

**BOROUGH OF HALEDON**  
**MAYOR AND COUNCIL**  
September 22, 2016

MOMENT OF SILENCE  
FLAG SALUTE

The regular meeting of the Mayor and Council of the Borough of Haledon took place on September 22, 2016 at 7PM 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 7PM.

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

Absent: Councilman Michael Johnson and Councilman Islam Sery with prior notice.

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

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

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

Samir Almaita, 61 Barbour St. - he is an artist and would like to start a Club for artists. Requesting to use Senior Center on Fridays from 5pm-6pm.

Mayor Domenick Stampone feels it is a great activity to practice as long as it is held in safe environment. Maybe a program that the Library could supervise and requested from Mr. Samir Almaita to give a proposal to the Clerk/Administrator who will review and provide comments. Once it is reviewed by the Clerk/Administrator he will pass it on to Librarian.

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

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

**GOVERNING BODY RESPONSES**

No response.

**COMMITTEE REPORTS**

**PUBLIC SAFETY COMMITTEE** – Michael Johnson, Chairperson-absent.

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

Fire Liaison– Islam Sery-absent.  
Fire Department

Office of Emergency Management Liaison – Tahsina Ahmed

**FINANCE COMMITTEE**

Mounir Almaita, Chair –no official report.

**ADMINISTRATION AND PERSONNEL**

Tahsina Ahmed, Chair – no official report.

**ORDINANCE**

Mounir Almaita, Chair –

Passing report of ordinance to Councilwoman Curiel.

**HEALTH AND WELFARE**

Nereyda Curiel, Chair -last night the Board of Health adopted the Tobacco Ordinance. Prohibits sale of tobacco products to anyone under 21.

Council President Mounir Almaita suggested the distribution of the ordinance to existing business that sell tobacco. Asked the Municipal Clerk/Administrator Allan R. Susen to distribute notice to business owners.

**PUBLIC WORKS**

Michael Johnson, Chair –absent.

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

Borough Clerk/Administrator Allan R. Susen stated that a meeting is set with Department of Public Works Superintendent Douglas Morgan, Public Works Committee and Clerk/Administrator to address some DPW issues.

Mayor Stampone asking for bus stop parking- would like to have bus +spots marked and that will possibly reduce the number of bus stops.

#### CAPITAL PROJECTS

Rey Martinez, Chair –

Mentioned meeting with Clerk/Administrator Allan R. Susen and Borough Engineer Nordan Murphy called in. The main topic of discussion was regarding PSE&G Gas Main project. Project will start in the Fall and continue into Spring. Councilman Rey Martinez also gave an update on the following project:

- Belmont Ave. Streetscape III – in hands of NJDOT and PSEG for decorative lighting.
- Tilt Street Pocket Park – lights should be lit.
- Belmont Town Square – meeting with Passaic County within a month to discuss design.

#### TECHNOLOGY

Islam Sery, Chair –absent.

#### SPECIAL EVENTS

Tahsina Ahmed, Chair –Starting plan for Halloween Event and working with Library to do a truck or treat.

Mayor Stampone mentioned he spoke with Passaic County Administrator regarding the use of poles on Belmont Ave. for hanging banners (for County Events).

#### **MAYOR'S REPORT**

- Resolution#2016-177 Oppose “Fairness Formula” and Support SCR-119

Mayor Stampone mentioned the resolution takes a stand against the Governor’s plan. Mayor read parts of the resolution and asked for support.

#### **COMMUNICATIONS**

None.

#### **UNFINISHED BUSINESS**

None.

#### **NEW BUSINESS**

Motion by Ahmed seconded by Curiel to read the introduction of Ordinance #9-22-2016 (An Ordinance amending Chapter 205 of the Borough Code entitled “Vehicles and Traffic” handicap parking)

#### ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

NO: -0-

The Clerk will read the title:

BOROUGH OF HALEDON  
ORDINANCE #9-22-2016  
AN ORDINANCE AMENDING CHAPTER 205 OF THE CODE OF THE BOROUGH OF  
HALEDON ENTITLED "VEHICLES AND TRAFFIC"

Motion by Martinez seconded by Ahmed 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 27, 2016.

ROLL CALL

YES: MARTINEZ, CUIEL, ALMAITA, AHMED

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#2016-166 | REAPPOINTMENT OF SPECIAL POLICE OFFICER<br>CLASS I- NAFFEN BACHOK  |
| RESOLUTION#2016-167 | RESOLUTION AUTHORIZING REFUND OF 2012 TAX<br>REDUCTION GRANTED BY STATE BOARD OF<br>TAXATION-315 HALEDON AVE.                      |
| RESOLUTION#2016-168 | RESOLUTION AUTHORIZING REFUND OF 2012 TAX<br>REDUCTION GRANTED BY STATE BOARD OF<br>TAXATION-411 HALEDON AVE.                      |
| RESOLUTION#2016-169 | RESOLUTION AUTHORIZING REFUND OF 2015 TAX<br>REDUCTION GRANTED BY STATE BOARD OF<br>TAXATION-293 HALEDON AVE.                      |
| RESOLUTION#2016-170 | GOVERNING BODY CERTIFICATION OF ANNUAL AUDIT   |
| RESOLUTION#2016-171 | AUTHORIZE THE MUNICIPAL CLERK/ADMINISTRATOR<br>TO SIGN THE LIGHTPATH SERVICE AGREEMENT FOR<br>INTERNET SERVICES FOR FIRE COMPANY#1 |
| RESOLUTION#2016-172 | APPROVE APPOINTMENT OF NEW FIREFIGHTER, FIRE<br>COMPANY #1- STEPHON HICKSON  |
| RESOLUTION#2016-173 | AWARD CONTRACT OF LEASE/PURCHASE 1 FORD<br>POLICE INTERCEPTOR SEDAN OR EQUIVALENT  |
| RESOLUTION#2016-174 | ADOPTION OF PERSONNEL POLICIES AND<br>PROCEDURES   |
| RESOLUTION#2016-175 | RESOLUTION AUTHORIZING REFUND OF 2014 AND 2015<br>TAX REDUCTIONS GRANTED BY STATE BOARD OF<br>TAXATION-175 BELMONT AVE.            |
| RESOLUTION#2016-176 | RESOLUTION AUTHORIZING REFUND OF<br>OVERPAYMENT FOR PROPERTY TAXES PAID ON 55<br>HENRY ST. HALEDON NJ 07508 AKA BLOCK 113 LOT 1    |

RESOLUTION#2016-177 OPPOSE "FAIRNESS FORMULA" AND SUPPORT SCR-119

Mayor Stampone requested for resolution #2016-177 be removed from consent agenda and to move on as an individual resolution.

Motion by Alkaita second by Ahmed to move resolution #2016-177 from consent agenda.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

No: -0-

Motion by Ahmed seconded by Martinez to approve resolutions 2016-166 to resolution#2016-176.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

NO: -0-

RESOLUTION #2016-166 REAPPOINTMENT OF SPECIAL POLICE CLASS I-NAFFEN BACHOK

WHEREAS, Officer In Charge Deputy Chief Angelo Daniele of Haledon Police Department has recommended the reappointment of Naffen Bachok as a Special Police Officer Class I his email dated August 30, 2016:

WHEREAS, this position is an appointment by the Mayor with the advice and consent of the Borough Council according to Chapter 48-6 of the Code of Haledon; and

WHEREAS, Mayor Domenick Stampone requests the advice and consent the of Borough Council to reappoint the Naffen Bachok to the position of Special Police Officer, Class I;

NOW THEREFORE BE IT RESOLVED, by Council of the Borough of Haledon that they hereby consent to the above Special Police appointment; and

BE IT FURTHER RESOLVED, that these appointment be effective immediately and that they shall expire at the end of the current calendar year and may be revoked without cause or hearing.

RESOLUTION #2016-167 RESOLUTION AUTHORIZING REFUND OF 2012 TAX REDUCTION GRANTED BY STATE BOARD OF TAXATION

WHEREAS, the Tax Collector of the Borough of Haledon has determined that action is required as a result of the 2012 tax reduction granted by the State Board of Taxation: and

WHEREAS, such judgment has resulted in an overpayment of 2012 property taxes, and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Haledon New Jersey, that the tax cancellation be made, and refund in the amount of \$4,710.59 be paid to the taxpayer Niza & Nawal Kahf.

Tax Reduction Granted by the State Board of Taxation

BLOCK	LOT	OWNER & LOCATION	REFUND
98	1	Niza & Nawal Kahf 315 Haledon Avenue	<u>2012</u> \$4,710.59

I hereby certify that this resolution, consisting of 1 page(s), was adopted at a meeting of the Borough Council of the Borough of Haledon, held this 22nd day of September, 2016.

RESOLUTION #2016-168 RESOLUTION AUTHORIZING REFUND OF 2012 TAX  
REDUCTION GRANTED BY STATE BOARD OF  
TAXATION

WHEREAS, the Tax Collector of the Borough of Haledon has determined that action is required as a result of the 2012 tax reduction granted by the State Board of Taxation: and

WHEREAS, such judgment has resulted in an overpayment of 2012 property taxes, and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Haledon New Jersey, that the tax cancellation be made, and refund in the amount of \$5,267.69 be paid to the taxpayer Niza & Nawal Kahf.

Tax Reduction Granted by the State Board of Taxation

BLOCK	LOT	OWNER & LOCATION	REFUND <u>2012</u>
90	17	Niza & Nawal Kahf 411 Haledon Avenue	\$5,267.69

I hereby certify that this resolution, consisting of 1 page(s), was adopted at a meeting of the Borough Council of the Borough of Haledon, held this 22nd day of September, 2016.

RESOLUTION #2016-169 RESOLUTION AUTHORIZING REFUND OF 2015 TAX  
REDUCTION GRANTED BY STATE BOARD OF  
TAXATION

WHEREAS, the Tax Collector of the Borough of Haledon has determined that action is required as a result of the 2015 tax reduction granted by the State Board of Taxation: and

WHEREAS, such judgment has resulted in an overpayment of 2015 property taxes, and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Haledon New Jersey, that the tax cancellation be made, and refund in the amount of \$3,314.08 be paid to the taxpayer's attorney, Michael I. Schneck, Trustee for SEVAN ASSOCIATES INC..

Tax Reduction Granted by the State Board of Taxation

BLOCK	LOT	OWNER & LOCATION	REFUND <u>2015</u>
100	1	Sevan Associates Inc. 293 Haledon Avenue	\$3,314.08

I hereby certify that this resolution, consisting of 1 page(s), was adopted at a meeting of the Borough Council of the Borough of Haledon, held this 22nd day of September, 2016.

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RESOLUTION #2016-170 GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2015 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Governing Body of the Borough of Haledon, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

RESOLUTION #2016-171 AUTHORIZE THE MUNICIPAL CLERK/ADMINISTRATOR TO SIGN THE SIGN THE LIGHTPATH SERVICE AGREEMENT FOR INTERNET SERVICES FOR FIRE COMPANY#1

BE IT RESOLVED, by the Mayor and Council of the Borough of Haledon that the Municipal Clerk/Administrator is authorized to sign the Lightpath Service Agreement for Internet Services for Fire Company #1.

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RESOLUTION #2016-172 APPROVE APPOINTMENT OF NEW FIREFIGHTER, FIRE COMPANY #1

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 #1  
Stephon Hickson

RESOLUTION #2016-173 AWARD THE OF THE LEASE/PURCHASE OF 1 FORD POLICE INTERCEPTOR SEDAN OR EQUIVALENT

WHEREAS, the Borough of Haledon advertised for bids for a project titled, "One (1) Ford Police Interceptor Sedan or Equivalent; and

WHEREAS, the Borough Clerk received and opened the bids received for the Project on September 15, 2016; and

Whereas, the Deputy Chief and Borough Attorney Andrew Oddo have reviewed all the bid proposals submitted and have recommended awarding Maplecrest Ford, Inc.;

WHEREAS, the lowest responsive bidder is Maplecrest Ford, Inc. who submitted a bid of \$1, 154.42 per month for 36 months (Buy out at \$1); and

WHEREAS, Chief Financial Officer MaryAnn Brindisi has issued a certification of funds for an amount not to exceed \$1, 154.42 per month; and

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon, that it hereby finds that Maplecrest Ford Inc. Submitted the lowest responsive bid for the project titled, "Lease/Purchase of One (1) Ford Police Interceptor Sedan or Equivalent;

BE IT FURTHER RESOLVED, that the Governing Body of the Borough of Haledon hereby awards to Maplecrest Ford, Inc. the base bid in the amount of \$1, 154.42 per month for 36 months with a buy out of \$1.00 at the end of the lease.

RESOLUTION #2016-174 ADOPTION OF PERSONNEL POLICIES AND PROCEDURES

WHEREAS, it is the policy of the Borough of Haledon to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, the Mayor and Council has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREBY, BE IT RESOLVED by the Mayor and Council that the Personnel Policies and Procedures Manual attached hereto is hereby adopted.

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BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all Borough officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by Borough employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Mayor and Council.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Borough shall operate under the legal doctrine known as "employment at will."

BE IT FURTHER RESOLVED that the Borough Administrator and all managerial/supervisory personnel are responsible for these employment practices. The Administrator and the Borough Attorney shall assist in the implementation of the policies and procedures in this manual.

RESOLUTION #2016-175      RESOLUTION AUTHORIZING REFUND OF 2014 AND 2015  
TAX REDUCTIONS GRANTED BY STATE BOARD OF  
TAXATION

WHEREAS, the Tax Collector of the Borough of Haledon has determined that action is required as a result of the 2014 and 2015 tax reductions granted by the State Board of Taxation: and

WHEREAS, such judgment has resulted in an overpayment of 2014 and 2015 property taxes, and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Haledon New Jersey, that the tax cancellations be made, and refund in the amount of \$5,370.96 be paid to the taxpayers attorney, McKirdy & Riskin, P.A., Trustee for J.B.J.R., LLC.

Tax Reduction Granted by the State Board of Taxation

BLOCK	LOT	OWNER & LOCATION	REFUND
120	33	J.B.J.R. LLC 175 Belmont Avenue	<u>2014</u> \$1,880.42
			<u>2015</u> \$3,490.54
		Total	<u>\$5,370.96</u>

I hereby certify that this resolution, consisting of 1 page(s), was adopted at a meeting of the Borough Council of the Borough of Haledon, held this 22nd day of September, 2016.

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RESOLUTION#2016-176 RESOLUTION AUTHORIZING REFUND OF  
OVERPAYMENT FOR PROPERTY TAXES PAID ON, 55  
HENRY ST. HALEDON, NJ 07508 AKA BLOCK 113 LOT 1.

WHEREAS, Owner of property used both a Credit Card in the amount of \$3748.40 and  
A check #866 in the amount of \$3,783.10 for 2016 Taxes due.

WHEREAS, A check #866 in the amount of \$3,783.10 is an overpayment being  
applied to 2017 Property Taxes. Owner would prefer being refunded the overpayment rather  
than applying the amount to future taxes.

NOW THEREFORE, BE IT RESOLVED, that the CFO/Treasurer be authorized to  
Issue one check from the Current Account in the amount of \$3,783.10 payable to  
Mr. Brian Mulroony, 216 Hydeway Drive, Totowa, NJ 07512.

Motion by Ahmed second by Almaita to add resolution #2016-177 to agenda.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

NO: -0-

RESOLUTION #2016-177 OPPOSE "FAIRNESS FORMULA" AND SUPPORT SCR-119  
Motion by Almaita second by Ahmed to approve.

WHEREAS, the purpose of public education in America and in New Jersey is to create a  
literate and informed electorate which in turn nurtures and sustains a democratic society; and

WHEREAS, every American child deserves a strong public education and the opportunities it  
creates regardless of his or her family's means; and

WHEREAS, in public education the American dream begins to take shape without regard to  
municipal or county boundaries; zip codes or neighborhoods; and

WHEREAS, Governor Christie's "Fairness Formula" is merely the latest effort to chronically  
underfund public schools in New Jersey's working class communities through a deliberate and  
shameless redirecting of limited resources to the state's wealthier communities; and

WHEREAS, Governor Christie has proposed his "Fairness Formula" as a solution to remedy  
the so-called failure of urban school districts and increasing property taxes; and

WHEREAS, the solution offered in the "Fairness Formula" is a one size fits all approach  
providing the same amount of State Aid (\$6,599) for every student in every school district; and

WHEREAS the Governing Body of Haledon does not accept the Governor's "divide and  
conquer" strategy of pitting New Jersey communities against each other; and

WHEREAS the Governing Body of Haledon urges all New Jersey residents to consider the  
social, economic and psychological impact of depriving an entire generation of children a  
strong public education; and

WHEREAS, although the Borough of Haledon School District may see a slight increase in  
State Aid, the "Fairness Formula" will significantly reduce the aid to the PC Manchester  
Regional High School District; and

WHEREAS, the "Fairness Formula" is silent on its impact to the School Choice program; and

WHEREAS, PC Manchester Regional High School is a School Choice institute, with currently  
104 students enrolled in the program and receiving \$13,041 per student in the School Choice  
program; and

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WHEREAS, if all aid including School Choice is replaced by the “Fairness Formula” dollar amount, PC Manchester Regional High School will realize an aid reduction of \$866,969; and

WHEREAS, Senate President Steve Sweeney and Senate Education Committee Chairwoman M. Teresa Ruiz have proposed their own solution to the funding question with “Formula4Success; and

WHEREAS, the plan proposed by Senate President Sweeney and Senator Ruiz creates a State School Funding Aid Fairness Commission which will be charged with issues defined in SCR-119, replacing previously introduced legislation S2372; and

WHEREAS, the Commission is required by February 1, 2017 to develop a five-year plan to fully fund the education formula for every school system; and

WHEREAS, Senate President Steve Sweeney is quoted, “We need a plan to restore fairness and equity to New Jersey’s school aid formula that doesn’t shortchange our children and doesn’t put upward pressure on local property taxes”; and

WHEREAS, the new bill takes the Governor out of the process by requiring a concurrent resolution of the State Senate and General Assembly. SCR-119 will not require the Governor’s signature;

NOW THEREFORE BE IT RESOLVED, the Mayor and Council of the Borough of Haledon hereby reject Governor Christie’s proposed “Fairness Formula” since it will have a negative impact to Haledon residents by significantly reducing aid to PC Manchester Regional High School District. The Governor’s proposal does not specifically mention the School Choice Program and ANY reduction in School Choice funding to PC Manchester could result in a loss of aid as high as \$866,969; and

BE IT FURTHER RESOLVED, the Mayor and Council of the Borough of Haledon fully support SCR-119 as introduced by Senate President Sweeney and Senator Ruiz which creates the State School Funding Aid Fairness Commission; and

BE IT FURTHER RESOLVED, the Mayor and Council urge the members of the General Assembly to support SCR-119 by adopting a concurrent resolution.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

NO: -0-

Mayor Stampone acknowledged the presence of Mr. Jeff Fischer who is part of the Haledon Board of Education and he is here to offer support of resolution #2016-177.

Mayor Stampone allowed Mr. Fischer to make the following comments:

- Asked to bring copies of the resolution to School boards.
- Senator Sweeney’s bill takes a study approach to remedy the situation. The Governor’s plan ignores Supreme Court Decisions – issues facing schools, many societal conditions impact the school districts.

Motion Martinez second by Ahmed to add three resolutions to the agenda.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

NO: -0-

RESOLUTION#2016-178    AUTHORIZE THE MAYOR TO SIGN THE PSE&G  
MEMORANDUM OF UNDERSTANDING FOR THE GAS  
SYSTEM MODERNIZATION PROJECT IN THE BOROUGH  
OF HALEDON  
Motion by Ahmed second by Curiel to approve.

WHEREAS, PUBLIC SERVICE ELECTRIC AND GAS COMPANY (“PSE&G”), with its principal address located at 80 Park Plaza, Newark, New Jersey, 07102 is a public utility corporation of the State of New Jersey regulated by the New Jersey Board of Public Utilities and its principal business is the distribution and transmission of electric and gas service to residents of the State of New Jersey; and

WHEREAS, the BOROUGH OF HALEDON (“Borough”) is a municipal corporation of the State of New Jersey ; and

WHEREAS, PSE&G is completing the Gas System Modernization Project in the Borough (the “Project”);

WHEREAS, the Project was approved by the New Jersey Board of Public Utilities to improve the reliability and safety of natural gas infrastructure, to meet the needs of residents and businesses and to improve the environment by reducing methane emissions, a highly potent greenhouse gas

WHEREAS, the Project entails removing aging cast iron mains and replacing same with modern plastic mains;

WHEREAS, given the significant amount of excavation within Borough streets, the Borough has certain requirements that are necessary to be following in order to issue a Street Opening Permit;

WHEREAS, the Parties wish to document the requirements necessary for PSE&G to obtain a Street Opening Permit for the Project;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the Mayor is authorized to execute an agreement with PSE&G memorializing the terms and conditions of the Project in a form to be approved by the Borough Engineer and the Borough Attorney.

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

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RESOLUTION#2016-179 RESOLUTION ADOPTING PROPERTY TAX COURT  
STIPULATION OF SETTLEMENT  
Motion by Ahmed second by Curiel to approve.

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

Faber Bros. Holding LLC v. Haledon Borough, Dckt 013237-2012, 011084-2013, 010846-2015;  
Faber Bros. Holding LLC v. Haledon Borough 013239-2012, 011083-2013  
Antonuccio, M. & P.,Iacovo, R.& A. v. Haledon Borough, Dckt 011365-2012, 011085-2013,  
014792-2014

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.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

NO: -0-

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RESOLUTION #2016-180 A RESOLUTION TO AFFIRM THE BOROUGH OF  
HALEDON'S CIVIL RIGHTS POLICY WITH RESPECT TO  
ALL OFFICIALS, APPOINTEES, EMPLOYEES,  
PROSPECTIVE EMPLOYEES, VOLUNTERS,  
INDEPENDENT CONTRACTORS, AND MEMBERS OF THE  
PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL  
EMPLOYEES, OFFICIALS AND VOLUNTEERS  
Motion by Curiel second by Ahmed to approve.

WHEREAS, it is the policy of the Borough of Haledon to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act; and

WHEREAS, the governing body of the Borough of Haledon has determined that certain procedures need to be established to accomplish this policy.

NOW, THEREFORE BE IT ADOPTED by the Borough of Haledon that:

- Section 1: No official, employee, appointee or volunteer of the Borough of Haledon by whatever title known, or any entity that is in any way a part of the Borough of Haledon by whatever title known, or any entity that is in any way a part of the Borough of Haledon shall engage, either directly or indirectly in any act including failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Borough of Haledon's business or using the facilities or property of the Borough of Haledon.
- Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough of Haledon to provide services that otherwise could be performed by the Borough of Haledon.
- Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.
- Section 4: The Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.
- Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subjected to appropriate discipline.

Section 6: The Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough of Haledon as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough of Haledon. This communication shall include a statement from the Governing Body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough of Haledon website.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Borough of Haledon in order for the public to be made aware of this policy and the Borough of Haledon's commitment to the implementation and enforcement of this policy.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

NO: -0-

RESOLUTION #2016-181 APPROVE BILLS LIST, SEPTEMBER 22, 2016.  
Motion by Martinez seconded by Ahmed 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 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 22, 2016 WITH PREPAIDS IS:

CURRENT:	\$232,904.42
WATER (MUA):	<u>\$ 13,677.77</u>
TOTAL:	\$246, 582.19

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

NO: -0-

RESOLUTIONS FROM OTHER MUNICIPALITIES FOR CONSIDERATION:

➤ None.

Mayor and Council decided to go into executive session.

September 22, 2016

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RESOLUTION #09222016

EXECUTIVE SESSION

Motion by Almaita second by Ahmed to approve.

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Mayor and Council wish to move to executive session to discuss the following matters:

- Ward vs. Haledon Litigation.

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, AHMED

NO: -0-

Motion by Ahmed second by Martinez to reopen public portion of meeting.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

NO: -0-

**ADJOURN**

Motion by Ahmed seconded by Martinez to adjourn.

ROLL CALL

YES: MARTINEZ, CURIEL, ALMAITA, AHMED

NO: -0-

Respectfully submitted:

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