

Minutes of a Council Meeting of the Borough of Hillsdale held at 7:31 PM on Wednesday, December 2, 2014, in the Council Chamber, Borough of Hillsdale, Hillsdale, New Jersey.

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

OPEN PUBLIC MEETING STATEMENT:

This is a meeting of the Hillsdale Borough Council on this 2nd day of December 2014. Notice of the time and place of this meeting has been provided to The Ridgewood News, Pascaek 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 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:

On a roll call those in attendance were Council Members DeGise, Frank, Kelley, Looes, Meyerson, and Pizzella. Also in attendance were Mayor Arnowitz and Borough Clerk/Borough Administrator Witkowski. Dominic Diyanni was representing Borough Attorney Bernstein, who was absent.

OATH OF OFFICE: *None*

APPOINTMENTS: *December 9, 2014*

Member to Recreation Commission (*Mayor appointment with advice and consent of counsel*)

Member to Environmental Commission – Vacancy (*Mayor appointment*)

Membership of Jeffery Wertheim and John Looes to Hillsdale Fire Cadet Company

RECOGNITION: *None*

PROCLAMATIONS: *December 9, 2014*

Drive Sober or Get Pulled over: 2014 Year-End Holiday Crackdown
Borough of Hillsdale

Max Arnowitz, Mayor

PROCLAMATION

WHEREAS, impaired drivers on our nation's roads kill more than 10,000 people each year and cost our society more than \$37 billion annually; and

WHEREAS, 22% of motor vehicle fatalities in New Jersey in 2013 were alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the season at the end of the year is traditionally a time of social gatherings which include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober or Get Pulled Over Year End Holiday Crackdown; and

WHEREAS, the project will involve increased impaired driving enforcement from December 5, 2014 through January 2, 2015; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

THEREFORE, be it resolved that the Borough of Hillsdale declares its support for the Drive Sober or Get Pulled Over 2014 Year End Holiday Crackdown from December 5, 2014 through January 2, 2015 and pledges to increase awareness of the dangers of drinking and driving.

IN WITNESS WHEREOF, I, Max Arnowitz, Mayor of the Borough of Hillsdale, have hereunto set my hand this 9th day of December 2014.

APPROVAL OF MINUTES: December 9, 2014

Work Session Meeting November 5, 2014; Regular Meeting November 12, 2014

Closed Session Meeting of November 12, 2014

8:00 PM – PUBLIC HEARING ON 2014 BERGEN COUNTY OPEN SPACE RECREATION, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND GRANT APPLICATION:

Motion to Open the Public Hearing by Council Member Pizzella, Seconded by Council Member Meyerson.

Roll Call Vote:

Ayes: Council Members DeGise, Frank, Looes, Pizzella and Council President Kelley

Abstain: Council Member Meyerson

I will now open the meeting to the public. Notice of public hearing on 2014 Bergen County Open Space Recreation, Farmland, and Historic Preservation Trust Fund Grant Application was advertised fifteen (15) days before the date set therefor, on November 17, 2014. If anyone desires to be heard regarding the application, please raise your hand to be recognized, come forward to the microphone, and state your name and address for the record.

I entertain a motion that the public hearing on 2014 Bergen County Open Space Recreation, Farmland, and Historic Preservation Trust Fund Grant Application be closed, and that it be resolved that the legal advertisement was posted on the bulletin board on which public notices are customarily posted and published in The Record.

Motion to Close the Public Hearing by Council Member Pizzella, Seconded by Council Member DeGise.

Roll Call Vote:

Ayes: Council Members DeGise, Frank, Looes, Pizzella and Council President Kelley

Abstain: Council Member Meyerson

PRESENTATIONS:

Pitman Schedule/Police Department

Chief Robert Francaviglia

Chief Francaviglia said that he and Lieutenant Smith met with the Police Committee regarding the issue of 12-hour shifts, which is called the Pitman Schedule. Chief Francaviglia said he understands there is a financial burden to the Borough for next year, and with the Pitman Schedule, Chief Francaviglia believes he could save one-third of his overtime budget, which could have an impact on the financial burden. After visiting four other police departments, Chief Francaviglia stated that this is nothing new; it has been implemented in the medical staffing community, as well as in public safety. He believes it is possible to save more than one-third in overtime, but he is using conservative estimates at this time. It also increases efficiency. Mayor Arnowitz asked if Chief Francaviglia was going to do a presentation on this scheduling, and Chief Francaviglia responded that the proposal is included in the Council Members' packets. He asked what type of presentation is being sought by the Borough Council. Council Member Meyerson responded that a presentation could be made during a Closed Session. Chief Francaviglia explained that basically, this type of scheduling increases efficiency and operations. It allows two 12-hour tours. It is an easier schedule to manage, with each shift having a Sergeant and two patrolmen assigned during that time, with two floaters. It allows more flexibility in manpower for training and special functions, as well as providing a decrease in overtime and sick time while increasing the morale of the Department. Mayor Arnowitz noted that the last time this was discussed, a presentation was made to the Borough Council, with charts, pamphlets, and other materials being provided. That is what Mayor Arnowitz thought would be used tonight. Chief Francaviglia noted that the packets contain the complete proposal, including the additional materials, and if additional information is needed, Chief Francaviglia could provide that. Mayor Arnowitz noted that the last time this was discussed, it was stated that one, and possibly two, additional patrolmen would be required, and he wondered if that is still the case. Chief Francaviglia said it is not. Next, Mayor Arnowitz commented that it was explained that there would be some type of overtime savings in the number of patrolmen or hours worked by patrolmen, and they would be able to use "comp time" (which Chief Francaviglia explained are called "Kelly days"), but an answer was never provided as to whether it was legal to do that, based on State law. Chief Francaviglia explained that, after visiting the other departments that use the schedule, it was noted that the Hillsdale Police Department currently works 1,946 hours, and under the Pitman Schedule, will work 2,100 hours, but the "Kelly time" cannot cause overtime. It provides a sidebar agreement to the collective bargaining agreement currently in place to allow the Chief full

power over the schedule, and if it does not work, he can cancel the schedule within 60 days. The "Kelly days" allows the officers to get that time back, but they cannot take it as overtime. Mayor Arnowitz explained that, according to the legality of the situation, if the officers still had "Kelly time" at the end of the year, it could not carry over, and it was not beneficial to the patrolmen, which is why the legality of that was questioned. Chief Francaviglia said that he spoke to the union about this, explaining that it would be a "use it or lose it" situation. It will be monitored on a quarterly basis, and if the officers are not using their time, they will be notified that they will lose that time.

Council Member Meyerson asked for clarification that this will not cause the existing contract to be re-opened, but is a side deal that the Mayor and Council, as well as the Chief, can terminate if it does not work. Chief Francaviglia confirmed this, and added that the union has agreed to this, as well.

Mayor Arnowitz said that his question was being misunderstood. He believes that the Pitman Schedule would be extremely beneficial to the Police Department, because shiftwork is not the most pleasant arrangement. Working 12-hour shifts would give the officers and the Department more flexibility. Chief Francaviglia noted that the officers would have every other weekend off. Mayor Arnowitz continued by saying that the problem that was addressed before was that the funds were not available to put other officers on, which has now been rectified. The other problem that arose was the issue of "Kelly time". The reason for the problem was that two police officers had accumulated "comp time," and the State intervened, saying that the officers must be paid for that time. It amounted to quite a bit of money, and the officers chose to be paid over a three-year period. The officers did not demand such payments; the State notified the Borough that the payments had to be made. That is why an issue arose over the "Kelly time," and Mayor Arnowitz believes it was not properly addressed during the previous discussion, because the need for additional patrolmen made it a moot point. That is why Mayor Arnowitz wants to make sure that those issues are no longer viable issues. If that is the case, Mayor Arnowitz recommends switching to the Pitman Schedule, but he needs assurance that the Borough is not violating any laws or agreements. He pointed out that even if the union members agree, they cannot give away their rights, and they should not do so. Chief Francaviglia noted that there is a difference between "compensatory time" and "Kelly time". "Kelly time" involves an agreement by the parties that they are aware that the time is on a "use it or lose it" basis, and will be monitored. The other departments that were visited our doing this, and are apparently not having any problems with it. Chief Francaviglia added that he would like to implement this new scheduling by mid-January, because he must put out his vacation information, which is usually done by this time. However, the union agreed to postpone choosing their vacations until this matter is settled.

Council Member Looes noted that the "Kelly time" will not affect overtime, and it is on a "use it or lose it" basis. She asked if it is noticed in November-December that several officers have such time that is still unused, and they cannot elect to be paid for it is overtime, what policy would be in place to take care of that. Chief Francaviglia explained that with four Sergeants, each Sergeant will have responsibility for a shift, and they will be aware of the "Kelly time" that has been use or unused within that shift. The officers will be told that the time must be used, or it will be forfeited. It happened in other police departments that officers waited until the fourth quarter to use their time, but they ended up losing it, because they were not able to take days off. The officers are made aware of the situation in advance, so that they can take care of things.

Mayor Arnowitz asked if, based on everything that was discussed tonight, Chief Francaviglia was positive that the union has no problem with any of it. The President of Local PBA Chapter 207 said it was presented to the union members on three occasions, and they support it. As far as the "Kelly time" is concerned, she agreed with Chief Francaviglia's explanation, and added that it is the difference between the current working hours, and the working hours officers will face with the 12-hour schedule. It will be handled in the same manner that "time" is currently handled, with officers being permitted to take days off when they volunteered their time for other police-related matters. After speaking with their attorney, who has reviewed the proposal, the union has agreed to the proposal provided by Chief Francaviglia. A mutual agreement also exists between the Chief and the union that a committee will review this on a quarterly basis. It is hoped that during this first year, mistakes that are found can be fixed quickly, and it will be a learning process for everyone. However, everyone believes that in the end, it will work for everyone. Council Member Meyerson said he wanted to have an opportunity to have the Borough Attorney discuss the new scheduling with the attorney for the union, because Borough Attorney Bernstein had some concerns and questions about this. Chief Francaviglia suggested that he and Borough Administrator Witkowski could have a conference call with Borough Attorney Bernstein to discuss the situation. Borough Administrator Witkowski pointed out that this is not an agreement, but a proposed agreement, that is being voted on. She agreed with the suggestion made by Chief Francaviglia. It was agreed that the vote will be taken next week. Council Member Meyerson pointed out that Borough Attorney Bernstein did not discuss any particular items in the agreement, but he did express some concerns about some items that should be included that were not. Council Member Meyerson thought those should be discussed with the Borough Administrator and Chief Francaviglia to work out any differences that might be presented, and then the agreement should come to the Borough

Council for a vote. All of the Council Members agreed to put the vote on the agreement on next week's agenda.

Motion to conditionally approve the new schedule, based on the concerns expressed by Borough Attorney Bernstein and Council Member Meyerson, as well as the attorney representing the union, was made by Council Member DeGise, Seconded by Council President Kelley, and unanimously approved.

PROFESSIONALS REPORTS:

(The following correspondence on file in Borough Clerks Office)

Borough Engineer – dated November 24, 2014

Greg Polyniak of Neglia and Associates presented the Engineer's Report for November 2014. The first item discussed was the Bergen County Open Space Historic Preservation Trust for the train station. Over the past month, the Borough was able to secure signatures from representatives of New Jersey Transit on the application, and the documents have been submitted to Bergen County, and the complete package is being reviewed.

The Bergen County Community Development Block Grant Application, as discussed at the prior Borough Council meeting, was requested by the Borough Council for an ADA-compliant restroom at the train station. The endorsing resolution is included in tonight's agenda for consideration by the Borough Council. Subsequent to that, a resolution can be considered and potentially adopted. The application would then be signed by Mayor Arnowitz and submitted on Friday, December 5, for review by the County.

The next item on the list relates to the Hillsdale landfill, which encompasses two separate topics. The first topic relates to solicitations that Mr. Polyniak has moved forward with regarding semi-annual groundwater testing and quarterly methane testing. His office went out for an annual contract and provides alternatives to hopefully secure the best prices possible for the Borough. In doing so, they were able to obtain lower prices for the work that is to occur next summer and further into the future, at the landfill. Recommendations had been submitted for both types of testing by Mr. Polyniak's office for the Borough Council to review, and Mr. Polyniak recommended that the Mayor and Council review those recommendations and make their decisions at the December 9 meeting, or at the Reorganization meeting on January 4, 2015.

Next, Mr. Polyniak said that new information has been received from his firm's partners relating to the final methane testing that occurred at the landfill. Based on their inspection, there are no concerns with respect to the methane levels below grade on the field, although they are above some of the explosive limits, which is to be expected within a landfill. The elevated levels are also found three feet below grade, and they are secured on the landfill site; they are not meandering onto any of the residential properties. Therefore, there are no concerns with respect to using the fields and/or using the building at this time, based on the additional testing that occurred at the site. One item that was mentioned in the report that needs to be addressed by the Borough Council is that, per current State regulations relating to landfills and enclosed structures, automated methane gas sensors must be installed inside the building, as well as in the vent pipes within the building. It is recommended that the Borough Council authorizes Neglia and Associates to proceed with securing those additional sensors in the building.

Finally, Mr. Polyniak mentioned the elevator at the Hillsdale Public Library. Within the past week, the elevator failed, and Ms. Ayer, the Chief Financial Officer, contacted DCA (Department of Community Affairs) about the possibility of declaring a potential emergency at the site. DCA responded that, because it is an elevator and no one was trapped in it, it cannot be considered an emergency. Mr. Polyniak's office followed that up with a phone call about this issue, and spoke to the chief purchasing agent, Gordon Ball. It was determined that a portion of the project could potentially be considered to be an emergency, if there were issues with respect to materials leaking within soils, or any issues occurring to the exterior of the building. However, prior to declaring an emergency at the site, Mr. Polyniak said it would be necessary for his firm to acquire a set of documents or plans to review the materials, as well as reviewing the estimate prepared by the maintenance contractor at the Borough's request.

Mayor Arnowitz noted that a prior Borough Council meeting, when discussing the landfill, one of the items discussed was the existing wells on the property, and whether they are adequately venting the field and working properly. Mr. Polyniak responded that, based on his firm's inspection, they are working properly. The issue is with respect to the methane, which has been found throughout the site. Methane does accumulate over time in the landfill, and nothing out of the ordinary is occurring within the landfill at this time. Mayor Arnowitz asked if Mr. Polyniak was recommending that more vents be installed at the site, or if what is there is adequate. Mr. Polyniak responded that at this time, his firm is not recommending adding any additional vents, but they are recommending installing the automated

sensor system in the building, which is a requirement by the State. Mayor Arnowitz commented that he wants to ensure that the landfill is being vented as much as is needed, and that it is safe for children to play on. Mr. Polyniak confirmed that, based on the information available, it is safe to use, and the building is also safe to use. Having the sensors is an additional measure should the vents fail in the future.

Regarding the Public Library, Mayor Arnowitz believes that having the elevator out of order is an emergency situation, and he wants to proceed as soon as possible with any necessary repairs. He asked if Mr. Polyniak was stating that nothing should be done as far as getting the repair started until Mr. Polyniak's firm has had a chance to review the materials and the estimate. If so, Mayor Arnowitz wondered if he should ask for a vote tonight to move forward. Council Member Meyerson interjected that he believes that a clarification needs to be made before anything can move forward, based on discussions held among the members of the Finance Committee. Council Member Frank noted that the situation has changed since then. He stated that he contacted Mr. Polyniak today, and asked him to further explore with DCA what could be done on an emergency basis. Mr. Polyniak determined that something could be done on an emergency basis to help identify the extent of the problem. Council Member Meyerson noted that it had been discussed that, if something is not declared an emergency, no emergency appropriations can be made. If an emergency appropriation cannot be used, the work must be sent out for bidding. However, nothing can go out to bid until the cause of the problem is determined. Council Member Frank, who has been in contact with David Franz, the Public Library Director, so that he has preliminary data on just the repair, and he will be getting the information to Mr. Polyniak, including drawings. Mayor Arnowitz wanted to know if all of that would be possible to do without a vote, or is it necessary to take a vote to authorize Mr. Polyniak to move forward. Council Member Meyerson wanted clarification on what the Council Members would be authorizing. Mayor Arnowitz said he is trying to move forward in the quickest manner in order to get the elevator working, whether that means replacement or repairs. Council Member Frank recommended that the Council Members vote to authorize the Borough Engineer to do what is necessary to shorten the repair process. Mr. Polyniak stated that what he is trying to do is to acquire the necessary documents and drawings for the repair of the elevator, including the estimate and quote that has been received for the repair. He will review those materials, and determine if the existing damage can be declared an emergency. If it can be declared an emergency, a portion of the project can be accelerated, although that would not be the full repair of the elevator. Council Member Meyerson thought that Council Member Frank had mentioned the possibility of breaking this project up into two parts, the first of which would be to skip the long-term process just to find out exactly what is wrong with the elevator, which may require a specialized engineer to come in and diagnose what is wrong. That is what Council Member Meyerson believes should be step one and he wondered if that could be done without going out to bid.

Council Member Looes asked a question about the sensors that must be installed in the building. She wanted to know how they work, and asked Mr. Polyniak for a quick overview. Mr. Polyniak explained that the sensors would be located within the individual vent pipes in the building, and one sensor would be located in the open space area, where there are no vent pipes. The sensors measure the ambient air level and the methane level within the air, and an alarm will sound if the methane level exceeds the minimum explosive threshold. Council Member Looes asks what happens once the alarm sounds, and Mr. Polyniak responded that the building would have to be evacuated. Mayor Arnowitz asked if only the building would have to be evacuated, and Mr. Polyniak answered that it would probably be necessary to evacuate the entire park if that were to happen. Mayor Arnowitz suggested that an audible alarm be included, as well as a light, but the siren should make a different sound so it would not be confused with the lightning detection system alarm.

Council Member Pizzella asked for clarification that the DCA formally stated that there was not an emergency at the Public Library. Mr. Polyniak said he spoke with someone at the DCA, who explained that the Borough would not be permitted to declare an emergency for the full repair of the elevator. The representative did mention that if there were any public health or safety issues relating to the elevator failure, that aspect of the project could be explored with the potential for setting up the bid documents to send the remainder of the project out for bid. Mr. Polyniak also pointed out that, based on his firm's review of the documents and estimates for the repair, it is still possible that an emergency could be declared. Council Member Pizzella stated that Mr. Polyniak's firm would work to gather the documentation to support the emergency status of this situation, which Mr. Polyniak confirmed.

Next, Council Member Pizzella said it was his understanding that air testing was done at the landfill, and he assumed that the results of those tests came back. Mr. Polyniak responded that the test results came back with very good results with respect to ambient levels of methane. The air was also tested for levels of toluene and other AOCs, and there were some readings with respect to some of those other AOCs, but none of those readings exceeded any of the thresholds. Council Member Pizzella pointed out

that it is his understanding that some of those limits are rather low, and he wanted to know what the limits are. Mr. Polyniak responded that benzene was detected in concentrations of .31 ppb (parts per billion), which did not exceed the eight-hour time-weighted average of 1 ppb. Council Member Pizzella asked if, when the sensors are installed, they will be set to detect the lowest possible levels of access, which Mr. Polyniak confirmed. Council Member Pizzella asked if it is possible that the sensors would be activated often, and will there be some type of policy or protocol to address what happens when they are activated. Mr. Polyniak explained that the only way for the sensors to activate is if the venting system and/or the fans that exist within the building were to fail, or were turned off manually.

Police Chief Francaviglia asked if the sensors go off, is there any way the Police Department could be notified, because he does not want to rely on parents to take responsibility for evacuating the field. Mr. Polyniak said that could be done. Mayor Arnowitz pointed out that when the lightning detectors are activated, that is monitored at the Police Department front desk. Therefore, any other alarms that are installed at the field should also send an alert to the Police Department.

Council President Kelley pointed out that there is no phone system anywhere near the building on the field, which would make notification to the Police Department or anyone else difficult.

Council Member Meyerson asked if the Council Members were going to be authorizing Mr. Polyniak to do anything with respect to the sensors at this time, and Mayor Arnowitz said they were not, because it would have to be budgeted for 2015, once Mr. Polyniak finishes his review of the documents and quotation and makes his recommendations. Council Member Pizzella suggested that if that is to be included in the budget for next year, there should also be some type of communication policy and system included in that budget.

Council Member Frank asked if Mayor Arnowitz wanted a motion to authorize Neglia and Associates to review the Public Library elevator drawings and specifications, and to assist in determining the plan of repair to include a possible declaration of an emergency for work to return the elevator to service. Motion was made by Council Member Frank, seconded by Council Member Meyerson, and unanimously approved. Mayor Arnowitz stated that this is something that needs to proceed quickly, and asked Council Member Frank to inform Mr. Franz about what is happening.

Mayor Arnowitz asked if any of the Cub Scouts in attendance had any questions to ask at this time.

Tom Arcaro, 295 Saint Nicholas Avenue, asked about Mayor Arnowitz's reference to the costs associated with impaired driving. Mayor Arnowitz cannot remember the exact figure, but he said it was "billions and billions of dollars" and is much more than should be spent on that. However, more important than the money is the lives that are lost due to impaired driving. Council Member Meyerson pointed out when the drinking age was raised from 18 to 21, the number of lives that were lost was dramatically reduced.

Mayor Arnowitz addressed the Cub Scouts, saying that he appreciated their interest in government, and wished them luck with Scouting. He also said that he looks forward to someday attending their Eagle Scout award ceremonies.

MONTHLY DEPARTMENT REPORTS:

Ambulance Corps –

Construction Department –

DPW – Donald Russell, Superintendent of the Department of Public Works, presented the report for the month of November. Mr. Russell stated that Borough personnel are currently going around Hillsdale for the fifth time for leaf collection, and leaf collection is at its heaviest point right now. Section A is currently being finished, and Section B will be started soon. Regarding manpower, the DPW is one employee short due to a medical issue, and there is another employee who has a medical issue, but is doing light duty. The piston blew on the back of the hopper of one of the garbage trucks, which was out for two days for repair. It is working again, but there have been some other breakdowns on other vehicles, including a repair estimate on a garbage truck that is currently underway. Other problems were able to be repaired more quickly; the mechanic is been very busy keeping the trucks in good repair.

Regarding the snowstorm on November 26, the crews started salting at approximately 10:45 AM. They had been doing leaf collection that morning, but they switched to salting the roads and snow removal. Two trucks were sent out to spread salt, and they were able to do the majority of the roads in Hillsdale. At approximately 1:00 PM-1:30 PM, the snowplows were brought out to remove slush from the roads. Although only eight vehicles were available to do this, they were able to accomplish it. The trucks try to avoid the leaf piles whenever possible so the residents would not be upset and make more of a mess. Approximately 6 hours of overtime was incurred in this process.

Mr. Russell mentioned that the truck was returned from Cliffside Body; the truck had a malfunction

with the U-bolts, which were so rested they snapped. However, truck was usable during the storm. Mr. Russell passed around a picture of the refurbished vehicle.

Mayor Arnowitz wanted to confirm that, even with the number of vehicle breakdowns that have occurred, the DPW is set for the upcoming snow season as much as possible. Mr. Russell confirmed this, saying that he ordered 28 tons of salt. Mayor Arnowitz mentioned that two residents reached out to him after passing a resolution allowing outside plowing on the sidewalks. He confirmed with Mr. Russell that outside plowing services would not automatically be used, but would be made on a case-by-case basis, as Mr. Russell deems necessary. Mr. Russell confirmed this.

Council Member Frank recalled that the week of December 8 will be the last week for leaf pickup, which Mr. Russell also confirmed, adding that it was extended due to the snow. Mr. Russell also mentioned that December 8 would be the last day to put out leaves throughout Hillsdale.

Council Member Meyerson had a question about plowing in general. He asked if Mr. Russell prepares the streets the night before the storm is expected. Mr. Russell asked if he was referring to brining, which Council Member Meyerson confirmed. Mr. Russell said that is not done in Hillsdale, but River Vale and Woodcliff Lake do use that method. They also make their own brine. Mr. Russell stated that he had used brine in the past, and it can be effective, but it is dependent upon many factors. Council Member Meyerson asked if Mr. Russell recommends brining. Mr. Russell responded that he does recommend it to be used on main roads and hills, because it works well. Council Member Meyerson suggested that Mr. Russell should put that in his proposed budget for 2015. Mr. Russell said all it requires is a 500-gallon tank, and perhaps arranging for a trade of salt for brine with one of the neighboring towns. That would probably be enough to do all the main roads and the hills, as well as the streets around the schools. There is a 36-hour window in which brine can be put down in anticipation of the snowstorm. It is basically diluted salt. Council Member Meyerson asked if it would only be used for main roads, and not the secondary roads. Mr. Russell responded that, in order to do all the secondary roads, as well as the main roads, it would require approximately 3,000 gallons of brine, as well as the time involved in filling up the tank. He said that he would ask one of the neighboring towns if they would allow a test run to be made in Hillsdale to see how it works. Council Member Meyerson asked if Mr. Russell would consider including that in the budget for 2015, and Mr. Russell stated that he desperately needs vehicles, and must give that priority. Mayor Arnowitz pointed out that this topic was discussed with the previous Superintendent, who did not believe that brining is a viable alternative. He added that the issue was also discussed with Westwood, and they were willing to work with Hillsdale to get brine, but it did not work out at that time. Mr. Russell noted that the tanks can be purchased in Waldwick, and the name of the company is CTM. He purchased one of the tanks in the town where he used to work, and they made their own brine, which was very time-consuming. The efficiency of the brine is dependent upon the timing, as well as the temperature of the road. Mayor Arnowitz asked Ms. Russell to include that in the budget proposal for 2015.

In addition, Mayor Arnowitz commented that he spoke to the Borough Administrator and the Superintendent about an incident in the past in which someone fell going down the front steps of Borough Hall. In the future, if there is an icing situation, Mayor Arnowitz will close off the front of the building, so the only way to enter and exit the building during such times will be through the back entrance, in order to avoid injury.

Fire Department – Council Member Looes stated that there will be a new Santa schedule when the Fire Department goes on their rounds from December 16-18. Historically, they have gone through the Borough on a Sunday, but they have changed it to the new schedule. If there is a need, they will also go out on Friday, December 19. Schedules available on the Borough website and information will also be included on the schools' digital newsletters. Anyone who signs up for their Facebook and Twitter pages will get updates that evening, as well. Council President Kelley pointed out that the flyers are also available at the Borough Council meeting. Mayor Arnowitz asked if emails will be sent to Hillsdale residents about the new schedule. Council President Kelley said that the information is already on the website, and information will also be available in *Community Life*. He is also trying to make the information available through *Pascack Press*. It is hoped that the update can be posted as often as 15-minute intervals. Mayor Arnowitz asked if candy canes will be distributed, as has been done in the past, which Council President Kelley confirmed. The trucks will not stop, but there will be runners alongside the trucks to distribute the candy canes. The Chief's car will ride approximately one blockhead to warn everyone that Santa is coming so that children can be taken outside to see him. Council Member Looes also mentioned that there was a celebration honoring former Chief Bill Blinn for 40 years of service.

Board of Health – Council Member Looes mentioned that the rabies clinic was held. In addition, the bulk of the revenue that came in November was from food license renewals.

Hillsdale Library – Council Member Frank stated that their meeting is scheduled for next Monday, so he will have a report at the next meeting.

Police Department – Chief Francaviglia noted that the Council Members had copies of the October report in their folders, but he was going to present information for the month of November. There were three warrant arrests, two of them by Officer Woods, and one by Officer Kaplan. There was a drug arrest involving a motorist and marijuana by Officer Kaplan.

Chief Francaviglia mentioned that the “Drive Sober or Get Pulled Over” is a grant that was applied for by Sergeant McLaughlin, and received by the Hillsdale Police Department. It will commence this month, and will end on January 2, 2015. The initiative’s purpose is to combat drunk driving during the holiday season.

There were 143 motor vehicle summonses issued last month. In addition, new equipment was deployed during the past month: Narcan. All of the Department members were trained by Detective Diedtrich on its use, and each police officer carries Narcan with him/her. For people who were not aware, Chief Francaviglia explained that Narcan is a drug used to counter the effects of an opiate overdose, such as heroin.

A new Ford SUV was rolled out last month, which has been designated as Car 277. However, it is also been determined that Car 276 has a bad rear end. Although it is still operational, the mechanic has stated that its useful life is limited.

Regarding training, Chief Francaviglia noted that there were 12 training days for various types of officer training. Chief Francaviglia completed the Fairleigh Dickinson executive leadership course, a 10-week program that has been beneficial for him in learning some aspects of government. There were 90 dispatching shifts last month. Three of those were covered by police officers with no overtime, while one shift was covered by one officer with overtime.

Officer Camporeale participated in the babysitting clinic sponsored by the Health Department on November 6. Lieutenant Smith presented a program entitled “Your Children on Drugs” at a George White School HFFA meeting on November 12, and he also presented a heroine/opiate presentation at George White School to the seventh and eighth graders.

Mayor Arnowitz noticed a plethora of signs on the roads about pedestrian enforcement, and he asked if the signs should be moved to the curbs during the snow season. Chief Francaviglia said that will be done this week.

Mayor Arnowitz reminded everyone that the tree lighting will be tomorrow night, weather permitting. Council Member Frank noted that all Hillsdale police officers have been equipped with tasers for additional protection and giving them options other than lethal force. Chief Francaviglia said that the officers will also be testing the body cam with a microphone. Council Member Meyerson expressed the opinion that all of that equipment that the police officers wear must be very heavy. Chief Francaviglia noted that some police officers are now wearing thigh holsters to take the weight off their lower backs. Council President Kelley asked if there is any update on the vehicle that was being evaluated, and Chief Francaviglia responded that Alex Kaplan has been looking into it. Although it is designated for a police department, it can be lent to the Office of Emergency Management and other public safety departments. Officer Kaplan is monitoring the situation on a daily basis.

Recreation/Stonybrook – Council Member Looes gave the report for December 2014. She stated that the Recreation Commission meeting is scheduled for this Thursday, and the sports association agreements will be discussed. Council Member Looes also wants to get input from them regarding what they feel their role should be with the Borough. Mayor Arnowitz asked if they expect to have a quorum, and Council Member Looes responded that she hoped so. Mayor Arnowitz asked if that could be discussed if there is not a quorum, and Council Member Looes responded that it could be discussed, although no vote could be taken. A quorum is only necessary for voting.

Regarding Stonybrook, Council Member Looes mentioned that, as she has been discussing for the past several months, there are delays with the construction at the kiddie pool. There were some issues from the contractor, and the Stonybrook Commission members will be discussing those issues at a meeting with the contractor. The pools are now closed and they have been winterized. The commission is scheduled to meet on Monday, December 8.

OLD BUSINESS:

1. Status of Sports Association Agreements

Council Member Looes updated this in the previous discussion.

2. Employee Handbook Update

Ms. Witkowski commented that there is nothing to report at this time, but that the committee will be meeting again in January 2015.

3. Hillsdale Football Association (HFA) IRS filing

Ms. Witkowski stated that she has not received any updates on this matter, and no one has returned her phone calls.

4. Acceptance of Donation of Land, 49 Oak Street

Mayor Arnowitz asked if any updates were received about the owner of 49 Oak Street contacting the property owners on both sides. Ms. Witkowski noted that he has not done this, and he has not even considered approaching the neighbors. However, last night at the Finance Committee meeting, the property was reviewed again. One of the comments at a prior meeting had to do with the value of the property, which is approximately \$34,100. Taxes are approximately \$800. One of the stipulations proposed by the owner is to place a plaque somewhere on the property stating that it was donated in the memory of the owner's wife. The Finance Committee discussed the situation, and they chose to present the proposal to the Borough Council. However, they feel that the homeowner should inquire about the possibility of the neighbors dividing the property, rather than having the Borough take the property. Mayor Arnowitz commented that he and Mr. Russell took a look at the property, and at that time, Mr. Russell did not see how it would be of any benefit to the Borough, although he did not see that it would have any negative repercussions for the Borough.

Council Member Meyerson said that this situation has been discussed in the Finance Committee, and they could not come up with a reason why the Borough should accept the property. Council Member Meyerson believes that the neighbors would derive more benefit from the property than the Borough would. Mayor Arnowitz pointed out that the only benefit to the Borough would be the increase in open space, but there is no need to acquire open space at this time. Council Member Meyerson agreed that the size of the parcel is not very large, and the tax benefit would be lost to be Borough. Mayor Arnowitz added that the only problem with that particular property is that there is a catch basin on Oak Street going from one side to the other for which connects to the underground pipe running under Hillsdale Avenue. Periodically, the DPW has had to clear the debris out of the catch basin. Nothing else needs to be done to the property, and that would still be the responsibility of the Borough, because it is still the Borough right-of-way, whether the property is acquired or not. Council Member Meyerson added that the Borough will have the right-of-way to matter who owns property, to which Mayor Arnowitz agreed. Mayor Arnowitz suggested that the Borough Council wait and leave this matter on the agenda for future discussion.

Mayor Arnowitz stated that this matter will be kept on meeting agendas for future old business.

5. Senior Van Update

Mayor Arnowitz explained that the senior van is barely operational at this time, although it is still operating. Someone passed on to the senior citizens a grant which make a van available to the Borough free of charge. The grant that was presented to the Administrative Clerk at that time was only available in New York State. The Administrator, who was leaving at that time, was going to see if there were any similar grants available in New Jersey, but nothing has been found so far. Ms. Witkowski said that a grant has been found, although it is not a current grant. She spoke to a gentleman from New Jersey Transit said that it sounds like you had a eligible program to apply for the vehicle through a federal section program that is administered by New Jersey Transit, and the next applications for the grant will be released sometime in February 2015.

6. Bamboo Ordinance

There is a letter to be discussed later on in the meeting.

NEW BUSINESS:

1. Donation of Memorial Bench Veterans Park for Colin Michael Doyle

Mayor Arnowitz asked where the donors would like the bench to be placed. Council Member Frank recalled that when the monument for Joan D'Alessandro was discussed, there was a discussion about what should be placed in Veterans Park. Council Member Frank explained that Mr. Doyle was a young man who lived in Hillsdale and passed away when he was 22. Council Member Frank thinks it is wonderful idea, and Beechwood Park and Memorial Park are available, as well as other places where a nice bench would be welcome and memorialize this young man. However, he is not sure that proper place the bench is in Veterans Park. Mayor Arnowitz pointed out that before the present benches were put in the park, the Borough Council was trying to figure out a way to get people to donate benches, and the project moved

forward because grant money was received at that time. Mayor Arnowitz noted that two benches were donated by a group in memory of the 9/11 victims, one of which is in front of Borough Hall, and the other is by the Fire Department headquarters. Council Member Meyerson recalled when he first joined the Borough Council that benches were going to be sold, but Mayor Arnowitz stated that the program never moved forward. Council Member Meyerson asked if the benches were limited to veterans at that time, and Mayor Arnowitz said that they were not. Mayor Arnowitz explained that, when the Joan D'Alessandro Memorial was erected, it was thought to be rather overwhelming for that park, and to put up another similar structure was not a good idea. There are trees in Veterans Park that are dedicated to individuals who are not veterans, although Mayor Arnowitz considers the victims of 9/11 to be victims of terrorism, which is an act of war. He asked what the other Council Members would like to do about this. Mayor Arnowitz commented that he does not know where another bench could be put in Veterans Park.

Council President Kelley agreed that Veterans Park should be kept for recognition of veterans. There are many other locations in Hillsdale that could benefit from having a nice bench, and they should be considered.

Mayor Arnowitz commented that this evening, a Scout approached him looking for an idea for an Eagle Scout project, and Mayor Arnowitz suggested that something could possibly be done once the Tandy/Allen property is acquired, such as a cleanup of the property. In addition, he pointed out that there is a place along the stream by Kings Supermarket and the post office, and it would be nice to consider placing some benches in that area. Council Member Meyerson thought that was a great idea, because people like to walk along that area, and it would be nice to have a place to sit.

The consensus among the Council Members that the bench would not be placed in Veterans Park and suggestions for other areas could be sought from the Doyles. One of the areas to be suggested will be the area along the stream between the new bridge and Kings Supermarket. Council Member Meyerson thinks there should be a plan, and benches should not just be placed anywhere along the stream. Mayor Arnowitz suggested that perhaps 3-4 benches could be placed along the stream.

The Borough Administrator will get back to Mr. Doyle and report to the Council Members.

DISCUSSION:

BUDGET:

1. Supplemental Sidewalk Snow Removal Services
Mr. Russell reported that this was sent out for rebid.

2. Interlocal Service Agreement with Northvale for Leaf Grinding Services
Mayor Arnowitz explained that leaves are taken to Northvale for grinding, which is very convenient. Council Member Meyerson asked if the vote on this taken next week, or if this is just an informational issue. Ms. Witkowski responded that there will be a vote next week. Mayor Arnowitz noted that the vote is taken every year. Council Member Meyerson noted that the fees have increased, and the service provider is asking for a 1-3 year agreement. The fees have increased over the past three years from \$8 to \$8.25, and are now at \$8.50. That was discussed at the Finance Committee meeting last night, and the members believe that if this contract is not accepted, and the work is sent out for bid, it will result in more costs to the Borough. Mayor Arnowitz suggested that the Borough accept a three-year agreement. This will be put on the agenda for next week.

3. Cancellation of Special Item of Revenue and Offsetting Appropriation in the 2014 Swimming Pool Utility Budget
Council Member Frank noted that this comes out of revenue, as well as appropriations.

4. Chapter 159 Resolution – Drunk Driving Enforcement Fund
The proclamation was read earlier tonight.

5. Authorize Tax Appeal Settlement, 24 Broadway, Block 1306, Lot 10 – Valley National Bank
Mayor Arnowitz asked how much the settlement is. Ms. Witkowski responded that the refund is \$1,262.76.

6. Resolution Adopting MOU Pitman Schedule
This was discussed earlier. Mayor Arnowitz pointed out that will be put on the agenda for a formal vote, which Ms. Witkowski confirmed, adding that it will also authorize Mayor Arnowitz and Ms. Witkowski to execute the agreement, when it is finalized.

7. Cancellation Resolution – 2014 Budget – Community Development Barrier-Free Borough Hall/Clean Communities/Click It or Ticket

8. Budget Transfer WITHIN CAP-PERS – Municipal Court

Council Member Meyerson explained that something was placed in the wrong budget line, and the amount is \$100, which must be moved to the correct budget line item.

9. Chapter 159 Resolution – Budget Insertion – Radon Awareness Program

Council Member Meyerson explained that this pertains to funds to be received for the radon kits.

10. Authorization – Maser Sign Ordinance

Council Member Meyerson reminded everyone that this already passed, but an authorization is needed to approve the funds to be spent.

POLICY:

1. 2015 Council Meeting Schedule

Mayor Arnowitz recalled that it was agreed that the meetings would continue to be held on the first and second Tuesdays of each month, but Council Member Meyerson reminded him that the schedule must be approved. Ms. Witkowski pointed out that the Council Members will vote on it next week, as well as voting on the Reorganization meeting and setting the *sine die* meeting for 12:30 PM on the same day as the Reorganization meeting. Mayor Arnowitz asked to have a copy of the meeting schedule sent to the Council so they are aware of it for the January meeting. Council President Kelley asked if the schedule could also be sent to the Planning Board, because they are waiting for the Borough Council schedule before they set their schedule.

2. Set *Sine Die* 12:30/Reorganization Meeting, January 4, 2015, 1:00 PM

Mayor Arnowitz noted that this is, as usual, to be held on the first Sunday in January.

3. Clothing Bins Located at King's

The bins are located on the side of the lot closest to the railroad tracks. Mayor Arnowitz noted that there were problems in the past due to people dropping off items that do not fit in the bins, which becomes unsightly. Council Member Looes pointed out that the letter states that they would like to have the bins moved to the west lot, which the Council Members do not support. Relocating the bins to a spot near the Brook would not be a good idea, due to the extreme flooding that occurs in that area. It was proposed that the bins could be relocated to the Borough west lot, on the grassy area on the southeast side of the property, close to Wendy's. Council Member Meyerson commented that if the bins are put at the west lot, the Borough would receive the money for the bins, instead of Police Department. Mayor Arnowitz stated that the amount of money that would be received is negligible, and based on what occurred in the ShopRite parking lot in the past, having the bins over there could be a problem. He added that if they are placed in the west lot, it would require the Borough to maintain the area around them. In addition, flooding occurs at the west lot. The consensus among the Council Members was that no bins should be in the west lot, or in the DPW lot.

4. Approval of Bylaws, Board of Fire Officers

Council Member Looes explained that the Board of Fire Officers approved bylaws, but it must be by the Council. Mayor Arnowitz asked if the Fire Committee looked at this, and Council Member Looes said they have not. Council President Kelley said that there are no major changes, but old policies have been updated. Mayor Arnowitz asked everyone to please review the bylaws, because a vote will be taken on this.

5. Resolution Pascack Valley High School Stigma-Free Group

6. Memorandum of Understanding, FEMA Generator, United Methodist Church

Mayor Arnowitz explained that this is an offshoot of when the installation of the generator was attempted at the Public Library, which did not work out, and it was discovered that one could be installed at the Methodist church to aid the Food Pantry, as well as the possibility of having a shelter there. There is no cost to the Borough for this. Ms. Witkowski noted that the Borough Attorney created the memorandum of agreement, which she submitted to the OEM team, who have sent it to FEMA for review.

7. Letter Dated November 5, 2014, from George Kritzler, 275 Pascack Road – Bamboo Ordinance

Council Member Meyerson recalled that the Council Members had decided to bring the old ordinance back up again. Ms. Witkowski noted that, along with all the other documentation provided by Mr. Kritzler, he

also included the ordinance that was not adopted, as well as an ordinance from another municipality. She asked if anyone had had a chance to review those materials, and if they wanted to change or incorporate anything. Council Member DeGise said he is ready to make a report next week on the ordinance that was not adopted, because he thinks it was misunderstood that anyone who currently has bamboo would have to get rid of it, which is not the case. The ordinance will be introduced in January for adoption. Mayor Arnowitz asked if the Council Members feel it is necessary to notify the people who spoke against the ordinance of its possible adoption. Council Member Meyerson thinks it would be fair to notify them, and Ms. Witkowski said she thinks she could do that.

MISCELLANEOUS:

1. Letter Dated November 16, 2014, Jonathan DeJoseph, regarding Medical and Dental Coverage
Mr. DeJoseph asked who was reviewing the medical and dental coverage, because a couple of things were wrong. Mayor Arnowitz spoke to Ms. Witkowski about it, and it was already being reviewed as part of the regular review of employee agreements. Ms. Witkowski commented that Mr. DeJoseph also addressed to retirees who are currently receiving dental insurance. She has a list of people who are receiving dental insurance who are either retired or simply no longer work in the Borough, and she can review the details to see if they are entitled to receive it through their contracts and send an appropriate letter. As far as newly-hired DPW employee not covered under the Direct 15 contract are concerned, this was addressed with the State, who said they cannot go back and give the Borough a credit, but they will be changed as of January 1, 2015, to reflect that they will be covered under direct 15, per the contract. The letter went out to the employee to pay the difference in coverage back to the Borough, and Ms. Witkowski needed to know if the payback should be done via paycheck withholding or through personal check. She also found out that the DPW contract states that the employees can only have New Jersey Health Benefits Direct 15. According to the State, they are limiting any collective bargaining groups to one particular plan. A resolution must be passed to reflect this, and four categories must be given for the employees to choose from. She asked if Mr. DiYanni had ever dealt with anything like this before. He responded that it is somewhat familiar, and he did recall seeing something similar in other municipalities. However, Mr. DiYanni said he would have to research the matter a bit further. Ms. Witkowski said she would send the resolution to everyone to ensure that she has the correct names of the programs to be included in the selections.

Council Member Pizzella asked if the people to be notified are supposed to be receiving these benefits. Ms. Witkowski responded some of them are, according to their particular agreements. One person who receives it is paying for it, while there is another one who is apparently receiving it at the Borough's expense, although Ms. Witkowski said she would have to get more details about each particular situation. Council Member Meyerson noted that apparently, deals were made in the past, prior to the present Borough Council, which were special deals given to people when they left Borough employment. Some of those deals included medical and/or dental insurance, and Council Member Meyerson thinks the question is appropriate, to find out how many people are receiving dental insurance as a result of these deals, and whether the deals were approved by the Borough Council at the time. They need to be reviewed individually to answer those questions, and the Council Members must decide each one on an individual basis. Council Member Pizzella pointed out that it would be helpful to have input from Borough Attorney Bernstein as to whether the deals are valid.

2. Electronic Message Dated November 24, 2014, from Laura Calabria resigning from the Environmental Commission, effective immediately

Mayor Arnowitz commented that he has already received a name from the Environmental Commission chairperson, which he will submit next week. The nominee is Sachiko Goodyear. Mayor Arnowitz added that, in the past, unless there was a specific problem, the Borough Council went along with the recommendation made by the Environmental Commission.

3. Calendar Raffle License, St. John the Baptist Church, March 2, 2014-June 19, 2015

ORDINANCES:

14-17 (*Adoption December 9, 2014*)

AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT CHAPTER 260 OF THE HILLSDALE BOROUGH CODE, ENTITLED "STREETS AND SIDEWALKS" – MOST NOTABLY, SECTION 260-16, ENTITLED "STREET OPENING REGULATIONS," WITH THE ADDITION OF SECTION 260-16.1 ENTITLED "SPECIFICATIONS AND PROCEDURES FOR PAVEMENT"

BE IT ORDAINED by the Borough Council of the Borough of Hillsdale, County of Bergen, that the Hillsdale Borough Code is hereby amended, revised and supplemented as to Chapter 260, entitled "Streets and

Sidewalks”, most notably Section 260-16, entitled “Street Opening Regulations” with the addition of Section 260-16.1, entitled “Specifications and procedures for pavement” as follows:

§ 260-16.1 Specifications and procedures for pavement.

The following specifications and procedures shall be applicable to all pavement on roads and streets within the Borough of Hillsdale:

- A. For openings of less than one hundred (100) square feet in surface area, the upper seven and one-half (7 ½) inches of trench shall be filled by the applicant with graded one-and-one-half-inch (1 ½) stone equal to the applicable and current State Specification(s), with dust, compacted by a five-ton roller. After twenty-four (24) hours of traffic, or other period as stipulated by the appropriate Borough official, the edges of the trench shall be saw cut parallel to the street center line and six (6) inches outside the widest trench limits, after which the upper three and one-half (3 ½) inches of stone shall be removed and final pavement shall be constructed. After thirty (30) calendar days, and after six (6) months, the applicant shall place fine aggregate bituminous concrete in depressed areas to form a smooth, even street surface.
- B. For openings of greater than one hundred (100) square feet in surface area, the upper seven and one-half (7 ½) inches of trench shall be filled by the applicant with five (5) inches of graded one-and-one-half-inch (1 ½) stone equal to the applicable and current State Specification(s), with dust, and one and one-half (1 ½) inches of stabilized base material equal to the applicable and current State Specification(s), compacted by a ten-ton roller. The surface shall be maintained by the applicant for not less than thirty (30) calendar days and, at the discretion of the appropriate Borough official, to a maximum of ninety (90) calendar days, such that maximum surface depression is one (1) inch. Thereafter, the edges of the trench shall be saw cut parallel to the street center line and six (6) inches outside the widest trench limits, after which the upper three and one-half (3 ½) inches of material shall be removed, and final pavement shall be constructed. After six (6) months, the applicant shall place fine aggregate bituminous concrete in depressed areas to form a smooth, even, street surface.
- C. For emergency openings from November 15 through March 31, the procedure shall be the same as for openings greater than one hundred (100) square feet, except that temporary paving material may be approved cold patching compound, if hot material is not available.
- D. Final pavement in all cases shall be four (4) inches of graded one-and-one-half-inch (1 ½) stone, equal to the applicable and current State Specification(s), with dust, two (2) inches of stabilized base material equal to the applicable and current State Specification(s), one and one-half (1 ½) inches of fine aggregate bituminous concrete equal to the applicable and current State Specification(s), feathered over a twelve-inch (12) width of tack coat, to meet adjacent surfaces. All thickness shall be as measured after compaction by a ten-ton roller.
- E. Where a trench exceeds one hundred (100) feet in length, a one-and-one-half-inch (1 ½) surface course shall be placed from curb to curb on all streets. Where a trench exceeds six (6) feet in width, or is skewed to street center line or is connected to spur trenches, a one-and-one-half-inch (1 ½) surface course shall be placed from curb to curb. In all cases the surface shall be cleaned and tack coat placed before application of surface course, which shall be feathered toward each curb.
- F. Upon prior approval of the appropriate Borough official, subgrade stone may be replaced with an equivalent thickness of stabilized base material.
- G. The roadway restoration and trench repair as stipulated within this ordinance shall be followed. If it is found during trench excavation that a roadway section is thicker than stipulated within this ordinance, the existing, thicker pavement section shall be constructed.
- H. All roadway restoration work shall be performed to maintain current drainage patterns. In addition, unless authorized by the Borough, roadway surface grade elevations shall not change. If milling is necessary to satisfy these requirements, milling shall be performed in accordance with current NJDOT regulation and in accordance with the requirements as stipulate by the Borough and its professionals.

NOW THEREFORE, BE IT FURTHER ORDAINED that this Ordinance, if adopted by the Borough Council shall, within five (5) days after its passage, Sundays excepted, be presented to the Mayor and Borough Clerk. The Mayor shall, within ten (10) days after receiving the ordinance, Sundays excepted, either approve this Ordinance by affixing his signature thereto or return it to the Council by delivering it to the Borough Clerk together with a statement setting forth his objections thereto or any item or part thereof. This Ordinance or any item or part thereof shall not take effect without the Mayor's approval, unless the Mayor fails to return this Ordinance to the Borough Council, as prescribed above, or unless the Borough Council, upon consideration of this Ordinance following its return shall, by a vote of two thirds (2/3rds) of all of the members of the Borough Council, resolve to override the veto.

RESOLUTIONS:

R14239 Endorsing Resolution for Community Development Block Grant Application for the Restoration of Hillsdale Historic Bathroom Renovation Project at the Train Station

WHEREAS, a Bergen County Community Development grant of \$49,800.00 has been proposed by the Governing Body of the Borough of Hillsdale for the Hillsdale Historic Bathroom Renovation in the Borough of Hillsdale, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Hillsdale, and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Hillsdale hereby confirms endorsement of the Hillsdale Historic Bathroom Renovation project, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

Motion to approve by Council Member Meyerson, Second by Council Member Frank, and unanimously approved.

R14240 Endorsing Resolution for Community Development Block Grant Application FY2015 for the Facility Improvement of Park Avenue Group Home Windows, with Hillsdale

WHEREAS, a Bergen County Community Development grant of \$25,000. has been proposed by, Care Plus NJ, Inc. for Park Ave Group Home Windows in the municipality of Hillsdale; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Hillsdale, and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Hillsdale hereby confirms endorsement of the aforesaid project, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

Motion to approve by Council Member Meyerson, Second by Council Member Looes, and unanimously approved.

PUBLIC COMMENT:

Paul Hummel, Community Life Newspaper, asked Council Member Frank to spell the name of the engineering company (Neglia).

Ann Cron, 187 Magnolia Avenue, asked about the bin for electronics at the recycling center. She wanted to know if the Borough makes any money from that bin. Ms. Cron said she has been down there several times in the past two weeks, and she has seen men there, grabbing armloads of electronic equipment and leaving. They are not employees of the DPW and Ms. Witkowski said she will take care of it.

At this time, Mayor Arnowitz closed the meeting for public comments.

COUNCIL COMMENTARIES:

Council Member Meyerson commented that it is getting wet for him outside, and cautioned everyone to drive carefully.

Council Member Looes acknowledged the Eagle Scout ceremony for three young men from Hillsdale which she and Mayor Arnowitz attended. They presented the young man with a proclamation from the Borough. The three young men are Jacob Boyle, Eric Stigliano, and Brian McKenna. She also stated that she looks forward to seeing everyone at the tree lighting tomorrow night. Mayor Arnowitz noted that there is a rain date for the tree lighting, which is Thursday, December 4.

Council Member Frank wished Borough Attorney Bernstein good health. He also stated that, because he will no longer be a Council Member in several weeks, and he wanted to note that, in his 40th year as a Hillsdale resident, he did not know a lot for perhaps 25-30 of those years, but in the past several years, he has learned what significant contributions the volunteers and employees make in Hillsdale. He thanked all of them, and said he did not realize the depth of work that was required to make the town run so smoothly. Council Member Frank also included the people on the dais, and at the table.

Council Member Pizzella mentioned that Hillsdale Helping Hillsdale, which is an organization that works with the local assistance board, is having a giving event on December 19. There is a giving tree in the post office, and people can get an ornament which will tell them what to donate. Also, the funds for gift certificates are very low, and Council Member Pizzella asked everyone to please remember those less fortunate.

Council Member Pizzella also reported on the window painting event, the unveiling of which is scheduled for December 18. The art students from Pascack Valley High School will come and decorate windows on Broadway. In addition, James Alba, who has taken the initiative in the Chamber of Commerce project, has managed to get the School of Rock to sing Christmas carols at each window. More than 20 storefronts are scheduled to be painted, and there may not be enough students to paint them all, so they will try to make sure that the painted windows are spaced evenly throughout the town. Council Member Looes mentioned that her sister-in-law, who grew up in Hillsdale, remembered that this was done a long time ago, when children could sign up to paint and decorate a window that was assigned to them. Council Member Pizzella asked everyone to come out and look at the windows.

Finally, Council Member Pizzella mentioned that a phone call was received today from Mary Hopper, who is the liaison for the Historic Preservation Commission for Bergen County. They are currently reviewing the application for the grant for the train station, and although they provide one of the recommendations, Ms. Hopper seemed very positive about the grant. Nine applications have been received this year, and Ms. Hopper came to inspect the train station today with Ms. Witkowski and Mr. Russell.

Council President Kelley suggested that if anyone had any questions about the Santa schedule, to go on Facebook or twitter and asked the questions, because they are monitored in real time, and the questions will be answered. Alternatively, people could go to the Fire Department headquarters, but it is always very busy in there.

Council President Kelley also mentioned that two new cadets will be sworn in next week, and it is very gratifying that the young people in Hillsdale are willing to serve their community. He also congratulated Bill Blinn on his 40-year milestone.

Finally, Council President Kelley mentioned that on Saturday at 4:00 PM, the Pascack Valley High School Football Team will be playing at MetLife Stadium in their second consecutive State championship game.

Ms. Witkowski mentioned that she gave the newly-elected Council Members, as well as the returning Council Members, paperwork on the class in January. She asked that they please let her know if they are interested in attending so that she can make the necessary arrangements.

Ms. Witkowski also reiterated what Councilmember Pizzella said about the train station. She and Mr. Russell met with Ms. Hopper, who asked a lot of questions. Ms. Witkowski told her that a grant application was being submitted. Ms. Hopper seemed to like the look of the train station. When they went upstairs, the railroad club was setting up a display, and it has made quite a difference. Everything is now organized and stacked on shelves. They are holding an Open House on Saturday and Sunday, December 6-7, from 1:00 PM-4:00 PM. Ms. Witkowski has also received word that people will be coming tomorrow to patch up the roof and he saw the other minor work to get started with things. Council Member Pizzella stated that it is important to note that the two things in which the people reviewing the grant applications are interested were: a) that the train station is not being used just as a train station; and b) that the damage will be mitigated with the grant money.

Mayor Arnowitz reiterated information about the tree lighting tomorrow night at 7:00 PM. A special visitor will be coming for the children. The train station is also open for demonstrations by the train club, starting at 5:00 PM tomorrow afternoon. Mayor Arnowitz said the display is a wonderful thing for adults as well as children. He cautioned that the facility is not handicapped accessible.

Mayor Arnowitz also thanked everyone who donated turkeys to the Food Pantry. It goes a long way in helping those who are less fortunate. The Food Pantry also takes gift cards, as well as cash. Any help is appreciated.

Regarding the microphones in use by the Borough Council, Mayor Arnowitz noted that everyone had demonstration tonight of how defective they are. Planning Board meetings are a "comedy of errors," with people passing around one microphone that is shared among everyone. Mayor Arnowitz said that something must be done about the microphones in Borough Hall. They are not directional, nor are they convenient. Half of them work, and the other half does not. New microphones are essential for 2015.

Regarding the Planning Board, Mayor Arnowitz mentioned that their budget and bills have been discussed over the past few months. This week, he received two telephone calls complaining about the inability to get on the Planning Board agenda because of the volume of work they are doing. One person offered to pay for the expense of a special meeting, but has not yet received an answer. Mayor Arnowitz noted that the Planning Board is extremely busy, and he believes it is due to some big cases they are dealing with that are taking a long time. It is hoped that they will be settled soon, and some assemblance of normalcy can resume. This year has been a terrible one for the Planning Board with respect to volume, and 2015 does not look much better, because they will have to catch up.

ADJOURN TO CLOSED SESSION: @9:38 PM

R14241 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, negotiations; personnel; potential litigation; shared services agreement.

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(b) 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 agreements.
- (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 (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 by Council President Kelley, Second by Council Member Looes, and unanimously carried.

RECONVENE REGULAR MEETING: @10:03 PM

Motion to reconvene regular session was made by Council Member Looes, Second by Council Member Frank, and unanimously carried.

Borough Attorney DiYanni said let the record reflect all members of the governing body present for commencement of the executive session and are present for the recommencement of the open session, as well as the Borough Clerk/Borough Administrator, the Borough CFO, and the Borough Attorney.

There was a discussion by the Borough Attorney of an update on the collective bargaining agreement/negotiations with the DPW, UPSEU, and crossing guards. In addition, there was a status update on the anticipated litigation of the community host agreement. There was also some discussion of two employment matters, at a potential shared services agreement. No further action needs to be taken on that matter.

ADJOURNMENT: @10:05 PM

Motion to adjourn was made by Council Member Frank, Second by Council Member Meyerson.

THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE
WEDNESDAY, DECEMBER 9, 2014 – BEGINNING AT 7:30 P.M.



Susan Witkowski, Municipal Clerk

APPROVED AS PRESENTED
JANUARY 20, 2015



Susan Witkowski, Municipal Clerk

