

BOROUGH OF HALEDON
MAYOR AND COUNCIL
March 21, 2013

PRAYER
FLAG SALUTE

The regular meeting of the Mayor and Council of the Borough of Haledon took place on March 21, 2013 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 8, 2013 posted on the bulletin board in the Municipal Building on January 8, 2013 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 Mounir Almaita, Council Members; Maha Kandis, Michael Tirri, Belgica Costa and Councilman Johnson. Borough Municipal Clerk/Acting Administrator Allan R. Susen and Borough Attorney Andrew Oddo.

Absent: Councilman Martinez absent with notice.

MAYOR DOMENICK STAMPONE AND THE GOVERNING BODY “UNVEILED” THE EXHIBIT COMMEMORATING THE CENTENNIAL SILK STRIKE OF 1913.

APPROVAL OF MINUTES

December 6, 2012	Work Session minutes
February 7, 2013	Work Session minutes
March 7, 2013	Open Space Grant Application Hearing

Motion by Almaita seconded by Johnson to approve the above meeting minutes.

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

PUBLIC HEARING
(Privilege of the floor)

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

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

Barbara, Pinkney 33 Leonard Drive, when are the taxes going to get recalculated? Cannot sell the house due to high property taxes. There is also another issue that we have on Leonard Drive and that is lawn saturation. I suspect that there are defective pipes but cannot seem to be able to get the pipe plans from the Borough. I am appealing to the Borough to rectify this problem as soon as possible.

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Linda, Hale 265 Haledon Ave., my concern is regarding parking. Does the Borough still do street cleaning?

Mayor Stampone replied by stating that the County does the street cleaning on Haledon Ave.

Joseph, Moore 9 Bushmann, the issues with The Shepherd and The Knucklehead are not resolved. The following are still issues that the owner needs to take care of:

1. Parking. The owner's son and employees continue to park at the Municipal Building Parking Lot. They even park where the Police Units park which seems like favoritism to owner's son and employees. Also, they park right by the stop sign that is violating the traffic rules.
2. The garbage is not properly fenced in the back of the establishment. Garbage should have a higher fence that does not allow the garbage to be seen from the street. Cigarette buds everywhere from the clients that come out of The Shepherd and The Knucklehead. The employees also take the plastic dumpster tops and slam them repetitively on the ground.

These issues need to be addressed as soon as possible. I did see an article in the Gazette and Councilwoman Kandis stated "As a resident, I care about the cleanliness of the Borough". Since it is evident that the Council does care about the community these issues with The Shepherd and The Knucklehead must be taken care of.

Mayor Stampone stated that there are no favors when it comes to parking in the Municipal Building Parking lot. Parking is by permit only.

Birdy, 127 Lee Ave., we live in a small community with big and small issues. Children are in the streets constantly. They are selling drugs. Where is the control? Garbage men smashing cans as they pick up the garbage. Dogs are being walked but no one picking up after them. Community watch is a must in the Borough. Children are coming from different communities and destroying our community. My children are walking by live wires that were down during Hurricane Sandy. We are also having a problem with suspicious vehicles entering the Borough. We need the vehicles that enter the Borough monitored.

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

ROLL CALL

YES: KANDIS, TIRRI, ALMAITA, COSTA, JOHNSON

NO: -0-

GOVERNING BODY RESPONSES

Mayor Stampone stated that the letter Mrs. Pinkney's letter was forwarded to the Borough Engineer and the Building Department.

Municipal Clerk/Borough Administrator Allan Susen said the Department of Public Works was notified but we have not received a letter or report from the Borough Engineer.

Mayor Stampone- it could be a private drainage system. Will ask the Engineer to reach out to the resident. Municipal Clerk will reach out to Borough Engineer Nordan Murphy. Phil Cheff will try to get the pipe maps from North Haledon.

Ms. Hale in terms of the fifteen minute parking sign that is in effect, the ordinance will be amended. Residents should be able to park there after business hours. The County is responsible for cleaning Haledon Ave. it is a County Road. Mayor Stampone

indicated that he will call the County to have the Borough's streets cleaned. We do have the same issues with getting the pot holes on County Roads addressed but the Borough Department of Public Works has been directed to fill in the pot holes even if on County Roads. The piles of snow on the streets are due to residents parking on the street while the Borough plows are out clearing snow. Stone Industries has been kind enough to assist with removing the snow during bigger storms.

The Shepherd and The Knucklehead and the Borough's garbage issues will be taken care of once we hire full time Code Enforcer. By April 6, 2013 we should have a full time Code Enforcer who will address all the property maintenance issues no exceptions. Parking in the Municipal Building lot will not be permitted unless person has a permit to park there. No one has taken advantage of the permit parking yet.

Councilman Johnson stated he was disappointed and embarrassed that the issues with The Shepherd and The Knucklehead are not taken care of. Police Chief has been diligent with officers posted by the Haledon Public School. The Police Department needs to implement the traffic rules in terms of the parking by the stop sign and parking in Borough Municipal Lot. The complaints that come in from the residents regarding The Shepherd and the Knucklehead should be documented so issues can be addressed in a timely manner.

Council President Almaita agreed with Councilman Johnson regarding the stop sign and parking issues should be addressed.

Mayor Stampone is in agreement with enforcing no parking by stop sign. We have an agreement for permit parking at the Municipal Building parking lot it should be used.

COMMITTEE REPORTS

PUBLIC SAFETY COMMITTEE – Rey Martinez, Chair-absent.

Police Liaison – Rey Martinez
Police Department
Housing Inspection/Building Maintenance
Municipal Court

Fire Liaison– Michael Johnson
Fire Department

Attended a safe schools meeting from surrounding Municipalities and school districts. Superintendents from surrounding Passaic County Municipalities attended. Other Municipalities stated they will be practicing active shooter drills in schools. Our Chief of Police was not present and should attend the next meeting in May. In the meetings they are trying to bridge the gap between school resource officers and law enforcement.

Met with Police Department and Fire Department regarding Police Dispatchers. Fire Department will work with Dispatchers to improve communications. The book at the dispatcher desk needs to be updated. Full time Dispatchers need to be able to communicate properly with Fire Department. We are developing a temporary solution that will be reviewed by the Chief before implementing.

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

FINANCE COMMITTEE

Mounir Almaita, Chair – waiting for budget to come back from auditor.

ADMINISTRATION AND PERSONNEL

Maha Kandis, Chair – read Administrator’s report.

Requested the Police Department to open and close the playground daily.

ORDINANCE

Mounir Almaita, Chair –no official report.

HEALTH AND WELFARE

Belgica Costa, Chair – report on file.

PUBLIC WORKS

Michael Johnson, Chair –

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

Met with Doug Morgan regarding several issues. The following are the issues we discussed:

- Heating system is scheduled to repair drip in Finance office.
- Skylights and netting by the field need to be repaired.
- Graffiti at Rec Center needs to be addressed. Passaic County is using a spray to get rid of the graffiti.
- Recycling Center roof needs to be repaired.

Council President Almaita indicated that trash cans are needed.

Councilwoman Kandis stated that there is money in clean communities to purchase additional trash cans.

Mayor Stampone mentioned the benches by St. Mary’s Bell need to be moved and it would be good to get plastic trash cans for the rest of the Belmont Street Scape project.

Councilman Johnson agreed with the Mayor, plastic verses metal rusting ten years down the road.

CAPITAL PROJECTS

Rey Martinez, Chair – absent

TECHNOLOGY

Maha Kandis, Chair –nothing to report other than what was in Administrator report.

SPECIAL EVENTS

Maha Kandis, Chair –

The following are the events that the Special Events Committee will be holding:

- Spring Clean Up this Saturday.
- Easter Egg Hunt March 30, 2013
- Art Exhibition on May 17 & 18 that will be held in the Senior Center. Invitations will be printed out this weekend.

We glad that Myla Ramirez will be appointed to the Special Events Committee tonight.

The following are the programs that the Boys and Girls Club are running:

- Indoor Soccer will begin in April.
- Softball/Baseball registration is currently taking place.
- Spring Soccer Clinic. The coaches will be trained by NY Red Bulls Soccer association.
- Summer Camp registration

The Boys and Girls Club has their dance fundraiser tonight hope all will make an effort to attend.

MAYOR'S REPORT

The Mayor reported on the following items:

- Ordinance on agenda covers the expense of the reevaluation for the taxes. The Borough has until 2014 to complete the reevaluation. We will have public sessions to discuss the reevaluation process in detail. Last time the reevaluation was done was back in 1988.
- Would like to thank Bunny Kuiken for attending the Silk Strike Exhibit tonight. She is the Borough Historian.
- Mentioned the passing of Walter Porter, former Freeholder and he will be missed.
- The Haledon Library Board is considering purchasing letters to be placed outside of the building to indicate that the Library is in the Municipal Building. The letters will be placed on the outside of the building by the third floor. Signage indicating “Welcome to Haledon” on Fire Company #1. This sign will be seen as drivers go down Pompton Road. This will be done with cooperation of Fire Company #1. Also, would like “Welcome to Haledon” signs near each entry into Haledon. They can be very basic signs that indicate that commuters are entering the Borough.

COMMUNICATIONS

1. Letter from Haledon resident Mario Civiletti regarding illegal parking in his lot at 183 Belmont Ave.
2. Letter of response from NJDOT regarding Safe Routes to School Program.

Motion by Almaita seconded by Costa to accept and file.

ROLL CALL

YES: KANDIS, TIRRI, ALMAITA, COSTA, JOHNSON

NO: -0-

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UNFINISHED BUSINESS

Motion by Alkaita seconded by Johnson that Ordinance #3-7-2013 to be heard in its second and final reading (An ordinance authorizing a special emergency appropriation N.J.S.A40A:4-54)

ROLL CALL

YES: KANDIS, TIRRI, ALMAITA, COSTA, JOHNSON

NO:-0-

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON

ORDINANCE #3-7-2013

AN ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION N.J.S.A
40A:4-54

Motion by Tirri seconded by Johnson to open the public hearing on Ordinance #3-7-2013.

ROLL CALL

YES: KANDIS, TIRRI, ALMAITA, COSTA, JOHNSON

NO: -0-

No Comments.

Motion by Costa seconded by Johnson to close the public hearing on Ordinance #3-7-2013.

ROLL CALL

YES: KANDIS, TIRRI, ALMAITA, COSTA, JOHNSON

NO: -0-

Motion by Alkaita seconded by Johnson that Ordinance #3-7-2013 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

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#2013-066	APPROVAL OF THE RECYCLING MANDATORY SOURCE RECYCLING GRANT APPLICATION
RESOLUTION#2013-067	TAX TITLE LIEN REDEMPTION/OUTSIDE LIEN HOLDER- 237 HALEDON AVENUE, HALEDON NEW JERSEY

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RESOLUTION#2013-068 AUTHORIZE REQUEST TO CONDUCT AN OFF PREMISE MERCHANDISE RAFFLE, AMERICAN LABOR MUSEUM/BOTTO HOUSE NATIONAL LANDMARK ON NOVEMBER 21, 2013

RESOLUTION#2013-069 AUTHORIZE REQUEST TO CONDUCT AN ON PREMISE TRICKY TRAY, MANCHESTER REGIONAL HIGH SCHOOL ON MAY 10, 2013

RESOLUTION#2013-070 AUTHORIZE REQUEST TO CONDUCT AN ON PREMISE 50/50 RAFFLE, MANCHESTER REGIONAL HIGH SCHOOL ON MAY 10, 2013

RESOLUTION#2013-071 APPROVE APPOINTMENT OF NEW FIREFIGHTER, FIRE COMPANY #2

RESOLUTION#2013-072 APPROVE APPOINTMENT OF NEW JUNIOR FIREFIGHTER

RESOLUTION#2013-073 APPOINTMENT OF MYLA RAMIREZ TO THE SPECIAL EVENTS COMMITTEE

RESOLUTION#2013-074 RESOLUTION AUTHORIZING REFUND FOR TAX OVERPAYMENT TO STONEFIELD INVESTMENT FUND II, LLC.

Motion by Almaita seconded by Kandis to approve.

ROLL CALL

YES: KANDIS, TIRRI, ALMAITA, COSTA, JOHNSON

NO: -0-

RESOLUTION #2013-066 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 2013 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;

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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 Doug Morgan 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 #2013-067 TAX TITLE LIEN REDEMPTION/ OUTSIDE LIEN
HOLDER- 237 HALEDON AVENUE, HALEDON, NEW
JERSEY

WHEREAS, at the Municipal Tax Sale Held on December 21,2010, a lien was sold on Block 105, Lot 17, also known as 237 Haledon Avenue in Haledon, New Jersey, for 2009 delinquent taxes; and ,

WHEREAS, this lien, known as Tax Sale Certificate #10-00010 was sold to Empire Tax Fund II LLC, P.O. Box 503 Purchase, New York 10577, in the amount of \$12,964.12 at eighteen percent interest, and,

WHEREAS, Property Owner, has effected redemption of Certificate #10-00010 in the amount of \$34,039.78, as of March 31, 2013,

NOW, THEREFORE, BE IT RESOLVED, that the CFO/Treasurer be and is hereby authorized to issue a check in the amount of 34,039.78, payable to Empire Tax Fund II LLC, PO Box 503, Purchase ,New York, 10577, for the redemption of Tax Sale Certificate #10-00010

RESOLUTION #2013-068 AUTHORIZE REQUEST TO CONDUCT AN OFF PREMISE
MERCHANDISE RAFFLE, AMERICAN LABOR
MUSEUM/BOTTO HOUSE NATIONAL LANDMARK ON
NOVEMBER 21, 2013

WHEREAS, American Labor Museum/Botto House National Landmark has applied for a raffle license to hold an off premise Merchandise raffle; and

WHEREAS, the purpose of this raffle is to support and benefit American Labor Museum/Botto House National Landmark for year 2013; and

WHEREAS, the proper application has been completed and the correct fees paid; and

WHEREAS, the Municipal Clerk has reviewed the application and found everything to be in order;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon that the request for a raffle license is hereby approved for an off premise Merchandise raffle to be held on November 21, 2013 at American Labor Museum/Botto House National Landmark 83 Norwood Street, Haledon, NJ 07508.

RESOLUTION #2013-069 AUTHORIZE REQUEST TO CONDUCT AN ON PREMISE TRICKY TRAY, MANCHESTER REGIONAL HIGH SCHOOL ON MAY 10, 2013

WHEREAS, MRHS has applied for a raffle license to hold an on premise Tricky Tray; and

WHEREAS, the purpose of this raffle is to support and benefit MRHS for year 2013; and

WHEREAS, the proper application has been completed and the correct fees paid; and

WHEREAS, the Municipal Clerk has reviewed the application and found everything to be in order;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon that the request for a raffle license is hereby approved for an on premise Tricky Tray to be held on May 10, 2013 at MRHS 70 Church Street, Haledon, NJ 07508.

RESOLUTION #2013-070 AUTHORIZE REQUEST TO CONDUCT AN ON PREMISE 50/50 RAFFLE, MANCHESTER REGIONAL HIGH SCHOOL ON MAY 10, 2013

WHEREAS, MRHS has applied for a raffle license to hold an on premise 50/50 raffle; and

WHEREAS, the purpose of this raffle is to support and benefit MRHS for year 2013; and

WHEREAS, the proper application has been completed and the correct fees paid; and

WHEREAS, the Municipal Clerk has reviewed the application and found everything to be in order;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon that the request for a raffle license is hereby approved for an on premise 50/50 raffle to be held on May 10, 2013 at MRHS 70 Church Street, Haledon, NJ 07508.

RESOLUTION #2013-071 APPROVE APPOINTMENT OF NEW FIREFIGHTER, FIRE COMPANY #2

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

Fire Company #2
Noel Irizarry

RESOLUTION #2013-072 APPROVE APPOINTMENT OF NEW JUNIOR FIREFIGHTER, FIRE COMPANY #2

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

Fire Company #2
Nicholas Maletto

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RESOLUTION #2013-073 APPOINTMENT OF MYLA RAMIREZ TO THE SPECIAL EVENTS COMMITTEE

WHEREAS, Mayor Stampone requests the advice and consent of the Borough Council to appoint Myla Ramirez to the Special Events Committee effective March 21, 2013;

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Haledon here by provide their advice and consent to appoint Myla Ramirez to the Haledon Special Events Committee for the term expiring December 31, 2013.

RESOLUTION #2013-074 RESOLUTION AUTHORIZING REFUND FOR TAX OVERPAYMENT TO STONEFIELD INVESTMENT FUND II, LLC

WHEREAS, the Tax Collector's Office has received a check from Stonefield Investment Fund II, LLC for the following listed properties and amounts listed below; and

<u>Property/Location</u>	<u>Amount</u>
179 Belmont Avenue, Block 120, Lot 31	\$ 593.93
175 Belmont Avenue, Block 120, Lot 33	\$ 3,751.14
Total:	\$4,345.07

WHEREAS, Stonefield Investment Fund II, LLC, has requested a refund in lieu of applying the overpayment to the second quarter 2013 taxes.

NOW, THEREFORE BE IT RESOLVED that the Chief Financial Officer / Treasurer issue a check to Stonefield Investment Fund II, LLC in the amount of \$4,345.07 to refund the overpayment and that the Tax Collector adjusts his/hers records accordingly

RESOLUTION #2013-075 AUTHORIZE SETTLEMENT RECOMMENDATION AND INSURANCE INDEMNIFICATION – NJDEP V. OCCIDENTAL CHEMICAL CORP., ET AL.

WHEREAS, a settlement agreement has been reached in the matter of the NJDEP v. OCCIDENTAL CHEMICAL CORP., ET AL.; AND

WHEREAS, the Environmental Joint Insurance Fund is recommending that the Borough of Haledon adopt a resolution in accordance with the proposed settlement from the State of New Jersey; and

WHEREAS, by accepting the proposed settlement, the EJIF will indemnify the Borough of Haledon for a portion of the claim and continue to pursue indemnification for the balance of the settlement from insurance carriers previously identified and reimbursement for the defense costs incurred to defend the matter;

NOW THEREFORE BE IT RESOLVED, the Governing Body of the Borough of Haledon hereby accepts and authorizes settlement of the Occidental Chemical Corp litigation in accordance with the recommendation of the Environmental Joint Insurance Fund for an amount not to exceed \$95,000 with the understanding that the EJIF will indemnify the Borough of

Haledon for \$50,000 of this claim and will pursue claims against the Borough's prior insurance carriers for the balance of this claim.

RESOLUTION #2013-076 APPROVE BILLS LIST, March 21, 2013
Motion by Alkaita 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 February 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 21, 2013 WITH PREPAIDS IS:

CURRENT:	\$2,586,482.71
WATER (MUA):	<u>\$ 28,407.88</u>
TOTAL:	\$2,614,890.59

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

ADJOURN

Motion by Johnson seconded by Tirri to adjourn.

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

Respectfully submitted:

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