BOROUGH OF HALEDON
MAYOR AND COUNCIL
March 17, 2011

PRAYER
FLAG SALUTE

The regular meeting of the Mayor and Council of the Borough of Haledon took place on March 17, 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 – Council President Kandis called the meeting to order at 7:00PM

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

Absent: Mayor Stampone with prior notice and Councilman Johnson was running late.

PROCLAMATION

Council President requested to leave the Eagle Scout Proclamation for Thomas Agrusti for later on in the meeting since he was not present.

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

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

Councilman Johnson arrived at 7:05 PM

Mary Mayer – Belmont Ave. – handicap parking signs through out the Borough have incorrect fines and are supposed to be updated. Signs posted do not meet standard of Borough Ordinance. The businesses in the Borough do not even have a space for handicap parking but have ramps. Bagel's Galore is an example of just one of the businesses in the Borough that does not have a Handicap sign. Someone from the Borough should look into putting the correct fines on the handicap signs and make sure that all the businesses have a handicap space.

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

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

GOVERNING BODY RESPONSES

Council President Kandis the problem with the handicap signs and spaces falls between two departments, the Police Department and the Department of Public Works.

Deputy Chief Gottheiner we will look into which businesses are required to have signs put up and then we will follow up with Mitch Hannenian.

COMMITTEE REPORTS

PUBLIC SAFETY COMMITTEE – Rey Martinez, Chairperson

Police Liaison – Public Safety Committee will meet next Tuesday in regards to vacancies in the Police Department.

Police Department
Housing Inspection/Building Maintenance
Municipal Court

Fire Liaison– Heather Kilminster, met with Fire Chief last Sunday. We are preparing for an OSHA audit, reviewing matters that need to be taken care of before the audit.

Fire Department

Office of Emergency Management Liaison – Michael Tirri

The rain storms last week were handled by the Department of Emergency Management and Department of Public Works. The Borough did not have any sewer issues due to both departments keeping on top of the situation. The Borough was very fortunate not to have any floods as a result of the rain storms.

Deputy Chief Gottheiner coordination between the OEM and Department of Public works in addition to the sewer repairs seemed to help the flooding issues.

FINANCE COMMITTEE

Mounir Almaita, Chair – the Finance Committee finished reviewing budget proposals. We are looking into replacing Cintas (renting mats for the Municipal Building Complex). Deputy Clerk Leena Abaza prepared a report to reflect the expense and savings if we purchased our own mats.

ADMINISTRATION AND PERSONNEL

Maha Kandis, Chair – read regular Administrator report.

ORDINANCE

Mounir Almaita, Chair – Ordinance Committee had a meeting to discuss the Fire Department and Administrative requirements to change Fire Department Ordinance.

HEALTH AND WELFARE

Heather Kilminster, Chair – no report.

PUBLIC WORKS

Michael Johnson, Chair – met with Committee regarding Department of Public Works issues and the repairs for Recreation center.
Council President Kandis mentioned Sheriff Labor Assistant Program Mitch Hannenian will coordinate.

- 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 – Committee will met to discuss green projects. Solar Panels for the Municipal Building Complex are one of the green projects being discussed. We are trying to find ways to bring in revenue for the Borough.

TECHNOLOGY

Maha Kandis, Chair – we continue to work on website with Passaic County Tech. Preview of new website will be presented in the April meeting. We need updated Biographies and pictures for Elected Officials.

SPECIAL EVENTS

Maha Kandis, Chair – upcoming events are the Easter Egg Hunt on April 23, 2011 and the Fishing Derby on June 11, 2011.

We are looking to clean up park area I have asked Mitch to have area cleaned. The Boys and Girls Spring sports are scheduled. Roe Street Field is not ready yet and lights in the Recreation center need to be replaced next week.

MAYOR'S REPORT

Mayor is absent.

COMMUNICATIONS

1. Invitation to Boy Scout Troop 20 ceremony Honoring Thomas Agrusti.
2. Letter from the State of New Jersey NJDOT regarding the fiscal year 2011 Municipal Aid Program for Morrissee Ave, Jasper Street, Albion Ave Van Dyke Ave and Legion Place.
3. Letter from Lou Polidori regarding progress on the Belmont Towne Square Project.
4. Letter from Lou Polidori (Managing Agent for Belmont Avenue Towne Square LLC.) regarding Belmont Avenue Towne Square 407 Belmont Avenue & adjoining lots.
5. Letter from the County of Passaic regarding Borough of Haledon Ordinance#11-11-2010 (Church Street One-way).
6. Letter from the Alaimo Group regarding the Church Street Traffic Pattern- Review of Traffic Study.
7. Letter from New Hope Community Ministries requesting permission from the Borough of Haledon to hold a Spring Festival at Brideway Community Church.

8. Letter from Lou Polidori regarding updates on the progress of the Belmont Avenue Towne Square project

Motion by Kilminster seconded by Almaita to accept and file.

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

UNFINISHED BUSINESS

Motion by Almaita seconded by Kilminster that Ordinance # 2-17-2011A to be heard in its second and final reading (Amending Chapter 205 of the Borough of Haledon entitled Vehicles and Traffic)

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

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON
ORDINANCE #2-17-2011A
AN ORDINANCE AMENDING CHAPTER 205 OF THE CODE OF THE BOROUGH OF HALEDON ENTITLED VEHICLES AND TRAFFIC TO ADD A TRAFFIC SIGNAL AT THE INTERSECTION OF BELMONT AVENUE, MANGOLD STREET AND KING STREET IN THE BOROUGH OF HALEDON

Motion by Kilminster seconded by Martinez to open the public hearing on Ordinance # 2-17-2011A.

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

No Comments.

Motion by Kilminster seconded by Johnson to close the public hearing on Ordinance # 2-17-2011A.

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

Motion by Almaita seconded by Johnson that Ordinance #2-17-2011A be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

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

Motion by Kilminster seconded by Martinez that Bond Ordinance #3-3-2011 to be heard in its second and final reading (Bond Ordinance providing for the improvement of the Sanitary Sewer System)

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

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON
BOND ORDINANCE #3-3-2011
BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE SANITARY SEWER SYSTEM IN THE AREA OF HALEDON AVENUE BETWEEN ZABRISKIE STREET AND NORTH 16TH STREET IN AND BY THE BOROUGH OF HALEDON, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING $105,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $100,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

Motion by Johnson seconded by Almaita to open the public hearing on Ordinance # 3-3-2011.

No Comments.

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

Motion by Kilminster seconded by Almaita to close the public hearing on Ordinance # 3-3-2011.

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

Motion by Kilminster seconded by Almaita that Ordinance #3-3-2011 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL
YES: ALMAITA,TIRRI, KANDIS, KILMINSTER, 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 2011-047	TAX TITLE LIEN REDEMPTION/ OUTSIDE LIEN HOLDER- 378 BELMONT AVENUE, NEW JERSEY 07508
RESOLUTION 2011-048	TRANSFER OF FUNDS-2010 BUDGET APPROPRIATION RESERVES
RESOLUTION 2011-049	RESOLUTION CALLING ON THE STATE LEGISLATURE AND THE GOVERNER TO EXEMPT THE RESERVE FOR UNCOLLECTED TAXES FROM THE 2% CAP

RESOLUTION 2011-050	TAX REIMBURSEMENT CERTIFICATION
RESOLUTION 2011-051	APPROVAL OF THE RECYCLING MANDATORY SOURCE RECYCLING GRANT APPLICATION
RESOLUTION 2011-052	TAX COURT JUDGEMENT STIPULATION OF SETTLEMENT- BLOCK 50 LOT 3
RESOLUTION 2011-053	ACCEPT RESIGNATION FROM GERARD REYNOLDS-MEMBER OF THE LIBRARY BOARD

Motion by Kilminster seconded by Johnson to approve.

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

RESOLUTION #2011-047 TAX TITLE LIEN REDEMPTION/ OUTSIDE LIEN HOLDER- 378 BELMONT AVENUE, NEW JERSEY 07508

WHEREAS, Atlantic Stewardship Bank is redeeming Tax Title Lien Certificate # 09-00004, better known as Block 89 Lot 20, 378 Belmont Avenue, Haledon, New Jersey, which was sold to MD SASS US Bank, 2 Liberty Place, 50 South 16th Street, Suite 1050, Philadelphia, PA 19102.

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 Atlantic Stewardship Bank.

NOW, THEREFORE, BE IT RESOLVED, that the Treasurer be and is hereby authorized to issue a check in the amount of $ 53,821.10 to:

DM SASS US Bank
2 Liberty Place, 50 South 16th Street,
Suite 1050
Philadelphia, PA 19102

For Tax Title Lien Redemption.

RESOLUTION # 2011-048 TRANSFER OF FUNDS-2010 BUDGET APPROPRIATION RESERVES

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 2010 Budget Appropriations reserves according to N.J.S.A. 40A:4-5.8:

From:

Prescription Eye Glass Insurance O&E $ 5,000.00
113-285

To: Other Legal O & E $ 5,000.00
107-281

RESOLUTION #2011-049 RESOLUTION CALLING ON THE STATE LEGISLATURE AND THE GOVERNOR TO EXEMPT THE RESERVE FOR UNCOLLECTED TAXES FROM THE 2% CAP

WHEREAS, on July 13, 2010, Governor Christie signed into law P.L 2010, c.44, which reduced the cap on the property tax levy from 4% to 2% and limited the number of exemptions; and

WHEREAS, when the property tax levy was reduced, the exemption for the Reserve for Uncollected Taxes was removed; and

WHEREAS, in addition to collecting property taxes for its own operations, the municipality also serves as the collection agent for the county, school districts, fire districts and other special local entities; and

WHEREAS, the municipality must provide those entities with the full amount they deem necessary for their operations, regardless of the actual collection rate; and

WHEREAS, due to myriad factors beyond local control, the actual collection rate never equals the total local levy, especially during an economic downturn, when unemployment soars and property values plummet, causing an increase in tax appeals, which the municipality must defend and which subject the municipal budget to further losses, when successful; and

WHEREAS, to account for the shortfall and potential losses, State law requires the municipality to budget an appropriation in a line item known as the Reserve for uncollected Taxes, which is generally determined through a formula driven calculation in which the variables change year to year; and

WHEREAS, without a levy cap exemption, municipalities will be forced to further cut their own operations, in order to meet the 2% tax levy cap to provide the county, school districts, fire districts and other special local entities the full amount they deem necessary for their operations; and

WHEREAS, those other local entities, which do not have to budget for collection rate short-falls or the impact of declining property values, have been granted levy cap exceptions to address factors beyond their control; and

WHEREAS, Assemblymen McKeon and Burzichelli have introduced A-3603, which excludes increases in appropriations to the Reserve for Uncollected Taxes in excess of two percent, from calculations of the municipal adjusted tax levy; and

WHEREAS, the Borough of Haledon Tax Collector and Chief Financial Officer are both supporting the passing of this Resolution,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Haledon hereby urges the swift passage and signing of A-3603;

BE IT FURTHER RESOLVED, that consideration also be given to providing a levy cap exception to account for the impact of tax appeals on local operations; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to New Jersey Governor Christopher Christie, to Senate President Stephen Sweeney, Assembly Speaker Sheila Oliver, to our State Senator, to our two Representative

RESOLUTION #2011-050 TAX REIMBURSEMENT CERTIFICATION

WHEREAS, The Recycling Enhancement Act, P.L. 2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, There is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of $3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW THEREFORE BE IT RESOLVED, by the Borough of Haledon that the Borough of Haledon hereby certifies a submission of expenditure for taxes paid pursuant to P.L 2007, chapter 311, in 2010 in the amount of $8,916.21. Documentation supporting this submission is available at the Municipal Clerk's office located at 510 Belmont Ave Haledon, New Jersey 07508.

And shall be maintained for no less than five years from this date.

Tax reimbursement certified by: Mary Ann Brindisi

Name of Official: Mary Ann Brindisi

Title of Official: Chief Financial Officer

Date: March 17, 2011

RESOLUTION #2011-051 APPROVAL OF THE RECYCLING MANDATORY SOURCE RECYCLING GRANT APPLICATION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, C. 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to , making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for calendar year 2011 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Governing Body of the Borough of Haledon to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon, County of Passaic, that the Borough of Haledon hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Angelo Passafaro to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED, that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

RESOLUTION #2011-052 TAX COURT JUDGEMENT STIPULATION OF SETTLEMENT- BLOCK 50 LOT 3

WHEREAS, a complaints was filed against the Borough of Haledon (the "Borough") in the Tax Court of New Jersey, Passaic County in matters entitled Guabello v. Borough of Haledon, Docket No. 012007-2010; and

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

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 Guabello and the Borough, regarding the Tax Assessor's assessment with regard to Block 50, Lot 3 for tax year 2010 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 Stipulation of Settlement of Settlement.

RESOLUTION #2011-053 ACCEPT RESIGNATION OF GERARD REYNOLDS, MEMBER OF THE HALEDON LIBRARY BOARD

BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the resignation of Gerard Reynolds is hereby accepted with regret effective February 22, 2011.

RESOLUTION #2011-054 LIQUOR LICENSE TRANSFER – PERSON TO PERSON, FROM J.J.J.S LLC TO M.T.M ENTERPRISES INC.
Motion by Almaita seconded by Martinez to approve.

WHEREAS, an application has been filed for a person to person transfer of License #1603-33-017-005 heretofore issued to M.T.M Enterprises, 359-361 Belmont Avenue, Haledon New Jersey 07508; and

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; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated there under, as well as pertinent local ordinances and conditions consistent with Title; and

WHEREAS, the applicant has obtained the right to transfer through auction held by the Division of Taxation; and

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Haledon does hereby approve this liquor license transfer effective March 18, 2011;

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby directed to endorse the liquor license certificate to the new ownership as follows:

"This license, subject to all its terms and conditions, is hereby transferred to M.T.M Enterprises Inc. effective March 18, 2011."

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

Michael Murrin the buyer of Celebrities Café was present. Councilman Johnson asked for him to come forward. Urged Mr. Murrin to control after hours group that gathers outside of Celebrities.

Mr. Murrin indicated his investment will attract a different type of crowd. We are planning to renovate Celebrities to an upscale sports bar and clean up the kitchen. Mr. Murrin's brother will run the new bar.
Councilman Martinez thought it was a great idea to upgrade the business and asked if the Borough could assist and support his new business.

Council President Kandis commented on a long history under previous owners same complaints from residents and hoped that Mr. Murrin will be a good neighbor.

Councilman Tirri also reiterated that three meetings ago there was a family present complaining about Celebrities Café client's loud and destructive behavior. Hope to really see a change in the crowd that does come into Celebrities Café.

Councilman Almaita stated since there are good intentions in place best of luck to Mr. Murrin.

RESOLUTION #2011-055 BILLS LIST – March 17, 2011
Motion by Kilminster seconded by Tirri 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 17, 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 March 17, 2011 WITH PREPAIDS IS:

CURRENT:	$ 585,063.55
WATER (MUA):	$ 23,862.88
TOTAL:	$ 608,926.43

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

The Council decided to go into Executive Session.

RESOLUTION #03172011 EXECUTIVE SESSION
Motion by Kilminster seconded by Johnson 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
- Contract negotiation

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, KILMINSTER, MARTINEZ, JOHNSON
NO: -0-

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

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

Motion by Almaita second by Kilminster to add four resolutions to the agenda.

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

RESOLUTION #2011-056

TITLE: AWARD OF CONTRACT – REMOVAL OF LEAD IMPACTED SOIL AT HALEDON RECREATION CENTER
Motion by Almaita seconded by Kilminster to approve.

WHEREAS, bids were received for the removal of Lead Impacted Soil at the Haledon Recreation Center on Feb. 17, 2011; and

WHEREAS, the apparent low bidder was CEMCO of Hainesport, NJ; and

WHEREAS, after review of the bid submittals, it was found that CEMCO, and the next lowest bidder had errors in their Schedule of Prices; and

WHEREAS, the review of bids found the lowest responsible bidder to be TTI Environmental, Inc. of Moorestown, NJ; and

WHEREAS, Gerald Freda, P.E. representing the Birdsall Services Group in his letter dated July 13, 2010 recommends the Borough award the project to TTI, Environmental, Inc. of 1253 North Church Street, Moorestown, NJ; and

WHEREAS, the Borough Chief Financial Officer, Maryann Brindisi; has issued a certification of funds for an amount not to exceed $30,762.00; and

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that TTI Environmental. be awarded the Removal of Lead Impacted Soil at the Haledon Recreation Center Project for the contract price of $30,762.00 and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk subject to the above mentioned items are hereby authorized to execute a contract with TTI Environmental, Inc. in a form to be approved by the Borough Attorney for Removal of Lead Impacted Soil at the Haledon Recreation Center Project.

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

RESOLUTION #2011-057 AUTHORIZE PAYMENT TO BENECKE ECONOMICS - COMPLETION OF TC-2 REDEVELOPMENT PLAN AT FORMER MUNICIPAL COMPLEX SITE
Motion by Martinez seconded by Johnson to approve.

WHEREAS, Benecke Economics assisted the Borough of Haledon in 2008 and 2009 for the implementation and formation of a core redevelopment along Belmont Avenue and with the creation of the Town Center – 1 zone at the former St. Mary's Church property; and

WHEREAS, now that the Borough has vacated the properties once utilized as its municipal complex, it is the desire of the Governing Body to redevelop this area; and

WHEREAS, the Governing Body is desirous of Benecke Economics to prepare the TC-2 Redevelopment Plan on the site of the old Municipal Complex at 407 Belmont Avenue and the surrounding properties owned by the Borough; and

WHEREAS, Robert Benecke has submitted a proposal in the amount of $2,600 for this purpose; and

WHEREAS, the Municipal Clerk/Acting Administrator has verified with the Division of Local Government Services that approval of this agreement will not violate the terms of the Memorandum of Understanding the Borough has entered into; and

WHEREAS, the Chief Financial Officer has issued a certification of funds for an amount not to exceed $2,600.00;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the proposal from Benecke Economics is hereby authorized and the Mayor and Municipal Clerk are authorized to execute an agreement in a form to be approved by the Borough Attorney.

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

RESOLUTION #2011-058 AUTHORIZATION TO PROCESS AN INVOLUNTARY DISABILITY RETIREMENT APPLICATION – MOHAMED ABAZA
Motion by Almaita seconded by Martinez to approve.

WHEREAS, the Borough of Haledon has employed Mohamed Abaza as a member of the Haledon Police Department since December 19, 1989; and

WHEREAS, Sergeant Abaza is an active member of the Police and Firemen's Retirement System; and

WHEREAS, Sergeant Abaza has served in excess of 20 years; and

WHEREAS, it has been brought to the attention of the Governing Body that due to health conditions, Sergeant Abaza is no longer able to perform the duties required of him in the Haledon Police Department; and

WHEREAS, there is no other employment in the Borough of Haledon available;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon that the Borough Administrator and Chief Financial Officer are hereby authorized to process an Involuntary Disability Retirement Application for Sergeant Mohamed Abaza effective March 1, 2011; and

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be forwarded to the State of New Jersey, Division of Pensions and Benefits for processing Mohamed Abaza's retirement application.

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

RESOLUTION #2011-59 AUTHORIZE DEVELOPERS AGREEMENT WITH 447 BELMONT AVENUE, LLC
Motion by Martinez seconded by Kilminster to approve.

WHEREAS, the Mayor and Council of the Borough of Haledon are requiring a developer's agreement for development of the property at 447 Belmont Avenue; and

WHEREAS, a draft agreement has been presented by the developer, 447 Belmont Avenue, LLC; and

WHEREAS, the Governing Body is desirous of authorizing this agreement subject to review by the Borough Attorney, Borough Engineer, and Risk Management Consultant;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the Developer's Agreement with 447 Belmont Avenue, LLC is hereby authorized subject to review and approval of the Borough Attorney, Borough Engineer, and Risk Management Consultant.

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

Eagle Scout was not present we will have to mail the proclamation out to Thomas Agrusti.

ADJOURN

Motion by Tirri seconded by Martinez to adjourn.

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

Respectfully submitted:

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