

Minutes of a Council Meeting of the Borough of Hillsdale held at 7:30 PM on Tuesday, November 1, 2016, in the Council Chamber, Borough of Hillsdale, New Jersey.

The meeting was called to order by Mayor Frank who led the Salute to the Flag.

OPEN PUBLIC MEETING STATEMENT:

This is a meeting of the Hillsdale Borough Council on this 1st day of November, 2016. Notice of the time and place of this meeting has been provided to The Ridgewood News, Pascack Press, The Record and Community Life; a copy was posted on the bulletin board outside of this meeting room and provided to any interested parties.

Please notify the Acting Municipal Clerk for any disability requirements necessary for attendance at Mayor and Council meetings. The fire exits are located through the double doors to your left. Please silence all cell phones and pagers.

ROLL CALL:

Council Members DeRosa, Karcich, Looes, Lundy, Ruocco, Council President Pizzella
(Mayor Frank, Borough Attorney Madaio, CMFO Jonathan DeJoseph, Acting Borough Clerk Kohan)

APPOINTMENTS:

OATH OF OFFICE:

PROCLAMATIONS:

PRESENTATIONS:

Presented by Gail Mangold – Hills/Valley Coalition

Ms. Mangold said we are here tonight to present information on the Hills Valley Coalition in honor of the Town of Montvale, New Jersey. We are here to tell you a little bit about the Coalition, the fine endeavors and get started on fabrication. In our audience there are a couple of people that are part of our organization. The Hills/Valley Coalition coordinates all the four towns to provide a stigma environment that is substance free for the families in the environment of Hillsdale, River Vale, Woodcliff Lake and Montvale. We are a grass roots organization and we have been in business for 18 years to coordinate all the police chiefs, the Mayors, to come up with a coalition. The Coalition is made up of all different types of people in our organization; we have our help providers and myself as a school educator, our principals in our schools participate, our providers in the community law enforcement and business leaders. All of us together try to get someone from each facet of the community to participate as part of the Coalition. Our work force is actually doubled and tripled because of unification of the four towns.

The mission of the Coalition is to inform and educate about free mental health and also to provide a safe community for our kids. It is about informing our families about educating them of the dangers that are out there and doing it in a variety of ways. Around the table of our quarterly meetings are our municipal leaders, school educators, parents of the community and everybody has a voice. It is an all hands on project for everything we do. We have students who sit there with school officials and everyone coming together to help us with our one goal which is to create substance abuse free community for our kids. Our objective is to promote a safe home and a safe community by reducing incidents of underage drinking, increase awareness of liability laws, we want to provide education about prevention and resources for our families and it is really unifying our community in all effort to reach our teens and help them make better choices. How we accomplish our goal is really constant contact. Twice a year we do a newsletter, you probably all get it in your mailbox at home, if not, we put you on a mailing list. In our newsletter is information about pertinent issues that are going on; right now our theme is going to be about marijuana so our newsletters will be having all of the articles geared towards it and educating our parents; we do email blasts all the time, we hold quarterly community meetings and try to work with PTO's and all of the school organizations to disseminate all of our information. We try to have constant contact so they are aware of who we are and we are a resource for them.

In order to accomplish our goals we have to have a little financial support so first through the municipal alliance grant but again, we combine the four towns so that we can share some of the resources for the projects that we do. The grant identifies all these factors in order for each town to receive their approximate \$9500 yearly for prevention activities for the communities. This is not just for school aged children, this is for very young to the elderly. Strategic goals must be developed to address our communities needs and issues and so we work together to figure out our needs. There are specific guidelines we must follow in order to get that money. One example is looking at the community of the Pascack Valley Regional area for our environmental risk factors, there are things like teenage norms in regard to alcohol, tobacco, drugs, the availability of alcohol, tobacco, drugs in our communities, there is an early onset of use so we watch for that for the prevention of that in our communities and in our schools that we are trying to help raise our awareness early on. Also, looking at liability laws that affect parents; the juvenile drug and alcohol arrests that we work very closely with our law enforcement officers who attend the meetings to be able to tell us what is going on, understand what is happening in our communities and our policies in the schools to try to combat that within the schools. We intervene with identification and for students who come to school under the influence we send them out for treatment.

We have three high school age children that are involved with nurses and they have come together with their own projects as a part of combating and coming together with mental health projects. Sometimes there are other projects that other people are working on in the community so we are starting to pool our resources. People have reached out to us about stigma free which is later in the program and we are trying to raise that awareness and at time disseminate information. There is municipal alliance money available for schools to use that money. They decided to have a T shirt contest and with that was the drug and alcohol theme and they were wearing them and did a car wash and donated \$420 to the Coalition in good faith. We also do posters and in the schools there is cooperation from both sides. Each spring we do a major program and listed behind me are some of the topics. We have a mental health fair where families are invited to come in and talk to members about health facilities, get information, get pamphlets; we always serve refreshments and each year the number of people attending is more and more. Our mental fair is actually a place where people are free to speak to the mental health advisor; law enforcement usually has a table. Then we have our presentation which typically has speakers, last year we had an alumni recovery and then we have our main speaker and do a Q and A. Last year it was on anxiety and this year we are going to be addressing marijuana and is scheduled for May 3 and in March and April we will have our signs all over. We work throughout the towns, we don't just keep it to ourselves and it is something we do share. The more people are aware of us the stronger we become and that is why we try to stay in touch as much as possible.

Then there are our law enforcement partners; with law enforcement we invite our law enforcement partners to participate in the Coalition and actually some of our Chiefs have been a part of our organization since its conception. We always give special thanks to our officers for contributions they make because they are such a vital part of what we do. They help us with basically different programs, there was the DARE Program or special program that provided DUI and held at Hills. There are programs where officers come into the schools for a variety of different reasons, texting while driving, drinking and driving, so forth. A program was put together by Officer Foley and he invited all of our officers so we had representation from all four towns and officers with canine unit. With vision goggles and golf carts from the River Vale Country Club the students had an experience of what it would be like to drink and drive; it gets the point across. The point was driven home with our SRO's as well as our officers by showing what it would be like, some never having experienced what it would feel like driving and driving the point home why drinking and driving or any kind of detoxification would feel like. All of our officers have been involved in the prescription drop box and having one in each town and Hillsdale has their drop off box. We have students involved in all the different events and we always have student volunteers and that is part of what makes our program such a success. The more kids we get involved the more we like it. In our homes we want to be sure our teenager coming to a house will not be served drugs or alcohol. This is a Good Samaritan kind of good faith pledge we ask families to take so that we can have other families share the same values and the same philosophy. It is about an attitude, creating that community of like mindedness and that is what we are trying to do. Having kids drinking in your house is not the answer; you are still condoning underage drinking. We talk about that at each of our programs and really try to have families buy into. We do our brochures and directories educating families what to do, what are the options. Each town in the county knows the stigma free initiative and requested to promote that activity and as different groups go interested, instead of starting a new task force why not join forces; come under the umbrella because it comes completely in line with our goal. We went ahead and regionalized our goal and this is spreading across the state. We have had some wonderful success with this initiative; the initiative is trying to train our community and we train guidance and special services staff and two groups with students to see how that would work and our people are busy getting this rotating through the state, we already have our program.

As mentioned earlier, we do two newsletters a year and this year it will be about marijuana; we will also do a book review so parents have an option to read and perhaps buy the book. We are working with families and

educating them and that is where our efforts have to be. On the website we have resources available and we have a program coming up like the stigma free mental health and it will be posted on the website. Our leadership structure is we are non-profit, we have been doing this for a while and it was time to become independent. There are two coordinating leaders of the Coalition so the organization has a Vice-President, Treasurer, Recording Secretary. We have four committee members that are all the facets of the community; with leadership, our role we are coordinating leaders, we have committee leaders for various committees on the Coalition and trying to collaborate the things we have done. We do all behind the scenes work; we have a lot of volunteers. We appreciate all of their assistance. We go to each municipal government to have this conversation and share what we have been up to; it takes a lot of time and energy to keep all of this moving. Our goal is ongoing with strategic planning regarding our mission assessing the needs of the community, what we are addressing, are we hitting the target. We want to maintain what we have accomplished and assessing if we are moving in the right direction for 2017.

The Municipal Alliance funds go into programming for bringing intervention into the community and we ask to keep the initiative going and for each town to dedicate \$2500 per town instead of having individual municipal alliances to keep us as one Coalition. We are asking for municipal alliance to have a representative that fits with us on the committee. We are well taken care of here in Hillsdale and each town has done that; we want people to be part of the Coalition in order to \$9500; you have to sit on the committee. You have to have a public meeting four times a year and subcommittees in between to help us with our projects. The Borough Council is invited to participate with us and thanked them for our support and hope to have a continued partnership as we go forward with our endeavors.

Mayor Frank said there is a lot to this; how early do you start in the schools, DARE is in the 5th grade. Where do you start in the elementary schools?

Ms. Mangold said start with prevention efforts in elementary school, with drug and alcohol messages. With sigma free we try to raise awareness and with children a simple concept. We start at that age and all the way through high school and at Pascack Valley we are sometimes dealing with more complex issues at the high school level. In our communities there were seven students who got killed lost to opioid addiction in last six years; in this area we lost about the same number of students. Usually young adults that started in their youth and never stopped and progression is something we are working very hard with and the Prosecutor's office is working with as well. We rely on treatment people to help deal with substance abuse issues we are facing. Two years ago we did a program early in September in the middle school and started to talk to the kids about it and also the families and the school counsellors asked if we could bring that back. We will start to do that every fall in the middle schools; we were surprised at the turn out.

Councilmember DeRosa said it seems you have all the traditional forms of communication covered and you have a website as well. Do you have social media outlets?

Ms. Mangold said we are working on that. We have a face book page but not doing well keeping it updated. Officer Foley helps us with that but the face book pages is updated thanks to Officer Foley. Someone stepped forward to assist us with technology because we have our limits so we are looking for volunteers to assist us with that; face book, tweeting. We do a major publicity via newspapers. We email students; we send to the Superintendents and they send it out and we send our newsletter to 4000 families. We focus on 6 through 12 for the newsletter, over 4000 families. We are establishing a sigma free face book that will help us link with other towns that are using the same initiative and get the word out on any kind of activities.

Mayor Frank thanked Ms. Mangold for the presentation and for all the Coalition does.

INITIAL PUBLIC COMMENT (Time limited, new topics only, one speaker per topic):

Mayor Frank said this is the initial public comment, time limited, new topics only, one speaker per topic, anyone wishing to address the Council come to the podium, giving your name and address. Seeing no one, he closed this to the public.

APPROVAL OF MINUTES:

PROFESSIONALS REPORT/MONTHLY DEPARTMENT HEAD REPORTS:

(The following correspondence on file in Borough Clerks Office)

COMMITTEE REPORTS:

Councilman - Anthony DeRosa
Councilman - Scott Karcich
Councilwoman - Chris Looes
Councilwoman - Abby Lundy
Council President - Frank Pizzella
Councilman - John Ruocco

Chief Robert Francaviglia said during the month of October we had 93 dispatching shifts all covered with non-contract personnel with no overtime. There were 217 motor vehicle stops, 220 summonses issued as well as 9 criminal arrests. This month we had the Clydesdale Event which was unprecedented and very well attended. He and Councilmember Ruocco attended and judged the doggie show at Sapienza Gardens. He thanked the Mayor and Council for supporting the blue and red line which signifies police and fire and on Washington Avenue a green line within the roadway which signifies Ambulance Corps. He thanked everyone for their support. On November 13 from 11 AM to 1 PM at Star Bucks we will be hosting our annual Coffee with a Cop. Residents meet with a police officer and talk about community activities, etc. This month of November police officers will have a little straggly beard and it is called No Shave November for cancer research. Their goal is to raise \$5000 and they are half way there already, it just started. If you want to donate to this worthy cause go to the Hillsdale Police face book page and you can see that site and you can donate there.

Mayor Frank said last Wednesday you received a AAA Traffic Safety Award from Triple A North Jersey and it is greatly appreciated. Traffic and pedestrian safety is critical and becoming more important in all towns.

Borough Engineer Statile said he has completed most of the contracts for Hillsdale Avenue. Work on Hillsdale Avenue will begin this week or early next week which is the construction of the ramps. Once that is completed, the contractor can pave. We should be done this year.

Councilmember DeRosa asked the downside of paving this time of the year for long term stability.

Borough Engineer Statile said they like to pave when it is hot outside as it makes it easier on the inspectors. He believed there is no down side doing it in November. With weather in the 50's, it is fine.

Councilmember DeRosa said we have been waiting a very long time to get Hillsdale Avenue paved.

Engineer Statile said in December, you can't pave on a surface that cold; late next week is great. There will be a meeting on December 7 for review of the dome project with the Planning Board. The Board doesn't have a capital budget plan so that is set for the meeting. We had a preconstruction with the contractor on the Riverside culvert on October 12 and we expect work to start shortly. With regard to Centennial Field, the Administrator and I met with the DEP with regard to the outstanding complaints with the closure plan. There are a couple of items we are wrapping up. They want us to revise our ordinance inspection check list. There is a ground hog living at the landfill and this is one of the problems. The police department is working on this. They want us to lower down the easterly embankment of the landfill so they can see if there are any ground hogs living at the landfill.

Mayor Frank asked if that would lead to more erosion.

Statile said vegetation will stabilize the slopes and stop the erosion. Once all of this is taken care of, he can close it. Wierimus Road drainage system, the contractor will correct that shortly. The pipe was broken; we identified the problem and will probably correct that in two weeks. This is part of the road program funding for this year. The plans for the bathrooms at the train station are modified again.

Mayor Frank asked if we will see the sketches of the plan before the work goes ahead. When we looked at the plans earlier this year, we had a different approach as to access. We have a camera in the waiting area. There is a room between the waiting area and the bathroom.

Statile said all the doorways are fine for ADA access. We are working on a Transportation Grant Application for the train station and bus stops.

Council President Pizzella asked for a report on the train station rehabilitation since we now have the lease. You wrote a nice paragraph about the process once the lease is done.

We have to follow a process and provide what will be built and get approval from the state to get approval for those improvements and then an architect to prepare the actual contract document. We need to get the survey done first and we can go ahead when the Council gives us to go ahead.

Council President Pizzella said once we get the lease back signed he can notify them that we have the lease and he will meet with the Engineer to proceed.

Engineer Statile said this will be called the Borough of Hillsdale Downtown Bus & Rail Alternative Access Improvement Project.

Mayor Frank said the scope of the train station rehabilitation initially started out as repairing some dry rot and some other problems and I am not sure now that it hasn't expanded beyond that in terms of total restoration trying to take it back to 1869. He was not sure we had enough money to do that. The report will tell us what needs to be done and what would be nice to have done. He got the architect's renderings of the PSE&G substation and he circulated that to the Council. He will put that on the web this week so that the residents can see what the effort has been to make that not look like a substation. We can't make everyone happy but it is a lot better than what we are looking at now.

Councilmember DeRosa said because of how our meetings fell last month, he had no report on the Board of Education meeting or the Rec Commission meeting. He thanked the members of the Rec Commission for helping out on Halloween for Hillsdale, the event on Saturday, and without those people we would not have had some of those rides and cotton candy and he appreciated everyone's help.

Councilmember Karcich said we are beginning leaf collection and we are going faster than we anticipated which is a good thing and we will keep moving forward on leaf removal and hope we don't get snow.

Councilmember Looes said the Board of Health mailed out licenses for pets and the rabies clinic will be held on November 8. On your license it states whether you need to get a rabies shot.

Councilmember Lundy said the Pool Commission met October 24 and are currently working on their budget, 10 year plan and 5 year capital plan. Their next meeting will be held November 9, the Commission is on the December 7 Planning Board meeting. The Library meets next week so she will report on that meeting at the next Council meeting. The Library will be closed next Tuesday for Election Day.

Council President Pizzella said the lease renewal and extension is in our attorney reviewed it. There is a Resolution on the Agenda for the Mayor to sign it. He will save his thank you for Halloween in Hillsdale.

Councilmember Ruocco said on November 10 the senior plus club will have their pot luck lunch at United Methodist Church at 11:30 and is usually well attended. He congratulated the Hillsdale Senior Housing Corporation who celebrated their 30th Anniversary and thanked the President and the Trustees, who were present at the celebration and the Manager of Hillsdale House as well as the Building Superintendent. The Finance Committee will meet November 3 at 8:00 AM; we didn't have a meeting for the past couple of weeks. He thanked the Police Department and the County Police Department for their quick response to implement our emergency parking plan at the Farm. The first weekend involved manning road closures locations with officers either from Hillsdale Police or the Sheriff's Office. The second weekend we cut down police presence so mostly it was the County personnel watching the roads. He received many emails from residents this past week in general agreement with the approach that this Council has taken.

DISCUSSION:

Garden State Parkway Cell Tower

Mayor Douglas Frank

Mayor Frank said ATT advised us that it was going to replace their 80 ft. cell tower on wheels which was right at the bridge on Hillsdale Avenue as well as the 40 ft. cell tower that is mounted on the bridge itself and replace it with a new permanent 85 ft. cell tower. We had a meeting here in January with a number of residents who objected to it; we have written letters, we have gone back and forth, we enlisted our state senator and state assembly people to help us to try to dissuade the Turnpike from installing this permanent cell tower in that location. No More Cell Towers Group was founded, they had their own RF Specialist and attorney and they also had a petition, they sent all of this to the state government, to the Turnpike Authority as well as copying the governor and state representatives. On September 28, we got our final answer from Mr. Mozak, Executive Director of the Turnpike Authority, which are both the Parkway and the Turnpike. Basically we were told "thank you" for all the information submitted to us, we are going to go ahead and put the cell tower there

because we have been directed by the legislature to add the infrastructure, add non-toll revenue, and we own the land and we don't require any approvals in order to put it there.

Realizing that he does have all that authority and we don't and we have enlisted all of our Assembly people and have been on conference calls with the Executive Director, Chief Operating Officer of the Parkway, we figured this is now a moot point. I did request as part of my response that if they have to put it there, move it south, get it away from the bridge, get it away from the school. At the last meeting, a member of the No More Cell Towers came and asked us to continue our efforts. I don't know how we can continue our efforts; we have taken this pretty far. I did reach out again and sent an email to Mr. Mozak and copied our state representatives, received support from Senator Cardinale's office and we set up a phone call. I spoke with Mr. Mozak again last week. He reiterated just about everything that we had heard before that they be given specific direction by the state legislature to do this and that we had two choices, not free choices; the choices were we could have an 85 ft. cell tower put similar to the location of the cell on wheels which is adjacent to the bridge and or could move it about 160 ft. south into the tree line where they removed some trees and put it in the middle of the trees. If they moved it there, it would have to be 100 ft. in height, increase it about 15 ft. Those are the only two choices we had, there was no other choice, there was no other than the above, there was no, we are not going to do it. The 40 ft. cell tower that is currently mounted on the bridge will be removed; the current tenant on the 40 ft. cell tower is AT&T and the previous tenants that were on the cell tower on wheels were Sprint and Nextel.

The new tower will have two tenants; AT&T and T-Mobile. The project is ready for approval at any time and once approved, the schedule will be passed off to AT&T to start it up. The advice we can give Mr. Mozak is the two choices he gave us. Do we want an 85 ft. cell tower close to the bridge or do we want them to move it 160 ft. into the tree line south of the bridge and raise the height to 100 ft. He asked for guidance as to what he should tell them.

Council President Pizzella said when you said approval, who approves it?

Mayor Frank said it is not us.

Council President Pizzella said you are basically asking us to give some guidance on what to do; inevitably we don't even have the power to approve it or disapprove it.

Councilmember Ruocco said in both cases it is on their property.

Councilmember DeRosa said taller is taller; in other words, topography in the tree line doesn't actually make the height lower.

Mayor Frank said he actually checked it out; he drove down the Parkway and it was raining when I did this, it is actually probably a little bit higher, maybe five feet higher than it is right at the bridge. I was hoping it would be lower but it is not. I think the trees are 50 or 60 ft. so you are probably going to see a 40 ft. protrusion above the tree line.

Councilmember DeRosa said he recalled one of the major issues was the proximity to the school. He would choose further away from the school.

Mayor Frank said that would be his preference as well. You are not going to see it as you drive up Hillsdale Avenue unless you are looking for it if it is down in the trees. If you look down, you will see it, it is going to be taller.

Councilmember Looes said on an aerial map if you are going up 100 ft. will it affect that neighborhood. We are moving it into someone's neighborhood.

Mayor Frank said we are moving it from one neighborhood to another. His choice would be to move to the higher tower and move it south because the RF which is not an issue but some people think it is, the higher the tower, the less impact there is locally. Getting rid of the one on the bridge is a plus.

Council President Pizzella said the over compensation for the distance by the increase in the height decreases the RF.

Mayor Frank said it makes the impact of the RF the higher the tower the RF dissipates.

Council President Pizzella said they are looking for our input.

Mayor Frank said you have two choices; at the bridge or 160 ft. further south into the tree line. He indicated he would go with our choice. We received tremendous support from Assembly representatives Auth and Schepisi, and Senator Cardinale and he wondered if we get support from our Borough Engineer.

Borough Engineer agreed.

Mayor Frank said the monopole is similar to the one we have at the DPW.

Council President Pizzella said we are moving it away and asking it be painted brown, asking it to look like a tree, and getting rid of the cat walks.

Councilmember DeRosa suggested it not look like a tree but have it blend into the sky and put it in the tree line.

Mayor Frank agreed; he looks at the one that looks like a tree that is on the water property along the Parkway and wasn't in favor. If we have to do it, move it as far south away from the school; our residents are free to contact the head of the Turnpike Authority and work whatever magic they can.

Showing Support for Emergency Services (Street Paint)

Mayor Douglas Frank

Mayor Frank said we already talked about the blue line.

NEW BUSINESS:

CORRESPONDENCE:

PUBLIC COMMENT:

Mayor Frank said if anyone wishes to address the Council, please come to the podium and provide your name and address.

Bob Scher, 157 Windham Road –

Adding to what the Captain said about the Clydesdale event, so many people were in Hillsdale and he was shocked with the interest in this great event. He asked how quickly approved minutes are posted on the website. The 9-13-16 minutes are still not on the internet also 2-9-16.

Deputy Clerk Kohan said the minutes are on there.

Mayor Frank said the videos are up.

Bob Scher said the videos are up but you don't hear it.

Acting Clerk Kohan said she sees 2-9-16 is not there but 9-13-16 is there. It has to get approved at the next meeting and then it is posted.

Bob Scher also asked when the Agenda items are posted because on Monday the Agenda items were not on for this meeting. How quickly is this being done?

Mayor Frank said we are not required for posting but the Agenda is on the table as you come in.

Bob Scher said the Agenda items for the last meeting are not posted.

Mayor Frank said we will check on this.

Bob Scher asked when you approve Resolutions, is there a period for public comment before you approve the Resolutions?

Mayor Frank said only ordinance have public comments, Resolutions don't. An ordinance is a law, a Resolution is an action. Resolutions are only approved at public meetings.

Bob Scher said at the last Agenda you had an Agenda item that stated that R16227 was going to closed session for Demarest mediation.

Mayor Frank said that was a preliminary Agenda; it changed. The Agenda we used at the meeting was different. We can amend an Agenda right up until we start.

Bob Scher said there is no amended Agenda for him to look at on the website. He has no problem with going into closed session; it is that you are going into closed for Demarest mediation. Then you came up with another Resolution going into the closed meeting which was the one after R16228. You didn't vote on either.

Mayor Frank said R16227 was voted on before we went into closed session. R16228 was going into closed. You don't have the current Agenda.

Bob Scher asked how much money it is costing for our police officers, DPW, the signs printed to be put out and taken down for closing off Pascack/Hillsdale and what is the estimated cost to the taxpayer for that.

Mayor Frank said he doesn't have the numbers here but he can get them for him.

Bob Scher said he knows you are trying to solve an issue but he was affected by it negatively. Friends were coming for a birthday party, they live on Paul Court; they couldn't park on the street overnight. He was affected by this.

Mayor Frank said they could have parked overnight; he believed the Resolution said 7AM until 6PM.

Bob Scher said people who live there were inconvenienced. Is mediation still going on?

Mayor Frank said no, mediation ended in August. We acted very carefully and this was a public safety issue and public safety trumps just about everything.

Councilmember Ruocco said mediation was not amongst the Borough and the Farm, it was amongst a separate citizen group and farm.

Bob Scher said the lot at the RR station is empty on Sunday, we have thousands coming into Demarest Farms going to the outside corner of the town and never coming downtown. Have you tried to figure out working on something that actually uses parking down here for people and then bus them up?

Mayor Frank said we offered as part of the mediation that was between the citizens group and the farm, the farm was asked to look for outside parking and shuttling people in. The town put out twice for bid, we put it out once, it wasn't picked up, we extended it because they said there was a problem, so we extended the bid due date, never picked up the bid. We did it again a second time we lowered the rental price and there was no pickup. It was only for Sunday; Saturdays a lot of commuters still use the lot. We were open to giving them access to the commuter lot which is about 140 spaces and he chose not to do it.

Bob Scher said there were other times you went into closed session, R16155 amending the capital budget. There was no amended Agenda; it said you are going to talk about some labor issues. The one on the website is actually the amended budget voted on. You signed off on this Resolution on June 14 so it was the meeting before June 14. He thinks there is something wrong there.

Mayor Frank asked Mr. Scher if he was on the Regional Board of Ed and you are familiar with executive sessions, Resolutions, etc.

Bob Scher said you changed at the last minute the Agenda and things might be reversed.

Mayor Frank said we try not to go to Executive Session.

Bob Scher said every year we are in Valley, the next year in Hills and we have a minimum of three locations for a public meeting so we have to spend the time and money and effort and their directive is to use the money best spent towards the student and he did not think the cost is for the best of the students.

Council President Pizzella asked if they could pick one location.

Bob Scher said we can't dedicate a space like you can. We meet in the auditorium; if there is a concert or a play, we have to meet someplace else, meet in the cafeteria. Summer sessions we meet in the media center and

move all the time and spend time and money having people set up the gear every time to do it. There are some meetings where we have no audio and our audio equipment is antiquated and we are never open like this.

Councilmember Ruocco said considering you spend four times the municipal budget I think it is worth it. But you have already spent four times as much and you owe it to the taxpayers to give a little on this so the taxpayers can understand where their money is being spent.

Mayor Frank said this is not an appropriate conversation for tonight.

Bob Scher said he understands both sides but he is not a sports person but he has the ability of giving every athlete get concussion software, we weren't doing that. We need to do that. That is where I stand, I go more towards spending the money in the right places.

Councilmember DeRosa said you are here this evening to address the governing body, that has been accomplished, and the dialogue about how other entities operate is over.

Bob Scher said he thought it would be great to get all the people in town to spend some more money on students.

Mayor Frank thanked Mr. Scher.

Phil Cohn, 31 Royal Park Terrace –

He thanked the Mayor and Council for taking action in the area around the farm. He wanted to thank the Chief and his staff for all the hard work they have done. The plan in place addresses the concerns associated with the residents there and look forward to a more permanent solution in the future that will allow the farm to thrive and remain protecting the residents in that area.

Seeing no one, Mayor Frank closed the meeting to the public.

ORDINANCES:

RESOLUTIONS:(Consent Agenda): R16229 through R16237:

R16229 Interlocal Agreement between the Borough of Hillsdale and the Township of River Vale for the use of the Indoor Police Pistol Range

WHEREAS, the Borough of Hillsdale (Hereinafter Hillsdale) and the Township of River Vale (Hereinafter River Vale) are desirous of entering into an Interlocal Services Agreement under the provisions of N.J.S.A. 40:8-1 for the use by River Vale of the Hillsdale indoor police pistol range located at 380 Hillsdale Avenue, Hillsdale, NJ 07642; and

WHEREAS, the municipalities of Hillsdale and River Vale have determined that this agreement and the payment of the costs and equipment is an appropriate for use of this facility and would promote shared services between the local units and would be beneficial to them.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Bodies of these municipalities that they hereby enter into and execute this Inter-local Services Agreement generally under the terms and conditions of the agreement which shall be executed by the respective Mayors of Hillsdale and River Vale.

R16230 Resolution Authorizing Reduction in Assessment for Block 2201 Lot 50/520 Forest Court

WHEREAS, Stephen J. McIlveen & Arlene O. McIlveen, are the property owners-taxpayers of real estate known as Block 2201, Lot 50 and better known as 520 Forest Court, Hillsdale, New Jersey; and

WHEREAS, Stephen J. McIlveen & Arlene O. McIlveen have made application to the Tax Court of New Jersey to have the assessments of the property listed above adjusted; and

WHEREAS, the parties to said action have agreed upon an adjustment of the assessments and that the Freeze Act shall apply; and

WHEREAS, the Mayor & Council are satisfied that, after due consideration and analysis, the settlement, as set forth below, is in the best interests of the Borough;

NOW, THEREFORE, BE IT RESOLVED by the Mayor & Council of the Borough of Hillsdale that the adjustment of the assessments of the property specified above be and is hereby ratified as follows:

<u>Block</u>	<u>Lot</u>	<u>Street Address</u>
2201	50	520 Forest Court

	<u>Original</u>	<u>County Board</u>	<u>Requested Tax</u>
<u>Year: 2015</u>	<u>Assessment</u>	<u>Judgment</u>	<u>Court Judgment</u>
LAND	\$ 53,600	N/A	\$
IMPROVEMENTS	\$ _____	DIRECT APPEAL	<u>Withdrawn</u>
TOTAL	\$ 53,600		\$

	<u>Original</u>	<u>County Board</u>	<u>Requested Tax</u>
<u>Year: 2016</u>	<u>Assessment</u>	<u>Judgment</u>	<u>Court Judgment</u>
LAND	\$ 53,600	N/A	\$32,000
IMPROVEMENTS	\$ _____	DIRECT APPEAL	\$ _____
TOTAL	\$ 53,600		\$32,000

BE IT FURTHER RESOLVED that Morrison Mahoney LLP be, and hereby are, authorized to execute the Stipulation of Settlement memorializing the settlement of the matter on behalf of the Borough of Hillsdale; and

BE IT FURTHER RESOLVED that the proper officials be, and hereby are, authorized to make the necessary adjustment to the assessments.

R16231 Resolution Authorizing Reduction in Assessment, Block 1117, Lot 1 – 30 Crest Road

WHEREAS, the tax assessor had processed an assessment change in late 2016 to reduce the 2016 assessment from \$444,800 to \$429,800 on Block 1117 Lot 1, 30 Crest Road; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby authorize the Tax Collector to credit the amount of \$407.10 to the 4th qt.

R16232 Resolution Authorizing Refund of Tax Payment

WHEREAS, Surety Title, 300H Lake Street, Ramsey, NJ 07746 paid 4th qtr 2016 taxes in error;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Hillsdale authorize the Tax Collector to refund Surety Title, the following taxes:

Property – 356 Piermont Ave.

Block 1513 Lot 16 \$3,145.80

R16233 Resolution Authorizing the Borough of Hillsdale’s Participation in the Bergen County Aggregate Energy Procurement Cooperative Pricing System

WHEREAS, the Borough of Hillsdale is a Participating Member of Bergen County Aggregate Energy Procurement Cooperative Pricing System (hereinafter referred to as #206BCPS), eligible thereby to obtain natural gas and/or electricity supply services for its own use through one or more contracts to be awarded to natural gas or electricity suppliers following said bids for natural gas or electricity supply services pursuant to the aggregation program; and

WHEREAS, the #206BCPS will from time to time during the Effective Period as defined below solicit bids for natural gas and/or electricity supply service through an energy aggregation program in which the County of Bergen will act as Lead Agency of the #206BCPS in accordance with the “Local Public Contracts Law,” N.J.S.A.40A:11-11, and the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49. (“EDECA”) and the regulations promulgated thereunder; and

WHEREAS, the County of Bergen as the Lead Agency for the #206BCPS, will from time to time during the Effective Period (from date of adoption until the expiration of the Cooperative Pricing system, hereinafter referred to as “Effective Period”) issue one or more Requests for Bids for natural gas or electricity supply services on behalf of the #206BCPS pursuant to the Local Public Contracts Law and EDECA; and

WHEREAS, by joining the #206BCPS, the Borough of Hillsdale agreed to purchase natural gas and/or electricity needed for its own use during the Effective Period through any electricity or natural gas supplier(s) awarded a contract, unless it opts in or out prior to the beginning of a new supply contract in accordance with the terms of the Cooperative Pricing Agreement previously executed between the parties, it being understood that the Lead Agency is responsible for compliance with the provisions of Local Public Contracts Law; and

WHEREAS, to facilitate the award of aggregate supply contracts for gas and/or electric supply service, the Borough of Hillsdale authorizes the execution of a new Cooperative Pricing System Agreement, a copy of which is annexed hereto, which agreement expressly authorizes the Lead Agency to sign a single contract for natural gas or electricity supply service, as applicable, on behalf of the Borough of Hillsdale when the Borough of Hillsdale participates in a procurement, avoiding the need for each Participating member to sign the agreement with the supplier(s); and

WHEREAS, due to significant volatility and the potential for price increases in the electricity generation and wholesale natural gas market, the procurement model requires that Participating Members preauthorize the Lead Agency to award contracts for electricity supply and/or Natural Gas Service in each bid group to one or more natural gas or electricity suppliers that submit bids which are reasonably forecasted to provide a pre-determined estimated savings to the Participating Member based upon its previous natural gas usage and utility-provided Basic Generation Service rates; and

WHEREAS, the Lead Agency will only award contracts for said natural gas or electricity services to natural gas or electricity suppliers that submit bids with pricing that is at least 5% lower than the average price for utility-provided basic generation service;

WHEREAS, the Lead Agency will notify the Department of Community Affairs’ Division of Local Government Services by mail prior to the issuance a Request for Bids for natural gas or electricity supply services, with the understanding that if the Division of Local Government Services does not respond within 10 business days, it will be deemed to have approved the issuance of the Request for Bids or the Request for Rebids; and

WHEREAS, earlier this year, the #206BCPS carried out a procurement for electricity supply service, resulting in 2-year fixed rate for those members of the #206BCPS that opted to participate; and

WHEREAS, the #206BCPS has begun a new procurement for natural gas supply service; and

WHEREAS, by adopting this resolution the Borough of Hillsdale elects to **opt in** to the current procurement for natural gas supply service; and

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of Hillsdale, New Jersey, that:

- . The annexed Cooperative Pricing System Agreement is hereby authorized and approved, and the Mayor, Manager, or other authorized official of the Borough of Hillsdale is authorized to execute same.
- . The Borough of Hillsdale hereby **opts in** to the current procurement for natural gas supply, and binds itself to the #206BCPS to purchase all natural gas needed for its own use during the Effective Period from the natural gas supplier or suppliers awarded a contract for natural gas supply services by the Lead Agency.
- . The Lead Agency of the #206BCPS is hereby authorized to award one or more contracts, and execute one or more a master performance agreements that obligates the Borough of Hillsdale to purchase natural gas at the terms and conditions stated therein with a third-party supplier or suppliers who have been awarded the contract or contracts by the Lead Agency on behalf of the participating members of the #206BCPS (or any CPS number to be assigned in the future), provided further that all such contracts shall be at prices reasonably forecast and estimated by the Lead Agency to provide savings to the Borough of Hillsdale of at least five percent (5%) relative to the price charged for basic generation service by the public utility company that would otherwise provide such service.
- . #206BCPS is authorized to continue to bid to obtain natural gas supply services at any time during the Effective Period, including -- for example -- a rebid if energy market conditions do not initially lead to a successful bid, on additional dates to be determined by the Lead Agency; and

This Resolution shall take effect immediately upon passage.

6. The authorization provided to the County of Bergen pursuant to the Local Public Contracts Laws (N.J.S.A. 40A:11-11(5), Administrative Code (N.J.A.C. 5:34-7.1) shall be valid until the Cooperative Pricing System expires. Any rescission or expiration of this resolution shall not affect any Agreements entered into prior to such rescission or expiration.

R16234 Payment of Bills

BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale that the following bill in the sum of \$3,952,661.13 as authorized by the Department Head and approved by a Council member liaison, be paid; and that the Mayor, Clerk and Certified Municipal Financial Officer be and they are hereby authorized and directed to issue warrants in payment of same.

R16235 Resolution Authorizing the Acting Borough Clerk to Advertise for Additional Borough Professionals – Special Environmental Council Services

BE IT RESOLVED, that pursuant to N.J.S.A. 19:44A-20.4, et seq. that the Acting Borough Clerk is hereby authorized to advertise for the additional service for the following position for year 2017:

Special Environmental Counsel Services

R16236 Resolution Authorizing an Agreement between the Borough of Hillsdale and New Jersey Transit for the Lease of the Railroad Station

WHEREAS, New Jersey Transit Corporation, an instrumentality of the State of New Jersey, (hereinafter, “NJ TRANSIT”) and the Borough of Hillsdale entered into a Lease and Operating Agreement (hereinafter, “Lease”) dated December 28, 1995, to operate, maintain, repair and improve several parcels of land all situated on part of Block 1103, Lot 2, Block 1105, Lot 5, Block 1107, Lots 19-21, on the Official Tax Map of the Borough of Hillsdale, located on both sides of the Pascack Valley Railroad Line right of way (hereinafter, “Demised Premises”); and

WHEREAS, the original term of the Lease expired on December 31, 2005 and Hillsdale has continued to occupy the Demised Premises on a month-to-month basis since then; and

WHEREAS, the Borough has requested an extension of the Lease’s expiration date which will enable the Borough to receive a \$100,000 grant from the County of Bergen Historic Preservation Trust Fund Grant Program for the Hillsdale Railroad Station Roof Repair Project; and

WHEREAS, NJ TRANSIT and the Borough have agreed to such amendment of the Lease.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of Hillsdale, County of Bergen, State of New Jersey, that Mayor Frank is hereby authorized to sign said First Amendment to Lease and Operating Agreement regarding the Property, once said Agreement is in a format acceptable to the Borough Attorney, and all other appropriate Borough professionals are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of said Agreement.

R16237 Approval to submit a Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation for the Borough of Hillsdale Downtown Bus & Rail Alternative Access Improvements Project

WHEREAS, the Borough of Hillsdale desires to receive \$1,441,745 in funds from the New Jersey Department of Transportation’s Transportation Alternatives Program for the purpose of construction of new facilities for pedestrians and bicycles near the Hillsdale Train Station (Patterson Street and Hillsdale Avenue); and

WHEREAS, the Department’s Transportation Enhancement Program is to provide funding for non-traditional transportation projects that are designed to foster more livable communities, preserve and protect environmental and cultural resources and to promote alternative modes of transportation; and

WHEREAS, the Borough Engineer has developed a plan of action and cost estimate to for construction of sidewalks, bike lanes, and other physical complementary safety improvements; and

WHEREAS, improvements will fully reside on property fully owned by the Borough of Hillsdale; and

WHEREAS, the Borough of Hillsdale will continually own and maintain the areas of improvements in perpetuity; and

WHEREAS, the enhancement project will benefit the entire community and the local schools of the Borough by providing more aesthetic and safer paths of travel; and

NOW, THEREFORE BE IT RESOLVED that the Council of the Borough, formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application (TA-2016-00118-HILLSDALE BOROUGH) to the New Jersey Department of Transportation on behalf of the Borough of Hillsdale.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Hillsdale and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Councilmember Looes asked why we are doing Resolution R16235.

Council President Pizzella said it is for Waste Management.

Motion by Councilmember Looes, Second by Councilmember Lundy.

Roll Call Vote:

Ayes: Councilmembers DeRosa, Karcich, Looes, Lundy, Ruocco, Council President Pizzella

Nays: None

Abstain: Council President Pizzella abstained from R16230 and R16231.

OFF-CONSENT:

COUNCIL COMMENTARIES:

Councilmember Lundy thanked the Hills/Valley Coalition for all they do and their presentation tonight. She also was thankful for the donation of the line striping in support of our first responders. Don't forget to turn your clocks back on Sunday and don't forget to vote.

Councilmember Ruocco wished Candace Schaeffer, Tax Collector, farewell. She leaves at the end of the week, a wonderful employee but we have a good replacement in Dawn. Boy Scout Troop 108 is having a spaghetti dinner this Saturday, November 5, at the United Methodist Church. He thanked the people at Sapienza Gardens for inviting him and Chief Francaviglia to judge the dogs.. This was a novel experience for him.

Council President Pizzella said we had our Halloween in Hillsdale event which took place this past Saturday, October 29 from 3PM to 8PM. We started this event last year in the hopes of creating awareness for the restoration efforts for the train station, specifically the roof. It was a great event; it created more awareness and showed what community is all about. He thanked Patty Hughes, Eileen McLaughlin who worked very hard in getting everything done, he couldn't ask for more help from them. He thanked the Council for approving the event and specifically the Mayor and Councilmembers Lundy, DeRosa, Ruocco who were there manning the stand and also Denise who manned the stand as well. Eileen was managing the stand, Sergeant McLaughlin for the traffic, Chief Francaviglia, Detective Adam Hampton, Captain Sean Smith, all members of the Recreation Commission, members of the Historic Preservation Commission and Vic Principal Puccio and the art students at Pascack Valley High School who painted all the windows downtown. Then specifically the vendors for their donations; Taylor Rental, Peroni Farms, for the hay rides, Jump and Gym, Shop Rite donated most of the food and beverage, Star Bucks, Dunkin Donuts, Domani with their gift certificates and most importantly the residents and children of Hillsdale. It was a great cause, it was a great event, and if you want to make a donation, you can make a donation with a check made payable to the Borough of Hillsdale and in the note section you put for Hillsdale RR Restoration Fund. If you have any questions, call me.

Councilmember Karcich thanked Atlas Line Striping for doing the red, blue and green lines. He wished Candace Schaeffer the best of luck and thanked her for her time here. He reminded people that if you have any intentions to coach any sport in Hillsdale you must be Rutgers certified and Hillsdale is sponsoring one of the Rutgers safety courses on November 15, check the website to sign up. You do it once. He reminded everyone to vote on November 8. We are entering the holiday season and he wanted to encourage residents to consider patronizing our establishments in town; we have great restaurants, gift cards, watch and jewelry companies, fast food places, nail salons, massage salons; consider that when doing your shopping.

Councilmember Looes thanked Gail and Pam for coming in and enlightening the Council and residents about what the Hills/Valley Coalition does. It is a community wide group and it is law enforcement, our schools, government, volunteers and it affects all of us and keeping a strong community is one hand starting young and addressing what is going on in the world today with our youngsters; things are out there to address, things for adults in our community to address mental illness and it is not a stigma to address addictions and how we can deal with it and how we can help people. The group is a very strong group if anyone wants to get involved. They are looking for someone to help them out using twitter and using social media.

Councilmember DeRosa was raised in town and he looked forward going to the Ragamuffin Parade and it is cool to see how that event has evolved and it is an awesome event and thanked everyone who volunteered. He also thanked Atlas for the blue, red and green lines which are an awesome way of showing support. Most of the towns in the Valley have done this and it is great. He thanked the Chief and Captain Smith and our Police Department and County Police Department for helping us out these past weekends. He thanked the Hills/Valley Coalition for giving us a great presentation and thanked Candace for her great service to the town. He wanted to thank all the poll workers who will work next Tuesday; it is a thankless job and thanked them for volunteering and helping us out.

Acting-Borough Clerk Kohan reminded everyone that Tuesday is Election Day, polls open 6AM to 8PM, schools are half day that day so parking should be better.

Mayor Frank totally agreed with all the thank you's; Council President Pizzella was the driving force behind Halloween in Hillsdale and his dedication to making Halloween in Hillsdale more of a regular event and building it up is appreciated. It is good for the town to have that. You will find our Planning Board meetings are now posted on our website. In the interest of transparency of government, people need to know what is going on and often times Planning Board meetings and Council meetings are not at convenient times. When there is a lack of transparency, there are problems. We will put up the images of the PSE&G Substation design and people will be pleased to see the effort that was put into that by the Planning Board to make it not look like a substation. We are putting out a list of the streets we anticipate to hit in the following week, it will be on the website and will continue to do that every week so people have the opportunity to put their leaves out. If leaves aren't out by December 11, you will have to find an alternate way of getting rid of them. He wished Candace well. He appreciated the Council people who requested Councilmembers Lundy and Ruocco getting the blue line in town we got it done and it is a valuable thing. Voting is important, there is a full ballot, two propositions on the ballot; one is casino gambling in North Jersey and the other is to force the state to dedicate the 23 cents a gallon that you will be paying as of today every time you buy a gallon of gas to force them to invest that money and put it in transportation. A lot of money that goes to Trenton gets put in different places. Our Hillsdale Avenue project was delayed a couple of months because of the lack of funds in the transportation trust fund so it is very important. We have one member of the local Board of Education up for election on the ballot.

ADJOURN TO CLOSED SESSION:

R16238 To provide for a meeting not open to the public in accordance with the provisions of the New Jersey Open Public Meetings Act N.J.S.A. 10:4-12 – *Demarest Farms, COAH, and Waste Management*

WHEREAS, the Borough Council of the Borough of Hillsdale is subject to certain requirements of the Open Public Meetings Act N.J.S.A. 10:4-6 et seq; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12 provides that an Executive Session not open to the public may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Borough Council of the Borough of Hillsdale to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12(b) and designated below:

- (1) Matters required by law to be confidential.
- (2) Matters where the release of information would impair the right to receive funds.
- (3) Matters involving individual privacy.
- (4) Matters relating to collective bargaining
- (5) Matters relating to the purchase, lease or acquisition of real property or the investment of public funds.
- (6) Matters relating to public safety and property.
- (7) Matters relating to litigation, negotiations and the attorney-client privilege – *Demarest Farms, COAH, and Waste Management*
- (8) Matters relating to the employment relationship
- (9) Matters relating to the potential imposition of a penalty.

NOW, THEREFORE BE IT RESOLVED, by the Council of the Borough of Hillsdale assembled in public session this date that an Executive Session closed to the public be and the same is hereby authorized for discussion of matters relating to the specified items designated above. It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Borough Council that the public interest will no longer be served by such confidentiality.

Motion to adjourn to closed session by Councilmember Ruocco, Second Councilmember DeRosa, and unanimously carried.

RECONVENE REGULAR MEETING: @

Motion to reconvene by Councilmember Ruocco, Second Councilmember Looes, and unanimously carried.

ADJOURNMENT: @

Motion to adjourn by Councilmember Looes, Second by Councilmember Lundy, and unanimously carried.

THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE
Wednesday, November 9, 2016 ~BEGINNING AT 7:30 P.M.

Denise Kohan, Acting Municipal Clerk

APPROVED AS PRESENTED

Denise Kohan, Acting Municipal Clerk