code of Haledon; and

WHEREAS, Mayor Stampone requests the advice and consent the of Council to appoint James Hayer, Timothy Lindberg and Andrea Len to the position of Special Police Officer, Class II;

NOW THEREFORE BE IT RESOLVED, by Council of the Borough of Haledon that they hereby consent to the above Special Police appointments; and

BE IT FURTHER RESOLVED, that these appointments be effective immediately and that they shall expire at the end of the current calendar year and may be revoked without cause or hearing.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

Councilman Johnson hopes that the appointed take the position that they are in seriously. When the residents see them they cannot make the difference between the Regular Police Officers and the Special Police Officers.

RESOLUTION #2011-107 CHANGE OF CLASSIFICATION OF A CLASS II SPECIAL POLICE OFFICER TO A SPECIAL POLICE OFFICER CLASS I- RICHARD ROAT
Motion by Almaita second by Kandis to approve.

WHEREAS, Deputy Chief Kevin Gottheiner has recommended the following change of classification for Special Police Officer Class II Richard Roat- from a Class II Special Police Officer to a Class I Special Police Officer; and

WHEREAS, Mayor Stampone requests the advice and consent of the Council for the above change of classification; and

BE IT RESOLVED, by the Council of the Borough of Haledon that they hereby consent to the above change of classification of Richard Roat from a Class II Special Police Officer to a Class I Special Police Officer;

BE IT FURTHER RESOLVED, the Governing Body of the Borough of Haledon hereby accepts the change of classification of Richard Roat from a Class II Special Police Officer to a Class I Special Police Officer effective July 28, 2011.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

RESOLUTION #2011-108 INTERIM JUDGE JOHN MEOLA-COMPENSATION RATE
Motion by Tirri second by Martinez to approve.

WHEREAS, Haledon Court Judge Harold Cook has taken a leave of absence without pay beginning with the Haledon Court session scheduled for June 21, 2011; and

WHEREAS, the Superior Court of Passaic County has selected Judge John Meola to act as Judge in the Borough of Haledon during Judge Cook's leave; and

WHEREAS, Judge Meola will be paid by the Borough of Haledon on a per court session rate of $618.46 as a vendor by submitting requisitions;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that Judge Meola or any other Judge assigned by the Superior Court of Passaic County to act as Judge in the Borough of Haledon shall be paid a per court session rate of $618.46 through December 31, 2011; and

BE IT FURTHER RESOLVED that payment shall be made as a vendor through the submittal of requisitions.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO:-0-

Motion by Almaita seconded by Johnson to add one resolution to the Agenda.

ROLL CALL
YES: ALMAITA, KANDIS, MARTINEZ, JOHNSON
NO: TIRRI

RESOLUTION #2011-109 AUTHORIZE REJECTION OF ALL BIDS FOR PROJECT TITLED "BID FOR THE SOLID WASTE AND/OR RECYCLABLE MATERIALS COLLECTION SERVICE"
Motion by Almaita second by Johnson to approve.

WHEREAS, the Borough of Haledon advertised for bids for a project titled, "Bid For the solid Waste and/or Recyclable Materials Collection Service" (hereinafter referred to as the "Project"); and

WHEREAS, seven contractors submitted bids for the Project; and

WHEREAS, the Borough Clerk received and opened the bids received for the Project on April 12, 2011; and

WHEREAS, the Borough Clerk received consent of all bidders to extend the time in which the Borough had to make an award of the Project until August 10, 2011; and

WHEREAS, the Governing Body is authorized to reject all bids received pursuant to the bid specifications and N.J.S.A. 40A:13.2; and

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon, that it hereby rejects all bids received on the project titled, "Bid For the solid Waste and/or Recyclable Materials Collection Service" on the grounds that the Governing Body is presently abandoning the procurement of solid waste and recycling collection services.

ROLL CALL
YES: ALMAITA, KANDIS, MARTINEZ, JOHNSON
NO: TIRRI

RESOLUTION #2011-110 APPROVE BILLS LIST, July 28, 2011
Motion by Almaita seconded by Johnson 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 July 28, 2011 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 July 28, 2011 WITH PREPAIDS IS:

CURRENT:	$ 2,657,936.30
WATER (MUA):	$ 23,909.21
TOTAL:	$ 2,681,845.51

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO:-0-

ADJOURN

Motion by Martinez seconded by Johnson to adjourn.

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, MARTINEZ, JOHNSON
NO: -0-

Respectfully submitted:

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