BOROUGH OF HALEDON
MAYOR AND COUNCIL
June 16, 2011

PRAYER
FLAG SALUTE

The regular meeting of the Mayor and Council of the Borough of Haledon took place on June 16, 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 January 6, 2011 posted on the bulletin board in the Municipal Building on January 6, 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 and Michael Johnson. Borough Municipal Clerk Allan R. Susen and Borough Attorney Andrew Oddo.

Absent: Councilman Martinez and Councilwoman Kilminster with prior notice.

PUBLIC HEARING
(Privilege of the floor)
Motion by Tirri seconded by Johnson to open the public hearing.

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

No Comments.

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

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

GOVERNING BODY RESPONSES

No comments.

PUBLIC HEARING 2011 MUNICIPAL BUDGET

RESOLUTION#2011-080 AUTHORIZING THE HALEDON MUNICIPAL BUDGET TO BE READ BY TITLE ONLY
Motion by Tirri seconded by Almaita to approve.

WHEREAS, N.J.S.A 40A:4-8 provides that the budget may be read by title only at the time of the public hearing, providing that at least one week prior to the date of hearing a complete copy of the approved budget as advertised has been delivered to the Haledon Public Library, posted in the Municipal Building Complex, with copies available to any persons requesting same, and

WHEREAS, the Municipal Clerk has provided the affidavit from the library of such delivery to the Governing Body.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Haledon Governing Body of Passaic County State of New Jersey that the 2011 Municipal Budget be read by title only.

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

Motion by Almaita seconded by Tirri to open the public hearing on the 2011 Municipal Budget.

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

Charles Ferraioli, Borough Auditor will address the Mayor and Council regarding the 2011 Budget.

The Haledon Municipal Budget has been reviewed by the Department of Community Affairs and the budget can be adopted. The Mayor and Council would like to hold off on adopting the budget so the Finance Committee can continue to look for cuts in the budget.

The challenges the Borough will face on the other hand is this year the Borough will not receive transitional aid from the State. The Borough did receive $300,000.00 in transitional aid last year. The State did not pass their budget yet so the tax bills are estimated tax bills. You will see a new line item in the tax bills and that is the line item for library. The Greek debt situation is lowering interest rates world wide.

I have advised the Borough to appoint NW Capital Markets as a financial advisor. The Borough's will save 3% by refinancing the Borough's bonds. The Borough should have a total savings of $86,000.

Motion by Tirri seconded by Johnson to close the public hearing on the 2011 Municipal Budget.

COMMITTEE REPORTS

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

Fire Liaison– Heather Kilminster- absent no report.
Fire Department

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

FINANCE COMMITTEE

Mounir Almaita, Chair – the finance committee will review the budget again to see if we can make further cuts to the budget.

ADMINISTRATION AND PERSONNEL

Maha Kandis, Chair – read report.

ORDINANCE

Mounir Almaita, Chair – referred to the ordinances on the agenda.

HEALTH AND WELFARE

Heather Kilminster, Chair – absent no report.

PUBLIC WORKS

Michael Johnson, Chair – nothing to report. We anticipate redirection of traffic on Church Street due to the traffic light. The Street Sweeper will be up and running.

- 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 – no report.

TECHNOLOGY

Maha Kandis, Chair – progress on the Borough's website.

SPECIAL EVENTS

Maha Kandis, Chair – last Saturday we had a fishing derby with the Municipal Alliance. Would like to thank the Haledon Police Department for their presence and support. We will be holding an ice cream fundraiser on June 30, 2011. The Boys and Girls Club Summer Camp will start July 5, 2011. We are receiving more permit applications for Roe Street Field that will be reviewed.

MAYOR'S REPORT

Regarding the Municipal Court Judge Cook he is taking a leave of absence. A Judge will be assigned by the Judiciary Committee. The Borough of Haledon Centennial book is completed and at the printers. We are so glad that we were able to complete this project and look forward to reviewing the Haledon Centennial book once it is printed. Thank you to the Centennial Committee especially to Municipal Clerk Allan R. Susen for his dedication and effort towards the completion of the Centennial Book.

COMMUNICATIONS

1. Thank you letter from St. Joseph's Regional Medical Center to Michael Moscatello for his recommendations regarding fire prevention equipment for their facilities.
2. Letter from the State of New Jersey Division of Public Contracts notifying the Borough that they are in compliance with N.J.S.A 10:5-31 et seq. and its implementing regulations found at N.J.A.C 17:27 (Result of the State Affirmative Action audit conducted on April 14, 2011).
3. Thank you card received from Thomas Maselli's Family for the condolence card sent by Borough.
4. Invitation from St. Joseph's Wayne Hospital to the 2011 Congressional Health Fair.

Motion by Tirri seconded by Almaita to accept and file.

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

UNFINISHED BUSINESS

Motion by Almaita seconded by Tirri that Ordinance # 4-21-2011 be heard in its second and final reading (An Ordinance Amending Chapter 23 - Fire Dept.)

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

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON
ORDINANCE #4-21-2011
AN ORDINANCE AMENDING CHAPTER 23 OF THE CODE OF THE BOROUGH OF HALEDON ENTITLED FIRE DEPARTMENT

(Public hearing took place at May 19, 2011 meeting)

Motion by Almaita seconded by Tirri that Ordinance #4-21-2011 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

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

Motion by Almaita seconded by Kandis that Ordinance #5-19-2011 be heard in its second and final reading (An Ordinance Establishment of Cap Bank)

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

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON
ORDINANCE #5-19-2011
CALENDAR YEAR 2011 ORIDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A 40A:4-45.14)

Motion by Tirri seconded by Johnson to open the public hearing on Ordinance # 5-19-2011.

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

No comments.

Motion by Tirri seconded by Almaita to close the public hearing on Ordinance # 5-9-2011.

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

Motion by Almaita seconded by Johnson that Ordinance #5-19-2011 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

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

Motion by Almaita seconded by Johnson that Ordinance 5-19-2011A be heard in its second and final reading (Amendment to Chapter 5 entitled Administrator)

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

CLERK WILL READ THE TITLE:

BOROUGH OF HALEDON
ORDINANCE # 5-19-2011A
AN ORDINANCE AMENDING CHAPTER 5
OF THE CODE OF THE BOROUGH OF HALEDON
ENTITLED ADMINISTRATOR

Motion by Tirri seconded by Almaita to open the public hearing on Ordinance # 5-19-2011A.

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

Motion by Tirri seconded by Almaita to close the public hearing on Ordinance # 5-9-2011A.

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

Motion by Almaita seconded by Tirri that Ordinance #5-9-2011A be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

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

NEW BUSINESS

RESOLUTION #2011-81 CANCEL BALANCE IN ORDINANCE 10-14-98
Motion by Almaita seconded by Kandis to approve.

WHEREAS, an unencumbered balance of $25,000 exists in ordinance 10-14-98 and

WHEREAS, the Governing Body is desirous of cancelling this amount to the Borough's General Capital Surplus fund,

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Haledon that the amount of $25,000 that exists in Ordinance 10-14-98 is hereby canceled.

BE IT FURTHER RESOLVED that these funds be cancelled to the General Capital Surplus Fund of the Borough.

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

Motion by Almaita seconded by Tirri to read the introduction of Ordinance 6-16-2011 (Appropriating $25,000 from the General Capital Surplus)

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

The Clerk will read the title:

BOROUGH OF HALEDON
ORDINANCE 6-16-2011

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 Tirri 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 July 21, 2011

ROLL CALL
YES: ALMAITA, TIRRI, KANDIS, JOHNSON
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:

RESOLUTION#2011-082	REFUND OF A TAX OVERPAYMENT TAX APPEAL FOR 381 MORRISSEE AVENUE
RESOLUTION#2011-083	AUTHORIZATION TO APPROVE AMUSEMENT GAME LICENSES-JULY 15, 2011 TO JUNE 13, 2012
RESOLUTION#2011-084	AUTHORIZATION TO APPROVE LIQUOR LICENSE RENEWALS-JULY 1, 2011 TO JUNE 30, 2012
RESOLUTION#2011-085	APPROVE APPOINTMENT OF NEW FIREFIGHTER COMPANY#1- TRAVIS K. NONN
RESOLUTION#2011-086	RESOLUTION OPPOSING THE PASSAGE OF A-3285(COST ESTIMATES IN BID ADVERTISEMENTS)
RESOLUTION#2011-087	RESOLUTION URGING THE SWIFT PASSAGE OF S-2762 (COMMERCIAL AND INDUSTRIAL PROPERTY TAX REFUNDS PASSES THE SENATE)
RESOLUTION#2011-088	AUTHORIZATION OF THE AGREEMENT BETWEEN THE BOROUGH OF HALEDON AND NW CAPITAL MARKETS INC.
RESOLUTION#2011-089	APPROVAL OF A DONATION OF FIRE PREVENTION EQUIPMENT TO ST. JOSEPH'S REGIONAL MEDICAL CENTER
RESOLUTION#2011-090	AWARD OF CONTRACT- ROE STREET RECREATION PARKING LOT IMPROVEMENT
RESOLUTION#2011-091	AWARD OF CONTRACT- MORRISSEE AVE, JASPER STREET AND ALBION ROAD IMPROVMENTS
RESOLUTION#2011-092	AGREEMENT FOR EARLY TERMINATION OF THE CY2010/CY2011 TRANSITIONAL AID MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE BOROUGH OF HALEDON AND THE DIVISION OF LOCAL GOVERNMENT SERVICES
RESOLUTION #2011-093	AUTHORIZE MUNICIPAL CLERK TO ADVERTISE FOR PROPOSALS, SPECIAL COUNSEL AND SPECIAL ENGINEERING SERVICES – SOLAR ENERGY
RESOLUTION#2011-094	AWARD PROPOSAL FOR MONEY MANAGEMENT/BANKING SERVICES

Motion by Tirri seconded by Almaita to approve.

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

RESOLUTION #2011-082 REFUND OF A TAX OVERPAYMENT - TAX APPEAL

WHEREAS, an overpayment has been made by the property owner as a result of a successful Tax Appeal for 2010 taxes on block 50 Lot 27, better known as 381 Morrissee 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 $ 2,026.82 to:

Mohammed Chowdhury & Mariam Begum
381 Morrissee Avenue
Haledon, NJ 07508

RESOLUTION #2011-083 APPROVE AMUSEMENT GAME LICENSES-JULY 15, 2011 TO JULY 14, 2012

WHEREAS, Chapter 64 of the Code of the Borough of Haledon requires the licensing of distributors and proprietors for the distributing and operation of amusement game devices in the Borough of Haledon; and

WHEREAS, said license has a one year term from July 15 to July 14 of the proceeding year; and

WHEREAS, the Clerk has obtained updated applications from the distributors and proprietors listed below and found everything to be in order and in compliance with the Borough ordinance;

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Haledon that the distributor and proprietor amusement game device licenses applied for by those individuals and entities listed below are hereby approved and that the Municipal Clerk is hereby authorized to issue license for the license year of July 15, 2011 to July 14, 2012

Licensee	Address	License type	License fee
Millenium Amusements	44 East Railway Ave. Paterson, NJ	distributor	$300.00
James Garruto (Jimmy Geez)	436 Belmont Ave., Haledon	proprietor	$100.00
The Shepherd & the Knucklehead	529 Belmont Ave., Haledon	proprietor	$50.00
Underdog	4-6-8 Church St., Haledon	proprietor	$50.00

RESOLUTION #2011-084 LIQUOR LICENSE RENEWALS – JULY 1, 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 1, 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:

Jim Barb Corporation	436 Belmont Ave	1603-33-020-004
JJJS LLC (Celebrities)	359-361 Belmont Ave	1603-33-017-005
Irene Cruz	126 Avenue C	1603-33-002-008
Haledon Fire Co.#2 Inc	522-524 W Broadway	1603-33-007-001
Josal Associates, Inc.	274-278 Belmont Ave.	1603-33-003-003
FS Wines & Liquors, Inc.	429-433 Belmont Ave.	1603-44-004-003
Haledon Inn, Inc.	237 Haledon Ave.	1603-33-013-006
Haledon Benefit & Social Club	32 Morrissee Ave., Ext	1603-33-014-002
The Shepherd & The Knucklehead	529 Belmont Ave.	1603-33-018-003
ANIK Liquors	416 Haledon Ave.	1603-44-021-008
Haledon Masonic Club	400-406 Roe St.	1603-31-027-001
Veteran's Club	417 Roe St.	1603-31-029-001
Body Shot LLC	289 Belmont Ave.	1603-33-023-006
RRA	311 Haledon Ave.	1603-44-011-004

RESOLUTION #2011-085 APPROVE NEW FIREFIGHTER APPLICATION; TRAVIS K. NONN

BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon that the following individual be accepted as probationary member of the Haledon Fire Department and is authorized to sign the Borough Roll:

Fire Company #1
Travis K. Nonn

RESOLUTION#2011-086 RESOLUTION OPPOSING THE PASSAGE OF A-3285 (COST ESTIMATES IN BID ADVERTISEMENTS)

WHEREAS, A-3285 would require that certain public contract bid advertisements include certified cost estimates or estimate ranges of projected contract cost and it would amend the grounds for rejection of all bids; and

WHEREAS, advocates for A-3285 argue that the best interests of taxpayers are served by the provisions of A-3285, because it promotes, they claim, openness and broad dissemination of information; and

WHEREAS, we agree that taxpayers are best served by openness and board dissemination of information, however, A-3285, would, in fact, limit a competitive process that is the foundation of the Local Public Contracts Law and would not best serve the public interest; and

WHEREAS, A-3285 would require a municipality to include in the public advertisement its cost estimates or cost estimate ranges for construction projects in excess of $500,000; and

WHEREAS, A-3285 also amends the provision to reject all bids; and

WHEREAS, one of the amendments would permit a municipality to reject all bids only if the lowest bid substantially exceeds the municipality's cost estimates or cost estimate ranges for the goods or services as published and attested; and

WHEREAS, as a result of this amendment, all contracts, including goods and services, over the contracting unit's bid threshold will now require the public advertisement for bids to include cost estimates or cost estimates ranges; and

WHEREAS, municipal engineers and other design professionals will typically prepare the projects cost estimates based on the current industry cost and bids received for similar projects in different municipalities; and

WHEREAS, these estimates tend to be in the middle of the current industry cost; and

WHEREAS, we are concerned that A-3285 will create the "floor" as opposed to a "ceiling" for bid pricing, removing the incentive for competitiveness and prohibit a municipality from receiving the best possible price for the project; and

WHEREAS, requiring the advertisement of the cost will lead to unfair pricing and increased cost for already strained taxpayers; and

WHEREAS, A-3285 also has the potential to expose municipalities to protracted disputes and litigation; and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Haledon strongly opposes the passage of A-3285 as it will delay construction projects, lead to increased costs, limit the rejection of bids and expose municipalities to protracted disputes and litigation; and

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, to Assembly Speaker Sheila Oliver, to our State Senator, to our two Representatives in the General Assembly, and to the New Jersey League of Municipalities.

DISTRIBUTION LIST

1. The Hon. Chris Christie,
   Governor, State of New Jersey
   PO Box 001
   Trenton, NJ 08625
   Phone (609) 292-6000
   Fax (609) 292-3454

2. The Hon. Stephen Sweeney,
Senate President,
Senator, District 3
NJ Senate Democratic Office
State House PO Box 099
Trenton, NJ 08625
Phone (609) 292-5215
SenSweeney@njleg.org

3. The Hon. Sheila Oliver,
Speaker, NJ General Assembly
Assemblywoman, District 34
NJ General Assembly Democratic Office
PO Box 098
Trenton, NJ 08625
Phone (609) 292-7065
Fax (609) 292-2386
AswOliver@njleg.org

4. NJ League of Municipalities
222 West State Street
Trenton, NJ 08608
Phone (609) 695-3481
Fax (609) 695-0151
NJLeague@njslom.com

5. Your State Legislators (State Senator and Assembly Representatives)

RESOLUTION#2011-087

TITLE: RESOLUTION URGING THE SWIFT PASSAGE OF S-2762 (COMMERCIAL AND INDUSTRIAL PROPERTY TAX REFUNDS PASSES THE SENATE)

WHEREAS, Senator Buono and Assemblyman Coutinho have introduced S-2762 and A-4084, respectively, which permits a municipality to pay commercial and industrial property tax refunds for tax year 2010 and 2011 over subsequent three local budget years; and

WHEREAS, municipalities do rely and encourage business development in their community for economic growth; and

WHEREAS, unlike a residential tax appeals, commercial and industrial property owners must submit an income statement when filing their appeal as net income generated by property has a direct bearing on the ability to market the property and therefore it is value; and

WHEREAS, successful tax appeals shifts the burden of the appeal to the rest of the taxpayers within the community; and

WHEREAS, S-2762 and A-4084 will provide municipalities with a temporary tool to assist in planning and controlling their financial budgets during this influx of appeals; and

WHEREAS, the Governing Body of the Borough of Haledon supports the need for the legislation to address property tax refunds for commercial and industrial properties and firmly believes that by allowing phased refunds on successful commercial and industrial property appeals, these bills will provide substantial relief for many residential taxpayers; and

WHEREAS, the League of Municipalities recently conducted a survey that measured the extent to which property owners filed and won tax appeals in 2010, in which 150 municipalities, representing a cross section of the state, participated; and

WHEREAS, those participating in the survey reported property value declines of more than $87,900,000, which resulted from 19,788 tax appeals filed in 2010; and

WHEREAS, those responding to the survey indicated that 13,760 appeals were filed in 2009, compared to 19,788 in 2010, representing an increase of 43.7%; and

WHEREAS, while a municipality will often experience an increase in tax appeals because they have conducted a revaluation, only 5 of the 150 municipalities, which participated in our survey, indicated that their 2010 appeals resulted from revaluations compared to the 23 of the participating municipalities conducted revaluations in 2009, when fewer tax appeals were presented to the County Tax Boards; and

WHEREAS, the 2010 spike in appeals should be attributed to the economic down-turn, which lowered property values and placed increased stress on the income of property owners, all around our Garden State; and

WHEREAS, although the survey was a snapshot picture in time, it can be used to project what might follow in 2011 and beyond, since the reductions, which were granted by the County Tax Boards will have a multiplier effect; and

WHEREAS, while New Jersey and this nation struggle to recover from one of the worst economic crisis since the Great Depression, municipalities must be given the tools to prevent increasing property taxes on already strained tax payers; and

WHEREAS, successful tax appeals impact fund balances and place additional pressures on the local budget;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Haledon urges for the swift passage of S-2762 and A-4084 to provide municipalities with an additional tool to prevent increasing property taxes on already strained taxpayers; and

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, to Assembly Speaker Sheila Oliver, to our State Senator, to our two Representatives in the General Assembly, and to the New Jersey League of Municipalities.

DISTRIBUTION LIST

1. The Honorable Chris Christie, Governor
   State of New Jersey
   PO Box 001
   Trenton, NJ 08625
   Phone(609) 292-3454
   Fax (609) 292-3454

2. The Honorable Stephen Sweeney
   Senate President
   Senator, District 3
   NJ Senate Democratic Office
   State House, PO Box 099
   Trenton, NJ 08625
   Phone (609) 292-5215
   SenSweeney@njleg.org

3. The Honorable Sheila Oliver
   Speaker, NJ General Assembly
   Assemblywoman, District 34
   NJ General Assembly Democratic Office
   P.O Box 098
   Trenton, NJ 08625
   Phone# (609) 292-7065
   Fax # (609)292-2386
   AswOliver@njleg.org

4. NJ League of Municipalities
   222 West State Street
   Trenton, NJ 08608
   Phone (609) 695-3481
   Fax (609) 695-0151
   NJLeague@njslom.com

5. Our State Legislator (State Senator and Assembly Representatives)

RESOLUTION #2011-088 AUTHORIZE PROFESSIONAL SERVICE AGREEMENT – NW CAPITAL MARKETS, INC.

WHEREAS, the Borough of Haledon requires Underwriting Services for the refunding of the Borough's outstanding General Improvement Bonds and Water utility Bonds; and

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

WHEREAS, the cost for this service is below the "Pay to Play" threshold; and

WHEREAS, NW Capital Markets, Inc has submitted a proposal to conduct said service; and

WHEREAS, Borough Auditor Charles Ferraioli has recommended the services of NW Capital Markets, Inc.; and

WHEREAS, the cost for this service is $17,350 to be paid from the proceeds of the refunding bond;

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 NW CAPITAL MARKETS, INC. for the period ending Dec. 31, 2011 in a form to be approved by the Borough Attorney;

RESOLUTION #2011-89 APPROVE DONATION OF OBSOLETE FIRE EQUIPMENT AND MISC FIRE GEAR TO ST. JOSEPH'S HOSPITAL

WHEREAS, St. Josephs Hospital has contacted Assistant Chief Michael Moscatello about the Borough donating obsolete fire equipment and fire gear to the hospital; and

WHEREAS, the Fire Department has old gear and equipment and is desirous of making this donation; and

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the requested donation is hereby approved subject to verification by the Borough Attorney that such donation is permissible by law.

RESOLUTION #2011-090 AWARD OF CONTRACT – ROE STREET RECREATION PARKING LOT IMPROVEMENT

WHEREAS, bids were received for the Roe Street Parking Lot Improvement Project by the Municipal Clerk on June 9, 2011; and

WHEREAS, the apparent low bidder was SCS Contracting, Inc. of 87 Shadyside Road, Ramsey, NJ 07446 with a bid of 206,218.00; and

WHEREAS, Nordan Murphy, P.E. representing the Borough Engineer Alaimo Engineering in his letter dated June 14, 2011 recommends the Borough award the project to SCS Contracting, Inc; and

WHEREAS, the Borough Chief Financial Officer, Maryann Brindisi; has issued a certification of funds for an amount not to exceed 206,218.00;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that SCS Contracting, Inc be awarded the Roe Street Recreation Parking Lot Improvement Project for the contract price of 206,218.00 and

BE IT FURTHER RESOLVED, that this award is subject to Borough Attorney review and approval of the Passaic County Department of Economic Development; and

BE IT FURTHER RESOLVED, that following such review and approval, the Mayor and Municipal Clerk are hereby authorized to execute a contract with SCS Contracting, Inc. in a form to be approved by the Borough Attorney for the Roe Street Recreation Parking Lot Improvement.

RESOLUTION #2011-091 AWARD OF CONTRACT – MORRISSEE AVENUE, JASPER STREET AND ALBION ROAD IMPROVEMENTS

WHEREAS, bids were received for the Morrissee Ave, Jasper St. and Albion Road Improvement Project by the Municipal Clerk on June 9, 2011; and

WHEREAS, the apparent low bidder was DLS Contracting, Inc. of 633 Franklin Ave., Suite 170, Nutley, NJ 07110; with a bid of $198,602.50; and

WHEREAS, Nordan Murphy, P.E. representing the Borough Engineer Alaimo Engineering in his letter dated June 13, 2011 recommends the Borough award the project to DLS Contracting, Inc; and

WHEREAS, the Borough Chief Financial Officer, Maryann Brindisi; has issued a certification of funds for an amount not to exceed $198,602.50;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that DLS Contracting, Inc be awarded the Morrissee Ave, Jasper St. and Albion Road Improvement Project for the contract price of $198,602.50 and

BE IT FURTHER RESOLVED, that this award is subject to Borough Attorney review and approval of the New Jersey Dept. of Transportation; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to execute a contract with DLS Contracting, Inc in a form to be approved by the Borough Attorney for the Morrissee Ave, Jasper St and Albion Road Improvement.

RESOLUTION #2011-092 AGREEMENT FOR EARLY TERMINATION OF THE CY 2010/CY 2011 TRANSITIONAL AID MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE BOROUGH OF HALEDON AND THE DIVISION OF LOCAL GOVERNMENT SERVICES

WHEREAS, the Borough of Haledon (the Municipality) and the Division of Local Government Services (the Division) entered into a Memorandum of Understanding (Memorandum) setting forth certain restrictions and controls over municipal finances as a condition of the Municipality receiving Transitional Aid to Localities in support of its Calendar Year 2010 budget; and

WHEREAS, the Memorandum of Understanding is set to expire as of December 31, 2011; and

WHEREAS, the Municipality is moving forward with a balanced budget in 2011 without any reliance on Transitional Aid; and

WHEREAS, the Municipality and the Division desire to provide for an earlier expiration of the Memorandum;

Therefore, be it resolved and agreed by the Municipality and the Division;

1- The Memorandum shall expire immediately upon the adoption of the Municipality's Calendar Year 2011 Budget; and
2- The Municipality agrees that it shall not be eligible to apply for Transitional Aid or similar discretionary aid from the Division in support of any of its budgets through Calendar Year 2013.

_____ Date:_____
Mayor Domenick Stampone

_____ Date: _____
Signature of Chief Administrative Officer

Thomas H. Neff Date: 6/14/11
Signature of Director of DLG

RESOLUTION #2011-093 AUTHORIZE MUNICIPAL CLERK TO ADVERTISE FOR PROPOSALS, SPECIAL COUNSEL AND SPECIAL ENGINEERING SERVICES – SOLAR ENERGY

BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the Municipal Clerk is hereby authorized to advertise for proposals for Special Counsel and Special Engineering Services – Solar Energy.

RESOLUTION #2011-094 AWARD PROPOSAL FOR MONEY MANAGEMENT/BANKING SERVICES

WHEREAS, the Borough of Haledon requires the services of a qualified banking institution for the deposit of Borough funds; and

WHEREAS, the Borough of Haledon in compliance with P.L. 2004, c. 19 solicited proposals under the "fair and open" process on May 5, 2011; and

WHEREAS, several area banking institutions submitted bids which were reviewed by the Chief Finance Officer, Maryann Brindisi; and

WHEREAS, Mrs. Brindisi recommended to the Acting Borough Administrator that Valley National Bank submitted the most advantageous proposal;

NOW THEREFORE BE IT RESOLVED, by the governing body of the Borough of Haledon that Valley National Bank is hereby designated the official depository of Borough funds and that the Municipal Clerk/Acting Administrator and the Chief Finance Office are hereby directed to transition and move Borough accounts from TD Bank to Valley National Bank.

Motion by Tirri seconded by Johnson to add two resolutions to the agenda.

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

RESOLUTION #2011-095 AUTHORIZE CHANGE ORDER #2, AVENUE C AND GROVE STREET IMPROVEMENTS
Motion by Almaita seconded by Tirri to approve.

WHEREAS, the Borough of Haledon awarded a contract to AJM Contractors for the Avenue C and Grove Street Improvements Project; and

WHEREAS, Nordan Murphy of Alaimo Group has recommended in his correspondence dated June 16, 2011 that the Borough modify the award for a change order increasing the contract price by $8000.00; and

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

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 increasing the contract price by $8000.00 for an amended contract amount of $200,110.42 be approved.
2. The written concurrence by AJM Contractors, Inc.. to the modification shall be obtained in the form of Change Order No. 2, 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.

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

RESOLUTION #2011-096 AUTHORIZE PREPARATION AND MAILING OF ESTIMATED TAX BILLS
Motion by Almaita seconded by Tirri to approve.

WHEREAS, the Borough of Haledon cannot have their overall tax rate certified since the amount of the municipal tax levy will not be known until after the levy waiver amount is approved by the State of New Jersey; and

WHEREAS, the Borough of Haledon Tax Collector and Chief Financial Officer have computed an estimated tax levy in accordance with NJSA 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies; and

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon, in the County of Passaic, and State of New Jersey on this 16th day of June 2011 as follows:

1. The Borough of Haledon Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2011 taxes. The entire estimated tax levy for 2011 is hereby set at $19,983.65 and the estimated tax rate set at $ 6.05.

2. In accordance with law, the third installment of 2011 taxes shall not be subject to interest until the later of August 10 or the twenty-fifth calendar day after the date the estimated tax bills are mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

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

RESOLUTION #2011-97 APPROVE BILLS LIST, June 16, 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 June 16, 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 June 16, 2011 WITH PREPAIDS IS:

CURRENT:	$ 1,956,504.60
WATER (MUA):	$ 22,957.30
TOTAL:	$ 1,979,461.90

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

Mayor and Council decided to go into Executive Session.

RESOLUTION #06162011 **EXECUTIVE SESSION**
Motion by Tirri second by Kandis to approve.

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:

- Contract Negotiation –Solid Waste.

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: ALMAITA, TIRRI, KANDIS, JOHNSON
NO: -0-

Motion by Johnson second by Kandis to reopen public session of the meeting.

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

ADJOURN
Motion by Johnson seconded by Kandis to adjourn.

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

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