

Minutes of a Council Meeting of the Borough of Hillsdale held at 1:00 PM on Sunday, January 4, 2015, 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.

INVOCATION:

Pastor Brian Neville

OPEN PUBLIC MEETING STATEMENT:

This meeting is for the purpose of conducting the Annual Reorganization Meeting of the Hillsdale Borough Council on this 4th day of January 2015. Public Notice of this meeting was given to The Ridgewood News, The Record, Pascack Press and Community Life newspapers; a copy was posted on the bulletin board outside of this meeting room, a copy was filed in the office of the Borough Clerk and a copy was posted on the Borough web site.

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

RECOGNITION OF DIGNITARIES:

Mayor Arnowitz introduced Bergen County Freeholder Maura DeNicola and State Senator Gerald Cardinale.

ADMINISTERING OATH OF OFFICE:

Anthony DeRosa–CouncilMember	Term ending 12/31/17	Freeholder Maura DeNicola
John Ruocco – Council Member	Term ending 12/31/17	State Senator Gerald Cardinale

Mayor Arnowitz invited Council Member Ruocco to come up and take his Oath of Office. Before administering the Oath of Office, Senator Cardinale told everyone present that they were politicians, which came from a Greek word for people who are interested in their town, as residents of Hillsdale are. Senator Cardinale said that being present today demonstrated that interest, and Hillsdale is a very nice town. It is not an accident that northern Bergen County has such nice towns, because residents are willing to stand up, leave their families and jobs for many hours, and give those hours to their fellow citizens. That is what makes these towns great. Ceremonies like this continue those policies and that kind of precedent. Senator Cardinale then administered the Oath of Office to Council Member Ruocco.

Next, Mayor Arnowitz invited Council Member DeRosa to come and take his Oath of Office. Freeholder DeNicola administered the Oath of Office to Council Member DeRosa. Freeholder DeNicola congratulated the two new Council Members, as well as everyone who runs in an election. She noted that it takes a lot of effort to put one’s self out there, and as the Senator said, everyone is in this together. Freeholder DeNicola prefers to use the term “public servant,” rather than “politician,” and added that it is days like this, in places like Hillsdale, that makes her very proud of what she does. She thanked everyone for coming, and wished everyone a Happy New Year. You

ROLL CALL OF 2015 HILLSDALE MUNICIPAL COUNCIL:

Present:

- Mayor Max Arnowitz
- Council Member Jason DeGise
- Council Member Anthony DeRosa
- Council Member Chrisoula Looes
- Council Member Lawrence Meyerson
- Council Member Frank Pizzella
- Council Member John Ruocco

STATE OF THE BOROUGH ADDRESS:

Mayor Max Arnowitz

Every year the Mayor gives a state of the Borough address as to where we have been, and where we are going. Mayor Arnowitz wished everyone a happy and safe New Year. He stated that he is looking forward to 2015, and hoped that it will bring change for the good to Hillsdale. The coming year will be a difficult one, and the Borough Council has a very tough time ahead. Everything they will do, in some way, will come down to budgetary considerations.

A viable source of funding was lost in 2014 when Waste Management left Hillsdale. The Borough has not received host community funds from that company since February 2014, and there are some outstanding payments due to them. All of that will be worked out, but those funds have to be found. The bottom line behind the reason why Waste Management left the Borough was because their contract expired in 2014. Based on the money that host community people were getting throughout the State of New Jersey, the amount that Hillsdale was getting most likely would have decreased. The opinion given 15 years ago, when Waste Management first came to Hillsdale, was that the transfer station here, compared to other transfer stations, was considerable because it was in the center of town. It is a mixed blessing. Mayor Arnowitz has always felt that a facility like that does not belong in our community. It was detrimental to the people living close to it, as well as people who lived along the truck route. It was also detrimental to the entire Borough because of the reduction in property values that accompanied having such a facility in the town.

Mayor Arnowitz announced that he will be creating a new Committee today: an Economic Advisory Committee (EAC). Some professionals will be invited to join the committee to examine the development of Hillsdale, whether in existing areas, or to change existing zoning designations. Mayor Arnowitz assured everyone that, as with all of his policies in the past, everything will be done in an open forum. Unless the Borough Council is told that, for legal reasons, matters must be discussed in Closed Session, everything will be done in public, as Mayor Arnowitz has always tried to do in the past. Unfortunately, any ideas or plans formulated by the EAC will not bring any immediate relief, but will come to fruition in the future. Right now, the focus of the Borough Council is to try to find ways to get revenue in 2015. Mayor Arnowitz believes that all of this is possible with this new Borough Council. In addition, the Borough Council will be examining the Stonybrook Swim Club. Membership is decreasing, which is not a unique problem. The Council Member will try to find ways to increase membership. Mayor Arnowitz believes that everything is possible, and he reiterated that everything must be taken care of in the future.

Another area of concern is the unique position Mayor Arnowitz finds himself in for 2015. The Borough Council is split, with three Democrats and three Republicans. That means that Mayor Arnowitz will most likely find himself being forced to break the tie. Mayor Arnowitz does not consider himself a Democrat or Republican, but a "Hillsdale person". He will continue to vote for what he believes is best for Hillsdale. In addition, Mayor Arnowitz stated emphatically that he will not vote to break a tie on something brought up at the last minute, unless the Borough Council has an opportunity to research the issue, so that the Council Member are not forced to vote on something with which they are not familiar. Although urgent problems do occur and must be voted on immediately, Mayor Arnowitz wants everyone to have an opportunity to research any issue. He added that it is up to the individual Council Member to do that research. Mayor Arnowitz suggested that anyone who is not had a chance to research an issue should abstain from the vote on that issue.

Hillsdale is the "Jewel of the Pascack Valley". Mayor Arnowitz said it is the best town and Borough in the Pascack Valley, as well as in Bergen County and the State of New Jersey. He pledged to the residents of Hillsdale and the residents of the Pascack Valley who pass through Hillsdale that they will find Hillsdale to be the safest, cleanest, and nicest place to live. It will not be easy, but it is attainable. Mayor Arnowitz thanked everyone for their support, and added that people in the audience are the ones who make everything happen, with the help of the Council Members.

COUNCIL REMARKS:

Council Member DeGise welcomed Council Member DeRosa and Council Member Ruocco to the Borough Council. He said he is pleased to have them there and to work with the new knowledge and ideas that they bring. Council Member DeGise said that change is always something that has to be embraced in a positive way, although it has always been a bit difficult for him to do so. However, that is what keeps moving Hillsdale forward. He is pleased to be working with the two new Council Members, as well as the rest of the Borough Council in 2015 as they try to meet the challenges that will come.

Council President Pizzella congratulated the two new Council Members, who he said worked very hard to get here. They will bring new ideas, and Council President Pizzella is looking forward to working with them, as well as with everyone else on the Borough Council. Together, they can accomplish great things for Hillsdale. As Mayor Arnowitz noted, they will not always agree, but Council President Pizzella hopes that they can learn to respect each other and work together to do what is right for Hillsdale.

Council Member Looes welcomed the two new Council Members, and said she is looking forward to

working with both of them. She agreed with Council Member DeGise that it is difficult to be a Council Member, and she thinks it is great to have new, fresh ideas and new perspectives, which they can offer to the Borough Council.

Council Member Meyerson congratulated the new Council Members. Running for office is difficult and time-consuming, as well as exhausting, but so is serving the public. However, they find within the first five minutes what an honor and privilege it is to serve on this Council, in this town. The coming year will be a challenging one, as Mayor Arnowitz stated, and for the reasons he stated. This is a group of talented, creative people, and Council Member Meyerson believes they will find solutions to all of their problems in a challenging and creative way, because they have to. Council Member DeRosa and Council Member Ruocco will add their creative solutions and leadership to what needs to be done, and Council Member Meyerson is looking forward to working with them.

Council Member DeRosa said it was nice to be back on the Borough Council. He thanked his family for their support during his campaign, and thanked them in advance for the challenges that are coming. He also thanked former Council Member Frank and former Council President Kelley, saying that very few people know the sacrifices that are required to do this job, and he thanked them for making the sacrifices. Council Member DeRosa also thanked Freeholder DeNicola for administering his Oath of Office. Most importantly, Council Member DeRosa thanked all the residents put their trust in him and Council Member Ruocco. He was truly humbled by the overwhelming support, and Council Member DeRosa said he takes the responsibility very seriously and promised to do his very best. Council Member DeRosa mentioned that many votes will be following for professional appointments in the Borough, and he reached out to many residents to get input about how things are going in Hillsdale, and based on that input and his own observations from meetings, Council Member DeRosa formulated his own opinions about professionals who can serve the Borough. He also mentioned that there are three Democrats and three Republicans on the Borough Council, which Council Member DeRosa believes is extremely healthy for the Borough. It should make for spirited debate and a better outcome for Hillsdale. Council Member DeRosa closed by saying that he looks forward to working with everyone.

Council Member Ruocco said he was humbled and honored to be here, and he thanked the residents for showing their support. Council Member Ruocco believes that holding office is a sacred public trust and should not be taken lightly. Council Members must use their best judgment to do the right thing for the greater good, and not for individual interests. All of the Council Members are obligated to set the correct tone at the top, and he is committed to do that to the best of his ability. Council Member Ruocco thanked his family, especially his wife, for standing by him during the campaign and helping him a great deal. He also thanked Senator Cardinale for administering his Oath of Office, and also thanked Freeholder DeNicola for coming to this meeting. In addition, Council Member Ruocco thanked the Borough employees who met with him over the past couple of weeks to help him understand what their jobs were and issues and problems they face. In particular, Council Member Ruocco thanked Chief Francaviglia, Lieutenant Sean Smith, and Donald Russell of the DPW, as well as Ms. Witkowski, for their time. Council Member Ruocco said he looks forward to working with all of the other Council Members.

NOMINATION AND ELECTION OF COUNCIL PRESIDENT:

Mayor Arnowitz asked for a nomination put forward to be elected as Council President for the year 2015.

Council Member Ruocco nominated Council President Pizzella for Council President, second by Council Member DeRosa.

Council Member DeGise commented that he is pleased to see some of the changes that will be coming in 2015, but he thinks that over the last two years, there has been a lack of leadership in the Borough Council, and Council Member DeGise does not believe that Council Member Pizzella is the type of leader who can bring both sides together as Council President. Council Member Looes added that she was hoping that the Council President would be someone who could bring the sides together, and work with those parties in the Borough Council, without allowing personalities to get in the way.

Roll Call Vote:

Ayes: Council Members DeRosa, Looes, Meyerson, Pizzella, Ruocco

Nays: Council Members DeGise

Mayor Arnowitz administered the Oath of Office to Council President Pizzella.

BOROUGH ATTORNEY: (*Mayor appointment with advice and consent*) (R15012)

Mayor Arnowitz presented the name of Mark D. Madaio, 29 Lincoln Drive, Bergenfield, NJ 07621, for

Borough Attorney for a one (1) year term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that Mark D. Madaio, Esq. 29 Legion Drive, Bergenfield, NJ 07621 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Mark D. Madaio at the rate of \$95.00 per hour.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Mark D. Madaio as Borough Attorney through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member Looes, second by Council Member DeRosa, and unanimously carried.

Oath of Office administered to the Borough Attorney by Borough Clerk Witkowski.

BY LAWS OF THE BOROUGH COUNCIL:

Mayor Arnowitz proposed the adoption of By-Laws for the Hillsdale Borough Council for the year 2015.

Motion by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

APPOINTMENTS:

There were no appointments.

PROCLAMATION:

There were no proclamations.

COUNCIL COMMITTEES:

Mayor Arnowitz announced the proposed **COUNCIL STANDING COMMITTEES** for the year 2015. *(with advice and consent of Council)*

Ambulance	Anthony DeRosa	Chris Looes	John Ruocco
Building/Zoning	Chris Looes	Frank Pizzella	Jason DeGise
Business Affairs/ Economic Growth/ Public Relations	Frank Pizzella	Anthony DeRosa	Larry Meyerson
Finance	John Ruocco	Larry Meyerson	Frank Pizzella
Fire Department	Chris Looes	Anthony DeRosa	Larry Meyerson
Police Department/OEM	John Ruocco	Larry Meyerson	Frank Pizzella
Public Works	Anthony DeRosa	Chris Looes	Jason DeGise
Real Estate/Open Space	Frank Pizzella	Chris Looes	Jason DeGise

Shared Services	Larry Meyerson	John Ruocco	Anthony DeRosa
-----------------	----------------	-------------	----------------

Motion by Council Member Looes, second by Council President Pizzella, and unanimously carried.

Mayor Arnowitz announced the proposed **SPECIAL COMMITTEES** for the year 2015.

Chamber of Commerce	Council President Pizzella
Economic Growth & Review	Council Members Ruocco and Pizzella
Flood and Disaster Committee – (OEM)	Mayor, Police Chief, Fire Chief, Ambulance Captain, OEM Director, Board of Health President, Environmental Chair, Red Cross
Historic Preservation	Council President Pizzella
Insurance Fund	Council Member Looes
Insurance Liaison	Administrator, Council Member Looes
Liaison to Government Agencies	Mayor Arnowitz
Negotiation Committee	Mayor, Council Members Ruocco and Meyerson, Administrator
Ordinance Review Committee	Council Members Pizzella, Ruocco, and Meyerson
Power and Energy	Administrator
RV Senior Housing Project	Martin Ward

Motion to record by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

Mayor Arnowitz announced the proposed **COUNCIL LIAISONS** for the year 2015.
(with advice and consent of the Council)

Board of Education: <i>Regional</i>	Council Members DeRosa and Pizzella
<i>Local</i>	Council Members Pizzella and DeRosa
Board of Health	Council Member Looes
Environmental Commission	Council President Pizzella
Green Team	Council President Pizzella
Library	
Planning Board	
Recreation	Council Member DeRosa
Senior Citizens	Council Member Ruocco
Swimming Pool Commission	Council Member DeRosa
Local Assistance Board	Council Member Looes

Ms. Witkowski noted that there is a separate vote for Planning Board.

Motion for everything except Planning Board was made by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

FIRE DEPARTMENT OFFICERS:

Mayor Arnowitz presented the names of the following 2015 Officers of the Hillsdale Fire Department:

2015 BOARD OF FIRE OFFICERS	
Chief	James Domville
Deputy Chief	Patrick Doody
Senior Captain	Thomas Kelley
Junior Captain	Brian Heitmann
1st Lieutenant	William Stanton
2 nd Lieutenant	Jason DeGise

3ra Lieutenant	Barry Peterson
4tn Lieutenant	Jason Durie
2015 ASSOCIATION OFFICERS	
President	George Wodowski
Vice President	Paul Muller
Secretary	Keith I. Durie
Treasurer	Patrick Doody
Asst. Secretary/Treasurer	William Becker

Motion to record was made by Council Member Looes, second by Council Member Meyerson.

Roll Call Vote:

Ayes: Council Members DeRosa, Looes, Meyerson, Ruocco, and Council President Pizzella
 Abstain: Council Member DeGise

POLICE DEPARTMENT:

Mayor Arnowitz presented for Council confirmation, the following appointments to the Police Department Special Officers, Auxiliary Officers and Police Matrons for the year 2015 as recommended by Police Chief Francaviglia:

**2015
POLICE DEPARTMENT PERSONNEL APPOINTMENTS**

Chief Robert Francaviglia	Patrolman Travis Woods
Lieutenant Sean Smith	Patrolman German Decena
Sergeant Joseph Mazzeo	Patrolman Brian Considine
Sergeant Daniel McLaughlin	Disp./Mat Kimberly Haffler
Sergeant John Carty	Disp./Mat Alexandra Vergnes
Sergeant Chris Donaldson	P/D Disp. Kellie Goodell
Detective/Sergeant Adam Hampton	P/D Kelly Conway
Patrolman Thomas Smith	P/D Kevin Rice
Patrolman Liz Zimmerman	P/D Eric Fortunat
Detective William Diedtrich	P/D Matthew Ciuppa
Patrolman Ryan Norton	P/D Cory Rooney
Patrolman Alex Kaplan	P/D Tyler Kademian
Patrolman Michael Camporeale	P/D Brian Havlicek
Patrolman Matthew Buesser	P/D Stephen Cooke
Clerk Lourdes Spagnoli	

Motion to approve, receive, and file by Council Member Looes, second by Council President Pizzella, and unanimously carried.

**2015
POLICE DEPARTMENT – AUXILIARY POLICE OFFICERS**

Donald Carty	Captain
Richard Hirsch	Lieutenant
Thomas Ivancich	Lieutenant
Gary Fichtenbaum	Sergeants
Jonathan Bologna	Patrolman
Mike Athineos	Patrolman
Andres Perez	Patrolman
Christopher Bonnier	Patrolman
Alexandria Vergnes	Patrolman
Kevin Garcia	Patrolman
Mitchell Raver	Patrolman
Patrolman Alex Kaplan	P/D Tyler Kademian
Patrolman Michael Camporeale	P/D Brian Havlicek
Patrolman Matthew Buesser	P/D Stephen Cooke
	Clerk Lourdes Spagnoli

Motion to approve, receive, and file by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

APPOINTMENT OF 2015 BOROUGH PROFESSIONALS:

BOND COUNSEL: (R15018)

Mayor Arnowitz presented the firm of Rogut McCarthy LLC, 37 Alden Street, Cranford, New Jersey 07016, as Bond Counsel for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that Rogut McCarthy LLC, 37 Alden Street, Cranford, NJ 07016 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Rogut McCarthy LLC as per the proposal of November 21, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Rogut McCarthy LLC as Municipal Bond Counsel through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member DeGise, second by Council Member DeRosa, and unanimously carried.

Oath of Office to be administered to Bond Counsel.

BOROUGH AUDITOR: (R15013)

Mayor Arnowitz presented the firm of Garbarini & Co., PC, 285 Division Avenue and Route 17 South, Carlstadt, New Jersey 07072, as Borough Auditor for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that the firm of Garbarini & Co. P.C. 285 Division Avenue and Route 17 South, Carlstadt, NJ 07072. will be the most advantageous to the Borough; and

WHEREAS, the firm of Garbarini & Co. P.C. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An

Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Garbarini & Co. P.C. at rates, NTE \$55,100. per negotiated rate for audit services for the Borough and Swimming Pool Utility submitted November 25, 2014, amended via email (with attachment) dated January 2, 2015 submitted to Borough Administrator; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of Garbarini & Co. P.C. through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council President Pizzella; Second by Council Member Ruocco, and unanimously carried.

Oath of Office to be administered to Borough Auditor.

BOROUGH ENGINEER: (*Mayor appointment with advice and consent*) (R15020)

Mayor Arnowitz presented the name of Neglia Engineering Associates, 34 Park Avenue, Lyndhurst, NJ 07071 for Borough Engineer for the third year of a three (3) year term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that Darlene Green, PP, AICP, Maser Consulting P.A., 200 Valley Road, Suite 400, Mt. Arlington, NJ 07856. will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Maser Consulting, P.A. at the rate of per their proposal of December 2, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Maser Consulting, P.A. as Borough Planner through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member Looes, second by Council Member DeGise.

Council Member Meyerson asked if it is necessary to swear in the Professional who currently serves under a three-year term. Mayor Arnowitz responded that he was told he had to do this every year, and Council Member Meyerson said he was under the impression that it was only necessary to do a resolution for the contract on a yearly basis. Borough Attorney Madaio stated that because it is the third year of a three-year term, a new swearing-in is not necessary. However, he had no objection to doing it in practice. Council Member Meyerson said it is also not clear to him what year of the contract is really the current year, because last year, there was no indication that it was the second year of the three-year term. Mayor Arnowitz answered that he researched the law, which calls for a three-year term. This is the third year of that term. A mistake was made when Mr. Statile served as the Borough Engineer, because it was the opinion at that time that there were no three-year terms because of the laws that were in place. Mr. Statile stepped down, and Neglia Engineering Associates took his place as the Borough Engineer.

Roll Call Vote:

Ayes: Council Members DeGise, DeRosa, Looes, Meyerson, Ruocco
Abstain: Council President Pizzella

BOROUGH PLANNER: (R15021)

Mayor Arnowitz presented the name of Darlene Green, PP, AICP, Maser Consulting P.A., 200 Valley Road, Suite 400, Mt. Arlington, NJ 07856, for Borough Planner for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that Darlene Green, PP, AICP, Maser Consulting P.A., 200 Valley Road, Suite 400, Mt. Arlington, NJ 07856. will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Maser Consulting, P.A. at the rate of per their proposal of December 2, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Maser Consulting, P.A. as Borough Planner through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council President Pizzella, second by Council Member Meyerson, and unanimously carried.

Oath of Office to be administered to Borough Planner.

LABOR COUNSEL: (R15022)

Mayor Arnowitz presented the name of Ray Wiss, Wiss & Bouregy, PC, 345 Kinderkamack Road, Suite E, Westwood, New Jersey 07675, as Borough Labor Counsel for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that Ray Wiss, Wiss & Bouregy, P.C. 345 Kinderkamack Road. Suite E., Westwood, NJ 07675 will be the most advantageous to the Borough; and

WHEREAS, Wiss & Bouregy, P.C. has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”;

and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Wiss & Bouregy, P.C at the rate of \$95.00 per hour.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Wiss & Bouregy, P.C as Borough Labor Attorney through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member Looes, second by Council Member DeRosa, and unanimously carried.

Oath of Office to be administered to Labor Counsel

SPECIAL COUNSEL: (R15011)

Mayor Arnowitz presented the name of Eric M. Bernstein & Assoc. LLC, 34 Mountain Blvd., Bldg. A, PO Box 4922, Warren, NJ 07059 as Special Counsel for the term expiring December 31, 2015.

WHEREAS, the Borough wishes to retain the services of Eric M. Bernstein & Associates, L.L.C. to serve as Special Counsel to the Borough on items as listed below; and,

WHEREAS, Eric M. Bernstein & Associates, L.L.C. is desirous of serving as Special Counsel to the Borough on the items listed below and under the provisions below.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that Eric M. Bernstein & Associates, L.L.C., 34 Mountain Boulevard, Bldg. A, P.O. Box 4922, Warren, New Jersey 07059-4922, is hereby appointed as Special Counsel to the Borough of Hillsdale at a rate of Ninety-Five (\$95.00) Dollars per hour for all work handled/assigned including, but not limited to, issues involving Waste Management, United Water and any and all other assignments as may be made by the Mayor and Council or its designee. Eric M. Bernstein & Associates, L.L.C. and the Borough will enter into a Professional Services Agreement regarding same and the Mayor and Borough Clerk are authorized to execute same on behalf of the Borough. Eric M. Bernstein & Associates, L.L.C. complies with the Borough’s “Pay-to-Play” ordinance.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Mayor Arnowitz explained the rationale behind keeping Mr. Bernstein as the Special Counsel, because there are a number of things being handled by Mr. Bernstein at this time, and it does not make sense to start them all over again with the new attorney. Mr. Bernstein will finish at least two cases that he has been handling for the Borough, and if something else should arise requires the services, the Borough Council will discuss it.

Motion by Council President Pizzella, second by Council Member Looes, and unanimously carried.

Oath of Office to be administered to Special Counsel

MUNICIPAL COURT JUDGE: (*Mayor Appointment with advice and consent*)

Mayor Arnowitz presented the name of Warren Clark, Esq., 79 Main Street, Suite 2, Hackensack, NJ 07601 as Municipal Court Judge for the term expiring December 31, 2017.

Motion by Council President Pizzella, second by Council Member Meyerson, and unanimously carried.

Oath of Office administered to Judge Clark by his sister, the Honorable Marilyn Clark, Presiding Criminal Court Judge in Passaic County.

PROSECUTOR: (R15019)

Mayor Arnowitz presented the name of Dennis G. Haraka, Esq., Winnie Banta Hetherington Basralian & Kahn, P.C., Court Plaza Southeast Wing, 21 Main Street, Suite 101, PO Box 647, Hackensack, NJ 07601, for Prosecutor for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that Dennis G. Harraka, Esq. Winnie Banta Hetherington Basralian & Kahn, P.C. Court Plaza South-East Wing, 21 Main Street, Suite 101, P.O. Box 647 Hackensack, NJ 07601as be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Dennis Harraka, Esq.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Dennis Harraka as Borough Prosecutor through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member Looes, second by Council Member Ruocco, and unanimously carried.

Oath of Office to be administered to Borough Prosecutor.

ALTERNATE PROSECUTOR: (R15023)

Mayor Arnowitz presented the name of Matthew C. Moench, Bevan, Mosca, Giuditta & Zarillo, PC, 222 Mount Airy Road, Suite 200, Basking Ridge, NJ 07920 as Alternate Prosecutor for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that Matthew C. Moench, Bevan, Mosca, Giuditta & Zarillo, P.C. 222 Mount Airy Road, Suite 200, Basking Ridge, NJ 07920 t be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Bevan, Mosca, Giuditta & Zarillo, P.C.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to as Matthew C. Moench as Alternate Borough Prosecutor through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member Looes, second by Council President Pizzella, and unanimously carried.

Oath of Office to be administered to Borough Alternate Prosecutor.

PUBLIC DEFENDER: (R15017)

Mayor Arnowitz presented the name of Jeffrey Steinfeld, 46 Standish Road, Hillsdale, NJ 07642 for Public Defender for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that Jeffrey Steinfeld, 46 Standish Road, Hillsdale, NJ 07642 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Jeffery B. Steinfeld, P.C., and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Jeffrey B. Steinfeld, P.C .through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member Meyerson, Second by Council Member Looes, and unanimously carried.

Oath of Office administered to Borough Public Defender by Judge Warren Clark.

ALTERNATE PUBLIC DEFENDER: (R15024)

Mayor Arnowitz presented the name of Ryan L. Franco, Morrison Mahoney LLP, Waterview Plaza, 2001 US Highway 46, Suite 200, Parsippany, NJ 07054, as Alternate Public Defender for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that Neglia Engineering Associates, 34 Park Avenue, Lyndhurst, NJ 07071 will be the most advantageous to the Borough; and

WHEREAS, Neglia Engineering Associates has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14, entitled, “An

Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Neglia Engineering Associates as per the proposal of December 2, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Neglia Engineering Associates as Borough Engineer, year three of a three year term through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

Oath of Office administered to Alternate Borough Public Defender by Judge Warren Clark.

RISK MANAGEMENT: (R15015)

Mayor Arnowitz presented the name of Debra Ginetto, Plaza Nine, Burton Agency, Inc., 44 Bergen Street, PO Box 270, Westwood, New Jersey 07675, for Risk Management for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that the firm of Debra Ginetto, Burton Agency Inc. 44 Bergen Street, P.O. Box 270, Westwood, NJ 07675 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Burton Agency Inc., at the rate of 6% of the Borough’s JIF/MEL assessment, rate set by JIF per the proposal of December 1, 2014; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of Burton Agency Inc. through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member Looes, second by Council Member DeGise, and unanimously carried.

Oath of Office administered to Risk Management by Borough Clerk Witkowski.

TAX APPEAL COUNSEL: (R15016)

Mayor Arnowitz presented the firm of Chris Martin, Morrison Mahoney LLP, Waterview Plaza, 2001 US Highway 46, Suite 200, Parsippany, NJ 07054, as Tax Appeal Counsel for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that the firm of Chris Martin, Morrison Mahoney LLP, Waterview Plaza, 2001 US Highway 46, Suite 200, Parsippany, NJ 07054 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Morrison Mahoney LLP at the rate of \$110.00 per hour and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of Morrison Mahoney LLP through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member Looes, second by Council President Pizzella, and unanimously carried.

Oath of Office to be administered to Tax Appeal Counsel.

BOROUGH APPRAISER: (R15014)

Mayor Arnowitz presented the firm of McNerney & Associate, Inc., 266 Harristown Road, PO Box 67, Glen Rock, NJ 07452-0067, for Borough Appraiser for the term expiring December 31, 2015.

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

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

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

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

WHEREAS, the Borough Council has determined that the firm of McNerney & Associate, Inc., 266 Harristown Road, P.O. Box 67, Glen Rock, NJ 07452-0067 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with McNerney & Associates, Inc., rates per their proposal of November 25, 2014; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of McNerney & Associates, Inc. through December 31, 2015 or until a successor is qualified or appointed.

Motion by Council Member Looes, second by Council Member DeRosa, and unanimously carried.

Oath of Office to be administered to Tax Appraiser.

ANNUAL APPOINTMENTS AND DESIGNATIONS TO VARIOUS MUNICIPAL OFFICES:

Mayor Arnowitz presented the names of the following individuals for appointment to the positions indicated for the year 2015:

Assessment Search Officer	Susan Witkowski
Zoning Code Official	Tracy Jeffery
Police and Fire Chaplains	Brian Neville, Father Tom Norton
Recycling Coordinator	Donald Russell

Motion by Council Member DeRosa, second by Council Member Looes, and unanimously carried.,

Oath of Office to Pastor Neville and Father Norton administered by Mayor Arnowitz.

BOARD, COMMISSION, AND TRUSTEE APPOINTMENTS:

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

ENVIRONMENTAL COMMISSION: Mayor Appointment

Grace Biener	Term Expiring 12/31/17
Ken Barber	Term Expiring 12/31/17
Meredith Kates	Term Expiring 12/31/17
Jamie Perrone Alt. #1	Term Expiring 12/31/16

Motion by Council Member Looes, second by Council Member Ruocco, and unanimously carried.

Additional Oath of Office administered to Sachiko Goodyear, previously appointed 12/9/2014.

MEDICAL EXAMINERS:

Carol D'Aquino	Term Expiring 12/31/15
Michael Rutigliano	Term Expiring 12/31/15
David Stewart	Term Expiring 12/31/15

Motion by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

OFFICE OF EMERGENCY MANAGEMENT: Mayor Appointment

William Franklin, OEM Coordinator	Term Expiring 12/31/17
-----------------------------------	------------------------

Motion by Council Member Meyerson, second by Council Member DeRosa, and unanimously carried.

OUR TOWN COMMITTEE: Mayor Appointment

Patty Hughes, Chairperson	Term Expiring 12/31/15
---------------------------	------------------------

Motion by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

PLANNING BOARD: Mayor Appointment

Laura Calabria, Class IV	Term Expiring 12/31/18
Zoltan Horvath, Class IV	Term Expiring 12/31/18
Grace Biener, Alt.#2	Term Expiring 12/31/16

Motion to record by Council Member Looes, second by Council Member Ruocco, and unanimously carried.

Mayor Arnowitz presented the names of the following individuals for appointment, with the Advice and Consent of the Council, to the indicated positions and the specified terms of office.

LIBRARY TRUSTEES: Mayor Appointment with Advice and Consent

Doug Frank

Term Expiring 12/31/19

Marie Hanlon, Mayor's alternate

Term Expiring 12/31/15

Motion by Council Member Looes, second by Council Member Ruocco, and unanimously carried.

LOCAL ASSIST BOARD: Mayor Appointment with Advice and Consent

Carolyn Vezza

Term Expiring 12/31/18

Maria Koenig

Term Expiring 12/31/18

Motion by Council Member Looes, second by Council Member DeGise, and unanimously carried.

RECREATION COMMITTEE: Mayor Appointment with Advice and Consent

Ann Cron

Term Expiring 12/31/17

Teenage Members:

David Dembowski

Term Expiring 12/31/15

Laruen Dentato

Term Expiring 12/31/15

Motion by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

Additional Oath of Office administered to Abby Lundy and Robert Ricco, previously appointed 12/9/2014.

HILLSDALE SWIMMING POOL COMMISSION: Mayor Appointment with Advice and Consent

Rosemary Metz

Term Expiring 12/31/17

Motion by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

The Council presented the names of the following individuals for appointment to the indicated positions and the specified terms of office.

BOARD OF HEALTH: Council Appointment

Christina Fanelli

Term Expiring 12/31/17

Susan Kushner, M.D.

Term Expiring 12/31/17

Motion by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

PLANNING BOARD MEMBER-CLASS III: Council Appointment

Mayor Arnowitz requested the Council to nominate a member of the Council to be appointed to the Planning Board as their representative as the Class III Member of the Planning Board for a one (1) year term expiring December 31, 2015.

Council appointment to Planning Board: Frank Pizzella

Motion by Council Member DeRosa, second by Council Member Ruocco, and unanimously carried.

Mayor Arnowitz stated that no further Oaths of Office would be administered at this meeting. However, all appointees are required to subscribe to their Oath of Office before entering upon their duties, and they are therefore asked to present themselves at the office of the Borough Clerk for this purpose on or before Friday, January 16, 2015.

APPROVAL OF MINUTES: none

CORRESPONDENCE: none

DISCUSSION:

PUBLIC COMMENTS:

Mayor Arnowitz opened the meeting to the public.

Paul Hummel, Community Life, stated that he spoke to a representative from Neglia and Associates. Mr.

Hummel also covers River Vale for his newspaper, and he is aware that Mr. Statile gives 3-4 pages of information to the Council Members and Mayor. Mr. Hummel also gets a copy of that information. Mr. Hummel asked Neglia and Associates if they could also give them a copy of their monthly engineering report, and he was told that that information would have to come from the Borough Council. Therefore, Mr. Hummel requested that the Borough Council give him a copy of the monthly engineering report. Ms. Witkowski pointed out that it is available on the Borough website, and Mr. Hummel said that it is much easier if he has that report available at the meeting, so he can follow along. Mayor Arnowitz noted that by law, such request must be made through an OPRA request. Mr. Madaio explained that all residents must be treated equally, and he is concerned that there could be an issue if some people must make OPRA requests and others do not. He suggested that, if at all possible, Mr. Hummel get the information from the Borough website. All documents distributed by the Borough Clerk must be made through OPRA requests.

Kevin O'Brien, 61 Parkview Drive, asked Mr. Madaio about the posting of agendas with respect to New Jersey state law. This issue was first raised by Council Member Ruocco in July 2014, and Mr. O'Brien raised the issue in 2012. The same issue arose before the Planning Board in June 2014, and Mr. O'Brien is curious about what it would take to bring the Borough into compliance with the law, which Mr. O'Brien claims requires 48 hours advance notice of meeting agendas. Mr. Madaio responded that he does not believe that is what statute says. He has heard Mayor Arnowitz states that he would like to have the agendas available 48 hours in advance of the meetings. However, Mr. Madaio noted that if the yearly meeting calendar is published, there is no obligation to comply with the 48-hour advance notice requirement. Mr. O'Brien noted that under the Open Public Meetings Act, 10:4-8, "adequate notice" means written notice of at least 48 hours, giving the time, date, location, and to the extent known, the agenda of any regular scheduled and rescheduled meeting. Written notice shall be adequately stated where formal action may be taken or not be taken. Mr. O'Brien believes it clearly states that the agenda shall be provided 48 hours in advance, and he said he would be delighted to email Mr. Madaio a copy of the statute. Mr. Madaio declined, but pointed out the last sentence of that section, which reads "Where annual notice or revisions thereof in compliance with section 13 of this act set forth the location of any meeting, no further notice shall be required for such meeting." That means that the 48-hour notice is something that a municipality can do, but it is not an obligation once the meeting calendar has been set for the year. Mr. O'Brien said he thinks Mr. Madaio was saying that, according to section 10:4-16, which provides injunctive relief to ensure compliance, would not be necessary. Mr. Madaio said anyone could ask for injunctive order, but he does not believe it is required in this case. He explained again that once a municipality publishes its meeting calendar for the year, it is not obligated to comply with the 48-hour rule. Moreover, Mr. Madaio noted that Hillsdale strives to publish agendas 48 hours before scheduled meetings. However, even if agendas are published 48 hours prior to the meeting, the information they contain is only "to the extent known". Councils are not locked into the agenda, and those agendas are not final. In fact, agendas can be changed up until meetings are scheduled to begin. Mr. O'Brien claims that Hillsdale residents do not get any agendas. Mr. Madaio repeated that he does not believe that is required, but he is aware that the Borough does try to make agendas available.

Under the Open Public Meetings Act section 10:4-14, regarding minutes of meetings available to the public, it states that "Each public body shall keep reasonably comprehensible minutes". In the past, under Mr. Bernstein, the minutes were changed to summary minutes. Mr. Madaio pointed out that it does not say "comprehensive" minutes, but "comprehensible" minutes, which means "reasonably understandable" minutes. They do not have to be verbatim minutes, and in fact, all of the Hillsdale minutes are in-camera and can be obtained by tape, if anyone chooses to make that request. They merely have to be reasonably understandable, and they should be promptly adopted. Mr. O'Brien pointed out that the challenge was made to the Closed Session minutes, which used to contain 15-20 pages of minutes, but now include only 1-2 pages under Mr. Bernstein, which Mr. O'Brien finds is a radical difference, making it hard to comprehend what was occurring. In addition, Mr. O'Brien says that minutes were slow in coming forth. Mr. Madaio believes that minutes should be done in a timely manner, which is generally accepted to be approximately one month, or the next available meeting. When it comes to the contents of the minutes, Mr. Madaio noted that most people make the same mistake Mr. O'Brien made regarding the words "comprehensive" and "comprehensible". Minutes taken, especially those taken in Closed Session, do not have to be comprehensive. They only need to be comprehensible.

Next, Mr. O'Brien noted that in the past, Borough Council minutes were being prepared by a third party. Under the New Jersey Local Public and Public School Contracts Law, NJAC 5:34-7, a "professional" is clearly defined. That refers to a person authorized by law to practice a recognized profession, whose practice is regulated by law, the performance of which service is required knowledge or an advanced study. In Mr. O'Brien's view, typing does not qualify as a professional service, and he is curious to

know if the Borough Council will continue to use a third-party to prepare minutes, when no bid process has been followed, and the person has been awarded the contract based on a professional service and does not meet the requirement of the Statute. Mr. Madaio agreed with Mr. O'Brien that such person would not be a professional, but would be considered an administrative staff member, or a part-time administrative staff member. He is not familiar with the situation in Hillsdale, but he said he would be happy to research how it is being done in Hillsdale, and Mr. Madaio pointed out that it is not at all uncommon for municipalities to outsource such work. This is largely due to the fact that the members of the public want comprehensive minutes, which was never contemplated by the Statute. Borough Clerks simply do not have the time to do it.

Getting back to the timing of the minutes, Mr. O'Brien pointed out that case law clearly states that the minutes shall be available before the next Council meeting. As Mr. Madaio is aware, and Woodcliff Lake, the minutes were stamped as drafts, which were made available in advance. Mr. Madaio said he would research that issue, also, but he does not think it is reasonable to expect a Borough Clerk to have a full set of comprehensible minutes prepared in one week. Mr. O'Brien said he would be happy to pass along the case law relating to John Paff and his numerous lawsuits.

Finally, regarding the sign ordinance, Mr. O'Brien asked about the situation at Stickey's Barbecue Restaurant. That restaurant opens for business during a moratorium on the sign ordinance, and because there is still a moratorium, there is signage on their property which has not been approved by the Planning Board. Mr. O'Brien asked how the new changes that will be made in the sign ordinance will apply to such situations, and how will they be addressed. Council Member Meyerson said he was under the impression that once a new sign ordinance is adopted, all of the business owners in Hillsdale would have to comply with that new ordinance. Mayor Arnowitz responded that he has been hearing about the sign ordinance for approximately 10 years. The first ordinance was not enforceable; the second ordinance was worked on diligently bypassed Council Members, and approved by attorneys, planners, and other Borough professionals, as well as people in the business sector, but was found to be incomplete once it was introduced, and is therefore not enforced. The current sign ordinance is the third or fourth such ordinance. Mayor Arnowitz believes the current ordinance is enforceable, and he does not believe there has ever been a court case lost in which an offense was cited, because to his knowledge, no offenses have been cited. Because many of the current Council Members wanted to review the current sign ordinance with the idea of perhaps adopting a new ordinance, the existing ordinance is now on hold, but the Council Members can certainly rescind the vote that put it on hold. Mayor Arnowitz noted that there are signs being displayed all over Hillsdale that violate some or all of the previous ordinances. The Borough Planner is still reviewing the sign ordinance, which then must go before the Planning Board then the Zoning Board, before coming back to the Borough Council. Mr. O'Brien said he was trying to raise different perspectives on the sign ordinance. He noted that if the Borough Council wants to allow alternative options to the sign ordinance, rather than imposing a penalty on existing vendors, the penalty should tie into something such as change of ownership or a major alteration that is planned for the business. At that time, they can be forced to comply with the sign ordinance. He also noted that when adoption of ordinance is delayed, certain businesses are forced to remove their banners and signs, while others are ticketed for their displays. Mr. O'Brien asked how you justify that one person could be issued a summons for not being in compliance with the ordinance, while another is allowed to continue to disregard the ordinance.

Ms. Witkowski commented that at a previous Borough Council meeting, Mr. O'Brien brought in some signs he had found that were illegally placed. Ms. Witkowski went to Tracy Jeffery at the Building Department the following day to ask about them. The Zoning Department has a procedure in which if there is a sign displayed on the sidewalk, and Ms. Jeffery sees it, she removes it. If she goes back and there is another sign the same spot, as Jeffery puts a sticky note on the sign so that she knows the businesses in violation of the ordinance. However, because Mr. O'Brien removed some of the signs, Ms. Jeffery is unaware of the businesses that were in violation. She suggested that next time, Mr. O'Brien should call Borough Hall and inform either Ms. Jeffery or Ms. Witkowski about the signs.

Zoltan Horvath, 500 Piermont Avenue, commended all of the Council Members and the Mayor for their service to Hillsdale. Mr. Horvath said that the Council Members do not get enough credit for what they do, and he thanked them for it. He also thanked them for re-appointing him to the Planning Board, which is an honor.

As no one else wished to address the Council, Mayor Arnowitz closed the public comment portion of the meeting.

RESOLUTIONS (Consent Agenda):

WHEREAS, N.J.S. 40:4-19 provides that where contracts, commitments or payments are to be made prior to final adoption of the 2015 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first thirty (30) days of January, 2015, and

WHEREAS, said total temporary appropriations are limited to 26.25% of the total appropriations in the 2014 Budget exclusive of any appropriations made for debt service, capital improvement fund and public assistance in the said 2014 Budget.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale, that the following temporary appropriations be made and certified copy of this resolution be transmitted to the Treasurer for her records.

ADMINISTRATIVE & EXECUTIVE S&W	17,063
ADMINISTRATIVE & EXECUTIVE O/E	10,894
PUBLIC INFORMATION	6,038
MAYOR & COUNCIL - S&W	11,813
MAYOR & COUNCIL - O/E	1,339
CLERKS OFFICE - S&W	33,600
CLERKS OFFICE - O/E	8,768
FINANCIAL ADMINISTRATION S&W	50,663
FINANCIAL ADMINISTRATION O/E	17,351
AUDIT SERVICES	7,875
TAX COLLECTION S&W	11,550
TAX COLLECTION O/E	3,115
ASSESSMENT OF TAXES S&W	10,106
ASSESSMENT OF TAXES O/E	4,187
LEGAL O/E	51,896
ENGINEERING O/E	18,506
ENVIRONMENTAL COMMISSION O/E	85
PLANNING BOARD O/E	2,546
ZONING SERVICES S&W	2,888
ZONING SERVICES O/E	1,811

UNIFORM CONSTRUCTION CODE S&W	38,456
UNIFORM CONSTRUCTION CODE O/E	14,361
GENERAL LIABILITY PREMIUMS	43,348
WORKERS' COMPENSATION	56,832
GROUP INSURANCE PLANS	325,349
UNEMPLOYMENT INSURANCE	4,725
POLICE S&W	650,403
POLICE DEPARTMENT O/E	30,824
POLICE DISPATCH/911	
POLICE DISPATCH/911 S&W	52,325
OFFICE OF EMERGENCY MGMT S&W	525
OFFICE OF EMERGENCY MGMT O/E	1,378
FIRST AID ORGANIZATION O/E	7,055
FIRE DEPARTMENT - S&W	6,851
FIRE DEPARTMENT - O/E	70,101
FIRE PREVENTION S&W	16,406
FIRE PREVENTION O/E	2,852
PROSECUTOR SALARIES & WAGES	3,019
ROAD REPAIRS & MAINTENANCE S&W	128,625
ROAD REPAIRS & MAINTENANCE O/E	44,100
GARBAGE & TRASH REMOVAL S&W	1,391
GARBAGE & TRASH O/E	181,808
RECYCLING O/E	39,638
BUILDINGS AND GROUNDS O/E	10,369
TRAIN STATION O&E	3,360
VEHICLE MAINTENANCE	19,640
NJPDES STORMWATER PERMIT S&W	19,688
NJPDES STORMWATER PERMIT O/E	788

BOARD OF HEALTH S&W	19,163
BOARD OF HEALTH O/E	16,984
BLOODBORNE PATHOGENS	263
ADMINISTRATION OF PUBLIC ASSISTANCE S&W	3,806
RECREATION SERVICES AND PROGRAMS S&W	4,095
RECREATION SERVICES AND PROGRAMS O/E	1,641
SENIOR CITIZENS SERVICES S&W	6,300
SENIOR CITIZENS SERVICES - O/E	3,793
PARKS AND PLAYGROUNDS S&W	42,000
PARKS & PLAYGROUNDS O/E	16,170
MAINTENANCE OF FREE PUBLIC LIBRARY	166,536
CELEBRATION OF PUBLIC EVENTS O/E	1,050
UTILITY EXPENSES & BULK PURCHASES	
GAS & ELECTRIC	66,465
TELEPHONES	13,784
WATER	8,374
BERGEN COUNTY UTILITIES AUTHORITY O/E	247,261
GASOLINE	23,100
RECYCLING TAX	3,675
PUBLIC EMPLOYEES RETIREMENT SYSTEM	206,955
SOCIAL SECURITY TAXES	45,938
DCRP	2,363
POLICE & FIREMAN'S RETIREMENT	488,537
PISTOL RANGE	585
MUNICIPAL COURT S&W	19,653
MUNICIPAL COURT O/E	10,640
PUBLIC DEFENDER - SALARY & WAGES	1,103
CAPITAL IMPROVEMENT FUND	13,125
BOND PRINCIPAL	410,000.00
BOND INTEREST	91,563.00

INTEREST OF NOTES

3,000.00

Total

3,984,227

15002 Establishment of Interest Rate on Delinquent Taxes

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

BE IT FURTHER RESOLVED, that a six (6) percent penalty shall be levied on all delinquencies, including interest thereon, in excess of \$10,000 after December 31, 2015

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

15003 Designating Borough Depositories

BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale, in the County of Bergen and State of New Jersey, that the following banks be and they are hereby designated as the official depositories of the Borough of Hillsdale for the fiscal year of 2015: Bank of America, Capital One Bank, Chase Manhattan, Citi Bank, Hudson United Bank, TD Bank, Oritani Bank, Pascack Community Bank, Valley National Bank, and NVE Bank.

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

15004 Re-Establishing Annual Petty Cash Funds for Borough Clerk’s Office, Police Department, and General Public Assistance

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

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

<u>DEPARTMENT</u>	<u>ASSIGNEE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
Borough Clerk	Susan Witkowski	\$ 200.00	Supplies, postage.
Hillsdale Police Dept.	Robert Francaviglia	\$ 200.00	Supplies, hardware, etc.
Detective Bureau	Adam Hampton	\$ 200.00	Investigative Expenses
General Public Assistance Maintenance	Katherine E. Elgert	\$ 100.00	Emergency Lodging

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

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

15005 Designating Tax Search Officer for 2015

BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale, that Candace Schaefer, Tax Collector, being a duly bonded Official of the Municipality, be and she is hereby designated as Official Tax Search Officer (N.J.S.A. 54:5-11) of the Borough of Hillsdale for the year 2015.

15006 Authorize an Assessor to File Tax Appeals

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

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

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

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

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

15007 Public Agency Compliance Officer for 2015

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

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

WHEREAS, it is deemed necessary that the Public Agency (the Borough of Hillsdale) shall designate an officer or employee to serve as Public Agency Compliance Officer (P.A.C.O.), whose name title, business address, telephone number and fax number shall be forwarded to the State Affirmative Action Office by January 10, of every year; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Hillsdale hereby appoint Susan Witkowski, RMC, as Public Agency Compliance Officer in the Borough of Hillsdale for the year 2015, and that the Clerk is hereby directed to file a copy of this resolution with the Department of the Treasury, Affirmative Action Office, CN-209, Trenton, New Jersey 08625-0209

15008 Designate Official Newspapers

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

The Ridgewood News

The Record
 Star Ledger
 Community Life
 Pascack Press

15009 Authorize Chief Financial Officer Authority to Pay Certain Obligations As Needed

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

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

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

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

15010 Established Change Funds

WHEREAS, it is the desire of the Borough of Hillsdale, County of Bergen, to establish a change fund for the following offices as listed:

DEPARTMENT	DESIGNEE	AMOUNT
Stonybrook Swim Pool Commission	Patricia Hughes	\$100.00
Finance	Joann Beutel	\$100.00

Municipal Court	Susan Keenan	\$100.00
-----------------	--------------	----------

NOW, THEREFORE BE IT RESOLVED, that the Mayor and governing body hereby authorizes such action.

15011 Authorizing the Award of a Fair and Open Contract for Special Borough Council

WHEREAS, the Borough wishes to retain the services of Eric M. Bernstein & Associates, L.L.C. to serve as Special Counsel to the Borough on items as listed below; and,

WHEREAS, Eric M. Bernstein & Associates, L.L.C. is desirous of serving as Special Counsel to the Borough on the items listed below and under the provisions below.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that Eric M. Bernstein & Associates, L.L.C., 34 Mountain Boulevard, Bldg. A, P.O. Box 4922, Warren, New Jersey 07059-4922, is hereby appointed as Special Counsel to the Borough of Hillsdale at a rate of Ninety-Five (\$95.00) Dollars per hour for all work handled/assigned including, but not limited to, issues involving Waste Management, United Water and any and all other assignments as may be made by the Mayor and Council or its designee. Eric M. Bernstein & Associates, L.L.C. and the Borough will enter into a Professional Services Agreement regarding same and the Mayor and Borough Clerk are authorized to execute same on behalf of the Borough. Eric M. Bernstein & Associates, L.L.C. complies with the Borough’s “Pay-to-Play” ordinance.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

15012 Authorizing the Award of a Fair and Open Contract for Borough Attorney

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

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

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

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

WHEREAS, the Borough Council has determined that Mark D. Madaio, Esq. 29 Legion Drive, Bergenfield, NJ 07621 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Mark D. Madaio at the rate of \$95.00 per hour.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Mark D. Madaio as Borough Attorney through December 31, 2015 or until a successor is qualified or appointed.

15013 Authorizing the Award of a Fair and Open Contract for Borough Auditor

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

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

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

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

WHEREAS, the Borough Council has determined that the firm of Garbarini & Co. P.C. 285 Division Avenue and Route 17 South, Carlstadt, NJ 07072. will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Garbarini & Co. P.C. at rates, NTE \$55,100. per negotiated rate for audit services for the Borough and Swimming Pool Utility submitted November 25, 2014, amended via email (with attachment) dated January 2, 2015 submitted to Borough Administrator; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of Garbarini & Co. P.C. through December 31, 2015 or until a successor is qualified or appointed.

15014 Authorizing the Award of a Fair and Open Contract for Borough Appraiser

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

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

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

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

WHEREAS, the Borough Council has determined that the firm of McNerney & Associate, Inc., 266 Harristown Road, P.O. Box 67, Glen Rock, NJ 07452-0067 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with McNerney & Associates, Inc., rates per their proposal of November 25, 2014; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of McNerney & Associates, Inc. through December 31, 2015 or until a successor is qualified or appointed.

15015 Authorizing the Award of a Fair and Open Contract for Risk Management Insurance Consultant

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

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

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

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

WHEREAS, the Borough Council has determined that the firm of Debra Ginetto, Burton Agency Inc. 44 Bergen Street, P.O. Box 270, Westwood, NJ 07675 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Burton Agency Inc., at the rate of 6% of the Borough’s JIF/MEL assessment, rate set by JIF per the proposal of December 1, 2014; and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of Burton Agency Inc. through December 31, 2015 or until a successor is qualified or appointed.

15016 Authorizing the Award of a Fair and Open Contract for Attorney for Tax Appeals

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

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

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

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

WHEREAS, the Borough Council has determined that the firm of Chris Martin, Morrison Mahoney LLP, Waterview Plaza, 2001 US Highway 46, Suite 200, Parsippany, NJ 07054 will be the most advantageous to the Borough; and

WHEREAS, the firm of Morrison Mahoney LLP has completed and submitted a “Contribution Statement by Professional Business Entity” as required by Hillsdale Borough Ordinance No. 04-14,

entitled, “An Ordinance Establishing a Borough Policy for the Awarding of Public Professional Service Contracts”; and Ordinance No. 11-19 “Amending Chapter 12, Contracts, Public Professional Service and Chapter 305, Contribution Disclosure Statements”

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Morrison Mahoney LLP at the rate of \$110.00 per hour and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to the firm of Morrison Mahoney LLP through December 31, 2015 or until a successor is qualified or appointed.

15017 Authorizing the Award of the Fair and Open Contract for Borough Public Defender

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

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

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

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

WHEREAS, the Borough Council has determined that Jeffrey Steinfeld, 46 Standish Road, Hillsdale, NJ 07642 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Jeffery B. Steinfeld, P.C., and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Jeffrey B. Steinfeld, P.C .through December 31, 2015 or until a successor is qualified or appointed.

15018 Authorize in the Award of a Fair and Open Contract for Borough Bond Counsel

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

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

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

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

WHEREAS, the Borough Council has determined that Rogut McCarthy LLC, 37 Alden Street, Cranford, NJ 07016 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Rogut McCarthy LLC as per the proposal of November 21, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Rogut McCarthy LLC as Municipal Bond Counsel through December 31, 2015 or until a successor is qualified or appointed.

15019 Authorizing the Award of a Fair and Open Contract for Borough Prosecutor

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

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

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

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

WHEREAS, the Borough Council has determined that Dennis G. Harraka, Esq. Winnie Banta Hetherington Basralian & Kahn, P.C. Court Plaza South-East Wing, 21 Main Street, Suite 101, P.O. Box 647 Hackensack, NJ 07601as be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Dennis Harraka, Esq.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Dennis Harraka as Borough Prosecutor through December 31, 2015 or until a successor is qualified or appointed.

15020 Authorize in the Award of a Fair and Open Contract for Borough Engineer

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

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

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

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

WHEREAS, the Borough Council has determined that Neglia Engineering Associates, 34 Park Avenue, Lyndhurst, NJ 07071 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Neglia Engineering Associates as per the proposal of December 2, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Neglia Engineering Associates as Borough Engineer, year three of a three year term through December 31, 2015 or until a successor is qualified or appointed.

15021 Authorize in the Award of a Fair and Open Contract for Borough Planner

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

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

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

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

WHEREAS, the Borough Council has determined that Darlene Green, PP, AICP, Maser Consulting P.A., 200 Valley Road, Suite 400, Mt. Arlington, NJ 07856. will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Maser Consulting, P.A. at the rate of per their proposal of December 2, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Maser Consulting, P.A. as Borough Planner through December 31, 2015 or until a successor is qualified or appointed.

15022 Authorizing the Award of a Fair and Open Contract for Borough Labor Counsel

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

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

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

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

WHEREAS, the Borough Council has determined that Ray Wiss, Wiss & Bouregy, P.C. 345 Kinderkamack Road, Suite E., Westwood, NJ 07675 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Wiss & Bouregy, P.C at the rate of \$95.00 per hour.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Wiss & Bouregy, P.C as Borough Labor Attorney through December 31, 2015 or until a successor is qualified or appointed.

15023 Authorizing the Award of a Fair and Open Contract for Alternate Borough Prosecutor

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

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

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

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

WHEREAS, the Borough Council has determined that Matthew C. Moench, Bevan, Mosca, Giuditta & Zarillo, P.C. 222 Mount Airy Road, Suite 200, Basking Ridge, NJ 07920 t be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Bevan, Mosca, Giuditta & Zarillo, P.C.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to as Matthew C. Moench as Alternate Borough Prosecutor through December 31, 2015 or until a successor is qualified or appointed.

15024 Authorizing the Award of a Fair and Open Contract for Alternate Public Defender

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

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

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

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

WHEREAS, the Borough Council has determined that Ryan L. Franco, Morrison Mahoney LLP, Waterview Plaza, 2001 US Highway 46, Suite 200, Parsippany, NJ 07054 will be the most advantageous to the Borough; and

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

BE IT RESOLVED THAT, the Mayor and Borough Clerk are authorized to execute such contract with Morrison Mahoney LLP and

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale Borough Council hereby award a contract to Morrison Mahoney LLP through December 31, 2015 or until a successor is qualified or appointed.

15025 Authorize Approval of JIF/MEL Risk Management Agreement

WHEREAS, the Borough of Hillsdale is a member of the Bergen County Municipal Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund; and

WHEREAS, the bylaws of the Funds require that each municipality appoint a Risk Management Consultant to perform various professional services detailed in the bylaws; and

WHEREAS, the bylaws for the Municipal Excess Liability Joint Insurance Fund and Bergen County Municipal Joint Insurance Fund indicate a minimum fee equal to six percent (6%) of the municipal assessment which expenditure represents reasonable compensation for the services required and is included in the assessment for this Fund; and

WHEREAS, the judgmental nature of the Risk Management Consultant’s duties renders comparative bidding impractical.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Hillsdale does hereby appoint Burton Agency Inc. 44 Bergen Street, P.O. Box 270, Westwood, NJ 07675 in accordance with the Fund’s bylaws for the period of January 1, 2015 through January 1, 2016; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute the consultant’s agreement annexed hereto, subject to approval of the Borough Attorney as to form and substance, and to cause notice of the decision to be published according to N.J.S.A. 40A:11-5(1)(a)(I).

15026 Authorize Mayor and Borough Clerk to Execute Agreement with PBA Local 207 for New Police Department Schedule

WHEREAS, the Borough and PBA wish to implement a new schedule for certain members of the Hillsdale Police Department; and,

WHEREAS, PBA Local 207, representing the affected police department members has entered into, and ratified an agreement with the Borough for said schedule change.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that the Borough of Hillsdale wishes to enter into said Agreement

with PBA Local 207 as to scheduling and authorizes the Mayor and Borough Clerk to execute same on behalf of the Borough. A fully executed copy shall be on file with the Borough Clerk

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

15027 Authorize Execution of Contract for CDL Random Drug and Alcohol Testing Services

WHEREAS, CDL random drug and alcohol testing of all license holders is required as per N.J.A.C. 17:27; and

WHEREAS, the Borough of Hillsdale desires to enter into a contract for Professional Services with Valley Health System, 15 Essex Road, Suite 504, Paramus, NJ 07652; and

WHEREAS, the term of aforesaid contract shall be from January 1, 2015 through December 31, 2015; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to enter into an agreement with Valley Health System for the 2015 CDL Random Drug and Alcohol Program.

15028 Authorize Execution of Letter of Agreement Municipal Alliance 2015-2015

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliance for the prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in or society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen; and

NOW THEREFORE, BE IT RESOLVED by the Borough of Hillsdale, County of Bergen, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Hillsdale Municipal Alliance Grant for July 1, 2014 through June 30, 2015 in the amount of:

DEDR	\$9,876.00
------	------------

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance Grant, including the administrative compliance audit requirements.

15029 Authorize Award of Contract for IT Services to Authorinet Consulting LLC, 179 Cahill Cross, Suite 201, West Milford, New Jersey 07480, per Submitted Proposal

WHEREAS, on December 10, 2014 the Borough of Hillsdale received bids for IT Services; and,

WHEREAS, (1) sealed bids were received from the following vendor:

Authorinet Consulting, LLC – File Server Management - \$700.00 per month/\$8,400.00 per year; Managed Care Services - \$40.00 per month per workstation (33 workstations total) for \$1,320.00 per month/\$15,840.00 per year; Hosted Office 365 E2 (Government) plan - \$7.00 per month per user/\$84.00 per year per user; Datto could back up per month for 500 GB - \$169.00 per month/\$2,028.00 per year;

Work Station Replacement, migration-upgrade - \$150.00 per work station; Number of on-site visits and/or hours included per month – unlimited; Hourly labor rate for any additional services not included in the managed services above- \$100.00 per hour.

WHEREAS, the Borough Council is satisfied with the proposal submitted by Authorinet Consulting, LLC as being responsible proposals and being in conformance with the requirements promulgated pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and which satisfies the best interests of the Borough; and,

WHEREAS, the Chief Financial Officer of the Borough of Hillsdale has certified that sufficient funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that it hereby awards and authorizes the contract for IT Services to Authorinet Consulting, LLC at the rates as set forth above and in accordance with its bid proposal submission; and,

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute the contract for IT Services for the rates as set forth above and in accordance with the bid specifications and proposal submitted; and,

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

15030 Authorize Rejection of Bids for Contract for Supplemental Sidewalk Removal Services

WHEREAS, on Wednesday, December 10, 2014, the Borough of Hillsdale received bids for Supplemental Sidewalk Snow Removal Services; and,

WHEREAS, (1) sealed bid was received from Innovative, LLC; and,

WHEREAS, after legal review of the bid proposal submission of the one (1) vendor, it has been determined that the bid proposal submission contains a fatal defect which requires mandatory rejection of the bid proposal submission pursuant to N.J.S.A. 40A:11-23.2 of the Local Public Contracts Law; and,

WHEREAS, based upon the clear language of the law, the Borough Council hereby authorizes the mandatory rejection of the bid proposal submission by Innovative, LLC.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that it hereby authorizes the rejection of the one (1) bid proposal submission of Innovative, LLC for the contract for Supplemental Sidewalk Snow Removal Services pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., specifically N.J.S.A. 40A:11-23.2 of the Local Public Contracts Law; and,

BE IT FURTHER RESOLVED that pursuant to the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5, the Borough Administrator is hereby authorized to commence negotiations with this vendor and other vendors for the award of the Contract since this is the second (2nd) time the proposals for this service have been rejected; and,

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

15031 Authorize Annual Appointment of the Green Team Advisory Committee

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

WHEREAS, the Mayor and Council of the Borough of Hillsdale wishes to build a model of government which benefits our residents now and far into the future with green community

initiatives which are easy to replicate and affordable to implement: and

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

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

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

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

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Hillsdale that the Mission, Goals and Objectives for the GTA for the year 2015 are established as follows:

MISSION STATEMENT

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

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

GOALS

1. Education

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

2. Community

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

3. Communication

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

4. Promotion

To provide sustainability models at both public and private venues.

OBJECTIVES

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

NOW, THEREFORE BE IT FINALLY RESOLVED, by the Mayor and Council of the Borough of Hillsdale that the following persons are hereby appointed to the GTA for the year ending 2015.

Max Arnowitz	Regular Member	Hillsdale Mayor
Susan Witkowski	Regular Member	Borough Administrator
James Alba	Regular Member	Citizen Representative
Michael Lavitol	Regular Member	Citizen Representative
Cheryl Mercer	Regular Member	Citizen Representative
Teresa Pendegast	Regular Member	Citizen Representative
Grace Biener	Regular Member	Environmental Commission
Stefanie Breuer	Regular Member	Environmental Commission
Meredith Kates	Regular Member	Environmental Commission
Donald Russell	Regular Member	Hillsdale Superintendent of Public Works
Greg Polyniak	Regular Member	Hillsdale Engineer

15032 Appointment of Community Development Representative

WHEREAS, The Borough of Hillsdale has entered into a 3-year Cooperative Agreement with the County of Bergen, Community Development Block Grant; and

WHEREAS, under Section a-1.b of said Agreement, there is the establishment of Committees consisting of two representatives from each participating municipality; and

WHEREAS, the Governing Body and the Chief Executive of each participating agency shall make one appointment each for the term July 1, 2014 to June 30, 2015; and

WHEREAS, alternates may be appointed in the same manner as set forth above and shall have the same powers in the absence of the designated representatives;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor hereby appoints:

Susan Witkowski as Regular CD Committee Member; and

John Ruocco as Alternate CD Committee Member

BE IT FURTHER RESOLVED, THAT THE GOVERNING Body hereby appoints:

Frank Pizzella as Regular CD Committee Member; and

Chris Looes as Alternate CD Committee Member;

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Hillsdale that a certified copy of this resolution be forwarded to the County of Bergen, Community Development, One Bergen County Plaza, 4th Floor, Hackensack, NJ 07601.

15033 Appoint Interim CFO

WHEREAS, the Borough of Hillsdale, has a need to fill the position of Chief Financial Officer on an interim basis while it seeks a more permanent situation; and,

WHEREAS, a candidate exists to fill the position on an interim basis and wishes to commence work immediately as such.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey, that Robert Benecke of Benecke Economics, 55 Wanaque Avenue, Suite 135, Pompton Lakes, New Jersey 07442 is hereby appointed as Interim Certified Municipal Finance Officer/Treasurer, effective January 4, 2015 for a period not to exceed June 30, 2015, unless a permanent CFO/Treasurer is appointed, whichever comes first. Mr. Benecke shall be compensated at \$2,400. Per month for all hours worked less all applicable deductions. He shall not be entitled to any paid or unpaid leave time or benefits. His work schedule to be established by the Borough Administrator in order to insure the necessary coverage for the Borough.

15034 Re-establish/Re-affirm at Reorganization, Re-Publish Again

BE IT RESOLVED, by the Borough Council that the first and second Tuesday of each month, except for July and August when there will be one meeting per month, in the Municipal Building Council Chambers, 380 Hillsdale Avenue, Hillsdale, NJ, at the hour of 7:30 P.M. be designated as the time and place of Council meetings for the year 2015; and

BE IT FURTHER RESOLVED, that at the Annual Reorganization meeting held on January 4, 2015 the attached list of meeting dates were reaffirmed; and

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

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

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

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

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

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

The following is the 2015 list of meeting dates as reaffirmed by the Hillsdale Municipal Council at their Annual Reorganization Meeting held January 4, 2015. Council meetings are held on the first (worksession meeting) and second (regular meeting) Tuesday of each month at 7:30 pm, unless otherwise noted. Meetings are held in the Council Chambers of the Municipal Building, located at 380 Hillsdale Avenue, Hillsdale, New Jersey. There is the option to take action at every meeting.

2015 COUNCIL MEETINGS

January	4 th Sine Die Meeting 12:30 p.m.
	4 th Reorganization 1:00 p.m.
	20 th
February	3 rd
	10 th
March	3 rd
	10 th
April	7 th
	14 th
May	5 th
	12 th
June	3 rd Wednesday
	9 th
July	7 th
August	11 th
September	1 st
	8 th
October	6 th
	13 th
November	4 th Wednesday
	10 th
December	1 st
	8 th

Council Member Looes asked to pull 15013; 15016; 15032; 15033.

Mr. Madaio said the appropriate action at this time would be for a motion on the consent agenda without the resolutions pulled at Council Member Looes's request, but with 15034, which was proposed by Mr. Madaio regarding the annual meeting schedule. The schedule should be voted on at the Reorganization Meeting.

Motion by Council Member Looes, second by Council Member Meyerson, and unanimously carried.

Regarding 15013, Council Member Looes questioned the dollar amount, asking if it was the same amount as last year. Mayor Arnowitz responded that a proposal was received, which mimicked that of last year. Council Member Ruocco explained that the first submission was considerably higher, and the second submission was much lower, although it was still \$1,900 more than last year. Mayor Arnowitz noted that some duties now differ, and the Borough will not receive any bills of consequence unless some major audits are ordered. Council Member Meyerson asked what duties are different from last year, which would explain the \$1,900 increase. Mayor Arnowitz explained that

there will be some meetings to help in the search for a new CFO, and there is a possibility that the Auditor would cover some duties as an interim CFO. He also noted that the compensation for professional is not mandated by the Borough, and what was charged last year versus what is being charged this year is not a factor in whether the person can or cannot do the job. If the Borough Council votes to pay an Auditor a higher amount, and feels that the services of the new Auditor are different from the old one, that is a decision for the Council Members to make. Council Member Meyerson pointed out that he is already voted to approve the Borough Auditor, but this is a question about the contract. Mayor Arnowitz responded that current contract is approximately \$1,900 higher than the previous Borough Auditor contract, and it mimics the services provided last year, with the addition of some verbal discussions. Mayor Arnowitz wants to be able to call on the Auditor without being required to pay for every phone call. Council President Pizzella said it is his understanding that Garbarini will stick with the basic amount, and will not bill in addition to that. It is his understanding that Garbarini will do a very extensive audit, including an audit of the Borough Professionals agreements. He will also assist the interim CFO in trying to find revenue-generating assets for Hillsdale. Council Member Meyerson asked if that was part of a discussion with Mr. Garbarini that he would add duties onto his contract. Council President Pizzella does not believe those duties are different, but in the past, Hillsdale may not have had as extensive and audit as should have been done. He noted that there are some verbal agreements in existence that the Auditor should review when the final audit is done. Council Member Meyerson asked where Council President Pizzella was getting that information about the past audits. Council President Pizzella answered that if one reviews the past audits, there is not a lot of information available about agreements, although there is a lot of information about financial matters. However, when it comes to best practices or other types of agreements, more information should be available. Council Member Meyerson asked if that is Council President Pizzella's opinion, or the opinion of Mr. Garbarini. Council President Pizzella answered that it is Mr. Garbarini's opinion. Council Member Meyerson asked a discussion was held during a meeting with Mr. Garbarini, and Council President Pizzella noted that it was discussed during the interview process. Council Member Meyerson asked for clarification that, during the interview process, Mr. Garbarini stated that Hillsdale's audits are not as they should be. Council President Pizzella stated that the Garbarini pointed out that the audits were not complete, and there was some information missing, and that he would try to get that information if he were the Auditor. Council Member Meyerson asked if Mr. Garbarini is charging the extra \$1,900 to get that information, and Council President Pizzella thinks that is why there is a higher fee in his contract.

Council Member Ruocco stated that when he spoke to Mr. Garbarini, one of the things he said he found helpful was that changing the Auditor periodically was a good thing. Initially, Mr. Garbarini's price was unacceptable, and he was told that. After reconsidering, Mr. Garbarini brought his price down to a level that Council Member Ruocco considered reasonable for what he was proposing. Council Member Ruocco also liked the idea of changing the Auditor, to have a different set of eyes reviewing Borough agreements and other important data. Council Member Meyerson said he is very concerned about the money being paid to a Borough Professional, which is usually discussed with the Finance Committee. The choice of the Auditor is certainly within the purview of the Republicans, but when it comes to discussing the financial aspects, that is typically done through the Finance Committee. However, this particular contract was not discussed with the Finance Committee. This is the first time that Council Member Meyerson heard about all of the extra work that the Auditor will be taking on, including the search for a new CFO, because it was never discussed with the Finance Committee. Mayor Arnowitz commented that he has been a member of the Borough Council for a long time, and the Finance Committee has never been able to discuss the contracts and fees of incoming professionals when a change was made. Mayor Arnowitz said he met everyone who is being hired, including the Auditor, and the discussion of compensation was held after the fact. Mayor Arnowitz does not believe that \$1,900 is very significant, although it is important. However, he believes that the services provided by Garbarini will be appreciated by everyone, including the Finance Committee. Mr. Garbarini never made any reference to the previous Auditor and the way that firm worked, but he did say that his firm takes a different look at things. He agreed to help in whatever way you can to accomplish what has to be accomplished for 2015.

Motion on 15013 by Council Member Ruocco, second by Council Member DeRosa.

Roll Call Vote:

Ayes: Council Members DeRosa, Ruocco, Council President Pizzella, and Mayor Arnowitz
Nays: Council Members DeGise, Looes, Meyerson

Regarding 15016, Council Member Looes noted that she sees a rate of \$110 per hour for the Tax Appeal attorney, versus \$95 for all the other attorneys. She wondered why the Borough was paying more for the tax appeals. Mayor Arnowitz commented that the rate was negotiated down to \$110. He asked Council Member Meyerson for his opinion of the rate, and Council Member Meyerson added that the Borough does not pay its attorneys enough money. Mayor Arnowitz agreed that the rates paid

in Hillsdale are extremely low, making it very hard to get qualified people. The rates cited in the RFQs were much higher than what Hillsdale is willing to pay. The reason the Mayor Arnowitz agreed to this rate is because Mr. Martin is a very good attorney, and he has done this in the past. More importantly, the work is not so voluminous that the difference in rates will make a significant difference. Council Member Meyerson agreed that, considering the volume of work, the amount of money to be paid will not be that great. Mayor Arnowitz had mentioned to Council Member Meyerson that the Borough Council should consider raising the rates for the Borough Professionals starting in 2016. Mayor Arnowitz noted that he raised the rate from what it was for the past 20 years, which was \$75 an hour, to \$95 an hour several years ago. Mayor Arnowitz believes that this should be discussed when there are no ongoing negotiations.

Motion on 15016 by Council President Pizzella, second by Council Member DeRosa, and unanimously carried.

Regarding 15032, Council Member Looes noted that it is blank, and asked how they could vote on it if it is blank. Mayor Arnowitz explained that, turn email he received from Ms. Witkowski, the Community Development Representative will be Mayor Arnowitz and Council President Pizzella, and Ms. Witkowski and Council Member Ruocco.

Motion on 15032 by Council Member Ruocco, second by Council Member Looes, and unanimously carried.

Regarding 15033, Mayor Arnowitz said he expected some discussion on this. He added that he will be asking for volunteers to work on an interlocal agreement, if necessary. The reason he is not pushing the interlocal agreement at this time is because the need for a CFO is more urgent. Two candidates for that position have been interviewed, both of whom seem to be very capable, but there was not an opportunity for the new Council Members to sit in on the interviews because they were not yet sworn in. The other sitting Council Members also did not have the opportunity to meet with the candidates. An option was presented by the Auditor and a representative from Benecke Associates, which is a firm that provides professionals who do interim or temporary work. Benecke would provide someone to be appointed as a temporary CFO, which will allow the Borough more time to get a new CFO. Benecke was interviewed by the three Republican Council Members, and he is highly recommended by the Auditor. Mr. Benecke will get the Borough through the budget process, and he will get into the economics of the town, including the Stonybrook issues. However, Mayor Arnowitz said his concern is to ensure that everything that a CFO does will be done by Mr. Benecke. The compensation is less than what was paid to the previous CFO, but without an interlocal agreement, the price could go as high as \$120 per hour, whereas Ms. Ayer was being paid \$82 per hour. The need for an interim CFO is urgent. Mayor Arnowitz is asking for a meeting to be set up with the Borough Administrator, Mayor, Auditor, Mr. Benecke, Council Member Meyerson or Council Member Looes, Council Member Ruocco, and Ms. Witkowski will meet with the staff, who have stressed the need for a CFO. Mr. Benecke comes highly recommended, and the budget process must get started immediately. Mayor Arnowitz also hopes that Ms. Ayer can attend the meeting to give her input.

Council Member DeRosa said that he is not comfortable committing to a full-time CFO at this time, and Mr. Benecke presented a unique solution to the problem. He is very qualified, and will act as CFO and get Hillsdale through the budget process. Mr. Benecke's credentials include writing textbooks and teaching on the subject of economic growth. There is also the possibility that he could be involved in the issues with Stonybrook, as well. Mr. Benecke also has some ideas for good sources of revenue.

Council Member Meyerson commented that this is a surprise to him. Last month, after Ms. Ayer submitted her resignation, Mayor Arnowitz asked Council Member Meyerson, through Ms. Witkowski, to be involved, as the chairman of the Finance Committee, in the interview process for some of the CFO candidates. Council Member Meyerson made himself available for that. Now Council Member Meyerson finds that people have interviewed Mr. Benecke for the job of interim CFO, which is really no different than that of the regular CFO, and Council Member Meyerson, as chairman of the Finance Committee until a couple of hours ago, had no idea that these interviews were occurring. He told Council Member DeRosa that he took his comments at face value, although Mr. Benecke may be the "cream of the crop". No one appreciates more than Council Member Meyerson the immediate need for a CFO, especially from January to April. Council Member Meyerson thinks he should have at least been told about the meeting with Mr. Benecke, or invited to the interview, and he does not understand how the chairman of the Finance Committee would not be asked to attend. Council Member Meyerson has a great many questions to ask Mr. Benecke. This is a six-month appointment, during which time Mr. Benecke will be paid \$2,400 per month, and Council Member Meyerson has no idea how many hours per week or per month he will work. It was a bit concerned Mayor Arnowitz, who asked how many hours each one of the candidates would be on staff.

Typically speaking, such interviews go through the Finance Committee, and when discussing an interlocal agreement, that means that he will still be paying another town for the services of this person, as part of that interlocal agreement. That typically goes through the Shared Services Committee. In the past two years, every Finance Committee issue was first discussed in the committee. Council Member Meyerson asked Ms. Witkowski if she had a chance to interview Mr. Benecke. Ms. Witkowski said she did not, and Council Member Meyerson noted that Mayor Arnowitz was not involved in the interviews, either, nor was the chairman of the Finance Committee. That causes great concern to Council Member Meyerson. Although he knows how important it is to hire someone, he is on the fence about this.

Mayor Arnowitz said he wanted to correct some of the things Council Member Meyerson said. Council Member Meyerson noted that Mayor Arnowitz sent an email two days ago saying that he wanted this on an agenda for discussion, because he wanted to take a look at an interlocal agreement. Mayor Arnowitz said he spoke to Council Member Meyerson directly about Mr. Benecke and the possible appointment, and Council Member Meyerson's exact words were that that was not the route to go, and Council Member Meyerson wanted to hire one of the candidates who was interviewed. Mayor Arnowitz also spoke to the Borough Administrator about this over the past two weeks, and noted that she is also not in favor of hiring the interim CFO. However, Mayor Arnowitz pointed out to both of them that this is how the majority of the Borough Council wants to proceed. The majority wants to get a budget process started because it is important, but they are not yet ready to hire full-time CFO. Mayor Arnowitz was not reassured by the candidates who were interviewed. Only two people were interviewed. Mayor Arnowitz asked Ms. Witkowski if she interviewed the previous CFO before she was hired, and Ms. Witkowski said she did not. Mayor Arnowitz states that the process was not handled properly in the past, but with respect to Mr. Benecke, it was. The bottom line is that Mr. Benecke was interviewed, and Mayor Arnowitz and others researched his credentials. They are sure that he can do the job. His proposal reflects that he will work for Hillsdale approximately 20 hours per month. That is not what Mayor Arnowitz hoped for from the CFO, but he is still looking for a full-time CFO. Council Member Meyerson asked if Mr. Benecke submitted a proposal. Mayor Arnowitz said he would get the proposal to Council Member Meyerson. He will work 20 hours a month, for \$2,400 per month, and \$120 per hour for anything over 20 hours. An interlocal agreement will require Hillsdale to pay \$2,400. Council Member Meyerson asked of the proposals circulated to all of the Council Members. Mayor Arnowitz said it was his understanding that was distributed for this meeting, and he apologized because it was not. Mayor Arnowitz said that Hillsdale is not doing anything unique. He is frustrated because for the past two years, he has not known what is going on in Hillsdale. Ms. Ayer was hired without his knowledge, although she came highly recommended. The same applies to the Borough Attorney. Council Member Meyerson said that Mayor Arnowitz talk to him about an interim CFO, but provided no information about Mr. Benecke.

Council President Pizzella commented that the name of the firm is Benecke Economics, and Hillsdale's in a very difficult situation at this time due to the loss of revenue, as well as other things that are occurring here. Benecke Economics, and Mr. Benecke in particular, come highly recommended with the highest credentials. Mr. Benecke teaches at the Rutgers School of Urban Planning, and has written the textbook municipal financial codebook for New Jersey. Mr. Benecke does not want to be a CFO for any town, but he will go into towns during difficult periods to help them deal with whatever financial situation is confronting them. Hillsdale has suffered a loss of revenue, and has not yet been able to come up with a creative way to generate more revenue. Mr. Benecke has his CFMO license, and he works with towns as an interim CFO while also looking into other things, such as asset research and revenue generation, as well as economic growth. Council President Pizzella supports hiring Mr. Benecke on a temporary basis because it gives Hillsdale the flexibility of looking for a CFO who will benefit Hillsdale and work for Hillsdale going forward, while also getting Hillsdale through the budget process and tackling some important issues that need to be tackled. Although Mr. Benecke will be working 20 hours per month, he is also on call.

Council Member Ruocco added that Hillsdale is facing issues that require someone who can think outside of the box. When Council Member Ruocco spoke to Mr. Benecke, he got the feeling that Mr. Benecke can provide a unique combination of an ability to perform the CFO duties as well as an analysis for Hillsdale on the economic development of the tax base of its assets. This is a potent combination, and very unusual. Council Member Ruocco does not feel comfortable rushing to hire CFO as described by Council Member Meyerson. When the Benecke option became available, Council Member Ruocco thought this would be a good thing for the Borough.

Council Member DeGise thinks the change may bring some good insights to Hillsdale, but he is not sure the 20 hours per month is enough to get the work that needs to be done completed. Mayor Arnowitz explained that the 20 hours per month will be the time that Mr. Benecke will be in Borough Hall working, and it is expected that he will work additional hours on top of that. Councilman Ruocco

corrected Mayor Arnowitz by saying that Mr. Benecke has committed to the \$2,400 per month and 20 hours of doing the work of the CFO per month. He is willing to spend half of those hours at Borough Hall. He is also willing to spend more hours at Borough Hall, or with the Auditor, at a cost of \$125 per hour. Council Member Ruocco did an analysis using the existing CFO salaries versus when it would become economically untenable to pay an interim CFO, he would have to put in an additional 32 hours per month, for a total of 52 hours per month, until Hillsdale could break even. Council Member Ruocco thinks this is a good thing for Hillsdale, because it brings the services of a CFO, including getting the budget done, as well as getting the services of a person who is extremely knowledgeable about looking at the assets of the town and giving advice for the next six months. The Borough Council may choose to extend his contract in a different position, but at this time, the discussion is only about Mr. Benecke being the interim CFO for a period of six months.

Council President Pizzella pointed out that the interlocal agreement is an option that Mr. Benecke gave to the Council, and the other option was to retain him independently. Council President Pizzella also noted that Mr. Benecke was told repeatedly that he must meet with the other Council Members, which is why Council President Pizzella thinks Mayor Arnowitz was pushing for this initial meeting as soon as possible.

Council Member DeGise asked how many hours per week did Ms. Ayer put in as the CFO, and if 32 hours would be enough. Council Member Meyerson responded that Ms. Ayer's contract was for 25 hours per week, and his problem is that he has not had a chance to read through all of this, and it is not been vetted by the Borough Attorney. Council Member Meyerson has no idea what the agreement is.

Councilman Ruocco added that the other positive he found in this situation is that when he spoke to Mr. Garbarini, he had worked with Mr. Benecke, and Mr. Garbarini thought this combination could work very easily in a town like Hillsdale. He was very positive about that.

Council Member DeGise noted that the concern of the disparity in hours between what Ms. Ayer worked and what is being proposed for Mr. Benecke is a valid one, but the Borough will also be getting the services of Mr. Garbarini, who can also help Hillsdale get through this very difficult period of putting together the budget. Council Member DeGise asked if this vote had to be taken today, which Mayor Arnowitz confirmed. Council Member DeGise is concerned that Ms. Ayer was working 100 hours per month, and it seems that Mr. Benecke is expected to only work 20 hours per month to do the same job, which does not seem right to him. Mayor Arnowitz said he wants to move forward, and he wants to put a CFO in place as soon as possible. The budget needs to be put together in two months, and sources of revenue need to be found. If more hours are needed, then Mr. Benecke's services will be engaged for more hours.

Council Member Looes said she is concerned that Borough Council does not make a rash decision, as she stated the beginning of this meeting. She feels very uninformed about this. She is not questioning his credentials, and she is uncomfortable giving him a six-month contract based only on this discussion.

Mayor Arnowitz reiterated that Hillsdale needs a CFO, and the Borough Council needs to move forward in getting a CFO. The budget is in dire straits, and someone is needed who is familiar with this type of situation and can guide Hillsdale through it, while putting a budget together that meets the State standards.

Council Member Ruocco pointed out that the resolution is worded in such a way that Mr. Benecke's work schedule is to be established by the Borough Administrator. Ms. Witkowski said she took that language from the previous interim CFO contract, thinking it was a good place to start. All that can be discussed at the meeting proposed by Mayor Arnowitz. Council Member Ruocco suggested that the language be removed until after the meeting is held.

Motion by Council Member Ruocco, second by Council President Pizzella.

Roll Call Vote:

Ayes: Council Members DeGise, DeRosa, Meyerson, Ruocco, and Council President Pizzella

Abstain: Council Member Looes

Council Member Meyerson asked if Mr. Madaio could review this contract. Mayor Arnowitz responded that Mr. Madaio already has the contract, and is currently reviewing it.

Mayor Arnowitz asked permission from the Borough Council for Mr. Madaio and the Borough Administrator to begin the process of creating a draft interlocal agreement, if the Borough Council decides it is necessary. This will be on the agenda for January 20, 2015.

Motion by Council President Pizzella, second by Council Member Ruocco, and unanimously carried.

Council Member Meyerson asked why it is necessary to do it interlocal agreement if the Borough is hiring the interim CFO directly, and if there is something going on with Lyndhurst that makes it necessary to have one. Mayor Arnowitz explained that the interlocal agreement states the fee is \$2,400 per month, with no additional costs, for anything needed. Council Member Meyerson asked if Hillsdale would be paying Lyndhurst, and Mayor Arnowitz answered that that is what he has to find out. He does know that if Hillsdale uses an interlocal agreement, it will take two months. Mayor Arnowitz said he wanted to hire the interim CFO immediately, and then move forward with the interlocal if necessary. Council President Pizzella explained that one of the benefits of having an interlocal is the point value it brings to Hillsdale on the best practices guide. It is also terminable with 30 days' notice. Mayor Arnowitz pointed out that it is not known whether Lyndhurst wants to do an interlocal agreement. Council Member Ruocco pointed out that another reason to do an interlocal agreement could be a matter of costs. It seems that an interlocal agreement requires Hillsdale pay \$2,400 a month, with seemingly unlimited access to Mr. Benecke's services. However, if he is hired directly by Hillsdale, it raises the issue of paying for additional hours.

PUBLIC COMMENTS:

Mayor Arnowitz opened the meeting to the public.

Paul Hummel, Community Life, asked for the spelling of Mr. Benecke's name.

Kevin O'Brien, 61 Parkview Drive, asked if the Borough Council is given any consideration to a Shared Services agreement with River Vale regarding Stonybrook. He suggested that River Vale could share its golf course with Hillsdale in exchange for Stonybrook privileges. Council Member Meyerson said that sounds like something he suggested more than a year ago. Mayor Arnowitz said it was suggested two years ago, and the benefits to Hillsdale would not be sufficient to help the pool. He pointed out that 60% of the Stonybrook membership is made up of people from outside Hillsdale, and when this was discussed before, River Vale residents wanted to pay the same rate as Hillsdale residents to use the pool. The benefit to Hillsdale would have been allowing Hillsdale residents to join the golf club at River Vale residents' rates. Because the golf course in River Vale is owned by the town, and not managed under the auspices of a referendum, while Stonybrook is managed under the auspices of referendum, Mayor Arnowitz said he would not be able to make up the difference in revenue for the lower amounts that would be paid by River Vale residents. Council Member Meyerson thinks that is something that should be discussed, especially while Mr. Benecke is reviewing the Stonybrook situation. Mayor Arnowitz said there was a survey of the current Stonybrook members asking how many would be interested in joining the golf club, and it was not a substantial number. Council Member Looes noted that in the past several months, at the Stonybrook Commission meetings, the topic has come up and will be revisited, because although that particular proposal was not very attractive, times have changed, and the Stonybrook Commissioners want to reconsider. Council Member DeRosa said it is something he is very interested in pursuing, as the new liaison to the Stonybrook Commission. Council Member Meyerson thinks it would be prudent to consider how many more people join the pool if this was available to them.

Mr. O'Brien noted that several businesses had their windows painted for the holiday season, and he thought it was outstanding. He complimented the students who did the artwork, and he asked if the Borough Council would consider decorating windows during the Halloween season. He also suggested that children be allowed to go trick-or-treating in the Hillsdale business district, where could be safe and set up as a one night event and a community activity. Mayor Arnowitz pointed out that this former Council Member Frank had proposed the window decorations for Halloween as an extension of the Christmas decorating. Council President Pizzella said that he and Patty Hughes are currently working on decorating for Halloween.

As there were no other comments from the public, Mayor Arnowitz closed the public comment portion of the meeting.

COUNCIL COMMENTS:

Mayor Arnowitz invited comments from Council Members.

Council Member Pizzella said he was honored to be the Council President, and hopes he can change the views of Council Members DeGise and Looes. He also thanked all of the other Council Members for maintaining open minds and the change of government.

Council Member DeRosa noted the tragic end of the year by the law enforcement with the loss of the

NYPD detectives, as well as the loss in Cliffside Park. He thanked all of law enforcement for everything they do to keep everyone safe, and asked everyone to keep all of the law enforcement people in their prayers. He also thanked the Hillsdale Fire Department for the Santa visits, which he looks forward to every year. He also mentioned the consecutive double titles one by the Pascack Valley football team, and Mayor Arnowitz noted that there will be a joint recognition of the team coordinated with River Vale. Finally, Council Member DeRosa commented that the American Legion still seeks donations for the Hillsdale Five plaques.

Council Member Meyerson congratulated his colleagues who are now Borough Professionals, including Ray Wiss, Chris Martin, Judge Clark, Jeff Steinfeld, Eric Bernstein, Mr. Haraka, and Mark Madaio.

BENEDICTION:
Neville

Pastor Brian

ADJOURNMENT: @4:38 PM

Motion: by Council Member Looes, second by Council Member DeRosa, and unanimously carried.

THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE ON
TUESDAY, JANUARY 20, 2015
BEGINNING AT 7:30 PM

Susan Witkowski, Municipal Clerk

APPROVED AS PRESENTED
FEBRUARY 10, 2015

Susan Witkowski, Municipal Clerk