

**BOROUGH OF HALEDON
MAYOR AND COUNCIL**
July 17, 2014

**MOMENT OF SILENCE
FLAG SALUTE**

The regular meeting of the Mayor and Council of the Borough of Haledon took place on July 17, 2014 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 9, 2014 posted on the bulletin board in the Municipal Building on January 9, 2014 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 Stampono called the meeting to order at 7:00PM

Present: Mayor Domenick Stampono; Council President Mounir Almaita; Council members; Michael Tirri, Belgica Costa, and Borough Attorney Andrew Oddo; and Municipal Clerk/Borough Administrator Allan R. Susen.

Absent: Councilwoman Maha Kandis absent with notice.
Councilman Reynaldo Martinez absent.
Councilman Michael Johnson absent with notice.

APPROVAL OF MINUTES

May 1, 2014	Work Session meeting Minutes.
June 5, 2014	Work Session Meeting Minutes.
April 17, 2014	Regular Meeting Minutes.
May 15, 2014	Regular Meeting Minutes.

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

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

PUBLIC HEARING
(Privilege of the floor)

Motion by Tirri seconded by Costa to open the public hearing.

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

Michael Tesaro, 125 Lee Ave., has been a Haledon homeowner since 1998. People on Lee Avenue are concerned with the diesel fumes and dust from the Quarry. Since 2012 he has called DEP (Department of Environmental Protection); kept serial number of call in. Trucks from the Quarry have been lining up and violating the idling law. Expressed Concerns about expansion affecting air quality; asking permit not be renewed.

John Block, 337 Morrissee Ave., – referred to July 3rd edition of the Hawthorne Press regarding Haledon having no knowledge of the Quarry expansion; thought would have to go

before the (Haledon) Planning Board and residents could comment. Can't see how County can tell the town what to do. Garbage truck is leaving spills in the roadway. Asking to see if can be captured? Requested speakers be placed in back of the room.

Frank Menyhart, N 12th St. – Thank you for Haledon Day. Concerned it took three weeks for cleanup. Concerned about the street sweeper not being out all the time; debris in gutters. Playground gate is twisted; he observed juveniles kicking open the gate. Asking to ramp up Police patrols (at the park). Asked if we can request a security deposit from the groups using the field.

Mary Mayer, 635 Belmont Ave. commented:

- Tall grass behind Fire Company #1.
- Unpainted plywood on door to old jail building behind Firehouse #1.
- Wall came down and fence is propped up against it; complaining about condition of property at old firehouse picnic grove.
- Signage not posted at 495 Belmont Ave., some people did put out garbage. Complained of the width of the sidewalk at area where sign is posted, not wide enough.
- Cars blocking path at old bus garage and other locations. BMW parked in front of old bus garage on Belmont Ave.; photos were distributed to Governing Body

Motion by Almaita seconded by Costa to close the public hearing.

ROLL CALL

YES: TIRRI, ALMAITA, COSTA

NO: -0-

GOVERNING BODY RESPONSES

Mayor Stampone reviewed photos with DPW Superintendent Doug Morgan.

- Mayor asked if the fence at lot was properly repaired. Fire Company #1 owns the property.
- Old jail, the care of the grass belongs to the neighbor.
- Stone Encounters, the drivers of the buses park their cars on Sherwood Avenue. Commented on the fencing around the dumpster located in the front of the building. Mentioned in the past, tried to enforce no parking but the cars pull close to the building which is actually the property of the building owner.
- Quarry – pay taxes, employ residents, it is a difficult relationship. Went to court in the past due to the same problems, noise etc. The odor is coming from the asphalt plant. Tonight will be discussed in closed session. Mayor agrees should be discussed, (sale of property) County property, we will review our options. Tax Assessor was not consulted as to value, how did the County calculate what Haledon is to receive (taxes)?
- Public Address system; when the air conditioning is running causes a moan. Will look into a simple amplification system.

Sludge always drains from garbage trucks it's the way it is designed for safety reasons.

Street sweeper schedule; DPW Superintendent Morgan reported Monday and Tuesday, followed by Thursday and Friday; alternating schedule each week.

Mayor Stampone, beginning September the Street sweeper schedule will be posted on the website.

Council President Almaita spoke with Mr. Morgan, maybe we could look into hiring a part time employee who only sweeps the streets.

Mayor Stampone, identify the money in your budget and I will support.

COMMITTEE REPORTS

PUBLIC SAFETY COMMITTEE – Michael Johnson, Chairperson – absent.

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

Fire Liaison– Michael Tirri – no official report.
Fire Department

Office of Emergency Management Liaison – Belgica Costa – no official report.

FINANCE COMMITTEE

Mounir Almaïta, Chair – no official report.

ADMINISTRATION AND PERSONNEL

Maha Kandis, Chair – absent.

ORDINANCE

Mounir Almaïta, Chair – no official report.

- Pending ordinance-raising off duty fees-Police Department.

HEALTH AND WELFARE

Belgica Costa, Chair – nothing official.

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

CAPITAL PROJECTS

Rey Martinez, Chair – absent.

Mayor Stampone, very happy to see Phase II Streetscape is almost complete. There was an accident on Belmont Avenue, high speed, one person, very early around 6:30am (June 22, 2014). Damage planters, poles, benches, etcetera; the Insurance adjuster was here today. Chief Mercurio, the individual was charged, waiting for blood test results.

TECHNOLOGY

Maha Kandis, Chair – absent.

SPECIAL EVENTS

Maha Kandis, Chair – absent.

Mayor Stampono reported that Haledon Day was a big success.

MAYOR'S REPORT

- Special Improvement District
 - Self-regulated by a Board/Committee of residents
 - Enable area designated to invest funds for upkeep
 - Belmont Avenue, from Haledon Avenue to Burhans Avenue
 - Able to charge businesses in the district and reinvestment those fees into the district
 - Requires a study and legislation by the Governing Body
 - Asked Borough Attorney and Ordinance Committee to review and Grant writer to assist

Requested Ordinance Committee to review (current) ordinance for retirement of liquor licenses.

Wished all Muslims a Happy Ramadan

COMMUNICATIONS

1. Letter from resident Kathy Klaassen who resides at 106 West Haledon Ave. stating that she donated flowers and planted them at the Borough entrance.
2. Letter from the American Labor Museum Botto House National Landmark regarding their 22nd Annual Labor Day Parade On Sunday, August 31st, 2014.
3. Letter from Tanis Hardware regarding the vacant Fire Department property on Pompton Road.
4. Card from Deputy Court Administrator Zoe Velez thanking the Mayor and Council for the gourmet basket sent out due to the passing of her father.

Motion by Almaita seconded by Costa to accept and file.

ROLL CALL

YES: TIRRI, ALMAITA, COSTA

NO: -0-

UNFINISHED BUSINESS

Motion by Costa seconded by Almaita that Ordinance #6-19-2014 to be heard in its second and final reading (an ordinance amending Chapter 205 of the Borough code entitled "Vehicles and Traffic")

ROLL CALL

YES: TIRRI, ALMAITA, COSTA

NO: -0-

THE CLERK WILL READ THE TITLE

BOROUGH OF HALEDON

ORDINANCE #6-17-2014

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

Motion by Alkaita seconded by Tirri to open the public hearing on Ordinance #6-19-2014.

ROLL CALL

YES: TIRRI, ALMAITA, COSTA

NO: -0-

Frank Menyhardt asked for an explanation of the ordinance.

Mayor Stampono mentioned to keep the ordinance up to date; every year we add and remove.

Motion by Tirri seconded by Alkaita to close the public hearing on Ordinance #6-19-2014.

ROLL CALL

YES: TIRRI, ALMAITA, COSTA

NO: -0-

Motion by Alkaita seconded by Tirri that Ordinance #6-19-2014 be approved and adopted and to authorize the Municipal Clerk to advertise according to law.

ROLL CALL

YES: TIRRI, ALMAITA, COSTA

NO: -0-

Mayor Stampono asked the Borough Engineer to provide cost estimates to resurface smaller secondary roads which have been neglected and is not in the budget for annual paving. Usually rely on Department Of Transportation grants and the County.

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#2014-095 RENEWAL OF LIQUOR LICENSE 2014- IRENE CRUZ.
- RESOLUTION#2014-096 AUTHORIZE THE RENEWAL OF THE ACCESS AGREEMENT WITH OPTIMUM LIGHTPATH.
- RESOLUTION#2014-097 APPROVE AMUSEMENT LICENSE FOR JIMMY GEEZ SPORTS BAR AND GRILL.
- RESOLUTION#2014-098 AUTHORIZE REIMBURSEMENT OF A CERTIFICATE OF OCCUPANCY PERMIT FEE
- RESOLUTION#2014-099 EXTEND DEADLINE FOR AUGUST 1, 2014 TAX BILLS
- RESOLUTION#2014-100 AUTHORIZE REJECTION OF ALL PROPOSALS RECEIVED FOR RECREATION SERVICES
- RESOLUTION#2014-101 AUTHORIZE THE MUNICIPAL CLERK TO ADVERTISE A COMPETITIVE CONTRACTING RFP FOR RECREATION SERVICES.
- RESOLUTION#2014-102 RESOLUTION AUTHORIZING REFUND FOR TAX OVERPAYMENT TO SELECT PORTFOLIO FOR THE FOLLOWING PROPERTY-325 CENTRAL AVE.

Motion by Almaina seconded by Costa to approve.

ROLL CALL

YES: TIRRI, ALMAITA, COSTA

NO: -0-

RESOLUTION #2014-095 LIQUOR LICENSE RENEWALS – JULY 17TH, 2014
TO JUNE 30, 2014

WHEREAS, applications were made in proper form for the liquor license renewals by the licensee for the ensuing fiscal year 2014-2015 to be effective July 17th, 2014; 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 licensees has been received by the Municipal Clerk of the Borough of Haledon; and

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

Irene Cruz 126 Ave. C 1603-33-002-008

RESOLUTION #2014-096 AUTHORIZE THE RENEWAL OF THE ACCESS
AGREEMENT WITH OPTIMUM LIGHTPATH

WHEREAS, the access agreement between the Borough of Haledon and Optimum Lightpath has expired; and

WHEREAS, the Municipal Clerk Allan R. Susen has advised the Governing Body to renew this agreement for the term of August 1, 2014 to July 31, 2017;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that the Municipal Clerk is authorized to execute the agreement renewing the access contract with Optimum Lightpath for the term period mentioned above.

RESOLUTION #2014-097 APPROVE AMUSEMENT GAME LICENSE JULY 15,
2014 TO JULY 14, 2015-JIMMY GEEZ

WHEREAS, Chapter 64 of the Code of the Borough of Haledon requires the licensing of distributors and proprietors for the distributing and operation of amusement game devices in the Borough of Haledon; and

WHEREAS, said license has a one year term from July 15 to July 14 of the proceeding year; and

WHEREAS, the Clerk has obtained updated applications from the distributors and proprietors listed below and found everything to be in order and in compliance with the Borough ordinance;

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Haledon that the distributor and proprietor amusement game device licenses applied for by those individuals and entities listed below are hereby approved and that the Municipal Clerk is hereby authorized to issue license for the license year of July 15, 2014 to July 14, 2015

<u>Licensee</u>	<u>Address</u>	<u>License type</u>	<u>License fee</u>
Jimmy Geez Sports Bar & Grill	436 Belmont NJ, Haledon proprietor		\$50.00

RESOLUTION #2014-98 AUTHORIZE REIMBURSEMENT OF A
CERTIFICATE OF OCCUPANCY PERMIT FEE

BE IT RESOLVED, by the Governing Body of the Borough of Haledon that Hanan Teleb be reimbursed for the Certificate of Occupancy Application fee in the amount of \$50.00 as per Jessica Jimenez, Code Enforcer's recommendation.

RESOLUTION #2014-099 EXTEND DEADLINE FOR AUGUST 1, 2014 TAX
BILLS

WHEREAS, tax bills for the 2014-2015 tax year will be mailed within the next few days; and

WHEREAS, Steve Sanzari, Borough Tax Collector has recommended the Borough extend the deadline for the August 1, 2014 tax due date from August 10 to September 2, 2014; and

WHEREAS, payments not made by the extension date of September 2nd, 2014 will be charged interest back to August 1st.

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, 2014 tax due date is hereby extended to September 2, 2014;

BE IT FURTHER RESOLVED, that tax payments received after September 2nd, 2014 will be charged interest as of August 1, 2013

RESOLUTION #2014-100 AUTHORIZE THE REJECTION OF ALL PROPOSALS
RECEIVED FOR THE PROJECT TITLED
"COMPETITIVE CONTRACT FOR RECREATION
SERVICES IN THE BOROUGH OF HALEDON" AND
AUTHORIZE THE READVERTISEMENT FOR
PROPOSALS FOR THE PROJECT.

WHEREAS, the Borough of Haledon ("Borough") advertised for proposals on May 12, 2014 for Competitive Contracts for Recreation Services; and

WHEREAS, the Borough received one proposal on June 10, 2014 for Recreation Services; and

WHEREAS, the Borough is obligated to ensure that public funds are spent in a responsible manner consistent with the Local Public Contracts Law; and

WHEREAS, the Borough is desirous of establishing a competitive environment for bidders to ensure that public funds are spent responsibly and in accordance with the Local Public Contracts Law; and

WHEREAS, in the present matter the Borough received only one proposal for recreation services and in an effort to ensure a competitive bidding process, the Borough is desirous of rejecting all proposals received and readvertising the project with the intention of obtaining more proposals and ensuring a competitive award process;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Borough of Haledon that it hereby rejects all proposals received on June 10, 2014 for a Competitive Contract for Recreation Services; and

BE IT FURTHER RESOLVED, that the Governing Body is desirous of readvertising the request for competitive contract proposals for recreation services; and

BE IT FURTHER RESOLVED, that the Borough Clerk/Administrator, the Borough Attorney and any design professionals retained by the Borough are hereby directed by the Governing Body to act in accordance with this Resolution.

RESOLUTION #2014-101 AUTHORIZING THE MUNICIPAL CLERK TO
ADVERTISE A COMPETITIVE CONTRACTING RFP
FOR RECREATION SERVICES.

WHEREAS, the Borough of Haledon is authorized pursuant to N.J.S.A. 40A:11-4.1 to request competitive contracting proposals for the operation, management or administration of recreation services; and

WHEREAS, the Governing Body of the Borough of Haledon is desirous of utilizing competitive contracting to request proposals for recreation services; and

WHEREAS, the competitive contracting process shall be administered by the Acting Borough Administrator; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Haledon as follows:

1. The Municipal Clerk is hereby authorized to advertise a Competitive Contracting Request for Proposals in a form approved by the Municipal Attorney; and
2. The Borough Administrator shall administer the competitive contracting process.
3. Proposals shall be evaluated according to criteria categories include the following:
 - a. Qualification and Professional Competence
 - b. Cost
 - c. Experience and references of similar services provided in other communities
 - d. Proposal contains all requested and required information

RESOLUTION #2014-102 RESOLUTION AUTHORIZING REFUND FOR 2014
TAX OVERPAYMENT TO SELECT PORTFOLIO

WHEREAS, the Tax Collector's Office has received a check from the home owner and mortgage company, Select Portfolio for the below listed property and amount recorded below; and

<u>Property/Location</u>	<u>Amount</u>
325 Central Avenue, Block 60, Lot 8	\$ 2,949.58

WHEREAS, Select Portfolio has requested a refund since the homeowner now is responsible party for making payments for the property listed herein, and Tax Office has verified same with the homeowner and;

NOW, THEREFORE BE IT RESOLVED that the Chief Financial Officer/Treasurer issue a check to Select Portfolio, in the amount of \$2,949.58 to refund the overpayment and that the Tax Collector adjust his/her records accordingly.

Motion by Alkaita seconded by Costa to add Resolution 2014-103

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

RESOLUTION #2014-103 REJECT ALL BIDS RECEIVED FOR ROE STREET
ATHLETIC FIELD IMPROVEMENTS AND
AUTHORIZE THE MUNICIPAL CLERK TO RE-
ADVERTISE
Motion by Alkaita seconded by Costa to approve

WHEREAS, bids were received by the Municipal Clerk on July 15, 2014 for the Roe Street Athletic Field Improvements Project; and

WHEREAS, the two bids received were reviewed by Nordan Murphy of the Alaimo Group; and

WHEREAS, the apparent low bid exceeded the project estimate by 66 percent; and

WHEREAS, Mr. Murphy is recommending the Governing Body reject all bids for the following reasons:

- Competition for the project was not adequate
- The low bid is unbalanced, with the unit price for site clearing being 17.4% of the total bid price
- The low bid unit prices are not consistent with the second low bid unit prices
- The low bid was significantly higher than the estimated construction cost
- The low bid amount exceeds the available grant funding for the project

NOW THEREFORE BE IT RESOLVED, based upon the recommendation of Nordan Murphy of the Alaimo Group, the Governing Body of the Borough of Haledon hereby rejects all bids received for the Roe Street Athletic Field Improvements and authorizes the Municipal Clerk to re-advertise.

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

RESOLUTION #2014-104

BILLS LIST – July 17th, 2014
Motion by Costa seconded by Alkaita 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 17TH, 2014 WITH PREPAIDS IS:

CURRENT:	\$1,769,038.50
WATER (MUA):	\$ <u>38,132.64</u>
TOTAL:	\$1,807,171.14

ROLL CALL

YES: TIRRI, ALMAITA, COSTA

NO: -0-

RESOLUTION #7172014

EXECUTIVE SESSION
Motion by: Alkaita Seconded by Costa

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:

- Pending litigation Mercurio vs. Haledon
- Potential litigation regarding Quarry Activity

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: TIRRI, ALMAITA, COSTA, JOHNSON

NO: 0

The Council moved to Executive Session.

Motion by Alkaita seconded by Costa to reopen the public hearing

ROLL CALL

YES: TIRRI, ALMAITA, COSTA

NO: -0-

ADJOURN

Motion by Almaita seconded by Costa to adjourn.

ROLL CALL

YES: TIRRI, ALMAITA, COSTA

NO: -0-

Respectfully submitted:



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