

**BOROUGH OF HALEDON**  
**MAYOR AND COUNCIL**  
July 14, 2016

MOMENT OF SILENCE  
FLAG SALUTE

The regular meeting of the Mayor and Council of the Borough of Haledon took place on July 14, 2016 at 7:06PM 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, 2016 posted on the bulletin board in the Municipal Building on January 8, 2016 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 7:06PM.

Present: Mayor Domenick Stampone; Council President Mounir Almaita; Council members; Reynaldo Martinez, Nereyda Curiel, Islam Sery, Tahsina Ahmed and Borough Attorney Andrew Oddo; and Municipal Clerk/Borough Administrator Allan Susen.

Absent: Councilman Michael Johnson is on route (arrived at 7:20PM)

**APPROVAL OF MINUTES**

October 28, 2015	Regular Meeting Minutes
March 24, 2016	Regular Meeting Minutes
April 28, 2016	Regular Meeting Minutes
May 26, 2016	Regular Meeting Minutes
June 23, 2016	Regular Meeting Minutes
March 10, 2016	Work Session Meeting Minutes
April 14, 2016	Work Session Meeting Minutes
May 12, 2016	Work Session Meeting Minutes
June 9, 2016	Work Session Meeting Minutes

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

ROLL CALL  
YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED  
NO: -0-

**PUBLIC HEARING**  
**(Privilege of the floor)**

Motion by Ahmed seconded by Martinez to open the public hearing.

ROLL CALL  
YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED  
NO: -0-

Eddie Yahgen, 15 Buschmann Avenue:

- Noise problem from The Shepherd & The Knucklehead continues.

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- Found drug paraphernalia, learned a neighbor is a drug addict. Complained of slow response to handle issue by Haledon Police Department. On another issue complained of being on hold 11 minutes when he called Police Department.

Joseph Moore, 9 Buschmann Avenue:

- Also complained about bar manager and loud noise around 4am.
- Asked about status of resident only parking and parking permit for workers, in the Municipal parking lot.

Steve Walljasper, 68 Ave C:

- Question regarding the florist shop property (Morningside) may want to purchase.

Catherine Wehrer, 250 Central Ave.

- Spoke about the Quarry (Stone/Braen). Worst blast ever, light fixture was swinging, whole house shook. Feels no one cares. Today's blast had to be over the limit.

Councilman Johnson arrived at 7:20pm

- Ms. Wehrer complained about traffic hitting a bump, constantly. Also a noise when trucks reach dip in the road.
- Found rocks on her front lawn, feels came from quarry blast. Complained of dust and asphalt smell.

Motion by Ahmed seconded by Sery to close the public hearing.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

### **GOVERNING BODY RESPONSES**

Mayor Stampone:

- Quarry issue, blasts must be within State standards. Engineer reports, to assure they are compliant. Today's blast was at 10AM. Will ask the Haledon Police Department to watch Central Ave regarding truck activity.
- 246 Central Avenue, dip in the road; will talk to the County.
- Regarding Morningside florist property, the Mayor indicated there may be a pre-existing non-conforming use. New business may need to conform. Should have your attorney contact James Booth.
- Detective bureau is on top of the drug paraphernalia issue. Cannot comment more.

Mayor Stampone introduced Nordan Murphy (engineer from Alaimo Group).

Nordan Murphy mentioned Keller & Kirkpatrick design work. Construction costs have been revised, down to \$700,000. Police traffic control will be \$80,000. Limits are to the bridge. Plans will be submitted to DOT (Department of Transportation) for review; following that with other agencies. Keller & Kirkpatrick is moving along on schedule.

Mayor Stampone asked how Governor Christie's shutdown affects Streetscape.

Mr. Murphy indicated, not active construction so at this point not impacting. We are few months off before construction can begin, so if a shutdown is still in effect, then it could impact start date.

Councilman Martinez asked for a timeline. Mr. Murphy said should be able to develop and present to the Mayor & Council.

*Please shut off or set to vibrate all cell phones and other communication devices*

**COMMITTEE REPORTS**

PUBLIC SAFETY COMMITTEE – Michael Johnson, Chairperson – no report.

Police Liaison – Michael Johnson  
Police Department  
Housing Inspection/Building Maintenance  
Municipal Court

Fire Liaison– Islam Sery – no report.  
Fire Department

Office of Emergency Management Liaison – Tahsina Ahmed – no report.

FINANCE COMMITTEE

Mounir Almaita, Chair – nothing official, online tax payment, link is on website.

Municipal Clerk/Administrator Susen, different fees depending on the type of payment.

ADMINISTRATION AND PERSONNEL

Tahsina Ahmed, Chair – no report.

ORDINANCE

Mounir Almaita, Chair – no report.

HEALTH AND WELFARE

Nereyda Curiel, Chair – no report.

PUBLIC WORKS

Michael Johnson, Chair – waiting for DPW man hours update.

Municipal Clerk/Administrator explained DPW Superintendent Morgan is working on it. Also, DPW is having trouble finding seasonal workers.

- 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 – reported:

- Waiting for award notices before proceeding with the Town Square
- Tilt Street, drove by and it looks pretty good; almost complete

Municipal Clerk/Administrator mentioned management needs to decide if moving forward with Town Square or will wait till be receive grant money.

Mayor Stampone, we should ask for the money before starting (Town Square).

**TECHNOLOGY**

Islam Sery, Chair – reported:

- Met with Widmer, FaceScan presentation; time and attendance system.
- Received quotes for HP and Dell Servers.

**SPECIAL EVENTS**

Tahsina Ahmed, Chair – looking to schedule events later this summer.

**MAYOR’S REPORT**

Governor’s Executive Order – in my opinion for anyone who cares about NJ, we need good surface transportation, incredible ramifications. Feels it is completely irresponsible, projects need to get done. Jobs will be affected by shutting down.

**COMMUNICATIONS**

1. Letter from the Governor’s Office regarding executive order No. 210 which is a plan to shut down all ongoing work that is funded by the Transportation Trust Fund Authority.
2. Letter from the Eastern Christian School regarding their consideration of expansion of their current athletic facilities.

*Mayor will not support a field with lights.*

Motion by Ahmed seconded by Sery to accept and file.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

**UNFINISHED BUSINESS**

Motion by Martinez seconded by Sery that Ordinance #6-9-2016 to be heard in its second and final reading (an Ordinance amending Chapter 205 of the code entitled “Vehicles and Traffic”)

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON

ORDINANCE #6-9-2016

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

Motion by Ahmed seconded by Johnson to open the public hearing on Ordinance #6-9-2016

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

No comments.

Motion by Almata seconded by Sery to close the public hearing on Ordinance #6-9-2016

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

Motion by Ahmed seconded by Johnson that Ordinance #6-9-2016 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

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Motion by Almaita seconded by Sery that Ordinance #6-9-2016A to be heard in its second and final reading (a Bond Ordinance authorizing the acquisition of various capital equipment and the completion of various capital improvements)

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON  
ORDINANCE #6-9-2016A

“BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT AND THE COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE BOROUGH OF HALEDON, COUNTY OF PASSAIC, NEW JERSEY; APPROPRIATING THE SUM OF \$617, 000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE BOROUGH OF HALEDON, COUNTY OF PASSAIC, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$586,150; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING ”

Motion by Ahmed seconded by Sery to open the public hearing on Ordinance #6-9-2016A

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

No comments.

Motion by Almaita seconded by Sery to close the public hearing on Ordinance #6-9-2016A

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

Motion by Ahmed seconded by Johnson that Ordinance #6-9-2016A be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, 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#2016-138 APPROVE APPOINTMENT OF NEW FIREFIGHTER APPLICATION-RONALD FERMIN

Removing resolution 2016-138

RESOLUTION#2016-139 AUTHORIZE REIMBURSEMENT OF A CONSTRUCTION PERMIT FEE-RYAN INC.

RESOLUTION#2016-140 RESOLUTION AUTHORIZING REFUND OF 2015 FOURTH QUARTER TAXES GRANTED BY BOROUGH TAX ASSESSOR

RESOLUTION#2016-141 RENEWAL OF LIQUOR LICENSE- UNDERDOG LOUNGE

RESOLUTION#2016-142 RESOLUTION ADOPTING PROPERTY TAX COURT STIPULATION OF SETTLEMENT

RESOLUTION#2016-143 APPROVE REQUEST FOR BLUE LIGHT APPLICATION

RESOLUTION#2016-144 ACCEPT RESIGNATION OF POLICE DISPATCHER JAMES HALSTEAD

RESOLUTION#2016-145 EXTEND DEADLINE FOR AUGUST 1, 2016 TAX BILLS

RESOLUTION#2016-146 RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT FOR 2015, THIRD QUARTER TAXES, PROPERTY LOCATED AT 107 BARBOUR STREET, HALEDON, NJ. ALSO KNOWN AS BLOCK 33 LOT 23

Motion by Alkaita seconded by Ahmed to approve Resolution #2016-139 through Resolution #2016-146.

ROLL CALL

YES: MARTINEZ, CUIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

RESOLUTION #2016-139 AUTHORIZE REIMBURSEMENT OF A CONSTRUCTION PERMIT FEE – RYAN INC.

BE IT RESOLVED, by the Governing Body of the Borough of Haledon that Ryan Inc. be reimbursed for the Construction permit fee in the amount of \$182.00 as per Phil Cheff, Construction Official's recommendation.

RESOLUTION #2016-140 RESOLUTION AUTHORIZING REFUND OF 2015 FOURTH QUARTER TAXES GRANTED BY BOROUGH TAX ASSESSOR

WHEREAS, the Tax Collector of the Borough of Haledon has determined that action is required as a result of the 2015 Permanently Disabled Veteran Tax Exemption granted by the Borough Tax Assessor : and

WHEREAS, such action has resulted in an overpayment of 2015 fourth quarter property taxes, and further provides for one hundred percent total property tax exemption, and

WHEREAS, the Tax Collector has certified to the foregoing as well as to the amount of the tax refund and cancellation which is set forth along with the name and address of the taxpayer.

NOW, THEREFORE BE IT RESOLVED that the Chief Financial Officer issue a check to George F. and Patricia M. Barbour in the amount of \$2,315.22 to refund the overpayment and that the Tax Collector adjust his her records accordingly.

Tax Reduction Granted by Borough Tax Assessor

BLOCK	LOT	OWNER & LOCATION	REFUND
18	17	Barbour, George F. & Patricia M. 74 Avenue B	\$2,315.22

RESOLUTION #2016-141                      LIQUOR LICENSE RENEWAL – JULY 14, 2016 TO  
JUNE 30, 2017

WHEREAS, applications were made in proper form for the liquor license renewals by the licensee for the ensuing fiscal year 2016-2017 to be effective July 14, 2016; 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 license has been received by the Municipal Clerk of the Borough of Haledon; and

WHEREAS, tax clearance certificate have been received for the 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 renewal be and are hereby granted to each of the Following applicant:

UNDERDOG LLC                      4-6-8 CHURCH STREET                      1603-33-010-010

RESOLUTION #2016-142                      RESOLUTION ADOPTING PROPERTY TAX COURT  
STIPULATION OF SETTLEMENT

WHEREAS, complaints were filed against the Borough of Haledon ( the “Borough”) in the Tax Court of New Jersey, Passaic County in matters entitled:

M.A.N.AR. Family Partnership LP v. Haledon Borough, Dckt 009771-2016  
J.B.J.R. LLC v. Haledon Borough, Dckt 011395-2014, 009931-2015 &  
008473-2016

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

WHEREAS, the parties are desirous of memorializing the terms of the Stipulations of Settlement; and

NOW, THEREFORE, BE IT RESOLVED, that the matters in controversy by and between the Plaintiffs and the Borough, regarding the Tax Assessor's assessment with regard to the subject properties are 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.

RESOLUTION #2016-143                      APPROVE REQUEST FOR BLUE LIGHT PERMIT

WHEREAS, a blue light permit applications have been submitted for approval by the following volunteer fire fighters:

Geysyka Araujo              Fire Company #

WHEREAS, the Chief of the Fire Department, Chris Bakker has signed the applications;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the Mayor is hereby authorized to sign the aforementioned blue light permit applications.

RESOLUTION #2016-144                      ACCEPT RESIGNATION OF POLICE DISPATCHER  
JAMES HALSTEAD

BE IT RESOLVED, the Governing Body of the Borough of Haledon hereby accepts with regret the resignation of James Halstead as a Police Dispatcher effective June 1, 2016.

RESOLUTION #2016-145                      EXTEND DEADLINE FOR AUGUST 1, 2016 TAX  
BILLS

WHEREAS. tax bills for the 2016-2017 tax year will be mailed within the next few days; and

WHEREAS, Stephen P. Sanzari, Borough Tax Collector has recommended the Borough extend the deadline for the August 1, 2016 tax due date from August 10 to August 31, 2016; and

WHEREAS, payments not made by the extension date of August 31st, 2016 will be charged interest back to August 1<sup>st</sup>

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon that the deadline for receipt of tax bill payments for the August 1, 2016 tax due date is hereby extended to August 31, 2016;

BE IT FURTHER RESOLVED, that tax payments received after August 31st, 2016 will be charged interest as of August 1, 2016

RESOLUTION #2016-146

RESOLUTION AUTHORIZING REFUND OF  
OVERPAYMENT FOR 2015, THIRD QUARTER  
TAXES, PROPERTY LOCATED AT 107 BARBOUR  
STREET, HALEDON, NJ ALSO KNOWN AS BLOCK  
33 LOT 23

WHEREAS, after the closing on the above mentioned property both the current and the previous owner had paid property taxes on the third quarter taxes in the year 2015.

WHEREAS, a refund had been issued in the amount of \$1, 239.57, after speaking to both attorneys an additional refund of \$562.97 is due to previous owner. Attached is the original detail payment amount.

NOW THEREFORE, BE IT RESOLVED, that the CFO/Treasurer be authorized to issue one check from the current account in the amount of \$562.97 payable to Mr. Jose & Beatriz Jordan, now residing at 17 Constitution Way, Franklin, NJ.

RESOLUTION #2016-147

AUTHORIZE WAIVER OF ESCROW  
REQUIREMENT FOR OFF DUTY OFFICERS, PSEG  
GAS MAIN PROJECT

Motion by                      seconded by                      to approve.

Motion by Almaita seconded by Martinez to defer action (Resolution 2016-147) to the August 11, 2016 meeting.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

Motion by Ahmed seconded by Johnson to add four resolutions.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

Resolution #2016-148

AUTHORIZE MUNICIPAL CLERK TO ADVERTISE  
FOR BIDS; DEPARTMENT OF PUBLIC WORKS  
FUEL PUMPS AND SECURITY CAMERAS  
Motion by Almaita seconded by Johnson to approve.

BE IT RESOLVED, that the Municipal Clerk is hereby authorized to advertise for bids for purchase and installation of new Fuel Pumps and the purchase and installation of Security Cameras as the Children's Playground with alternate purchase and installation of security cameras at the REC Building.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

Resolution #2016-149

APPROVE REQUEST FOR PERMISSION TO TAKE  
ENGINE 3 TO THE 125<sup>TH</sup> ANNIVERSARY  
CELEBRATION OF THE PENNINGTON, NJ FIRE  
DEPARTMENT  
Motion by Ahmed seconded by Curiel to approve

WHEREAS, Chief Christopher Bakker has requested that the Haledon Fire Department attend the 125<sup>th</sup> Anniversary Celebration of the Pennington, New Jersey (Mercer County) Fire Department on October 1, 2016; and

WHEREAS, a member of Fire Company #1 who is a student at William Paterson University is also a member of the Pennington Fire Department; and

WHEREAS, Chief Bakker has arranged for mutual aid coverage of the Borough should an emergency arise; AND

WHEREAS, this request was discussed with Fire Department liaison, Councilman Islam Sery who has concurred subject to approval of the Governing Body;

NOW THEREFORE BE IT RESOLVED, that in accordance with the Haledon Borough Code Chapter 23-19; permission is granted by the Haledon Governing Body to take Engine 3 to the Pennington, New Jersey (Mercer County) 125<sup>th</sup> Anniversary Celebration on October 1, 2016 subject to sufficient mutual aid coverage.

Councilman Johnson wants officers to make sure the vehicle is in good maintenance before transport.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

Resolution #2016-150

AWARD OF CONTRACT FOR ROAD  
IMPROVMENTS FOR JOHN STREET AND GEYER  
STREET  
Motion by Ahmed seconded by Johnson to approve.

WHEREAS, bids were received for the John Street and Geyer Street projects in the Borough by the Municipal Clerk on July 7, 2016; and

WHEREAS, the apparent low bidder was D & L Paving Contractors Inc.; and

WHEREAS, Nordan Murphy, P.E. representing the Borough Engineer Alaimo Engineering in his letter dated \_\_\_\_\_ recommends the Borough award the project to D & L Paving Contractors Inc.; and

WHEREAS, D & L Paving Contractors Inc. is the lowest bidder, submitting a proposal with the total base bid of \$102, 842.05; and

WHEREAS, the Borough Chief Financial Officer, Maryann Brindisi; has issued a certification of funds for an amount not to exceed \$102, 842.05;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that D & L Paving Contractors Inc. be awarded the contract for John Street and Geyer Street in the total base bid of \$102, 842.05; and

BE IT FURTHER RESOLVED, that this award is subject to review and approval of the Borough Attorney; 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 D & L Paving Contractors Inc. in a form to be approved by the Borough Attorney for the various road improvements.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

Resolution #2016-151

A RESOLUTION TO ADOPT THE 3-YEAR COOPERATION AGREEMENT BETWEEN PASSAIC COUNTY AND THE BOROUGH OF HALEDON TO PARTICIPATE IN THE PASSAIC COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM: FEDERAL FISCAL YEARS 2017, 2018 AND 2019

Motion by Martinez seconded by Johnson to approve.

WHEREAS, Title I of the Housing and Community Development Act of 1974, as amended, provides federal funds to Passaic County to carry out eligible community development activities; and

WHEREAS, the Borough of Haledon (hereinafter referred to as the "Municipality") agrees to participate in eligible activities to be carried out under the Passaic County Urban County Entitlement Community Development Block Grant Program; and

WHEREAS, the Mayor of the Municipality is authorized to execute this Cooperation Agreement, and

WHEREAS, Passaic County and the Municipality agree to cooperate to undertake, or assist in undertaking, community renewal and lower-income housing assistance activities, and

WHEREAS, All parties to this Cooperation Agreement will take all actions necessary to assure compliance with Passaic County's Urban County certification under section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, regarding Title VI of the Civil Rights Act of 1964, the Fair Housing Act, and affirmatively furthering fair housing. Further, all parties will comply with section 109 of Title I of the Housing and Community Development Act of 1974, which incorporates Section 504 of the Rehabilitation Act of 1973,

the Age Discrimination Act of 1975 and with other applicable laws. The Urban County will not provide funding for activities in, or in support of, any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction or that impedes the County's actions to comply with the County's fair housing certification.

Noncompliance by a unit of general local government included in an Urban County may constitute noncompliance by the County that can, in turn, provide cause for funding sanctions or other remedial actions by the U.S. Department of Housing and Urban Development; and

WHEREAS, this agreement shall be in effect for the three year program period: Federal Fiscal Years 2017, 2018 and 2019, and remains in effect until the CDBG funds and program income received (with respect to activities carried out during the three-year qualification period) are expended and the funded activities completed, and that the County and Municipality cannot terminate or withdraw from the Cooperation Agreement while it remains in effect. The agreement shall remain in effect until expressly terminated by one of the parties hereto but said termination may only occur at the end of each three year Urban County requalification period; and

WHEREAS, the County has the authority to carry out activities which shall be funded from annual Community Development Block Grant funding appropriations: the County has final responsibility for selecting projects, preparing the Five Year Plan, as required by HUD, and preparing annual Action Plans; and

WHEREAS, by executing this Cooperation Agreement, the Municipality understands the following:

1. It may not apply for grants under the Small Cities New Jersey State CDBG Program for appropriations for fiscal years during the period in which it participates in the Passaic County Urban County CDBG Program;
2. This agreement shall remain in effect until the CDBG funds and income received with respect to the three year qualification period are expended and the funded activities completed;
3. The County and the Municipality may not terminate or withdraw from this agreement while this agreement remains in effect as above;
4. The Municipality has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations;
5. The Municipality has a policy of enforcing applicable State and local laws against physically barring entrance to, or exit from, a facility or location that is the subject of nonviolent civil rights demonstrations within its jurisdiction.
  
6. The Municipality shall be prohibited from receiving Urban County funding for activities in, or in support of, any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction or that impedes the County's actions to comply with its fair housing certification,
7. The Municipality, pursuant to 24 CFR 570.501(b), is subject to the same requirements applicable to sub-recipients, including the requirement of a written agreement as described in 24 CFR 570.503, and

WHEREAS, the Municipality shall comply with all applicable laws, ordinances, and codes of the State and Local governments, and shall commit no trespass on any private property in performing any of the work embraced by this Cooperation Agreement, and.

WHEREAS, the Municipality shall not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin, handicap or familiar status. The Municipality shall take affirmative action to ensure that applicant for employment are employed, and that employees are treated during employment without regard to their race, color, religion, sex, national origin, handicap or familiar status. Such action shall include, but not limited to the following: employment, upgrading, demotion, or transfer; recruitment or

recruitment advertising; layoff/termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Municipality shall post in conspicuous places, available to employee and applicants for employment, notices to be provided by the Government setting forth the provisions of this nondiscrimination clause. The Municipality shall incorporate the foregoing requirements of this paragraph (a) in all its contractors for such work to incorporate such requirements in all of its contractors for such requirements in all subcontractors for program work, and

WHEREAS, the Municipality is subject to the requirements of Title VI of the Civil Rights Act of 1964, and Title VIII of the Civil Rights Act of 1968. (P.L. 88-352) and HUD regulations with respect thereto including the regulations under 24 CFR Part I. In the sale, or lease, or other transfer of land acquired, cleared, or improved with the assistance provided under this Agreement, the Municipality shall cause or require a covenant running with the land to be inserted in the deed or lease for such transfer, prohibiting discrimination upon the basis of race, color, religion, sex, or national origin in the sale, lease or rental, or in the use or occupancy of such land or any improvements erected thereon, and providing that the sub grantee and the United States are beneficiaries of and entitled to enforce such covenant. The Municipality in undertaking its obligation in carrying out the program assisted hereunder agrees to take such measures as are necessary to enforce such covenant and shall not itself so discriminate and

WHEREAS, the County and the Municipality agree to comply with the Consolidated and Further Continuing Appropriations Act, 2016, Pub. L 114-113 which states that a unit of local government may not sell, trade or otherwise transfer for all or any portion of such funds to a metropolitan city, urban county, unity of general local government, or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under Title I of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the aforesaid activities are in the best interest of the Borough of Haledon; and

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the Mayor is authorized to execute the Urban County CDBG Cooperation Agreement with the County of Passaic to participate in the Passaic County Urban County Entitlement Community Development Block Grant Program for Federal Fiscal Years 2017, 2018 and 2019; and

BE IT FUTHER RESOLVED, that this resolution shall take effect immediately upon its enactment, as provided by law.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

RESOLUTION #2016-152

APPROVE BILLS LIST, July 14, 2016.

Motion by Ahmed seconded by Johnson to approve.

WHEREAS, the attached bills have been submitted for payment; and

WHEREAS, the Chief Financial Officer has attached his certification of availability of funds stating that the Bills list for July will not constitute an over expenditure of any Ordinance or Line Item;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the attached payments are hereby approved and payment made when the funds of the Borough are sufficient to meet them.

TOTAL BILLS LIST FOR July 14, 2016 WITH PREPAIDS IS:

CURRENT:	\$1,398,147.56
WATER (MUA):	<u>\$ 26,567.50</u>
TOTAL:	\$1,424,715.06

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

RESOLUTIONS FROM OTHER MUNICIPALITIES FOR CONSIDERATION:

- RESOLUTION FROM THE BOROUGH OF BLOOMINGDALE #2016-6.10 SUPPORTING ASSEMBLY BILL NO. A-268 SUBSTANCE ABUSE PREVENTION PROGRAMS
- RESOLUTION FROM THE CITY OF CLIFTON #R335-16 OPPOSING THE PASSAIC COUNTY DIVISION OF ROADS HIGHWAY OPENING AND USE RESOLUTION
- RESOLUTION FROM THE BOROUGH OF NORTH HALEDON#127-2016 SUPPORT/ASSEMBLY BILL A268 WHICH WOULD ESTABLISH A GRANT PROGRAM FOR SCHOOL DISTRICTS TO ESTABLISH SUBSTANCE ABUSE PREVENTION PROGRAMS FOR EIGHTH GRADE STUDENTS

RESOLUTION #07142016

EXECUTIVE SESSION

Motion by Martinez 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 Mercurio vs Haledon
- Litigation Smith vs Haledon

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: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

Motion by Ahmed seconded by Johnson to reopen the meeting.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

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**ADJOURN**

Motion by Ahmed seconded by Johnson to adjourn.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, SERY, AHMED, JOHNSON

NO: -0-

Respectfully submitted:

Allan R. Susen, RMC/MMC  
Municipal Clerk/Administrator