

Minutes of the Reorganization Meeting of the Borough Council at 1:20 P.M. on Sunday, January 6, 2013, in the Council Chamber, Borough of Hillsdale, Hillsdale, New Jersey.

The meeting was called to order by Mayor Max Arnowitz who also led the Salute to the Flag.

Mayor Arnowitz requested the audience to remain standing while Father John Korbelak rendered the Invocation.

Mayor Arnowitz announced "This meeting is for the purpose of conducting the Annual Re-Organization Meeting of the Hillsdale Borough Council on this 6th day of January 2013. Not less than 48 hours prior to this meeting, public notice of this meeting was give to The Ridgewood News, The Record, Pascack Press and Community Life newspapers; a copy was posted on the bulleting board outside of this meeting room, a copy was filed in the office of the Borough Clerk and a copy was posted on the Borough web site.

Please notify the Municipal Clerk for any disability requirements necessary for attendance at Mayor and Council meetings. The Fire Exits are located through the doors to your left. Proceed through the lobby and exit the building either right or left. Please silence all cell phones and pagers.

RECOGNITION OF DIGNITARIES:

Mayor Arnowitz acknowledged the following guests: Assemblywoman Holly Schepisi, District 39; Past Mayors Dennis Deutsch, Al Murphy, Mayor Skip Kelly of Westwood, Police Chief Chip Stalter, Police Captain Mike Niego, Fire Chief Jason Durie, Woodcliff Lake Fire Chief Jared Shapiro, High School Board President Jeff Steinfeld, Judge Donahue, Bergen County Freeholder David Ganz and Bergen County Freeholder Tracy Silna Zur

ADMINISTERING OATH OF OFFICE:

Bergen County Freeholder David Ganz administered the Oath of Office to Councilmember Jason DeGise for the term ending December 31, 2015.

Assemblywoman Holly Schepisi administered the Oath of Office to Councilmember Thomas Kelley for the term ending December 31, 2014.

Bergen County Freeholder Tracy Silna Zur administered the Oath of Office to Councilmember Chrisoula Looes for the term ending December 31, 2013.

The Honorable John Conte, Jr. administered the Oath of Office to Councilmember Lawrence Meyerson for the term ending December 31, 2015.

ROLL CALL OF THE 2013 MUNICIPAL COUNCIL:

Borough Clerk Witkowski called the roll, those present: Mayor Max Arnowitz, Councilmember Jason DeGise, Councilmember Douglas Frank, Councilmember Thomas Kelley, Councilmember Chrisoula Looes and Councilmember Lawrence Meyerson.

STATE OF BOROUGH ADDRERSS 2013:

"I would like to wish everyone a Happy New Year. 2012 was a difficult year for Hillsdale and our county as to storms and national tragedies. Once again Hillsdale responded to the call to help their fellow residents. That is what Hillsdale is all about, coming together and helping each other. All emergency services stepped up to the plate and performed the job they are trained to do at heroic levels and well above the norm. There are way too many individuals and groups to thank today so I will just say Thank You to everyone young and old.

Over the past two and ½ years Hillsdale has been able to establish a strong fiscal foundation that allows us to move into 2013 on a stronger footing. I am please to announce that due to the work of our administrator, the past council and department heads during 2012 the borough is able to move into 2013 with a healthier

financial outlook. Through their attentive purchasing oversight in 2012 the borough was able to replenish the budget surplus shortfall by almost 1 million dollars and still provide the borough residents with the services they have come to expect and provide our employees with the tools they needed to complete their jobs. We have been able to merge some positions within the borough to save tax dollars but without compromising the dependability of the borough. It is imperative that the work of fiscal oversight be continued in 2013 and beyond.

Through the efforts of our Borough Administrator and Engineer Chris Statile we were able to take advantage of numerous grants available at both the county and state level.

In 2012 Hillsdale was able to upgrade the borough hall and fire house. This includes the new handicap accessible podium and new video and audio system here in the council chambers and barrier free bathrooms at the firehouse. Video surveillance and a new flag pole monument were installed in Veteran's Park. A van was purchased for the DPW and funds were received to have a report created for the court merger study. All of this was done without using matching Hillsdale tax dollars. We have also been able to secure funds through the county to replace the Patterson Ave Bridge and repave Washington Avenue in 2013. In 2013 Central Ave and Cross Street will also be repaved with a State Grant received in 2012 (\$193,000) all, once again, without using any matching Hillsdale tax dollars.

Do to a federal mandate (that they did not fund) Hillsdale and all emergency services had to upgrade their communication systems by 1/1/13. Hillsdale was able accomplish the upgrade within the general operating budget and we are ready for the narrow band change over.

In 2012 the expanded town concert series and the annual town day were held at no expense to taxpayers. This was accomplished by the hard work of Marie Hanlon, Pattie Hughes and Elizabeth Ward. I want to thank them for all of their work and I hope we are able to repeat these great programs in 2013 at no expense to the taxpayers.

The difficult task of centralized dispatch vs. in house was finally addressed in 2012. Dispatching has been an on and off discussion for the last 25 years. As you know Hillsdale was able to accomplish its needs by using civilians (vs. police) and keeping dispatching in house thus saving Hillsdale taxpayers over \$300,000 per year and allowing the police station to stay open 24/7. A new garbage contract was negotiated giving Hillsdale a \$1.1 million dollar saving over the life of the contract (5 years).

The union bargaining group contracts are being worked on and we hope to have them completed by mid year. We will also be re-negotiating the Host Community agreement with Waste Management in 2013.

Another field of past and future savings is our debt service. In the past Hillsdale was deficient in paying off the principle on our debt. Since all of our debt was short term (one year) we only had to pay interest and the principle was rolled over. In 2011 Hillsdale took advantage of the low interest rates (1.75%) and bonded all of our debt for 15 years. In 2012 the interest was paid and we also lowered the principle by \$500,000. Presently Hillsdale has the lowest outstanding debt of any surrounding town and in doing this Hillsdale was able to strengthen its credit rating.

All of the areas that I call "foundation of fiscal soundness" must be continued into the future. While the make up of the council has changed, I am sure the accomplishments and growth of the past three years will continue and expand in the future.

We are moving forward with our tax revaluation and will be expecting to implement it when the August tax bills are issued. This should stop the flow of tax dollars due to lost appeals and make to cost of supporting Hillsdale and our schools more equitable.

Hillsdale and River Vale are continuing in our case against the actions of Woodcliff Lake and Montvale to withdraw from Pascack Regional High School. I can assure you that both I and Mayor Blundo of River Vale are steadfast in our desire to fight this to the highest extent required. While the dollar cost to Hillsdale residents is substantial (\$1.2 million plus per year) the impact on education will be monumental. Hillsdale has a superior school system that benefits us when it comes to selling our homes. I also feel we owe our children the best education possible so that they may compete in life. Education is too important and one should not muddle with a system that works so well.

In closing Hillsdale is a great place to live and work. During these hard economic times Hillsdale continues to provide an affordable, safe, clean and enjoyable community to reside in. I would like to say goodbye and thank you to Marie Hanlon, Anthony DeRosa, Mike Giancarlo, and John MacEwen. I would like to welcome the new council members, Larry Meyerson, Jason DeGise, Tom Kelley and Chris Lewis. I am looking forward to working with them to continue to make Hillsdale the great place it is.

COUNCIL REMARKS:

Councilmember DeGise thanked the public for electing him and will work hard. Those he recognized were: Kimberly Hampton Saul, Bob Muller and William Franklin.

Councilmember Looes thanked the residents of Hillsdale who supported and voted for us. She looks forward to working for the residents and is looking forward to working with everyone on Council.

Councilmember Meyerson thanked the Honorable John Conte, Jr. as well as Bergen County Freeholder Ganz and Assemblywoman Shepisi for coming today and swearing us in. He said it is an honor to serve on this Council and to serve the people of Hillsdale. He grew up in Hillsdale in the '50's, took his family back here 21 years ago to raise his children. Hillsdale has a long history of good government and most of you know, he has a long history of public service in many different capacities. He intends to use everything that he has learned to add to what our predecessors have built. He thanked his wife and family for their support and for their future support. He thanked his new follow councilmembers for their incredible support and camaraderie during a long and difficult campaign. He thanked those on the campaign who helped us get elected and thanked the people in Hillsdale for trusting us to serve.

Councilmember Kelley thanked his wife and family for supporting him in this campaign and everyone who helped us get here. He thanked everyone for entrusting him with this responsibility.

Councilmember Frank congratulated the four new members.

NOMINATION AND ELECTION OF COUNCIL PRESIDENT:

Mayor Arnowitz asked for a nomination for Council President for the year 2013. Councilmember Looes nominated Thomas Kelley for Council President, seconded by Councilmember Meyerson.

ROLL CALL VOTE:

Ayes: Councilmembers Kelley, Looes, Meyerson, DeGise and Frank
 Nays: None

Assemblywoman Holly Schepisi administered the Oath of Office to Council President Kelley.

COUNCIL COMMITTEES:

Mayor Arnowitz announced the proposed Council Committees for the year 2013.

Ambulance	Kelley	Looes	Frank
Building/Zoning	DeGise	Looes	Kelley
Business Public Relations	Looes	Meyerson	DeGise
Finance	Meyerson	Frank	DeGise
Fire Department	Looes	Meyerson	Frank
Police Department/OEM	Meyerson	Kelley	Frank
Public Works	DeGise	Kelley	Looes
Real Estate/Open Space	DeGise	Meyerson	Frank
Shared Services	Kelley	Meyerson	Looes

Mayor Arnowitz said the Council Committee appointments are a Mayor's appointment with advice and consent of the Council. He was not conferred with on any of the appointments. The names you see are those that the committee or incoming Council people chose. I will say it is a daunting task to serve as Liaison and he expects and hopes that as they attend the meetings as Liaison, each meeting he expects a report as to what is going on in the various committees especially the schools, Stonybrook. Each

department in Hillsdale is important to the operation of the town and the public has a right to know what is going on and we are the conduits.

Councilmember Frank said he also was not consulted on the assignments but he has no problem with the appointments. His question is we will have a new member that will be appointed to Council shortly and no slots were left open on the Committee assignments for this person. It is a mistake not to have someone serving on Council to at least if it is the third seat on some of these committees.

Mayor Arnowitz said he understands that when the new person is appointed, they will sit down with that individual and discuss what they are interested in and they will make a decision.

Councilmember Meyerson said he believed it was the intention to substitute the new person so that there is ample representation for the new Councilmember.

MOTION

Motion to approve the foregoing Council Committees was made by Councilmember Looes, seconded by Councilmember Meyerson.

ROLL CALL VOTE:

Ayes: Councilmembers Looes, Meyerson, DeGise, Frank and Kelley
Nays: None

FIRE DEPARTMENT OFFICERS:

Mayor Arnowitz read the names of the following 2013 Officers of the Hillsdale Fire Department:

Fire Chief: Jason Durie Deputy Chief: Kathleen LaFrance

<u>Hook & Ladder Company</u> Captain James Domville 1 st Lt. Tom Kelley 2 nd Lt. Bryan Heitmann 3 rd Lt. Jason DeGise	<u>Hose Company</u> Captain Patrick Doody 1 st Lt. Keith Capogna 2 nd Lt. William Stanton 3 rd Lt.
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Mayor Arnowitz read the names of the 2013 Association Officers of the Hillsdale Fire Department:

President	Keith Capogna
Vice-President	George Wodowski
Secretary	Keith I. Durie
Treasurer	Patrick Doody
Assistant Secretary/Treasurer:	William Becker

POLICE DEPARTMENT:

Mayor Arnowitz presented for Council confirmation the following appointments to the Police Department Special Officers, Auxiliary Officers and Police Matrons for the year 2013 as recommended by Police Chief Stalter in his letter of November 28, 2012:

POLICE DEPARTMENT PERSONNEL APPOINTMENTS-2013
AUXILIARY POLICE OFFICERS

Donald Carty	Captain
Richard Hirsch	Lieutenant
Thomas F. Ivancich	Lieutenant
Gary Fichtenbaum	Sergeant
Jonathan Bologra	Patrol Officer
Mike Athineos	Patrol Officer
Thomas Cole	Patrol Officer
Colin Doyle	Patrol Officer
Kevin Garcia	Patrol Officer

Drew Kaplan	Patrol Officer
Christopher Karcich	Patrol Officer
Paul Kochansky	Patrol Officer
Andres Perez	Patrol Officer
Alexandria Vergnes	Patrol Officer
Kimberly Haffler	Patrol Matron

Motion to record was made by Councilmember Meyerson, seconded by Councilmember DeGise.

ROLL CALL VOTE:

Ayes: Councilmembers Meyerson, DeGise, Frank, Kelley and Looes

Nays: None

APPOINTMENT OF BOROUGH PROFESSIONALS:

BOND COUNSEL

Mayor Arnowitz said the rates established are as the rates from last year.

Mayor Arnowitz presented the firm of Carella, Byrne, Cecchi, et al for Bond Counsel for the term expiring December 31, 2013.

Motion to approve was made by Councilmember Kelley, seconded by Councilmember Looes.

ROLL CALL VOTE:

Ayes: Councilmembers DeGise, Frank, Kelley, Looes and Meyerson

Nays: None

BOROUGH ATTORNEY

Mayor Arnowitz presented the name of Eric M. Bernstein & Associates for Borough Attorney for a one (1) year term expiring December 31, 2013.

Motion to approve was made by Councilmember Kelley, seconded by Councilmember Frank.

Councilmember Frank said he reviewed the submissions for Borough Attorney and asked who interviewed this new firm and when did they interview them? Did the interviews include our Borough Clerk and our Borough Administrator who will probably have more to do on a day to day basis with our Borough Attorney than anybody on Council. He asked who met with the firm of Eric M. Bernstein.

Councilmember Meyerson said he met with him.

Councilmember Frank asked if it was he alone.

Councilmember Meyerson said no. Councilmember Kelley and DeGise also met with him.

Councilmember Frank said there are five attorneys, who will be the specific attorney at all the meetings.

Councilmember Meyerson said Mr. Bernstein who is present.

Councilmember Frank asked about the location and familiarity with Pascack Valley. He was not included in any of the interviews or discussions. We had two applicants that have strong ties to the Pascack Valley, Mr. Bernstein's firm is in Warren, New Jersey, in Somerset County, quite a distance from here. Also, has a successful firm that has a number of clients including the County of Bergen as a Labor Attorney and most of the assignments he has with municipal governments are as Labor Attorney. He is concerned that the distance could create a problem with familiarity of the issues, flooding and the like that are existing here in the Pascack Valley. He is surprised that neither the Clerk nor the Borough Administrator were brought in.

Councilmember Kelley said when we were looking at attorneys we wanted one very strong in municipal government. Someone who could help Councilmembers who would learn what we had to do and that is

where Eric was strong. We felt he was the best candidate for the job. We are very privileged to have him as Borough Attorney.

Councilmember Meyerson referred to distance as part of the question. Mr. Bernstein represents several towns in Bergen County and we specifically asked that question and there has never been a problem for him to attend meetings and to handle those towns in Bergen County. The fact that he drives from Warren is a concern that he had, he asked the question and he satisfied him that this is not a problem.

Councilmember Frank had another question and was reluctant to bring it up. He did a google search on Mr. Bernstein and there were a number of articles in google relating to Mr. Bernstein's business in affiliation with adult entertainment/pornography industry and he does not know how much a part of his business that is and would be reluctant not to bring that up because someone might come up and ask at some point in time was that part of the evaluation.

Councilmember Meyerson said we asked that question. As an attorney myself, we don't exactly vouch for our clients and what they do; we represent their interests and he is a first amendment lawyer and he acts that way, as a first amendment lawyer, and one of his clients happens to be a member of the adult industry. He was satisfied.

Councilmember Frank asked if that is a significant portion of his business.

Councilmember Meyerson did not know. It seems that most of what Mr. Bernstein does, 90% of what he does is municipal law and represents several towns in different jurisdictions in the past and present.

ROLL CALL VOTE:

Ayes: Councilmembers Kelley, Looes, Meyerson and DeGise
Nays: Councilmember Frank

Bergen County Freeholder Tracy Silna Zur administered the Oath of Office to Mr. Bernstein.

BOROUGH AUDITOR

Mayor Arnowitz presented the firm of Lerch, Vinci & Higgins, LLP for Borough Auditor for the term expiring December 31, 2013.

Motion to approve was made by Councilmember Kelley, seconded by Councilmember Looes.

ROLL CALL VOTE:

Ayes: Councilmembers Kelley, Looes, Meyerson, DeGise and Frank
Nays: None

Borough Clerk Witkowski administered the Oath of Office to the Borough Auditor Paul Lerch.

LABOR COUNSEL

Mayor Arnowitz presented the firm of Florio, Perrucci, Steinhardt & Fader for Borough Labor Counsel for the term expiring December 31, 2013.

Motion to approve was made by Councilmember Looes, seconded by Councilmember Meyerson.

Councilmember DeGise said this 2012 position was \$75/hour and has been increased to \$95/hour in 2013.

Mayor Arnowitz said what you are saying is the previous labor attorney that we had, Ray Wiss of Westwood was charging us \$75/hour and the rate will now move up to \$95/hour which happens to be the same rate the Borough Attorney receives.

Councilmember Frank said this is a 25% increase. Was this person also interviewed by the incoming Council? Who interviewed?

Councilmember DeGise said he interviewed his firm.

Councilmember Frank asked if it will be one person in particular who will be assigned to Hillsdale?

Councilmember DeGise said it will be Paul Fader.

Councilmember Frank believed his office is in Rochelle Park. Did you consult with our Department Head because we have several critical labor issues that are in process right now that Wiss & Bouregy, PC has been handling for us.

Councilmember DeGise said he did not consult with the active Council. He is privy with issues going on; he did meet with Borough Administrator DeJoseph and the Clerk and the Administrator said that anything ongoing with employees will be the discussion of the new Council. The firm will continue with those cases.

Councilmember Frank said that is a concern as we were in negotiations with bargaining units, we have personnel issues. You are aware that Wiss & Bouregy, PC is democrat.

Councilmember DeGise said we want the best person working for us. The person we appointed as Borough Attorney is Republican.

ROLL CALL VOTE:

Ayes: Councilmembers Looes, Meyerson, DeGise and Kelley

Nays: Councilmember Frank

Mayor Arnowitz said there are some ongoing issues on and we will have to meet with the new incoming firm and then meet with Mr. Wiss's firm and work out details and discuss what is best for Hillsdale to ensure the rights of our employees and taxpayers are taken care of.

PUBLIC DEFENDER:

Mayor Arnowitz presented the name of Jeffrey Steinfeld for Borough Public Defender for the term expiring December 31, 2013.

Motion to approve was made by Councilmember Meyerson, seconded by Councilmember DeGise.

ROLL CALL VOTE:

Ayes: Councilmembers Meyerson, DeGise, Frank, Kelley and Looes

Nays: None

Judge Conte administered the Oath of Office to the Public Defender.

Mayor Arnowitz did check on this appointment whether there would be a conflict with what is going on in the high school and was told no.

RISK MANAGEMENT:

Mayor Arnowitz presented the firm name of BGIA, Business & Government Insurance Agency, for Risk Management for the term expiring December 31, 2013.

Motion to approve was made by Councilmember DeGise, seconded by Councilmember Kelley.

ROLL CALL VOTE:

Ayes: Councilmembers DeGise, Frank, Kelley, Looes and Meyerson

Nays: None

TAX APPEAL COUNSEL:

Mayor Arnowitz stated the firm of DeCotiis represents us in an issue with Woodcliff Lake and the schools and asked if this position would be a conflict. Borough Attorney said no.

Mayor Arnowitz presented the firm of DeCotiis, FitzPatrick & Cole, LLP for Tax appeal Counsel for the term expiring December 31, 2013.

Motion to approve was made by Councilmember Kelley, seconded by Councilmember DeGise.

ROLL CALL VOTE:

Ayes: Councilmembers Frank, Kelley, Looes, Meyerson and DeGise

Nays: None

TAX APPRAISER:

Mayor Arnowitz presented the firm of McNerney & Associates for Tax Appraiser for the term expiring December 31, 2013.

Motion to approve was made by Councilmember Kelley, seconded by Councilmember Looes.

ROLL CALL VOTE:

Ayes: Councilmembers Kelley, Looes, Meyerson, DeGise and Frank

Nays: None

ANNUAL APPOINTMENTS AND DESIGNATIONS TO VARIOUS MUNICIPAL OFFICES:

Mayor Arnowitz presents the names of the following individuals for appointment to the positions indicated for the year 2013:

Assessment Search Officer	Susan Witkowski
Borough Medical Examiners	David Stewart MD, Michael Rutigliano MD, Carol D' Aquino MD
Fire Official	Keith Durie
Land Use Officer	Keith Durie
Police and Fire Chaplains	Rabbi Ruth Zlotnick, Father Bruce Harger
Recycling Coordinator	Keith Durie

Father Bruce Harger now resides in JerseyCity.

Motion to approve was made by Councilmember Looes, seconded by Councilmember Meyerson.

ROLL CALL VOTE:

Ayes: Councilmembers Looes, Meyerson, DeGise, Frank and Kelly

Nays: None

BOARD, COMMISSION, AND TRUSTEE APPOINTMENTS:

Mayor Arnowitz presents the names of the following individuals for appointment to the indicated positions and the specified terms of office.

Mayor Arnowitz said these are names that he is presenting. He understood the incoming Councilmembers have their own list to which he was not privy, and did not have any discussion. He is going forward with his list and they can be approved or denied.

BOARD OF HEALTH: Council Appointment

Barbara DeCaro for the term expiring December 31, 2013.

Motion to approve was made by Councilmember Frank, seconded by Councilmember Kelley.

ROLL CALL VOTE:

Ayes: Councilmembers Meyerson, DeGise, Frank, Kelley and Looes
Nays: None

Dr. Rona Weinberg for the term expiring December 31, 2015.

Motion to approve was made by Councilmember DeGise, seconded by Councilmember Frank.

ROLL CALL VOTE:

Ayes: Councilmembers DeGise, Frank, Kelley, Looes and Meyerson
Nays: None

Ann Deutsch for the term expiring December 31, 2013.

Motion to approve was made by Councilmember Kelley, seconded by Councilmember Frank.

ROLL CALL VOTE:

Ayes: Councilmembers Frank, Kelley, Looes, Meyerson and Degise
Nays: None

Mayor Arnowitz submitted the name of Marie Hanlon for the unexpired term for Rose Bauerle.

Motion to approve was made by Councilmember Frank, no second.

Councilmember Kelley presented the name of Christina Fanelli to the unexpired term ending December 31, 2014, for Rose Bauerle.

Motion to approve was made by Councilmember Kelley, seconded by Councilmember DeGise.

ROLL CALL VOTE:

Ayes: Councilmembers Kelley, Looes, Meyerson, DeGise and Frank
Nays: None

Mayor Arnowitz submitted the name of Constance DeJoseph for the unexpired term for Dr. DiPasquale ending December 31, 2013.

Motion to approve was made by Councilmember Frank, no second.

Councilmember DeGise presented the name of Kimberly Hampton-Saul to the unexpired term ending December 31, 2013 for Dr. DiPasquale.

Motion to approve was made by Councilmember Looes, seconded by Councilmember Meyerson.

ROLL CALL VOTE:

Ayes: Councilmembers Looes, Meyerson, Degise, Frank and Kelley
Nays: None

ENVIRONMENTAL COMMISSION: Mayor Appointment

Mayor Arnowitz presented the names of Stefanie Breuer, 3 year term expiring December 31, 2015; Thomas Weisman, 3 year term expiring December 31, 2015; Jamie Perrone, Alternate #1, 2 year term expiring December 31, 2014.

Motion to record was made by Councilmember Meyerson, seconded by Councilmember DeGise.

ROLL CALL VOTE:

Ayes: Councilmembers Meyerson, DeGise, Frank, Kelley and Looes
Nays: None

FIRE OFFICIAL

Keith Durie for the term expiring December 31, 2013.

Motion to approve was made by Councilmember Kelley, seconded by Councilmember Looes.

ROLL CALL VOTE:

Ayes: Councilmembers Kelley, Looes, Meyerson, DeGise and Frank
Nays: None

GREEN TEAM

Mayor Arnowitz said the terms of the Green Team each expire December 31, 2013.

Mark Becker, Grace Biener, Stafanie Breuer, Jonathan DeJoseph-Administrator, Salley Denbeaux, Michael Giancarlo, Meredith Kates, Michael Lavitol, Cheryl Mercer, Liz Scholl, Aditi Sen, Zach Weinstein, Keith Durie.

Motion to approve the foregoing Green Team members was made by Councilmember Meyerson, seconded by Councilmember Frank.

ROLL CALL VOTE:

Ayes: Councilmembers Frank, Kelley, Looes, Meyerson and DeGise
Nays: None

HISTORIC PRESERVATION COMMITTEE

Mayor Arnowitz said the terms of the Historic Preservation Committee each expire December 31, 2013.

Eric Bongard, Barbara Braun, Lori Bettini, Tracy Glasner, Jerome Miano, Joanne Miano and Peter Hard.

Motion to approve was made by Councilmember Frank, seconded by Councilmember Looes.

ROLL CALL VOTE:

Ayes: Councilmembers Kelley, Looes, Meyerson, DeGise and Frank
Nays: None

LIBRARY TRUSTEES: Mayor Appointment with Advice and Consent

Mayor Arnowitz said these are the Mayor's appointment with the Council's consent.

Borough Attorney said the citizens are appointed by Mayor or Chief Executive Officer so long as they are made in consent with Council. Therefore, these are Mayoral appointments with the consent of the governing body.

Mayor Arnowitz presented the name of Marie Hanlon for the term expiring December 31, 2017.

Motion to approve was made by Councilmember Frank, no second.

Councilmember Kelley motioned to appoint Robert Heylinger, seconded by Councilmember Looes.

ROLL CALL VOTE:

Ayes: Councilmembers Looes, Meyerson, DeGise and Kelley
Nays: Councilmember Frank

Mayor Arnowitz said the Mayor sits on that committee and he has the ability to name someone in his stead. He named Douglas Frank as Alternate.

Motion to record was made by Councilmember Kelley, seconded by Councilmember DeGise.

ROLL CALL VOTE:

Ayes: Councilmembers Looes, Meyerson, DeGise, Frank and Kelley
Nays: None

MEDICAL EXAMINERS:

Mayor Arnowitz said all Medical Examiners are appointed for the term expiring December 31, 2013.

Carol D'Aquino, M.D., Michael Rutigliano, M.D., and David M. Stewart, M.D.

Motion to approve was made by Councilmember Frank, seconded by Councilmember Kelley.

ROLL CALL VOTE:

Ayes: Councilmembers Frank, Kelly, Looes, Meyerson and DeGise
Nays: None

OUR TOWN COMMITTEE: Mayor with Advice and Consent

Mayor Arnowitz presented Robert W. Hewitt, Chairman and Peter Philip, Alternate, for the term expiring December 31, 2013.

Motion to approve was made by Councilmember Kelley, seconded by Councilmember Meyerson.

ROLL CALL VOTE:

Ayes: Councilmembers Meyerson, DeGise, Frank, Kelley and Looes
Nays: None

PLANNING BOARD MEMBER-CLASS III Council Appointment

Mayor Arnowitz requested the Council to nominate a member of the Council to be appointed to the Planning Board as their representative as the Class III Member of the Planning Board for a one (1) year term expiring December 31, 2013.

Motion to appoint Councilmember DeGise as Class III Member of the Planning Board was made by Councilmember Kelley, seconded by Councilmember Meyerson.

ROLL CALL VOTE:

Ayes: Councilmembers DeGise, Frank, Kelley, Looes and Meyerson
Nays: None

PLANNING BOARD: Mayor Appointment

Mayor Arnowitz appointed Meredith Kates, Class II Member, for the term expiring December 31, 2015.
Michael Giancarlo, Class IV Member, for the term expiring December 31, 2016.
Zoltan Horvath, Alternate #2 Member, for the term expiring December 31, 2014.

Motion to record was made by Councilmember Frank, seconded by Councilmember Meyerson.

ROLL CALL VOTE:

Ayes: Councilmembers Frank, Kelley, Looes, Meyerson and DeGise

Nays: None

RECREATION COMMITTEE: Mayor with Advice and Consent

Mayor Arnowitz presented the name of Anthony DeRosa for the term expiring December 31, 2017.

Motion to approve was made by Councilmember Frank, no second.

Councilmember Kelley presented the name of Robert Darcey.

Motion to approve was made by Councilmember Looes, seconded by Councilmember Meyerson.

ROLL CALL VOTE:

Ayes: Councilmembers DeGise, Kelley, Looes and Meyerson

Nays: Councilmember Frank

TEENAGE MEMBERS:

Matt Hausch, term expiring December 31, 2014.

Motion to approve was made by Councilmember Kelley, seconded by Councilmember Looes.

ROLL CALL VOTE:

Ayes: Councilmembers Frank, Kelley, Looes, Meyerson and DeGise

Nays: None

HILLSDALE SWIMMING POOL COMMISSION: Mayor with Advice and Consent

Mayor Arnowitz presented Joan DeRosa for the term expiring December 31, 2015.

Motion to approve was made by Councilmember Frank, no second.

Councilmember Meyerson presented the name of Lee Ann Everett.

Motion to approve was made by Councilmember Looes, seconded by Councilmember Kelley.

ROLL CALL VOTE:

Ayes: Councilmembers Kelley, Looes, Meyerson, DeGise and Frank

Nays: None

Mayor Arnowitz presented John MacEwen for the term expiring December 31, 2015.

Motion by Councilmember Frank, no second.

Councilmember Looes presented the name of Jack O'Hara.

Motion by Councilmember Looes, seconded by Councilmember Kelley.

ROLL CALL VOTE:

Ayes: Councilmembers Meyerson, DeGise, Frank, Kelley and Looes

Nays: None

Mayor presented the name of Ken Smith for the unexpired term ending December 31, 2014.

Motion to approve was made by Councilmember Frank, no second.

Councilmember Looes presented the name of Rosemary Metz.

Motion by Councilmember Looes, seconded by Councilmember Meyerson.

ROLL CALL VOTE:

Ayes: Councilmembers Meyerson, DeGise, Frank, Kelley and Looes

Nays: None

Mayor Arnowitz stated that no further Oaths of Office will be administered at this meeting. However, all appointees are required to subscribe to their Oath of Office before entering upon their duties, and they are therefore asked to present themselves at the office of the Borough Clerk for this purpose on or before Friday, January 11, 2013.

BY-LAWS OF THE BOROUGH COUNCIL:

Mayor Arnowitz proposed the adoption of By-Laws for the Hillsdale Borough Council for the year 2013.

Motion to approve was made by Councilmember DeGise, seconded by Councilmember Kelley.

ROLL CALL VOTE:

Ayes: Councilmembers DeGise, Frank, Kelley, Looes and Meyerson

Nays: None

APPROVAL OF MINUTES:

Approval of the Special Council Meeting of December 27, 2012.

Motion to approve was made by Councilmember DeGise, seconded by Councilmember Kelley.

ROLL CALL VOTE:

Ayes: Councilmembers Frank, Kelley and Looes,

Nays: None

Abstain: Councilmembers DeGise and Meyerson

DISCUSSION

1) Budget Meeting Schedule.

Mayor Arnowitz said we have to establish our budget sessions which is one of the first duties of the council. In the past, the Finance Committee met with the Administrator to work out the schedule and then meet with the Council. The dates the full Council has to be advertised as they are a public meeting. He asked the pleasure of the Council.

Councilmember Meyerson said we will proceed as in the past.

Mayor Arnowitz said we have done this both ways. At one point, the entire Council has to meet with the Department Heads. The Administrator will meet with the Department Heads and they will present their needs, he will review and make recommendations. To be fair, he believed we should have a public meeting so that comments can be made by the public and more importantly, that the entire Council as a group, meets with the Department Heads. Hopefully everyone has reviewed their requests and ask questions and then come to a conclusion.

At the end of the process, the Administrator will provide the tax rate and then you will start cutting.

Councilmember Meyerson asked if the Mayor recommended if they should meet with the Finance Committee first.

Mayor Arnowitz said however you wish to do this. You have a new Finance Committee and he believed they should consult with the Administrator as a committee. It is not a public meeting and at that time you

can be brought up to date where we are currently with the budget, get an idea of the foreseeable problems and concerns and move from there.

Councilmember Meyerson believed it would be beneficial to have the new Auditor present.

Mayor Arnowitz would be in favor of the new Auditor meet with the entire Council. He would like Mr. Bernstein to address the Council as to the rules and regulations once he is cognizant of our By-Laws and possibly if he feels there are items that need to be corrected or anything he might want to change. We have new people that have never done this before. The main thing is to keep us legal; we don't want to do anything wrong or even looks wrong. We have an obligation to the public to be open and fair.

Councilmember Meyerson said an initial meeting with the Finance Committee along with our Auditor is a way to begin.

Mayor Arnowitz suggested that a date be worked out that is amicable with the Auditor and Administrator. Then be prepared at the next meeting to schedule dates to start the budget process which must be advertised.

Councilmember Frank said in the past, we have had the Liaison meet with the Department Heads to review their budget and if they felt they were comfortable with it, then each Department Head would present their budget to the Council and that would be at a public meeting.

Mayor Arnowitz said you can review last year's budget. He said be prepared for the 15th of January where we can have two dates for a future public budget meeting.

Borough Administrator DeJoseph said as a direction, are we looking for a 0% increase, 1%, 3%, 4%.

Mayor Arnowitz did not believe we can come up with a number at this point until you see the needs of the town. We have a 2% CAP to tend with, we have some expenses in 2013 that have to be addressed such as the emergency appropriation for the storm. Any budget should start with no more than a 2% increase and we can strive for a 0% increase. We will go through the entire budget and then go back and start cutting because we are way over the CAP. Our Department Heads are very understanding of the problems that Hillsdale, the state and the country are facing. In the past when money was more available, we got everything done. Now that money is tight, we cut back and at some point, some things must be done. You cannot keep cutting and not produce. We have made some super strides that will help us but the Council will have to decide how much you want. The Chief of Police has needs to maintain a viable department to protect us. He will leave this to the professionals to advise what needs to be done. There are certain things in this town that must be done and if it takes money or a referendum to go over budget, then so be it.

PROFESSIONALS:

Police Chief Stalter had no report. He welcomed the Council and his door is always open. He said with the change in Labor Counsel, we are in the midst of something that may require a decision this week.

Mayor Arnowitz said the Council would agree, he would prefer to continue with Ray Wiss because it is imminent.

Councilmember Meyerson abstained from comment because he has no idea of existing litigation.

Mayor Arnowitz said the new Council should be brought up to date on these items. All the issues on legal matters will be put in Closed Session at the meeting. If you need to know before hand, he advised the Labor Attorney to reach out to the Chief.

Councilmember Meyerson said a decision has to be made very quickly, and he agreed with our Counsel that we have to continue with Mr. Wiss on a case that requires immediate decision making and he is up to speed on it.

Police Chief Stalter said it may be a moot point because Mr. Wiss is reaching out to the subject's Counsel.

PUBLIC COMMENTS:

Mayor Arnowitz opened the meeting to the public.

Alfred J. Murphy, Jr., 5 Cherry Place –

He asked all new members of Council and Professionals to please speak into the microphones. He congratulated all the new members to the Council. The Chaplain for the Police Department, Father Harger, is located in Jersey City. He did not know if he can continue in that role.

Mayor Arnowitz said Pastor Brian is present and we will check with him.

Mr. Murphy (Contd).

He asked the location of BGIA Insurance. Are they in Bergen County?

Eric Bernstein said their office is not in Bergen County but they do have clients in Bergen County.

Mr. Murphy (Contd).

He said citizens should be allowed to sit in on the budget meeting, not participate. We should have the opportunity to comment. It was his past experience that the Council as a whole did the budget and we even spent Saturdays and Sundays doing it. If you are going to run the town, you have to know the budget. It is important that the whole Council participate and that the public be aware of the conversations that are going regarding budget discussions.

Mayor Arnowitz said all of our budget hearings will be public and they will have the opportunity to comment. The only meeting discussed was the initial meeting of the Finance Committee with the Administrator and the Auditor to set the stage.

Sonia Kinzler, 401 D'Ercole Court, Norwood –

She wanted to make a comment about the Borough Administrator, Jonathan DeJoseph. She hopes that he will be staying on for many years; at her many Council meetings she has observed that he is a competent, dedicated. At the beginning he was a rookie but has gained considerable experience, he became known for finding ways to save money, he is persistent and is known for getting grants for the town. He is a life long resident of Hillsdale and knows the town well. He should be seriously considered for the position.

Mayor Arnowitz closed the meeting to the public.

CONSENT AGENDA ~ RESOLUTIONS:

“Consent Agenda items are considered to be routine and will be enacted with a single motion; any items requiring expenditure are supported by a Certification of Availability of funds; any item requiring discussion will be removed from the Consent Agenda; all Consent Agenda items will be reflected in full in the minutes.”

Mayor Arnowitz said we take the items as a whole. If there is something that someone wants to vote on separately or discuss, let him know and it will be removed.

13001 Temporary Budget 2013

WHEREAS, N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2013 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first 30 days of the 2013 fiscal year, and

WHEREAS, the total appropriations in the 2012 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of \$12,107,524, and

WHEREAS, 26.25% of the total appropriations in the 2012 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance in said budget is the sum of \$3,178,225.

WHEREAS, the total appropriations in the Swimming Pool Utility for 2012 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of \$891,903, and

WHEREAS, 26.25% of the total appropriations in the Swimming Pool Utility 2012 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance in said budget is the sum of \$234,125.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Hillsdale, in the County of Bergen, State of New Jersey, that the following appropriations be made and a certified copy of this resolution be transmitted to the Chief Financial Officer for their records:

2013	SALARIES	OTHER	
APPROPRIATIONS	AND WAGES	EXPENSES	TOTAL
CURRENT FUND			
Mayor and Council	\$ -	\$ 2,000.00	\$ 2,000.00
Administrative and Executive	\$ 40,000.00	\$ 26,000.00	\$ 66,000.00
Public Information	\$ -	\$ 2,000.00	\$ 2,000.00
Administration of Finance	\$ 40,000.00	\$ 23,000.00	\$ 63,000.00
Audit Services	\$ -	\$ 20,000.00	\$ 20,000.00
Assessment of Taxes	\$ 12,000.00	\$ 2,000.00	\$ 14,000.00
Collection of Taxes	\$ 16,000.00	\$ 3,500.00	\$ 19,500.00
Clerks Office	\$ 32,000.00	\$ 6,000.00	\$ 38,000.00
Legal & Engineering Services	\$ -	\$ 30,000.00	\$ 30,000.00
Planning Board	\$ -	\$ 10,000.00	\$ 10,000.00
Zoning Official	\$ 3,500.00	\$ 200.00	\$ 3,700.00
Police Department	\$ 860,000.00	\$ 22,000.00	\$ 882,000.00
Fire Department	\$ -	\$ 10,000.00	\$ 10,000.00
Fire Prevention	\$ 17,000.00	\$ 2,500.00	\$ 19,500.00
Aid to Ambulance Squad	\$ -	\$ 9,000.00	\$ 9,000.00
OEM	\$ -	\$ 250.00	\$ 250.00
Road Repair & Maintenance	\$ 200,000.00	\$ 45,000.00	\$ 245,000.00
Stormwater Permit	\$ 25,000.00	\$ 4,000.00	\$ 29,000.00
Public Buildings & Grounds	\$ 30,000.00	\$ 10,000.00	\$ 40,000.00
Train Station	\$ 6,000.00	\$ 2,000.00	\$ 8,000.00
Garbage & Trash	\$ 10,000.00	\$ 190,000.00	\$ 200,000.00
Recycling	\$ -	\$ 2,000.00	\$ 2,000.00
Recycling Tax	\$ -	\$ 2,500.00	\$ 2,500.00
Parks & Playgrounds	\$ 25,000.00	\$ 8,000.00	\$ 33,000.00
Environmental Commission	\$ -	\$ 150.00	\$ 150.00
Insurance			
Employee	\$ -	\$ 435,000.00	\$ 435,000.00
Workers Compensation	\$ -	\$ 50,000.00	\$ 50,000.00
Unemployment Compensation	\$ -	\$ 10,000.00	\$ 10,000.00
Liability	\$ -	\$ 50,000.00	\$ 50,000.00
Board of Health	\$ 18,000.00	\$ 18,000.00	\$ 36,000.00
Animal Fund	\$ -	\$ -	\$ -
Recreation Comm.	\$ 7,000.00	\$ 1,000.00	\$ 8,000.00
Senior Citizens	\$ 8,000.00	\$ 3,000.00	\$ 11,000.00
Celebration of Public Events	\$ -	\$ 1,000.00	\$ 1,000.00
Construction Code Office	\$ 52,000.00	\$ 10,000.00	\$ 62,000.00
Telephone	\$ -	\$ 1,500.00	\$ 1,500.00
Gasoline	\$ -	\$ -	\$ -
Insurance – Employee	\$ -	\$ 12,000.00	\$ 12,000.00

Workers Compensation	\$ -	\$ -	\$ -
Liability	\$ -	\$ -	\$ -
Vehicle Maintenance	\$ -	\$ -	\$ -
Bergen County Utilities Authority	\$ -	\$ 240,000.00	\$ 240,000.00
Social Security	\$ -	\$ 50,000.00	\$ 50,000.00
DCRP	\$ -	\$ 1,000.00	\$ 1,000.00
Vehicle Maintenance	\$ -	\$ 20,000.00	\$ 20,000.00
Utilities – Telephone	\$ -	\$ 12,000.00	\$ 12,000.00
Gasoline	\$ -	\$ 25,000.00	\$ 25,000.00
Fire Hydrants	\$ -	\$ 50,000.00	\$ 50,000.00
Gas & Electric	\$ -	\$ 70,000.00	\$ 70,000.00
Free Public Library	\$ -	\$ 230,000.00	\$ 230,000.00
Public Defender	\$ 1,500.00	\$ -	\$ 1,500.00
Municipal Court	\$ 27,500.00	\$ 10,000.00	\$ 37,500.00
Prosecutor	\$ 4,000.00	\$ -	\$ 4,000.00
Reserve for Tax Appeals		\$ 10,000.00	\$ 10,000.00
Accumulated Absences		\$ -	\$ -
TOTAL TEMPORARY APPROPRIATIONS	\$ 1,434,500.00	\$ 1,741,600.00	\$ 3,176,100.00
<u>OTHER APPROPRIATIONS</u>			
Public Assistance	\$ 5,000.00	\$ 1,000.00	\$ 6,000.00
<u>DEBT SERVICE</u>			
<u>Current Fund</u>			
Principal	\$ -	\$ 435,682.00	\$ 435,682.00
Interest	\$ -	\$ 50,682.00	\$ 50,682.00
2012 Current Fund Debt Service	\$ -	\$ 486,364.00	\$ 486,364.00
<u>Dedicated Swim Pool Utility</u>			
S&W	\$ 107,000.00	\$ -	\$ 107,000.00
O&E	\$ -	\$ 127,000.00	\$ 127,000.00
Total Temporary Swim Club Budget	\$ 107,000.00	\$ 127,000.00	\$ 234,000.00
<u>Capital Outlay</u>	\$ -	\$ 10,000.00	\$ 10,000.00
<u>Debt Service</u>			
Principal	\$ -	\$ 67,607.00	\$ 67,607.00
Interest	\$ -	\$ 7,607.00	\$ 7,607.00
2012 Swim Club Debt Service	\$ -	\$ 75,214.00	\$ 75,214.00
<u>Dedicated Assessment</u>			
<u>Debt Service</u>			
Principal	\$ -	\$ 4,375.00	\$ 4,375.00
Interest	\$ -	\$ 400.00	\$ 400.00
2012 Dedicated Assessment	\$ -	\$ 4,775.00	\$ 4,775.00

13002 Establishment of Interest Rate on Delinquent Taxes

BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale, in the County of Bergen and State of New Jersey, that the rate of interest on delinquent taxes and Borough charges shall not exceed 8% per annum on the first \$1,500 of the delinquency, and 18% per annum on any amount in excess of \$1,500; and

BE IT FURTHER RESOLVED, that a six (6) percent penalty shall be levied on all delinquencies, including interest thereon, in excess of \$10,000 after December 31, 2013;

BE IT FURTHER RESOLVED, that if the Office of the Collector of Taxes is closed on the tenth day of February, May, August or November, then the rate of one thousandth of one percent per annum above described shall be extended to include the first business day thereafter.

13003 Designating Borough Depositories

BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale, in the County of Bergen and State of New Jersey, that the following banks be and they are hereby designated as the official depositories of the Borough of Hillsdale for the fiscal year of 2013: Bank of America, Capital One Bank, Chase Manhattan, Citi Bank, Hudson United Bank, Interchange Bank, TD Bank, Pascack Community Bank, Valley National Bank, Wachovia Bank, and NVE Bank.

BE IT FURTHER RESOLVED, that the signature of the Mayor, Borough Treasurer and, Borough Clerk are hereby authorized as Official Signatories

13004 Re-establishing Annual Petty Cash Funds for Borough Clerk’s Office, Police Department and General Assistance, and Swim Pool Commission.

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county of municipality by application and resolution; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Hillsdale, County of Bergen to establish such a fund as follows:

<u>DEPARTMENT</u>	<u>ASSIGNEE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
Borough Clerk	Susan Witkowski	\$ 200.00	Supplies, postage.
Hillsdale Police Dept.	Elwood Stalter	\$ 200.00	Supplies, hardware, etc.
Detective Bureau	Robert Francaviglia	\$ 200.00	Investigative Expenses.
General Public Assistance maintenance	Katherine E. Elgert	\$ 100.00	Emergency Lodging
Swim Pool Commission	Patricia Hughes	\$ 200.00	Supplies

WHEREAS, the custodian for these funds is Jonathan DeJoseph who is bonded for the amount of \$1,000,000; such custodian shall maintain records for their respective fund in a manner conducive to proper accounting and auditing procedures;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council hereby authorize such action and that two copies of this resolution be filed with the Division of Local Government Services for approval.

13005 Designating Time and Place of Borough Council Meetings for 2013 in Accordance with the Open Public Meetings Act.

BE IT RESOLVED, by the Borough Council that the first and second Tuesday of each month, except for July and August when there will be one meeting per month, in the Municipal Building Council Chambers, 380 Hillsdale Avenue, Hillsdale, NJ, at the hour of 7:30 P.M. be designated as the time and place of Council meetings for the year 2013; and

BE IT FURTHER RESOLVED, by the Borough Council in compliance with the provisions of the Open Public Meeting Act (N.J.S.A. 10:4-6 Et Seq) that:

Section 1. Except as provided by Chapter 4, Section 10:4-12B, all meetings of the Council shall be open to the public at all times.

Section 2. At every meeting, the public may actively participate during the time designated for that purpose in the order of business and the Council may take formal action.

Section 3. The meetings of the Council shall be held on the dates and times set forth in the scheduled annexed hereto and made a part hereof.

Section 4. Within seven (7) days following the adoption of this resolution, a copy shall be posted on a bulletin board accessible to the public at all business hours at or near the entrance to the Council's meeting room and shall remain so posted until replaced with a duly adopted resolution setting forth any revision thereof. A copy shall be mailed or sent by electronic means to two (2) official newspapers.

Section 5. Upon receipt by the Borough Clerk of a written request setting forth the name and address of the person making the request, the Clerk shall send to such person by regular mail, or by electronic means, between the date of such request and December 31st next ensuing, a copy of the meeting schedule referred to in section 3.

13006 Designating Tax Search Officer for 2013

BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale, that Candace Schaefer, Tax Collector, being a duly bonded Official of the Municipality, be and she is hereby designated as Official Tax Search Officer (N.J.S.A. 54:5-11) of the Borough of Hillsdale for the year 2013.

13007 Annual appointment of Green Team Advisory Committee

WHEREAS, the Mayor and Council of the Borough of Hillsdale strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

WHEREAS, the Mayor and Council of the Borough of Hillsdale wishes to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement: and

WHEREAS, in an attempt to focus attention on "Green" issues, the Mayor and Council wishes to re-appoint a Green Team Advisory Committee (GTA); and

WHEREAS, the Mayor and Council of the Borough of Hillsdale wants to begin the process of focusing on "Green" issues by starting with audits of municipality facilities and operations first: and

WHEREAS, solar power, changes to fleet purchasing and maintenance, water quality improvements, and operational changes will all be considered as the Borough moves to do their share to lessen the environmental impact of its operations.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale that we do hereby re-appoint a Green Team Advisory Committee consisting of fifteen members who shall be residents or employees of the Borough of Hillsdale, appointed annually.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Hillsdale that the Mission, Goals and Objectives for the GTA for the year 2013 are established as follows:

MISSION STATEMENT

To identify, prioritize, select and enable sustainability initiatives that will benefit the residents and businesspeople of Hillsdale by:

- Raising community awareness
- Engaging citizen volunteerism
- Maintaining fiscal responsibility, and
- Attaining "Sustainable Jersey" certification

GOALS

1. Education

To create or promote sustainable educational opportunities and outreach programs at a variety of venues and scales in the community targeting citizens from pre-school to seniors.

2. Community

To create or promote initiatives in the community designed to identify and implement best practices in the ways of natural resource protection, waste reduction, energy efficiency and local food production for residents and businesses.

3. Communication

To establish an effective set of communication protocols for information dissemination and to be a vehicle for engaging citizen participation.

4. Promotion

To provide sustainability models at both public and private venues.

OBJECTIVES

- Adopt municipal operations policies designed to improve employee energy efficiency.
- Develop one community based program associated with a season.
- Adopt at least one natural resource protection ordinance.
- Collaborate with other “Green Team” or environmentally relevant organizations within and beyond the Borough.
- Develop environmental programs, fairs, workshops and outreach programs that provide information and practical experience in schools, businesses and the larger community.
- Provide a web presence to update information and receive input on the “Green Team” process.

NOW, THEREFORE BE IT FINALLY RESOLVED, by the Mayor and Council of the Borough of Hillsdale that the following persons are hereby appointed to the GTA for the year ending 2013.

Max Arnowitz	Regular Member	Hillsdale Mayor
Jonathan DeJoseph	Regular Member	Borough Administrator
Mark Becker	Regular Member	Citizen Representative
Michael Giancarlo	Regular Member	Citizen Representative
Grace Beiner	Regular Member	Citizen Representative
Sally Denbeaux	Regular member	Citizen Representative
Michael Lavitol	Regular Member	Citizen Representative
Cheryl Mercer	Regular Member	Citizen Representative
Liz Scholl	Regular Member	Citizen Representative
Aditi Sen	Regular Member	Citizen Representative
Rob Holmes	Regular Member	Citizen Representative
Zach Weinstein	Youth Member	Citizen Representative
Stefanie Breuer	Regular Member	Environmental Commission
Meredith Kates	Regular Member	Environmental Commission
Keith Durie	Regular Member	Hillsdale Superintendent of Public Works
Chris Statile, P.E.	Regular Member	Hillsdale Engineer/Planner

13008 Designating Authorized Drivers of Borough Vehicles.

WHEREAS, by the Borough Council of the Borough of Hillsdale, that the persons named on Schedule A, filed in the Office of the Borough Clerk, being a volunteer firefighter of the Fire Department of the Borough of Hillsdale, are hereby designated and appointed as drivers of fire vehicles of the Fire Department of the Borough of Hillsdale; and

WHEREAS, that in the event of an emergency requiring the driving and operation of any fire vehicle of the Borough of Hillsdale in the absence or disability of any of the aforementioned persons every other firefighter of the Fire Department of the Borough of Hillsdale in good standing and active, be and the same

is hereby authorized and appointed as a driver of said fire vehicle for and during the duration of such emergency and for and during the absence of other disability of the foregoing named persons; and

WHEREAS, by the Borough Council of the Borough of Hillsdale, that the persons named on Schedule B, filed in the office of the Borough Clerk, being a member of the Hillsdale Police Department, including Special Officers and Police Matron, are hereby designated and appointed as drivers of police vehicles of the Police Department of the Borough of Hillsdale; and

WHEREAS, by the Borough Council of the Borough of Hillsdale, that the persons named on Schedule C, filed in the office of the Borough Clerk, being a member of the Hillsdale Department of Public Works, are hereby designated and appointed as drivers of vehicles of the Department of Public Works of the Borough of Hillsdale; and

BE IT RESOLVED, that this resolution may, from time to time hereafter, be amended and supplemented by resolution or resolutions amending or supplementing the schedules filed in the office of the Borough Clerk and that this resolution shall hereupon be effective with respect to the persons named upon such amendatory and supplementary resolutions; and

BE IT FURTHER RESOLVED, that the persons hereinbefore designated as drivers of motor vehicles be instructed that in the event they have been convicted of a motor violation, had their license suspended or revoked, they shall not drive Borough Vehicles and they shall immediately give written notice of said suspension or revocation to the Department Head and the Borough Council of the Borough of Hillsdale; and

NOW, THEREFORE BE IT RESOLVED, said appointments to be for the period commencing as of the date hereof and terminating on December 31st, 2013, and thereafter until their successors shall be appointed and qualify.

13009 Authorizing Assessor to File Tax Appeals

WHEREAS, the Bergen County Tax Board requires a resolution from municipalities within Bergen County authorizing the Tax Assessor and Borough Attorney to file municipal appeals on behalf of the Borough of Hillsdale, and to file corrections and/or stipulations regarding errors in tax assessments with the Bergen County Board of Taxation; and

WHEREAS, the filing of these corrections and/or the signing of these stipulations by the Tax Assessor of the Borough of Hillsdale will relieve the taxpayer from appearing before the Bergen County Board of Taxation; and

WHEREAS, the Assessor should be authorized to file appeals when under certain circumstances the taxpayer fails to provide information to allow a proper assessment to be done;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale that the Tax Assessor and/or Borough Attorney be and are hereby authorized to sign stipulations with the Bergen County Board of Taxation concerning those properties wherein errors are made and to file appeals when appropriate and in the best interest of the Borough of Hillsdale;

BE IT FURTHER RESOLVED, that the Tax Assessor and the Borough Attorney of the Borough of Hillsdale are hereby authorized to file municipal appeals for both procedural and substantive reasons.

13010 Public Agency Compliance Officer for 2013

WHEREAS, in accordance with N.J.A.C. 17:27-3.5 a Public Agency must annually designate an officer to serve as its Public agency Compliance Officer; and

WHEREAS, the Public Agency Compliance Officer is responsible for assuring that no public contract may be awarded nor any monies paid until the contractor has agreed to contract performance which complies with the approved Affirmative Action Plan; and

WHEREAS, it is deemed necessary that the Public Agency (the Borough of Hillsdale) shall designate an officer or employee to serve as Public Agency Compliance Officer (P.A.C.O.), whose name title, business

address, telephone number and fax number shall be forwarded to the State Affirmative Action Office by January 10, of every year; and

WHEREAS, the P.A.C.O. is the liaison official for matters concerning P.L. 1975, c. 127 (N.J.A.C. 17:27) and should have the authority to make the appropriate correction(s) to the Borough of Hillsdale's contracting procedures if required; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Hillsdale hereby appoint Susan Witkowski, RMC, as Public Agency Compliance Officer in the Borough of Hillsdale for the year 2013, and that the Clerk is hereby directed to file a copy of this resolution with the Department of the Treasury, Affirmative Action Office, CN-209, Trenton, New Jersey 08625-0209

13011 Designate Officials Newspapers

BE IT RESOLVED, the Mayor and Council desire to designate the following listed newspapers as official news media for the Borough of Hillsdale:

The Ridgewood News
The Record
Star Ledger
Community Life
Pascack Press

13012 Authorize Chief Financial Officer Authority to Pay Certain Obligations as needed.

WHEREAS, it is the best interest of the Borough of Hillsdale to grant authority to the Chief Financial Officer to pay certain obligations when due and owing prior to the regular payment of bills; and

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale that the Chief Financial Officer be designated to pay the following as needed and is necessary for the orderly operation of the Borough of Hillsdale:

Association Meetings/Educational Sessions/Conference Costs
Bergen County Taxes – Regular & Open Space
Borough Payrolls including Social Security/Medicare
Debt Payments – Bonds, Notes & Loans, Principal & Interest
Gasoline/Diesel Vendors
Board's of Education
Postmaster
Healthcare Reimbursements
Health & Dental Insurance Premiums
Lease Payments (previously authorized)
Life Insurance Premiums
Petty Cash
Purchases Associated with Borough Events (including Recreation)
Sewer Disposal – BCUA
State or County Permit Applications
Utilities

All payment of bills will be formally signed and approved at the next scheduled Council meeting.

13013 Authorize Borough Clerk to re-advertise request for qualifications for certain professional services.

WHEREAS, the Borough of Hillsdale authorized the Borough Clerk to advertise for Request for Qualifications for Professional Services; and

WHEREAS, the RFQs were received on November 28, 2012 at 10:00 a.m.; and

WHEREAS, the Borough of Hillsdale did not receive any proposals for the position of Municipal Prosecutor; and

WHEREAS, the Borough of Hillsdale is requesting proposals for the position of Town Planner.

WHEREAS, the Borough of Hillsdale received proposals for the position of Municipal Engineer, and has chosen to amend the scope of this position, therefore a necessity to re-advertise; and

THEREFORE, BE IT RESOLVED, that the Borough Clerk is hereby authorized to re-advertise Requests for Qualifications as listed:

Municipal Prosecutor
Town Planner
Municipal Engineer
Special Projects Municipal Engineer

13014 Authorize hold over for certain professional services.

WHEREAS, the Borough Council of the Borough of Hillsdale has decided to issue RFQ's for the positions of Municipal Prosecutor, Town Planner, Municipal Engineer and Special Projects Municipal Engineer; and

WHEREAS, it is estimated that the RFQ process will not be completed until end of February 2013; and

WHEREAS, the Borough will require the services of said professionals until the RFQ process is complete and appointments are made; and

NOW, THEREFORE, BE IT RESOLVED, that the following professional(s) shall continue to serve the Borough of Hillsdale in the position of Municipal Engineer, and Dennis Harraka as hold over's until March 5, 2013 unless the RFQ process requires additional time in which case they shall serve month to month:

Christopher P. Statile, P.A. – Municipal Engineer
Dennis Harraka – Municipal Prosecutor
Wiss & Bouregy, PC (two Police matters through March 31, 2013)

13015 Authorizing the Award of a Fair and Open Contract for Borough Attorney

WHEREAS, the Borough of Hillsdale has a need to retain a Borough Attorney as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, funds will be available by way of budget and bond ordinances to compensate said Engineer; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the "New Jersey Local Unit Pay to Play Law" that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the "fair and open" process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that Eric Bernstein of Eric M. Bernstein & Associates, LLC will be the most advantageous to the Borough; and

WHEREAS, Eric M. Bernstein has completed and submitted a "Contribution Statement by Professional Business Entity" as required by Hillsdale Borough Ordinance No. 04-14, entitled, "An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts"; and Ordinance No. 11-19 "Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements"

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Eric Bernstein at the rate of \$95.00 per hour, and paralegal services at the rate of \$60.00 per hour.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Eric Bernstein as Borough Attorney through December 31, 2013.

13016 Authorizing the Award of a Fair and Open Contract for Borough Auditor

WHEREAS, the Borough of Hillsdale has a need to retain a Borough Auditor as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, funds will be available by way of budget and bond ordinances to compensate said Auditor; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that the firm of Lerch, Vinci & Higgins, LLP will be the most advantageous to the Borough; and

WHEREAS, the firm of Lerch, Vinci & Higgins, LLP has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Lerch, Vinci & Higgins, LLP, rates per the engagement letter of January 2, 2013; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of Lerch, Vinci & Higgins, LLP through December 31, 2013.

13017 Authorizing the Award of a Fair and Open Contractor for Borough Appraiser

WHEREAS, the Borough of Hillsdale has a need to retain a Borough Appraiser as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, funds will be available by way of budget and bond ordinances to compensate said Appraiser; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that the firm of McNerney & Associates, Inc. will be the most advantageous to the Borough; and

WHEREAS, the firm of McNerney & Associates, Inc. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with McNerney & Associates, Inc., rates per their proposal of January 3, 2013; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of McNerney & Associates, Inc. through December 31, 2013.

13018 Authorizing the Award of a Fair and Open Contract for Risk Management Insurance Consultant.

WHEREAS, the Borough of Hillsdale has a need to retain a Risk Management Insurance Consultant as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, funds will be available by way of budget and bond ordinances to compensate said consultant; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that the firm of Business & Governmental Insurance Agency (BGIA) will be the most advantageous to the Borough; and

WHEREAS, the firm of BGIA has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with BGIA, rates per JIF , and separate fee, five per cent (5%) of JIF or other insurance cost per the proposal of January 3, 2013; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of BGIA through December 31, 2013.

13019 Authorizing the Award of a Fair and Open Contract for Attorney for Tax Appeals

WHEREAS, the Borough of Hillsdale has a need to retain An Attorney for Tax Appeals as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, funds will be available by way of budget and bond ordinances to compensate said Attorney; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that the firm of DeCotiis, FitzPatrick & Cole, LLP will be the most advantageous to the Borough; and

WHEREAS, the firm of DeCotiis, FitzPatrick & Cole, LLP has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with DeCotiis, FitzPatrick & Cole, LLP at the rate of 95.00 per hour and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of DeCotiis, FitzPatrick & Cole, LLP through December 31, 2013

13020 Authorizing the Award of a Fair and Open Contract for Borough Public Defender

WHEREAS, the Borough of Hillsdale has a need to retain a Public Defender as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, funds will be available by way of budget and bond ordinances to compensate said Public Defender; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that Jeffrey B. Steinfeld, P.C. will be the most advantageous to the Borough; and

WHEREAS, Jeffrey B. Steinfeld, P.C. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Jeffrey B. Steinfeld, P.C. at the rate per 2013 salary ordinance, and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Jeffrey B. Steinfeld, P.C. through December 31, 2013.

13021 Authorizing the Award of a Fair and Open Contract for Borough Bond Counsel

WHEREAS, the Borough of Hillsdale has a need to retain a Bond Counsel as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, funds will be available by way of budget and bond ordinances to compensate said Bond Counsel; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that the firm of Carella , Byrne, Cecchi, Olstein, Brody & Agnello, P.C. will be the most advantageous to the Borough; and

WHEREAS, the firm of Carella , Byrne, Cecchi, Olstein, Brody & Agnello, P.C. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract per the proposal minus \$1,500. for our approving opinion dated January 3, 2013, and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Carella , Byrne, Cecchi, Olstein, Brody & Agnello, P.C. through December 31, 2013.

13022 Authorizing the Award of a Fair and Open Contract for Borough Labor Attorney.

Councilmember Frank requested removal of 13022 from the Consent Agenda.

Motion to approve the foregoing Consent Agenda, with exception to R13022, was made by Councilmember DeGise, seconded by Councilmember Meyerson.

ROLL CALL VOTE:

Ayes: Councilmembers Kelley, Looes, Meyerson, Frank and DeGise

Nays: None

13022 Authorizing the Award of a Fair and Open Contract for Borough Labor Attorney

Motion to approve was made by Councilmember Frank, seconded by Councilmember Looes.

Councilmember Frank said he is not a politician and when he sees us changing and as Mr. Murphy said, to the victor goes the spoils. In business we would not get rid of somebody unless they weren't doing a good job. We are just making wholesale changes. He has been on Council for 2-1/2 years he has seen one position changed and it was done for political reasons. The rest remained the same because they were doing a good job. It is his understanding that our Labor Counsel has been our Labor Counsel for over 20 years, during both Democratic and Republican administrations. He worked him during the last year and especially when he was filling in the Borough Administrator job and they do an excellent job. My point of bring this out, and I could have pulled out any one of these contracts, is to say no wonder people get disappointed with politics. When people just make wholesale changes because there was an election, and they can, I get it that there is a change in the control of Council. I get it, I understand, I can live with it, but when you just go and make wholesale changes without appreciation whether some of these firms whether it be our risk manager or our labor attorney who has been very deeply involved in some of the issues in town and has been doing it for a lot of years; our labor attorney has done our employee handbook, contract negotiations and we are just throwing that aside and I haven't heard a single good reason to do it, not one good reason, other than that you have control. I get it. So my comment is it is just amazing to me this is the kind of things in politics, whether it be in Washington or Trenton or in Hillsdale, I think discourages a lot of people in warming up to what the end result in politics is. For that reason I pulled this one out, it could have been any one, it seems a little bit unseemly to do every single professional all at one fell swoop when it hasn't been done in the past with changes in government. That is all I have to say.

Councilmember Kelley said in content of looking at this and throwing everybody out I am sorry, it is borderline ridiculous. We looked at it professionally, looked at what we thought the borough needed, interviewed, asked people and we did what we thought was best for the borough, not for us, not for anybody who worked for us, not anybody who helped us, we did what we thought was best for the borough. This political talk of all of the sudden everything we do is politics. When the administration came in last year boards were thrown out, perfectly good volunteers who were doing work over 20 years and were tossed, goodbye, no thank you. More than one, Recreation members, Planning Board members, the list goes on, certain professionals. So this isn't something that is new, it has happened for years. So instead of we are doing this, it is not fair and it is not true. It happened in the past and what we did we did what is best for the borough.

Councilmember Frank said it happened in the past perhaps on volunteers, not on professional appointments.

Councilmember Kelley asked if the judge was fired last year.

Councilmember Frank said that is the one I referred to.

Councilmember Meyerson said he would like to comment on Councilmember Frank's comments. Something extraordinary happened this year, four seats changed from one to another, wholesale change voted on by the people of Hillsdale. We heard that and the message was make a change. We sent out requests for quotations, requests for proposals, RFQ's every year which we are required to do for our professionals, every single year. And the whole idea is to look at incoming information and to choose the best professional for Hillsdale. It was taken into consideration as to the experience that had towards Hillsdale for every one of these positions and we chose what we thought was the best for this borough as Councilmember Kelley just said. Keep in mind that the people voted for change so we effected that change. The people that we placed in here are very, very well respected, very well known in the profession. I don't want to get into a situation where we compare Paul Fader with Wiss and I think you may find Ray Wiss to be a very good labor attorney but so is Paul Fader. I can go into his credentials and tell you he was counsel to the governor and go down his list. His firm is very well known as labor counsel and I think he will serve the Borough of Hillsdale well. Keeping in mind that the people voted for change and we are effecting that change.

Councilmember Frank said he accepts that they voted for change on the Council but I am not sure that projected down to the professionals but I recognize your comments.

WHEREAS, the Borough of Hillsdale has a need to retain a Labor Counsel as a Fair and Open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, funds will be available by way of budget and bond ordinances to compensate said Labor Counsel; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. commonly known as the “New Jersey Local Unit Pay to Play Law” that took effect on January 1, 2006; and

WHEREAS, the Borough has fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, the Borough Council has determined that the firm of Florio Perrucci Steinhardt & Fader, LLC will be the most advantageous to the Borough; and

WHEREAS, the firm of Florio Perrucci Steinhardt & Fader, LLC has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with the firm of Florio Perrucci Steinhardt & Fader, LLC at the rate of \$95.00 per hour, and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Florio Perrucci Steinhardt & Fader, LLC through December 31, 2013.

Mayor Arnowitz said the motion was already made.

ROLL CALL VOTE:

Ayes: Councilmembers DeGise, Kelley, Looes and Meyerson

Nays: Councilmember Frank

GENERAL PUBLIC HEARING:

Mayor Arnowitz opened the meeting to the public and invited comment from the audience.

Councilmember Meyerson asked do we typically open he meeting twice to the public.

Mayor Arnowitz said there is a question in the law that was brought to my attention at Planning Board that the law says you are supposed to open it twice. That is one of the things I want to check with our new attorney. Our old attorney said no, Planning Board said yes, and if you say no, I will stay with just one.

Borough Attorney Bernstein said the requirement under the Public Meetings Act is that there be one public portion per meeting.

Mayor Arnowitz said if no one complains and the attorney agrees, then he will leave it at one as the way it always has been.

COUNCIL COMMENTS

Councilmember Frank looks forward to working with the new council members and I believe we will find a lot more places to work together than not work together. It is not up to me, I am outnumbered quite a bit. He would like to comment on the Mayor’s comments on the State of the Borough in terms of trajectory. We have done a lot of heavy lifting in the last year, some of it cost us the election because we were willing to take on some very difficult topics like dispatch and others. I am sure that didn’t help us but we have made a lot of progress and he enumerated a lot of the savings that has been done. When I came on Council

I had really one interest and I continued to have one interest, I am not here to help Recreation grow or the Fire Department to grow or any other portion of the borough. I am here to make sure that we are fiscally responsible, my background in business is running operations and being fiscally responsible, always reducing costs and improving service at the same time. I think that has happened in the last year. But it needs to continue, we can't lose sight of what we have been doing. 2013 despite the fact that we see some good estimates of replenishing surplus at the end of 2012, 2013 will be a difficult year. That leads to the finance issues and the bottom line is what do we do with taxes. My belief is property taxes, and we all have friends in other states and other parts of the country that laugh at us when we tell them what we pay in property taxes in New Jersey and a lot goes to the schools. On the municipal side we have the responsibility to be fair. Property taxes are a flat tax, no increase in percentage for a two million dollar house vs. a hundred thousand dollar house. The same percentage is applied against valuation, unlike income taxes. So as we raise taxes, we disproportionately hurt those at the lower end and it could be seniors or those who are struggling. As we put together the budget, I will continue to keep an eye on anything that is being done that will remove us from the trajectory we started to get the finances squared away and get Hillsdale surplus back up to where it needs to be which it will be soon and continue to find ways for us to provide the same level of services at a lower cost. Again welcome and I do look forward to working with you, you all obviously have the best interests for Hillsdale as we all do and I am sure we will find common ground.

Councilmember Kelley said we had a nasty accident on Hillsdale Avenue last week and said the Fire Department, Ambulance Corps, local paramedics, Police Department did a wonderful job. It was a bad hit and thanked all the services for the job they did. Despite comments, he wanted to thank the new professionals for coming aboard and helping the Borough. Considering what Hillsdale pays professionals, we are below what other municipalities pay and we negotiated with them at 2012 rates.

Councilmember DeGise acknowledged that Councilmember Frank worked hard on finances. The four new councilmembers are not against senior citizens, are not cutting senior programs; we plan to attend their programs as they are a vital part of this community. We are here for you, we are approachable and we are here to work for the community as a whole with the senior group included.

Councilmember Looes attended the Ryan Simpson Eagle Scout ceremony as her first official function as Councilmember. She was thankful for the opportunity to represent Hillsdale. She attended the Fire Department induction, it was great to see the volunteers, the room was packed, honoring the residents of Hillsdale who volunteer their time to protect us. She is approachable to the residents and look forward to working for the residents.

Councilmember Meyerson thanked Councilmember Frank in his new capacity to keeping the rest of us on our toes and we will probably have a commission on that. He thanked Sue Witkowski because throughout this entire election cycle for her non-partisan way of handling us all has been greatly appreciated. He said the Police, Fire, Volunteers do a great job; Rec people and coaches do a great job and he appreciates everything. He also went to the Fire Department induction and their dedication is incredible. The Newtown shooting was difficult for all of us; there is an organization that Mayor Bloomberg has called Mayors against illegal guns. He will introduce to the Mayor someone who works for that organization to talk about the possibility of Hillsdale either joining or some kind of relationship with the organization. This organization is something we should take a look at.

Borough Attorney Bernstein thanked the governing body and is looking to working with them.

Borough Administrator DeJoseph thanked the new Councilmembers and said there is a lot of work to be done. A lot has been accomplished in the past three years and hopefully we will keep moving forward and work together.

Mayor Arnowitz congratulated the new Council people and does recognize the change. The public spoke, the election is over, it is time to move forward. He was disappointed that he wasn't conferred on the appointments; he referred to Marie Hanlon who gave so much service to this community and the fact that the Board of Health and the Library requested her specifically because of the time she put in, she could have been appointed. That is the system, Marie understands and I understand. He advised Councilmember DeGise that there is a Planning Board meeting Wednesday, he will not be present because he will attend a Mayor's meeting that night. He asked each of the department liaisons reach out to their departments to find out their schedules and meet with them appropriately. He said he expects at each meeting a report so that he and the public know what is going on. Councilmember Meyerson took on both schools.

Councilmember Meyerson said his biggest interest is the high school because of a number of issues. He is a place holder in regard to the second schools and the position the new Councilmember, whoever he is, might take that position.

Mayor Arnowitz said the high school is so important.

Councilmember Meyerson said this started when he was President of the school board and he is involved in how that began and the issues and the previous cases that have been decided in this area. He knows the attorneys involved and he wants to be a part of it. It is essential to Hillsdale, River Vale, Woodcliff Lake and Montvale. Hillsdale voted on this issue and voted to keep things exactly the way they are, it is a great system and ought to be kept that way. It is my intention to be involved all the way down the line.

Mayor Arnowitz told Councilmember Kelley that he is the liaison for the Ambulance Corps and work out the issues that we had with the generator during Sandy. If they don't want to participate, bring back to us what we need to do. The Methodist Church trustees said they would like to obtain a generator for evacuations. They have to adhere to the requirements that installing a generator need to be brought up to speed.

He said goodbye to Marie Hanlon who served Hillsdale a very long time. She will still be involved with our seniors. When he came on Council the senior programs were virtually non-existent and she really did so much. He said Chris Statile brought 40 years of experience to the Borough as engineer, he obtained a lot of grants and got a lot of things done. He hopes the new engineering firm continues in his footsteps.

The next meeting is January 15th starting at 7:30 p.m. in the Council Chamber

BENEDICTION

Pastor Brian Neville rendered the Benediction.

ADJOURNMENT 3:27PM

A motion to adjourn was made by Councilmember Frank, seconded by Councilmember Looes, and unanimously carried.

1-6-13

Susan Witkowski
Municipal Clerk

APPROVED AS PRESENTED

Susan Witkowski
Municipal Clerk