

BOROUGH OF HALEDON
MAYOR AND COUNCIL
September 20, 2012

PRAYER
FLAG SALUTE

The regular meeting of the Mayor and Council of the Borough of Haledon took place on September 20, 2012 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 notice sent to the North Jersey Herald & the Record on January 6, 2012 posted on the bulletin board in the Municipal Building on January 6, 2012 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 President Maha Kandis, Council Members; Belgica Costa and Michael Johnson. Borough Municipal Clerk/Acting Administrator Allan R. Susen and Borough Attorney Andrew Oddo.

Absent: Councilman Almaita and Councilman Tirri both with notice work commitments

Councilman Martinez arrived at 7:03PM

PUBLIC HEARING
(Privilege of the floor)

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

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

Edward Deanne, 21 Post St. – asking about legal fees residents will have to pay. Referenced an article regarding the suspension of Chief Mercurio. Accused Mayor Stampone's decisions are the cause of the lawsuit and the amount due should be taken from the Mayor's salary. Also brought up amount due for Councilwoman Heather Kilminster lawsuit, civil suit for Chief Mercurio in Federal court and the pending Chris Lemay lawsuit. Mayor is responsible for all Borough residents. Residents had no say in tax dollars spent on these lawsuits. The Mayor and Council was not satisfied with Chief Mercurio's job performance and tried to get him out of his position. Include residents in any actions that will impact their taxes. Looked for the 2012 budget, found a copy on website. Called the Police Department to complain about a car that was parked on street for long period of time. Spoke to the Dispatcher and an Officer came he issued a summons.

Joe Moore – 9 Bushmann Ave. a couple of concerns regarding The Shepherd & The Knucklehead. The following are my concerns:

- Valet parking employees in lot, owner parked his own vehicle in municipal lot.
- Loud noise on Saturday from Shepherd.

Owner and employees taking breaks in the back of the building. They are taking these breaks very late in the evening around 11:30 PM. Did call the Police Department to dispatch an officer to the location. Once the officer arrived they went back inside the restaurant and the noise stopped. I could call every night to complain about the noise.

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The Officer should have gone into the establishment and gave them a warning to the owner. In 2008 adopted disorderly conduct ordinance, mentions noise regulations. Owner committed to not allowing employees to take breaks outside, went back on his word. We need help from the Mayor & Council and Police Department to resolve these issues.

Frank Menyhart, North 12th Street – welcomed back the Police Chief and newly hired Police Officers. Thanked Mayor and Council for the Police Department promotions. Garbage receptacle located at Roe Street Field has graffiti on it; I am willing to paint it at my expense. There is also Graffiti at corner of Bernard and North 13th Street. No parking signs should be around park but I have not seen them yet. Would like new no parking signs to be installed. Officer admitted did not know there was no parking around the park. Was under impression there was going to be Police foot patrols at park but only saw during ballgames. Observed juveniles drinking alcohol around park.

Mary Mayer, Belmont Ave. – noticed one way on Church Street causing more traffic. I was coming down Pompton Road around 9am and realized that there was a lot of traffic. Many streets, notice in Wayne Township, at crosswalks they have seen a solid line to indicate where vehicles should stop. Observed accident at the intersection of Belmont/Haledon/Pompton intersection. Can the Borough or county consider a solid line?

Paul Navarro, Post St – parked car on Tilt Street in the morning did not see no parking sign. Once I came back out to the car, saw an emergency no parking sign and my car was gone.

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

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

GOVERNING BODY RESPONSES

Mayor Stampone responded by stating that we will look into getting Paul reimbursed for the towing fee. The County was working on a road job on Tilt Street but they did not notify the residents in a timely manner. Mayor Stampone asked the Chief of Police to follow-up. County changed schedule several times on that road job and it is unfair for the residents to be penalized.

Borough Attorney Andrew Oddo heard comments from the public regarding three litigation matters that are still pending and I am requesting the Governing Body not to comment on them.

Mayor Stampone – whoever responded at The Shepherd and The Knucklehead, did they get out of car?

Joe Moore- they stopped, not sure if got up to see.

Mayor Stampone- No one should think that they fear retribution. PD does not need to know name, can complain anonymously.

Disorderly conduct ordinance needs to be enforced by the Police Department. We are giving the Police Department the necessary tools to perform their job.

Valet parking is really not for owner or employees it was meant for the clients of The Shepherd and The Knucklehead. Side parking was meant to be used by the owner and the employees. We will speak to the owner again and remind him about the parking regulations. We are working on permit parking for residents at the Municipal Building parking lot.

Regarding the parking signs we will follow up with Department of Public Works Supervisor. The no parking signs will be put up right away. The Department of Public Works will also take care of the graffiti. As far as the Police foot patrol we utilize our Special Police Officers.

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Unfortunately, the Special Police are volunteers and only put in 10 hours a month. If we have them available there will be foot patrol.

In terms of the Belmont/Haledon/Pompton intersection we have to get the County Engineer to look into it. I am requesting a letter sent out to the County Engineer regarding this matter. Traffic volume is high in that area we probably need a combination of solid lines, timing of light change etc.

Mayor Stampone stated that he takes his role as the Mayor very seriously. Confirming that decisions that were made were for the best interest of the Borough and residents. I will not pay out of my pocket for the lawsuit fees.

Edward Dean was allowed to step up to microphone. Spoke again on open litigation matters, Mayor Stampone began to respond but Borough Attorney advised him not to. Edward Dean also requested that Mayor and Council meetings to be broadcasted.

Commented on Freeholder Director Pat LePore will be visiting Haledon in November.

Mayor Stampone explained to the public that event though there is closed session no action is taken until the public portion of the meeting is opened again.

COMMITTEE REPORTS

PUBLIC SAFETY COMMITTEE – Rey Martinez, Chairperson

Police Liaison –requesting that Borough Clerk schedule a meeting for the Public Safety Committee.

Police Department

Housing Inspection/Building Maintenance

Municipal Court

Fire Liaison– Michael Johnson no formal report. Thanked Fire Department for their service especially at recent fire at William Paterson University.

Fire Department

Office of Emergency Management Liaison – Michael Tirri

NIXEL system is up and running for emergency situations. Deputy OEM posted notice on website regarding this emergency system.

FINANCE COMMITTEE

Mounir Almaita, Chair – Mayor Stampone reported getting close to next years budget season.

ADMINISTRATION AND PERSONNEL

Maha Kandis, Chair – read combined July-August Administrator's Report.

ORDINANCE

Mounir Almaita, Chair –absent. Mayor Stampone referenced the ordinances on agenda tonight.

HEALTH AND WELFARE

Belgica Costa, Chair – meeting canceled, no report

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PUBLIC WORKS

Michael Johnson, Chair – no official report.

- 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 – parking lot project at the old Municipal Court House will begin soon. Walgreen's construction project progressing and is almost complete.

TECHNOLOGY

Maha Kandis, Chair –Residents requesting computer classes for seniors.

SPECIAL EVENTS

Maha Kandis, Chair – 9/11 Memorial Service Ceremony last week at band shell. Thanked the Police Department, Fire Department and the Administrator's office for all their assistance. The event went well and the outcome was good. Will look at new ways to advertise for the Special Events Committee Events. The upcoming event is the Halloween Parade/Party on October 27, 2012.

The Boys and Girls Club will be holding their annual fundraiser, comedy event and beefsteak soon.

MAYOR'S REPORT

Next Saturday Passaic County Mayors meeting here in Haledon Mayor Stampone is hosting. On the same day Congressman Pascrell will be holding Veteran Services Fair at Recreation building.

Additional Police Officer will be hired due to the COPS grant.

COMMUNICATIONS

1. Proclamation from the Governor for September 11, 2012 as Patriot Day and National Day of Service and Remembrance.
2. Letter from William Paterson University thanking the Haledon Fire Department

Motion by Martinez seconded by Costa to accept and file.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

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UNFINISHED BUSINESS

Motion by Johnson seconded by Costa that Ordinance #8-30-2012 to be heard in its second and final reading (Fee Ordinance)

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON

ORDINANCE #8-30-2012

FEE ORDINANCE

Motion by Johnson seconded by Martinez to open the public hearing on Ordinance #8-30-2012

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

No Comments.

Motion by Johnson seconded by Costa to close the public hearing on Ordinance #8-30-2012.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

Motion by Johnson seconded by Kandis that Ordinance #8-30-2012 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

NEW BUSINESS

Motion by Martinez seconded by Costa to read the introduction of Ordinance #9-20-2012 (An Ordinance providing for various improvements)

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

The Clerk will read the title:

BOROUGH OF HALEDON

ORDINANCE #9-20-2012

ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENT OR PURPOSES TO BE UNDERTAKEN IN AND BY THE BOROUGH OF HALEDON, IN THE COUNTY OF PASSAIC, NEW JERSEY, AND APPROPRIATING \$20,000 THEREFOR FROM THE GENERAL CAPITAL SURPLUS FUND OF THE BOROUGH

Motion by Johnson seconded by Martinez 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 October 18, 2012.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

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Motion by Johnson seconded by Kandis to read the introduction of Ordinance #9-20-2012A
(An Ordinance providing for Department of Public Works Hourly rates)

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

The Clerk will read the title:

BOROUGH OF HALEDON

ORDINANCE #9-20-2012A

AN ORDINANCE FIXING THE ANNUAL SALARIES OF THE MEMBERS OF THE
HALEDON DEPARTMENT OF PUBLIC WORKS LOCAL #74 FOR THE YEARS 2011
THROUGH 2013 AND PROVIDING FOR THE COST THEREOF

Motion by Johnson seconded by Costa 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
October 18, 2012.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

Motion by Johnson seconded by Kandis to read the introduction of Ordinance #9-20-2012B
(An Ordinance amending Handicap Parking)

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

The Clerk will read the title:

BOROUGH OF HALEDON

ORDINANCE #9-20-2012B

AN ORDINANCE AMENDING CHAPTER 205
OF THE CODE OF THE BOROUGH OF HALEDON
ENTITLED VEHICLES AND TRAFFIC

Motion by Costa seconded by Johnson 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
October 18, 2012.

ROLL CALL

YES: KANDIS COSTA MARTINEZ 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#2012-169 AUTHORIZE NO-COST TIME EXTENSION TO THE SUB-RECIPIENT AGREEMENT BETWEEN COUNTY OF PASSAIC NEW JERSEY AND THE BOROUGH OF HALEDON FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS
- RESOLUTION#2012-170 AUTHORIZE THE CANCELLATION OF ORDINANCE#10-14-98
- RESOLUTION#2012-171 APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE VARIOUS STREET-2013 HALEDON (BERNARD AVENUE, IDA STREET, NORTH 12TH STREET AND POST STREET) PROJECT.
- RESOLUTION#2012-172 AUTHORIZING THE SUBMISSION OF THE GRANT APPLICATION FOR THE RECONSTRUCTION OF FORD ROAD
- RESOLUTION#2012-173 GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT
- RESOLUTION#2012-174 GOVERNING BODY OF THE BOROUGH OF HALEDON NEW JERSEY, APPROVING AND ACCEPTING THE CORRECTIVE ACTION PLAN OF THE CHIEF FINANCIAL OFFICER FOR THE 2010 AUDIT
- RESOLUTION#2012-175 AUTHORIZE THE MUNICIPAL CLERK TO SUBMIT THE PSE&G CUSTOMER AUDIT ACCESS AGREEMENT (FOR IMPLEMENTATION OF THE ENERGY CONSERVATION PROGRAM OFFERED BY PSE&G)

Motion by Martinez seconded by Johnson to approve the Consent Agenda.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

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RESOLUTION #2012-176 AUTHORIZE MAYOR AND MUNICIPAL CLERK TO EXECUTE CONTRACT WITH DEPARTMENT OF PUBLIC WORKS UNION, LOCAL 74 UNITED SERVICE WORKERS UNION, IUJAT

Motion by Johnson seconded by Costa to approve.

WHEREAS, an agreement has been reached with the Local 74 United Service Workers Union and the Borough of Haledon for the period of January 1, 2012 to December 31, 2013; and

WHEREAS, this agreement provides for a 0% increase in 2011, a 2% increase in 2012 and a 2% increase in 2013; and

WHEREAS, the agreement also establishes a new salary guide for all new employees hired after January 1, 2011; and

WHEREAS, the agreement has been reviewed by Borough Attorney Andrew Oddo;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the agreement with LOCAL 74 UNITED SERVICE WORKERS UNION, IUJAT is hereby approved and that the Mayor and Municipal Clerk are hereby authorized to execute the agreement.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO:-0-

RESOLUTION #2012-177 AUTHORIZE MUNICIPAL CLERK AND SUPERINTENDANT OF PUBLIC WORKS TO ADVERTISE FOR PART TIME TEMPORARY SEASONAL WORKERS FOR THE LEAF SEASON

Motion by Kandis seconded by Johnson to approve.

BE IT RESOLVED, the Governing Body of the Borough of Haledon hereby authorizes the Municipal Clerk and Superintendent of Public Works to advertise for part time temporary workers to assist with the leaf pickup season; and

BE IT FURTHER RESOLVED, that the hourly rate for the temporary workers will be \$10.00 and that these workers will only be employed for the period of time needed during the leaf pickup season.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

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

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

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RESOLUTION #2012-178 AUTHORIZE THE RENEWAL OF THE OPTIMUM
LIGHTPATH AGREEMENT WITH OPTIMUM
LIGHTPATH AND THE BOROUGH OF HALEDON
Motion by Martinez seconded by Johnson to approve.

WHEREAS, the agreement between Optimum Light path and the Borough of Haledon has expired; and

WHEREAS, Optimum Light path has submitted a new 3 year service agreement; and

WHEREAS, the Mayor is requesting the consent of the Governing Body to authorize the renewal of this agreement:

THEREFORE BE IT RESOLVED, by the Governing Body that the Mayor and the Municipal Clerk are authorized to sign the agreement submitted by Optimum Light path.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

RESOLUTION #2012-179 AUTHORIZE AGREEMENT WITH LORRAINE KONOPKA
TO PREPARE A COMMUNITY FORESTRY
MANAGEMENT PLAN
Motion by Costa seconded by Kandis to approve.

WHEREAS, the Borough of Haledon is the recipient of a Green Communities Grant to support the development of a comprehensive community forestry management plan; and

WHEREAS, the Municipal Clerk/Acting Administrative requested quotes from several qualified individuals to develop the Community Forestry Management Plan; and

WHEREAS, the only responder was Lorraine Konopka, Certified Tree Expert #462 / ISA Certified Arborist #NJ0186A; and

WHEREAS, Ms. Konopka has submitted the attached proposal at a cost of \$5,000;

NOW THEREFORE BE IT RESOLVED, by the Governing Body that Lorraine Konopka is hereby authorized to develop the Borough of Haledon Community Forestry Plan and that the Mayor and Municipal Clerk are hereby authorized to execute an agreement in a form to be approved by the Borough Attorney.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

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RESOLUTION #2012-180 APPROVE BILLS LIST, September 20, 2012
Motion by Johnson seconded by Martinez 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 September 20, 2012 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 September 20, 2012 WITH PREPAIDS IS:

CURRENT:	\$390,027.41
WATER (MUA):	<u>\$ 11,289.40</u>
TOTAL:	\$401,316.81

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

Councilman Johnson – regarding resident speaking on The Shepherd and The Knucklehead since the Chief of Police is here maybe he can assign an officer to park at that location. This will show Police presence and maybe will eliminate most of the issues at that location.

Mayor Stampone questioned if the Councilman wanted to have a dedicated officer at the location and if so, who will pay?

Councilman Johnson yes an officer should be dedicated to that area if necessary. Will leave this up to the Chief of Police to decide.

Mayor Stampone we do have limited Police force once we start assigning Police Officers to certain locations there might be additional costs involved. If dealing with securing issue at a private location, supposed to be at their expense.

RESOLUTION #09202012 EXECUTIVE SESSION

Motion by Kandis 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:

- Kilminster Litigation
- Crossing Guard Contract negotiation
- Delta Dental Contract

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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: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

J&M Towing charges are \$240.85 for Paul D. Navarro his mother Isaura Pinilla paid the money for the towing charges.

Motion by Johnson seconded by Costa to reopen public portion of meeting.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

Motion by Costa seconded by Martinez to add two more resolutions to the agenda.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

RESOLUTION #2012-181 A RESOLUTION RENEWING THE GROUP DENTAL PROGRAM FOR ELIGIBLE EMPLOYEES AND THEIR COVERED DEPENDENTS WITH DELTA DENTAL OF NEW JERSEY, INC.

Motion by Martinez seconded Johnson to approve.

WHEREAS, the Borough of Haledon, hereinafter referred to as the Borough, provides dental benefits to eligible employees, retirees and their eligible dependents; and

WHEREAS, the Borough's Benefits Consultant has explored alternative options as well as negotiated renewal rates for the Borough's Dental Program, which consists of the Delta Premier Plan, administered by Delta Dental of NJ, Inc. and,

WHEREAS, the final renewal negotiated represents an increase of 3.35% over the expiring plan for a 12 Month contract and in the alternative, a 7.49% increase over the expiring rates; such a renewal offer, based upon underwriting criteria for the Group including claims data, represents a reasonable rate structure given industry standards.

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council of the Borough of Haledon, County of Bergen, State of New Jersey, hereby renew the current dental program and include the addition of a PPO Plus Premier Plan Design as an available option to eligible employees and their dependents, with Delta Dental of New Jersey, Inc. with the renewal premiums negotiated representing a 7.49% rate increase over the expiring term, for a 24 month period, effective August 1, 2012 at 12:01 AM; and

BE IT FURTHER RESOLVED, the Mayor and Municipal Administrator/Clerk are hereby authorized to execute the renewal documents in accordance with the terms and conditions of the Agreement, as set forth above; and

BE IT FURTHER RESOLVED, the contract award for this insurance is to a duly licensed and admitted Insurance Company within the State of NJ and therefore, such award is exempt from the requirements set forth by P.L. 2004, Chapter 19 (as amended by P.L. 2005, c.51) N.J.S.A.19:44A-20.5 et seq.

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BE IT FURTHER RESOLVED, a certified copy of this Resolution shall be forwarded to PIA Security Programs, Inc., 429 Hackensack Street, P.O. Box 818 Carlstadt NJ, Health Benefits Consultant to the Borough, the Borough Chief Financial Officer and Municipal Auditor.

Adopted this day: September 24, 2012

ATTEST:

Mayor

Municipal Clerk

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO: -0-

RESOLUTION #2012-182 AUTHORIZE SETTLEMENT BETWEEN HEATHER KILMINISTER AND THE BOROUGH OF HALEDON
Motion by Martinez seconded Kandis to approve.

WHEREAS, a complaint was filed against the Borough of Haledon (the "Borough") in the Superior Court of New Jersey, Law Division, County of Passaic, entitled Kilminster ("Plaintiff") v. Borough of Haledon, et al., Docket. No. PAS-L-2676-10; and WHEREAS, the parties have agreed to amicably settle this matter; and

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Haledon hereby authorizes the settlement of the matter in controversy by and between Plaintiff and the Borough with a maximum contribution from the Borough of Haledon in the amount of \$70,000.00 with the difference between this amount and the total settlement being made up by a contribution by the Borough's insurance carrier(s); and

BE IT FURTHER RESOLVED, that this settlement is contingent upon the parties' agreement upon a stipulation of settlement in a form to be approved by the Borough Attorney and Special Counsel Christopher Botta, Esq. representing the Borough in this matter; and

BE IT FURTHER RESOLVED, that the Borough hereby authorizes the Mayor, Borough Attorney, Special Counsel and Borough Administrator to execute any and all documents in connection with the resolution of this matter in a manner consistent with the terms of this Resolution.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ,

NO: JOHNSON

Municipal Clerk concerned only has a three yes and asked the Borough Attorney for his advice.
Borough Attorney advised the Municipal Clerk that the vote should be fine with three yes.

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ADJOURN

Motion by Johnson seconded by Kandis to adjourn.

ROLL CALL

YES: KANDIS, COSTA, MARTINEZ, JOHNSON

NO:-0-

Respectfully submitted:

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