

Minutes of a Council Meeting of the Borough of Hillsdale held at 7:30 P.M. on Tuesday, November 10, 2015, in the Council Chamber, Borough of Hillsdale, New Jersey.

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

**OPEN PUBLIC MEETING STATEMENT:**

This is a meeting of the Hillsdale Borough Council on this 10th day of November 2015. Notice of time and place of this meeting has been provided to The Ridgewood News, Pascack Press, The Record and Community Life; a copy was posted on the bulletin board outside of this meeting room and provided to any interested parties.

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

**ROLL CALL:**

On roll call those in attendance were Councilmembers DeGise, DeRosa, Looes, Meyerson, Ruocco, Council President Pizzella. Also in attendance were Mayor Arnowitz, Borough Attorney Madaio and Borough Administrator/Borough Clerk Witkowski.

Mayor Arnowitz welcomed Girl Scout Troop 5453, who were attending the meeting this evening, and he encouraged them to ask questions of the Councilmembers.

Mayor Arnowitz congratulated Doug Frank, the new Mayor for 2016, along with new Councilmembers Abby Lundy and Scott Karcich.

**APPOINTMENTS/OATHS OF OFFICE:**

Mayor Arnowitz welcomed many former members of the Hillsdale Police Department to the meeting, and extended condolences to Police Chief Francaviglia on the death of his mother.

Chief Francaviglia stated that Lt. Sean Smith was being promoted to Captain this evening, and he presented a brief background on Lt. Smith. Lt. Smith has been with the Hillsdale Police Department for nineteen years and is a father of three children. He also served in the United States Marine Corps, and is currently attending Farleigh Dickinson University in pursuit of his Bachelor's degree in Public Administration. He is also pursuing his certification in Public Management at Rutgers University. He has received many commendations, and volunteers his time with the Hillsdale Historic Committee. Lt. Smith was promoted to the rank of Lieutenant in September of 2014. After working with Lt. Smith during the past year, Chief Francaviglia found he displayed professionalism, dedication, and commitment to the direction the Chief sees the department going in the future. He is a wonderful leader who is always available to give guidance to the staff. Chief Francaviglia said that he is proud to congratulate the promotion of Lt. Smith to Captain this evening.

Motion to promote Lt. Sean Smith to Captain made by Councilmember Meyerson, seconded by Councilmember DeGise, and unanimously carried.

Lt. Smith was sworn in as a Captain in the Hillsdale Police Department by Mayor Arnowitz.

There was a special presentation in honor of the United States Marine Corps.

James Alburtus, Hillsdale Fire Cadet to Firefighter

Council Member Looes

Motion to appoint James Alburtus from Fire Cadet to Firefighter made by Councilmember Looes, seconded by Council President Pizzella, and unanimously carried.

**RECOGNITION:**

There were no recognitions this evening.

**PROCLAMATIONS**

There were no proclamations this evening.

**PRESENTATION**

The presenting on Housing Element and Fair Share Plan by Darlene Green, Borough Planner for this evening was cancelled.

**APPROVAL OF MINUTES**

There were no minutes for approval this evening.

**PROFESSIONALS REPORT/MONTHLY DEPARTMENT HEAD REPORTS:**

Borough Engineer -Dated November 3, 2015

Greg Polyniak reported that methane testing occurred during the week of October 26<sup>th</sup>, with results to be supplied in November. Firms will be solicited for 2016, for the groundwater testing that will be required. The construction of the sensors will be completed on Wednesday, November 12<sup>th</sup>, and will begin operation the following day. Training sessions will begin the next week, and Mr. Polyniak will provide dates and times to the governing body. Mr. Polyniak stated that there was a follow-up inspection of the Hillsdale Landfill on October 13<sup>th</sup>. The Department of Environmental Protection (DEP) was pleased with the process and the ongoing maintenance. At the request of the DEP, the Borough must supply its operation maintenance manual, which was a condition of the closure approval. Ms. Witkowski contacted the previous engineer for the documents the Borough needs to comply with this requirement. Mr. Polyniak indicated that on October 21<sup>st</sup>, his office supplied a response letter to the initial warning letter issued in February to decrease the number of warnings items on the list relative to ongoing maintenance items.

Mr. Polyniak spoke about the train station grant approval, which has now been signed by Mayor Arnowitz. The train station is located on transit property, and NJT must sign the grant agreement.

Mr. Polyniak stated that bids were received on October 15<sup>th</sup>, for the 2015 Road Improvement Program. His office has prepared a packet relative to the Road Program dated October 19<sup>th</sup> for consideration by the governing body.

Mr. Polyniak reported on the pipe from Craig Road to Wierimus Road that continues to be problematic. His office inspected the pipe, and discovered a potential failure that appears to have occurred between Horizon Terrace and Wierimus Road. The preliminary estimate to address this pipe failure is \$286,000, and the proposal was issued on October 26<sup>th</sup>.

Mr. Polyniak referred to a series of reports issued by the engineer at New Jersey Department of Transportation (NJDOT) regarding culverts and bridges within the municipality. The affected areas include a bridge on Everdell Avenue involving sidewalk settlement occurring within the right-of-way. The Borough DPW has successfully addressed the problem by placing asphalt within the right-of-way to eliminate the trip hazard. Mr. Polyniak stated that the Wierimus Lane Bridge, which is shared by both the Borough of Woodcliff Lake and Hillsdale was also cited for repairs. A quote of \$18,000 for necessary repair work was received, and the cost for repairs should be split between the two municipalities. An inspection by Mr. Polyniak's office revealed that retaining walls have failed at this bridge, and a proposal, and preliminary estimate in the amount of \$340,000 to cover the cost of these repairs was issued. Mr. Polyniak stated that a letter relating to repairs on another bridge culvert pipe on Saddlewood Drive was received. There has been some heaving below grade that has taken place with this pipe, which will require

an injection of fill at a cost of \$30,000. This repair will also include the reconstruction of the culvert, and a chamber, which is below grade. He expects to receive quotes from firms in the next several days, and will provide a recommendation to the Mayor and Council shortly.

Mr. Polyniak responded to a resident complaint relative to a tree potentially in the right-of-way at 176 Knickerbocker Road. He reviewed the area, and has concluded that the tree was outside of the right-of-way. This tree removal issue should be addressed between the homeowner and PSE&G. There is an existing drainage issue that is occurring along the frontage of the property. An inspection located two catch basins in close proximity, with a fairly flat roadway in between. Mr. Polyniak recommended that another catch basin be constructed between the two catch basins to address this ponding.

Councilmember Ruocco referred to the estimate from Inganamorte relative to the Wierimus Lane/Musquapsink problem. He questioned the base bid of \$18,000 that is followed by a \$340,000 charge for the gabion wall, and mat baskets. Mr. Polyniak said that even though the gabion wall is on the Hillsdale side, the price should be divided equally between the two municipalities because the bridge will not function without the gabions. The construction cost is \$342,000, which does not include the design, surveying, engineering and permitting costs. This work should begin within three to four months after the letter issued in October by the NJDOT. Councilmember Ruocco asked if this work was required. Mr. Polyniak explained that the Borough has been put on notice, and he would recommend that the work be addressed. Mr. Polyniak has indicated to the engineers for NJDOT that an emergency would need to be declared relative to the gabion baskets because there is substantial permitting required. It could take four months to have the permits reviewed by the State. The State indicated that an emergency declaration was not necessary but they recommended that the Borough proceed with the design and paperwork so that construction work could begin in the summer.

Councilmember Looes asked if the State had completed their inspections of the infrastructure in Hillsdale. Mr. Polyniak said that the State is looking at every municipally owned bridge in Bergen County, and future requests for repairs could be issued.

Motion to receipt and file by Councilmember Looes, second by Councilmember Ruocco, and unanimously approved.

Mayor Arnowitz asked the Borough Administrator to have the railroad station grants signed off on by the County, and to note on an upcoming agenda that this has been done.

**OLD BUSINESS:**

1. Senior Van Update – Ms. Witkowski was in touch with Saddle Brook stating that Hillsdale was very interested in their former van. Saddle Brook and Woodcliff Lake both hold Council meetings on Thursday and they will discuss Hillsdale’s interest in their respective vans. Ms. Witkowski reported that Woodcliff Lake has a Shared Services resolution ready for November 23<sup>rd</sup> if Hillsdale remains interested in sharing their van. She was contacted by Saddle Brook who offered to sell their van to Woodcliff Lake, but she won’t have a price until the end of this week. Dan O’Rourke, DPW Superintendent, inspected the van and was very impressed by it. He indicated the he found the van to be well maintained. Ms. Witkowski is recommending the purchase of the Saddle Brook van, and has indicated to Saddle Brook that Hillsdale is anxious to move forward. She would hope to take possession of the van by December 1<sup>st</sup>, pending the decision of the Council.

Councilmember Ruocco stated that the Finance Committee has not met on this matter; however, if the price was reasonable there would be no reason not to go forward with the purchase. Councilmember Meyerson asked if it would be possible to get possession of the van immediately since Saddle Brook is not using it. Ms. Witkowski said she would ask them. Mr. Madaio

indicated that the Mayor and Council could adopt a resolution this evening to accept the van on a loan basis until a purchase agreement is finalized.

Councilmember Ruocco made a motion to take the van from Saddle Brook on a loan basis, with the intention to purchase, seconded by Councilmember Meyerson, and unanimously approved. Mayor Arnowitz asked that the purchase of the van be placed on the agenda for the first meeting in December. Ms. Witkowski added that she has an agreement with Westwood to use their van on Fridays. Upon questioning, Ms. Witkowski said that they could terminate the Shared Services agreement with Westwood when necessary.

### **NEW BUSINESS**

1. Best Practices – Ms. Witkowski stated that this is the annual list of questions from the State requiring answers which must be filed. She worked on this together with Mr. Madaio, who noted several differences from last year's questions and submittal. Hillsdale continues to receive one hundred per cent of the points they are entitled to.

Councilmember Ruocco referred to question #28, which asks if there is a written policy goal for the amount of surplus available in support of municipal operations. He pledged that he will be working with CFO, and the new Council to develop this policy goal in 2016, and he noted that there must be flexibility.

At this point in the meeting, members of Girl Scout Troop 5453 were invited to ask questions. Kate Hertz asked about working together. Mayor Arnowitz explained that the majority rules, meaning that with six members of the Council an issue would have to have four affirmative votes in order to pass. The only time the Mayor would vote would be in the case of a tie, or three yes and three nos. If there are further questions after a topic is discussed, the matter would be tabled to a future meeting.

Destiny asked the Mayor Arnowitz about his favorite thing as Mayor. Mayor Arnowitz said the best part about being Mayor was marrying people. Being on the Council allows you to control the destiny of the community you live in. He has been on the Council for 28 years and he likes to think Hillsdale is a better place because he and everyone else have tried their best. He explained that the Council works to prepare a budget at the beginning of the year, but as demonstrated earlier in the evening emergencies come up that were not included in the budget. These problems have to be addressed and the new Mayor will have to set his priorities for next year. Everything comes down to the tax dollar, and how it is spent.

Mayor Arnowitz reminded everyone that all the Hillsdale Mayor and Council meetings are on television and also on YouTube. Troop members were encouraged to continue with scouting, and to stay involved with the community.

### **CORRESPONDENCE**

1. Letter of resignation from Dennis Wheeler, DPW Mechanic, effective, November 12, 2105.

Motion to approve, receipt and file by Councilmember Looes, seconded by Councilmember Meyerson, and unanimously approved.

Mayor Arnowitz spoke with Ms. Witkowski about the need to insert a salary range so that there is some leeway when a new mechanic is hired.

2. Letter dated October 19, 2015 from the NJDEP extending the expiration date for Dam Safety Permit No. 1386 to November 7, 2016 for Wood cliff Lake Dam, NJ File #23-21.

Motion to receipt and file by Councilmember Looes, second by Councilmember Ruocco, and unanimously approved.

3. Letter dated October 8, 2015, from Sandra and Joseph Heiser, 141 Ralph Avenue, regarding the Senior Van.
4. Letter dated October 12, 2105, from Ann Janet Cron, 187 Magnolia Avenue, regarding the Senior Van.
5. Letter from (illegible), regarding the Senior Van.
6. Letter dated October 8, 2015, from Bridget Lohmeyer, regarding the Senior Van.
7. Letter dated October 8, 2015, from (illegible), regarding the Senior Van.
8. Letter from Judith Atchinson, 29 Harrington Street, regarding the Senior Van.
9. Letter from Pat Cozza regarding the Senior Van.

Motion to receipt and file by Councilmember Ruocco, second by Councilmember Looes, and unanimously approved.

10. Letter dated October 19, 2015, from Neglia Engineering Associates, regarding drainage conditions vicinity of 176 Knickerbocker Avenue.

Motion to receipt and file by Councilmember Looes, second by Councilmember Ruocco, and unanimously approved.

11. Letter dated October 21, 2015, from Neglia Engineering Associates, regarding updated responses – October 2015 inspection meeting warning letter status/responses, Sanitary Landfill.

Motion to receipt and file by Councilmember Meyerson, second by Councilmember Looes, and unanimously approved.

12. Electronic message of resignation dated October 30, 2015, from Nelson Fullam, Zoning Official, effective immediately.

Motion to receipt and file by Councilmember Looes, second by Councilmember DeRosa, and unanimously approved.

13. Letter dated October 26, 2015 from Hillsdale Volunteer Fire Department approving membership application as Fireman.

Motion to receipt and file by Councilmember Looes, second by Councilmember DeRosa, and unanimously approved.

### **PUBLIC COMMENT**

Mayor Arnowitz opened the meeting to the public for comment.

Abby Lundy, 73 Colonial Blvd asked about training for coaches. Mayor Arnowitz said that they will provide more than one training session if needed.

No one else came forward and Mayor Arnowitz announced that the public portion of the meeting was closed.

### **ORDINANCES** *Adoption and Introduction*

5-18 (Adoption):

### **AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 363 OF THE REVISED GENERAL CODE OF BOROUGH OF HILLSDALE ENTITLED "TOBACCO SALES" TO INCLUDE ALL TYPES OF TOBACCO PRODUCTS**

WHEREAS, the General Code of the Borough of Hillsdale, Chapter 363 provides for Tobacco Sales; and

WHEREAS, said Code states tobacco/cigarettes shall not be sold to any person under the age of 19; and

WHEREAS, the Mayor and Council of the Borough of Hillsdale desire to amend the products to include tobacco in any form, including smokeless tobacco, cigarette paper, and electronic smoking devices.

BE IT ORDAINED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF HILLSDALE AS FOLLOWS:

Chapter 363-1 shall be amended to read as follows:

- A. It shall be unlawful to sell any cigarettes made of tobacco or of any other matter or substance which can be smoked, or any cigarette paper or tobacco in any form, including smokeless tobacco, or any electronic smoking devices that can be used to deliver nicotine or other substances to the person inhaling from the device, including but not limited to, an electronic cigarette, cigar, cigarillo or pipe, or any cartridge or other component of the device or related product to a person under 21 years of age.
- B. Sign Requirements. The following six-inch by eight-inch sign shall be posted in a conspicuous place near each cash register in all retail establishments which sell tobacco products:  
“SALE OF TOBACCO PRODUCTS TO ANY PERSON UNDER THE AGE OF 21 IS PROHIBITED BY LAW. Legal proof of age must be shown. A person who sells or offers to sell a product to a person under 21 years of age may be prosecuted in accordance with state and local ordinances.”

Chapter 363-2 shall be amended to read as follows:

It shall be unlawful for a tobacco/cigarette retailer to sell or permit to be sold cigarettes or other tobacco products to any individual without requesting and examining identification from the purchaser positively establishing the purchaser's age as 21 years or greater, unless the seller has some other conclusive basis for determining the buyer is over the age of 21 years.

All Ordinances of parts of Ordinances inconsistent herewith are hereby repealed as to such inconsistencies only.

In the event that any word, phrase, clause, section or provision of this Ordinance is found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause or provision shall be severable from the balance of this Ordinance and the remainder of this Ordinance shall remain in full force and effect.

This Ordinance shall take effect upon passage and publication as provided by Law.

**PUBLIC HEARING**

I will now open the meeting to the public.

Motion to open public hearing on Ordinance 15-18 by Councilmember Meyerson, second by Councilmember Looes.

**Roll Call Vote**

Ayes: Councilmembers DeGise, DeRosa, Looes, Meyerson, Pizzella, Ruocco

Nays: None

Absent: None

If anyone desires to be heard regarding Ordinance No. 15-18, please raise your hand to be recognized, come forward to the microphone, and state your names and address for the record.

Sal Risalvato, Association of Gasoline Retailers, said that most of the gasoline retailers have either convenience stores or repair shops, and this ordinance is of great concern to them. Mr. Risalvato stated that the intent of this ordinance is good, but it is difficult to accomplish. It will

not deter or stop anyone from smoking. It will only change the place where younger people make their tobacco purchases. Customers purchase many other items such as coffee, water, and potato chips in addition to tobacco products, and this equates to a tremendous amount of money, which becomes lost revenue. One of the members of this organization who keeps meticulous records estimated that this type of ordinance would equate to \$7,000 of bottom line lost profit. He used standard formulas given by the CDC as well as estimates of tax revenue from the State of New Jersey in conjunction with the two convenience stores in Hillsdale, and concluded that one store owner would lose \$4,500, and the other would lose \$10,000. Mr. Risalvato said that it is unfair to expect a small business owner to suffer this kind of loss, which will be made up by a small business owner in a neighboring community.

Mr. Risalvato urged the Mayor and Council to pass a resolution asking Trenton to prohibit statewide the sale of tobacco products to those under 21. This will level the playing field, and will ensure that the small business owner in Hillsdale does not lose his customers to the town next door. He noted that it is not fair to burden the small business owner with “feel good” legislation that will not be effective at stopping teenagers from smoking.

Vishal Patel, 48 Paterson Street, stated that he owns the Quick Shop in Hillsdale. Mr. Patel said that this ordinance will hurt the business owners of Hillsdale, and anyone wanting to buy cigarettes will only have to travel another 1.5 miles to get to a similar shop in Woodcliff Lake to purchase cigarettes. The goal is to discourage smoking, and this ordinance will do nothing to accomplish this.

Councilmember Meyerson recalled that Mr. Risalvato had stated at a previous meeting that eleven towns had raised the age for tobacco purchase to 21. He asked if there was any published evidence that people wanting to buy tobacco simply go to the next town. Mr. Risalvato said there isn't any evidence as far as he knows because these ordinances have only recently been passed. There are several towns, including Paramus, whose Mayor agreed that this is “feel good” legislation that will not accomplish anything and doesn't make any sense. Paramus has since passed a resolution urging a prohibition by the State. Mr. Risalvato again asked Hillsdale to pass this type of resolution because it would eliminate his sole argument.

Karen Blumenthal, thanked the Mayor and Council for their support on this ordinance. Ms. Blumenthal stated that young people are targeted by the tobacco industry on all levels. This is because on a daily basis the tobacco industry has to replace someone who died from smoking with a new smoker. Studies have proven that raising the age of sale of tobacco products to 21 will save a quarter of a million lives. She pointed to research done in Needham, Mass., where the sale of tobacco products was raised from eighteen to twenty one. The study indicated that there was a 40% reduction in teen smoking after five years. The study also found that stores in the town had not lost money due to this law, and Ms. Blumenthal reminded everyone that CVS ceased selling tobacco products about a year ago, and their revenues have not been affected.

Ms. Blumenthal stated that she attended many meetings in Paramus, when this topic was being considered, and the reason why Paramus did not pass this ordinance was because they were concerned about a preemption argument. Since those arguments were made the office of Legislative Services in Trenton has issued an opinion letter noting that towns should withstand any challenges to preemption that might be alleged. She stated that in Paramus tonight a Councilmember is re-approaching this ordinance based on this letter. Both the American Academy of Pediatrics and the American Medical Association have called to raise the age to twenty-one, and she stated that the health care costs attributed to smoking in New Jersey alone are estimated at \$3 billion.

Ms. Blumenthal stated that fourteen towns have passed Tobacco 21 in the past year, most recently Paterson and Wyckoff, and none have been sued for preemption. She said it would be great if the governor supported this legislation, but that is not the case, and even the bill requiring

smoke free parks was not signed by the governor. Ms. Blumenthal stated that the Mayor and Council have the power to protect the residents of Hillsdale.

Ms. Blumenthal said she was impressed with the Girl Scouts who were here tonight. She noted that they would be tobacco's target in the not too distant future through both cigarettes and electronic smoking devices. She thanked the Council for their time and interest in this issue.

Councilman Ruocco stated that there was a 45% decline in smoking in Needham, Mass., and now the Food and Drug Administration has indicated in their public health study that there is a 12% reduction in smoking when the minimum age is raised to twenty-five. Councilman Ruocco questioned why the decline in smoking is so much lower in Needham. Ms. Blumenthal said that a reduction of 12% in smoking rates is an enormous amount of people. She noted that there are many family members and others who are impacted by that 12% reduction in smoking.

Doug Frank, 28 Cherry Place, said he would be happy to see smoking banned in the United States. He pointed out that there are 700 municipalities in New Jersey, and only 14 have passed Tobacco 21. The goal of the original ordinance was to bring Hillsdale into compliance with the State regulations. The best idea is to have every municipality put pressure on the State to raise the age for tobacco purchase to twenty-one. Mr. Frank stated that these "feel good" ordinances clutter the ordinance books, and it costs money to have them codified into the Code Book. He encouraged the Council to pass an ordinance that matches state requirements which was the original intent.

As there were no other comments, I entertain a motion that the public hearing on Ordinance No. 15-18 be closed. Motion to close public hearing on Ordinance 15-18 by Councilmember DeGise, second by Councilmember Ruocco.

Roll Call Vote

Ayes: Councilmembers DeGise, DeRosa, Looes, Meyerson, Pizzella, Ruocco

Nays: None

Absent: None

Now, therefore be it resolved that this ordinance be adopted and the Clerk is authorize to advertise the same according to law.

Motion to adopt Ordinance 15-18 by Councilmember Meyerson, seconded by Councilmember Looes.

Councilmember Ruocco stated that this is a laudable goal, but the ordinance will be largely ineffective unless surrounding towns pass the same ordinance. Passing the ordinance effectively adds another tax on certain businesses. The amount of revenue a business will lose can be debated, but revenue will be lost. Councilmember Ruocco said he supports raising the age to twenty-one, but it should be done by the State legislature.

Councilwoman Looes said she doesn't want to wait two years to see what the governor does. This could be a trend that will double in a year's time, and if Councilmembers support this ordinance, this is the direction the town should go.

Councilmember Meyerson stated that there is no evidence that these stores will lose revenue. CVS took a chance by giving up potential revenue, but this has not proved to be the case. He understands the concern by the owner of 7-11, but there is no proof that he will lose any money; however, there is evidence that if tobacco cannot be purchased it will reduce the number of those who begin smoking. Councilmember Meyerson said that even though the majority of municipalities in New Jersey do not have these restrictions passage of this ordinance is worth it. He said it is good to be bold and be a leader rather than a follower.

Council President Pizzella said that initially he favored changing the age to 21, but after thinking of the business owners he feels it is a State issue. He would support the resolution, which is a good compromise. He said that the ordinance should comply with the state age, and he pointed out that these small businesses in Hillsdale are different from CVS, which is a publically trade company. Small businesses in Hillsdale need support, and he reiterated that a strong message should be sent to the State.

Councilmember DeRosa stated that he supported this ordinance at the outset, but nothing can be accomplished until this issue is addressed Statewide. This ordinance places a hardship on small businesses in Hillsdale, and he cannot support it.

Mayor Arnowitz said that he agreed with the new Mayor, and that this Council needs to focus on changing the law at the State level. Using CVS as an example is not a good comparison because you can't buy coffee there. The sale of coffee, sandwiches, and snacks are the ways convenience stores make their money, and sometimes cigarettes are also a draw. They say they want to encourage the business community, but continually take things away. Mayor Arnowitz concluded stating that he supports a resolution to increase the age statewide for tobacco purchase to twenty-one.

Roll Call Vote

Ayes: Councilmembers Looes and Meyerson,

Nays: DeGise, DeRosa, Pizzella and Ruocco

Absent: None

Mayor Arnowitz stated that the motion has been defeated.

15-19 (Adoption)

**AN ORDINANCE TO MANDATE DIRECT DEPOSIT FOR MUNICIPAL EMPLOYEES BY THE BOROUGH OF HILLSDALE PURSUANT TO C.52:14-15f et. Seq.**

WHEREAS, P.L. 2013 c. 28, authorizes local governments to mandate direct deposit for certain governmental employees effective after July 1, 2014; and

WHEREAS, P.L. 2013 c. 28 permits governing bodies to grant exemptions on such terms and conditions as they deem necessary.

NOW THEREFORE, BE IT ORDAINED, by the Borough of Hillsdale, located in Bergen County, State of New Jersey according to the following:

Section 1. All full time employees and elected public officials who receive compensation from the Borough of Hillsdale are mandated to have direct deposit of their compensation as of January 1, 2016 in accordance with Chapter 28 P.L. 2013, as defined under C.52:14-15f (b).

Section 2. Seasonal and temporary employees who are employed by the Borough of Hillsdale are exempt from the direct deposit mandate.

Section 3. Municipal employees may request, in writing, an exemption from the direct deposit mandate to the Borough of Hillsdale's Administrator. Such requests will be presented to the Mayor & Council within 15 days of the next scheduled Council meeting. The Mayor & Council may grant such an exemption by resolution and only for good cause.

Section 4. If any Section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the Section, paragraph

subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 5. All ordinances or parts of ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.

Section 6. This Ordinance shall take effect twenty days after final publication according to law.

**PUBLIC HEARING**

I will now open the meeting to the public.

Motion to open public hearing on Ordinance 15-19 by Councilmember Looes, second by Councilmember Meyerson.

If anyone desires to be heard regarding Ordinance No. 15-19, please raise your hand to be recognized, come forward to the microphone, and state your names and address for the record.

As there were no comments, I entertain a motion that the public hearing on Ordinance No. 15-19 be closed. Motion to close public hearing on Ordinance 15-19 by Councilmember Looes, second by Councilmember Ruocco.

Roll Call Vote

Ayes: Councilmembers DeGise, DeRosa, Looes, Meyerson, Pizzella, Ruocco

Nays: None

Absent: None

Now, therefore be it resolved that this ordinance be adopted and the Clerk is authorize to advertise the same according to law.

Motion to adopt Ordinance 15-19 by Councilmember Looes, seconded by Councilmember DeRosa

Roll Call Vote

Ayes: Councilmembers DeGise, DeRosa, Looes, Meyerson, Pizzella, Ruocco

Nays: None

Absent: None

15-20 (Introduction)

**AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE, AMOUNT AND METHOD OF PAYMENT OF COMPENSATION TO PERSONS HOLDING CERTAIN OFFICE AND POSITIONS OF EMPLOYMENT IN THE BOROUGH OF HILLSDALE, COUNTY OF BERGEN, STATE OF NEW JERSEY**

**BE IT ORDAINED** by the Borough Council of the Borough of Hillsdale, in the County of Bergen, and State of New Jersey as follows:

SECTION 1. The rate of compensation of persons holding any of the hereafter named offices and positions of employment, which compensation shall be on an annual basis unless otherwise specified, is hereby fixed and determined to be as set opposite the title of each of the hereinafter named offices and positions of employment. Whenever there shall be set forth a minimum and maximum rate of compensation the employee or officer shall be compensated at an annual rate within such range.

SECTION 2. Each employee set forth in this Section shall receive annual compensation as set forth below.

		<b>MINIMUM</b>	<b>MAXIMUM</b>
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1	Mayor	8,800.00	9,180.00
2	Councilmembers	5,880.00	6,000.00
3	Police Chief	158,000.00	168,353.00
4	Police Captain	152,000.00	158,000.00
5	Police Lieutenant	152,000.00	158,000.00
6	Borough Administrator	30,000.00	31,000.00
7	Borough Clerk	70,000.00	74,000.00
8	Office Clerk- <i>per hour</i>	15	30
9	Executive Assistant- <i>per hour</i>	12	25
10	Chief Financial Officer	80,000.00	80,000.00
11	Qualified Purchasing Agent	1,000.00	2,500.00
12	Assistant Managers-Finance	58,150.00	60,000.00
13	Tax Collector	41,469.00	42,300.00
14	Tax Assessor	21,120.00	21,543.00
15	Assistant Managers-Finance	21,891.00	22,330.00
16	Superintendent of Public Works	70,000.00	70,000.00
17	Recycling Coordinator	1,000.00	4,000.00
18	Sewer Operator	3,528.00	3,672.00
19	Emergency Call Out- <i>per hour</i>	75	75
20	Fire Official	9,800.00	10,200.00
21	Municipal Judge	16,843.00	17,530.00
22	Court Administrator	49,103.00	50,090.00
23	Public Defender	4,058.00	4,223.00
24	Prosecutor	11,262.00	11,490.00
25	Welfare Director	14,612.00	14,905.00
26	Community Activities Director	13,270.00	13,536.00
27	Recreation Director	15,840.00	16,158.00
28	Construction Official	20,000.00	20,765.00
29	Building Sub-Code Official	20,000.00	20,765.00
30	Electrical Sub-Code Official	15,000.00	15,200.00
31	Zoning Official-P/T per hour	25	30
32	Code Official-P/T per hour	25	30
33	Fire Prevention Coordinator/Secretary P/T per hour	25	30
34	Fire Inspector- <i>per hour</i>	10	35

35	Board Secretary-Health/Recreation includes minutes- <i>per meeting</i>	19	50
36	Borough Temporary Worker	10	50
37	Borough Per-Diem Worker	10	50
38	DPW Seasonal Worker	10	45
39	DPW Per-Diem Worker	10	45

SECTION 3. If an employee performed a unique assignment of exceptional value to the Borough requiring significant time and effort in addition to his/her usual responsibilities, the Borough Council may grant a bonus not to exceed \$5,000 to this employee.

SECTION 4. The compensation fixed and determined by this Ordinance for the persons holding the respective offices and positions of employment herein named, shall, except as otherwise provided by statute, ordinance or resolution, be in lieu of all other fees, costs and charges received and collected by such offices and employees shall remit such funds promptly to the Borough Treasurer.

SECTION 5. All ordinances and resolutions inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistencies.

SECTION 6. This Ordinance shall take effect immediately after final passage (in accordance with state law), approval (in accordance with state law), and publication of notice thereof as required by law, and the provisions of this Ordinance shall be retroactive to January 1, 2015.

Motion by Councilmember Looes, second by Councilmember DeGise, and unanimously approved.

Roll Call Vote

Ayes: Councilmembers DeGise, DeRosa, Looes, Meyerson, Pizzella, Ruocco

Nays: None

Absent: None

**RESOLUTIONS (Consent Agenda): R15229 through R15245, 15249-15250**

Councilmember Ruocco asked to pull R 15229, 15234, 15236, 15240, 15242, 15243, 15245

**R15229 CANCEL RESERVES OF THE GENERAL CAPITAL FUND**

WHEREAS, certain General Capital Reserve Balances remain in the General Capital Fund; and

WHEREAS, it is necessary to formally cancel the following Capital Reserve Balances to Capital Surplus

<b>Reserve</b>	<b>Balance</b>
Acquisition of Fire Apparatus	\$ 112.00
Office of Emergency Management	1,707.33
Police Equipment	61.35
Fire Equipment	480.06
Legion Flag Monument	<u>5,600.00</u>
<b>TOTAL</b>	<b>\$ 7,960.74</b>

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Hillsdale, New Jersey that the Capital Reserves of the General Capital Fund in the amount of \$7,960.74 be canceled to Capital Surplus.

Councilmember Ruocco asked what the cancelling of reserves signifies. Mayor Arnowitz explained that this is done annually. Under law, the reserves must be taken off the books, but not out of the general funds.

R15230 RESOLUTION PROVIDING FOR THE CANCELLATION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S.A. 40a4-87 (CHAPTER 159), P.L. 1948

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

#### SECTION 1

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hillsdale, in the County of Bergen, State of New Jersey, hereby requests the Director of the Division of Local Government Services to cancel the insertion of an item of revenue in the budget of the year 2015 in the sum of \$557.89.

#### SPECIAL ITEM OF REVENUE OFF-SET WITH APPROPRIATIONS

Radon Awareness Program - \$557.89

Pursuant to the provisions of the statute; and

#### SECTION 2

BE IT FURTHER RESOLVED, the like sum of \$557.89 be and the same is hereby appropriated under the caption of:

#### PUBLIC AND PRIVATE PROGRAMS OFF-SET BY REVENUE

Radon Awareness Program - \$557.89

#### SECTION 3

BE IT FURTHER RESOLVED, the above is the result of funds due to the Borough of Hillsdale, from the New Jersey Department of Environmental Protection, which were not available at the time of the adoption of the 2015 budget.

NOW BE IT RESOLVED, that the Borough Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

R15231 REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR MEMORIAL DAY PARADE DONATIONS

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A. 40A:5-29 provides for the receipt of donated funds by the municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Memorial Day Parade Trust are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hillsdale, County of Bergen, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A. 40A:5-29 for the exclusive purposes of depositing and expending funds donated by individuals to offset the costs of the Boroughs Memorial Day Parade through the Memorial Day Parade Donation Trust.
2. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

R15232            RESOLUTION LISTING THE FORECLOSED PROPERTIES  
OWNED BY THE BOROUGH

WHEREAS, the 2014 audit recommended that a detailed list of foreclosed properties be maintained and made available for audit, and

WHEREAS, the following is a detailed list of Borough owned foreclosed properties

BLOCK	LOT	DATE OF FORECLOSURE	AMOUNT
506	2	9/17/2009	\$ 23,300
1106	4.01	2/7/2005	\$ 233,900
1106	4.02	2/7/2005	\$ 145,400
1106	4.03	2/7/2005	\$ 138,200
1106	4.04	2/7/2005	\$ 291,800
1706	40	9/17/2009	\$ 22,100
1706	41	9/17/2008	\$ 15,400
1706	42	9/17/2008	\$ 10,400

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Hillsdale, New Jersey that a detailed list of foreclosed properties owned by the Borough is now being maintained.

R15233            REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR  
D.A.R.E DONATIONS

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A. 40A:5-29 provides for the receipt of donated funds by the municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the D.A.R.E. Donation Trust are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hillsdale, County of Bergen, New Jersey as follows:

3. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A. 40A:5-29 for the exclusive purposes of depositing and expending funds donated by individuals to offset the costs of the D.A.R.E Program through the D.A.R.E. Donation Trust.

4. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

R15234      **AWARD OF CONTRACT  
YEAR 2015 ROAD PRGRAM**

BE IT RESOLVED, BY THE Mayor and Council of the Borough of Hillsdale, Bergen County, New Jersey upon the recommendation of Neglia Engineering Associates that the Contract for:

**YEAR 2015 ROAD PROGRAM**

Be awarded to D & L Paving Contractors, Inc., 681 Franklin Avenue, Nutley, New Jersey 07110, for the bid amount of Three Hundred Seven Thousand Eight Hundred Dollars and Sixty Nine Cents (\$307,802.69) (which represents Base Bid) being the lowest of four (4) bids submitted.

This resolution to take effect upon certification of this resolution by the Borough Treasurer that sufficient funds are available.

Councilmember Ruocco wanted to make sure that Sycamore, Lafayette and Everdell were included in the paving. Ms. Witkowski confirmed these streets, and Councilmember Ruocco noted that the amount for the paving is less than what was anticipated.

R15235      **CANCEL RESERVES OF THE GENERAL CAPITAL FUND**

WHEREAS, a balance of \$5,199.16 remains outstanding in the Street Lighting Trust Reserve balance, and

WHEREAS, it is necessary to formally cancel the Street Lighting Trust balance to Current Fund Surplus

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Hillsdale, New Jersey that the Street Lighting Trust Reserve in the amount of \$5,199.16 be canceled to Current Fund Surplus.

R15236      **TO URGE THE STATE LEGISLATURE AND THE GOVERNOR TO ENACT  
AND SIGN LEGISLATION THAT RAISES THE MINIMUM AGE FOR  
PURCHASING TOBACCO PRODUCTS FROM 19 YEARS TO 21 YEARS**

WHEREAS, the Mayor and Council of the Borough recognize that there are significant health benefits to be gained from restricting the sale of tobacco and other tobacco related products in the State of New Jersey; and

WHEREAS, the Borough of Hillsdale adopted Ordinance 15-18 that makes it unlawful to sell cigarettes and other tobacco related products to any person under the age of 21 in the Borough; and

WHEREAS, the Mayor and Council understand that the effectiveness of such ordinance is lessened by the ability of individuals age 19 and 20 to purchase such tobacco products in many surrounding towns that have not enacted such legislation; and

WHEREAS, such ordinance places local Hillsdale merchants at a comparative disadvantage in being able to attract 19 and 20 year old customers who may wish to buy non-tobacco related products; and

WHEREAS, the Mayor and Council believe that the health benefits intended to be achieved by Ordinance 15-18 can be greatly enhanced by other surrounding towns or the State of New Jersey itself enacting similar legislation; and

THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hillsdale urge the New Jersey State Legislature and the Governor to enact and sign legislation that raises the legal sale age for tobacco and tobacco-related products from 19 years to 21 years.

Councilmember Ruocco asked Mr. Madaio about the resolution to the State Legislature urging them to raise the age to purchase tobacco from nineteen to twenty-one. Mr. Madaio advised that this resolution be recrafted because it assumes the adoption of Ordinance 15-18. This will be on the December agenda.

**R15237          RESOLUTION AUTHORIZING REDUCTION IN ASSESSMENT DUE TO COUNTY BOARD JUDGMENTS FOR VARIOUS BLOCKS AND LOTS**

WHEREAS, County Board Judgments have corrected the property land assessment for various blocks and lots resulting in a reduction in assessed value; and

WHEREAS, the reduction in assessment created a reduction in 4<sup>th</sup> quarter taxes; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby authorize the Tax Collector to adjust the various blocks and lots on the 4<sup>th</sup> quarter taxes to reflect the judgment and adjust 1<sup>st</sup> and 2<sup>nd</sup> quarters of 2016.

<b><u>BLOCK</u></b>	<b><u>LOT</u></b>	<b><u>ORIG ASSESS</u></b>	<b><u>JUDGMENT</u></b>	<b><u>DIFFERENCE</u></b>	<b><u>AMOUNT</u></b>	<b><u>AMT 2016</u></b>
601	45	518,100	475,000	43,100	1,132.67	566.34
701	7	548,800	540,000	8,800	231.26	115.63
1111	4	374,200	325,000	49,200	1,292.98	646.49
1116	7	487,800	463,000	24,800	651.74	325.87
1116	14	378,200	325,000	53,200	1,398.10	699.05
1205	2/C0017	212,000	195,000	17,000	446.76	223.38
1308	8	411,000	380,100	30,900	812.05	406.03
1315	5	405,300	390,000	15,300	402.08	201.04
1415	1	429,400	386,100	43,300	1,137.92	568.96
1505	4	522,500	490,000	32,500	854.10	427.05
1507	7	503,600	450,000	53,600	1,408.61	704.31
1704	20	419,100	387,300	31,800	835.70	417.85
1801	44	577,400	525,000	52,400	1,377.07	688.54
1807	3	422,300	380,000	42,300	1,111.64	555.82

1903	37	392,400	360,000	32,400	851.47	425.74
2101	13.01	2,012,800	950,000	62,800	1,650.38	825.19
2201	23	603,700	560,000	43,700	1,148.44	574.22
2201	25	518,100	468,000	50,100	1,316.63	658.32
2305	2	681,300	660,000	21,300	559.76	279.88

**TOTAL    \$18,619.36    \$9,309.68**

R15238            **TRANSFER OVERPAYMENT 2015 TAXES ON VARIOUS BLOCKS AND LOTS**

WHEREAS, the homeowner or mortgage company, paid 4th quarter taxes on various blocks and lots; resulting in an overpayment;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor & Council authorize the Tax Collector to transfer the 4th quarter overpayment of taxes in the amount of \$621.26 to the 1<sup>st</sup> quarter of 2016.

<u>Block</u>	<u>Lot</u>	<u>Amount</u>	<u>Paid By</u>
719	4	\$38.45	Mortgage Company
1202	12	\$63.04	Mortgage Company
1403	20	\$57.09	Mortgage Company
1501	5	\$66.36	Homeowner
1515	1	\$65.42	Mortgage Company
1801	8	\$53.26	Mortgage Company
2004	2.01	\$277.64	Mortgage Company

R15239            **RESOLUTION FOR THE HILLSDALE POLICE DEPARTMENT TO ACQUIRE DEMILITARIZED EQUIPMENT UTILIZING THE 1033 PROGRAM**

WHEREAS, the minutes of the Borough of Hillsdale meeting of: November 10, 2015 provided that:

WHEREAS, the Borough of Hillsdale Council requires that the designated Law Enforcement Support Office (LESO) Point of Contact for this venue submit a monthly report regarding acquired 1033 Program property to the Borough Administrator. In the event that any property has been obtained contrary to the intent of Senate Bill No. 2364-2(a), the State Coordinator shall be contacted and equipment shall be transferred or returned via the federal inventory database system (FEPMIS); and

WHEREAS, the Borough of Hillsdale council finds that Hillsdale Police Department may request and acquire and Demilitarization (DEMIL) A (non-controlled) property in the RTD system without restriction and additional resolution from the Council; and

WHEREAS, the Borough of Hillsdale Council finds that the Hillsdale Police Department may request and acquire certain DEMIL B thru H (controlled) property in the RTD system without restriction and additional resolution from the Council, except for armored tactical vehicles,

marine vessels over twenty eight (28) feet, aircraft, weapons, or any other items determined by Council; and

WHEREAS, the Borough of Hillsdale Council shall have complete oversight of the Hillsdale Police Department participation in the Department of Defense-Defense Logistics Agency-Law Enforcement Support office/1033 Program and of any and all items obtained from the program; and

WHEREAS, THE Hillsdale Borough Council recognizes that the acquisition of 1033 Program property is time-sensitive as resources are allocated to all State based on time-stamp of requisition. In the event that a LESO Point of Contact requests an item in good faith and said item is determined to be contrary to the intent of the resolution, the LESO Point of contact may cancel the request prior to the acquisition of the property, without being in violation of S2364-2(a).

NOW, THEREFORE, BE IT RESOLVED, the Borough of Hillsdale Council hereby authorize the Hillsdale Police Department to apply and to participate in the Department of Defense-Defense Logistics Agency-Law Enforcement Support Office/1033 Program; and

BE IT FURTHER RESOLVED, that the Borough of Hillsdale Council shall be in accordance with all terms, conditions, and requirements set forth by the New Jersey Office of emergency Management-Law Enforcement Support Office State Plan of Operations and Memorandum of Agreement.

R15240      MAINTAINING 4.25 FEET OF FREEBOARD YEAR ROUND IN THE  
WOODCLIFF LAKE RESERVOIR BY UTILIZING A BASE LAKE  
ELEVATION OF 91.0 FEET

WHEREAS, flooding of the various brooks, streams and tributaries within the Pascack Valley Drainage Basin has been, and continues to be, a serious threat to the life, safety, welfare, quality of life, property values, and water quality within the municipalities, collectively occupying the Pascack Valley Drainage Basin; and

WHEREAS, the residents of the Borough of Westwood have suffered devastating damage and significant loss of property due a repetitive history of costly and dangerous floods; and

WHEREAS, the long-term solution for minimizing the risk of flooding requires the commitment of Local, County, and State level government officials and agencies, corporate stakeholders, residents whose properties border streams and tributaries, and not-for-profit environmental advocacy organizations; and

WHEREAS, the Borough of Westwood believes that through cooperative flood control and waterway management activities on a regionalized basis, significant savings may be realized for the tax payers within and beyond the borders of the flood affected communities; and

WHEREAS, the Borough of Westwood has always considered the NJDEP to be instrumental partners in assisting our municipality in reaching our goals of maintaining the highest standards in environmental health, safety, and sustainability; and

WHEREAS, the Borough of Westwood has been committed to protecting the environmental integrity and health of our water resources through such actions as the purchase of properties in flood prone neighborhoods for their return to natural watershed buffer and open space, encouraging property developments to include rain gardens and storm water retention basins, the stabilization of stream banks, and the replacement of antiquated sewer lines in environmentally sensitive areas and throughout the municipality; and

WHEREAS, the Borough of Westwood recognizes that United Water has endeavored to maintain a productive relationship with the residents and with the municipalities that constitute the ratepayers in the Pascack Valley; and

WHEREAS, the Borough of Westwood has supported and endorsed United Water's efforts to stabilize the Woodcliff Lake Dam; and

WHEREAS, the Borough of Westwood clearly recognizes the concerns for water allocation and distribution during periods of potential drought; and

WHEREAS, the Woodcliff Lake Dam Rehabilitation Improvements are expected to be completed by December, 2015, resulting in the Woodcliff Lake Reservoir water level being filled to a maximum elevation of 95.25 feet, greatly increasing the risk of flooding downstream neighborhoods; and

WHEREAS, the Woodcliff Lake Reservoir is configured in a manner which has the potential for substantial mitigation of flood damage through the maintenance of a detention capability by keeping the base elevation at 91 feet; and

WHEREAS, the Borough of Westwood believes it should be mandated that the 91 foot base elevation be utilized year round , thus leaving 4.25 feet of freeboard to provide potential mitigation of storm damage; and

WHEREAS, the Borough of Westwood believes that an appropriate balance of the Public Interest mandates memorializing policy to adequately protect the health, safety, and property of the residents in flood prone neighborhoods; and

WHEREAS, the Borough of Westwood commissioned an engineering review of the operations for the Woodcliff Lake Reservoir Dam and the results of this study recommend that the bascule gates at the dam be operated to maintain a 91 foot base water elevation in the Woodcliff Lake Reservoir twelve (12) months of the year in order to buffer the effects of, and reduce the susceptibility of flooding caused by frequent and intense precipitation events while maintaining sufficient water inventory; and

NOW, THEREFORE, BE IT RESOLVED that the Borough of Westwood hereby urges our County officials to support the Boroughs interest in requesting the legislature to enact, and the Governor to endorse the normal operational water level of the Woodcliff Lake Reservoir to be maintained at 91 feet elevation twelve months a year; and shall transmit a duly authenticated copy of this resolution to Governor Christie, Senate President Sweeney, Assembly Speaker Vincent Prieto, Senator Bob Smith, Chairman of the State Environmental & Energy Committee, Assemblywoman Grace L. Spencer, Chairman of the Assembly Environmental & Solid Waste Committee, all members of the NJ Senate and Assembly representing Bergen County, Department of Environmental Protection Commissioner Bob Martin, Bergen County Executive James Tedesco, the Bergen County Board of Chosen Freeholders, and all municipalities within the Pascack Valley region.

Councilmember Ruocco said that this is confusing because Westwood is mentioned so many times. Councilmember Looes agreed, but noted that Westwood commissioned the report, and Westwood should remain on the last page. Every other mention of Westwood should be changed to Hillsdale. Mayor Arnowitz said that they are asking Hackensack and United Water to adopt a level in the reservoir due to flooding. Councilmember Ruocco said that he was not aware of a discussion on this report. Mayor Arnowitz said that they received a thorough report from an outside engineer about the dam and the effects of levels two years ago. This report disagrees with the Westwood report, and states that lowering the dam to a certain level may stop some flooding in the street, but not in the case of a major storm like Sandy.

After additional discussion, Councilmember Ruocco indicated that this resolution needs more attention. Mayor Arnowitz pointed out that there has not been a major storm, or subsequently a

major flood in two years. Council President Pizzella reported that when he attended a Mayor's meeting, the Mayor of Westwood asked if Hillsdale would pass a similar resolution to what Westwood was considering. He asked the Mayors of Park Ridge and Woodcliff Lake to do the same, and Council President Pizzella recommended passing this resolution in solidarity with the surrounding towns. Mayor Arnowitz agreed, but added that the lowering of the reservoir will not affect flooding, and he reiterated that they haven't experienced a storm of any magnitude in the last two years.

Mayor Arnowitz suggested that the resolution be amended to reflect "Hillsdale" as recommended by Mr. Madaio. This revised resolution will be on the next agenda.

R15241        RESOLUTION AUTHORIZING MAYOR AND BOROUGH CLERK TO EXECUTE A MEMORANDUM OF AGREEMENT AND SUBSEQUENT COLLECTIVE BARGAINING AGREEMENT ON BEHALF OF THE BOROUGH OF HILLSDALE WITH HILLSDALE CROSSING GUARDS ASSOCIATION

WHEREAS, the Borough and Hillsdale Crossing Guard Association have engaged in negotiation for a new collective bargaining agreement; and,

WHEREAS, the parties have reached a Memorandum of Agreement for a new collective bargaining agreement, which representatives of Hillsdale Crossing Guard Association have already executed.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute the Memorandum of Agreement between the Borough of Hillsdale and Hillsdale Crossing Guard Association, as well as the subsequent collective bargaining agreement between the Borough and Hillsdale Crossing Guard Association.

R 15242        AUTHORIZING THE EXTENSION OF CONTRACT FOR IT SERVICES

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 cloud 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 extension of the contract for IT Services to Authorinet Consulting, LLC at the rates as set forth above and in

accordance with its bid proposal submission until November 20, 2016 as per submitted proposal:  
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.

Councilmember Ruocco asked Ms. Witkowski if she was happy with Authorinet Consulting. He questioned the price last year. Ms. Witkowski said she was satisfied. The price is the same, and is an extension of the proposal.

R 15243        RESOLUTION AUTHORIZING THE PURCHASE OF A 2016 FORD F-350  
TRUCK FROM THE STATE OF NEW JERSEY COOPERATIVE  
PURCHASING PROGRAM N.J.S.A. 40A:11-12a

WHEREAS, the Borough of Hillsdale, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program and other approved Cooperative Purchasing Programs for any State or Cooperative Purchasing contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury and/or by the approve the Cooperative Purchasing Program; and

WHEREAS, the Borough of Hillsdale is a member of the State of New Jersey Cooperative Purchasing Program; and

WHEREAS, the Borough purchased a 2016 FORD F-350 Pickup Truck for the Public Works Department through the State Cooperative Purchasing Program in 2015 on contract #88758; and

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Hillsdale authorizes the Purchase of a 2016 FORD F-350 Extended Cab 4WD pickup truck from Winner Ford, Cheery Hill, NJ, \$33,199.00 in accordance with the State of New Jersey Cooperative Purchasing Program, Contract #88758.

Councilmember Ruocco confirmed that the money to fund this pick-up truck is in the capital budget. The purchase of this item is going forward at this time as a result of grant money.

R15244        RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR  
SUPPLEMENTAL SNOW PLOWING

WHEREAS, on October 16, 2015 the Borough of Hillsdale received bids for Supplemental Snow Plowing Services; and,

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

*Downes Tree Service Co., Inc.* – Base Bid - \$140.00 per hour/per plow-truck;  
Alternate Bid #1- \$180.00 per hour/per plow-truck for additional trucks in excess of  
trucks proposed under Base Bid; and,

WHEREAS, the Borough Council is satisfied with the proposals submitted by Downes Tree Service Co., Inc. 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 contracts for Supplemental Snow Plowing Services to Downes Tree Service Co., 65 Royal Avenue, Hawthorne, NJ 07506 at the rates as set forth above; and,

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute the contracts for supplemental snow plowing services for the rates as set forth above and in accordance with the bid specifications and proposals submitted; and,

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

R 15245        RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT  
FOR SUPPLEMENTAL SIDEWALK SNOW REMOVAL SERVICES

WHEREAS, on October 16, 2015 the Borough of Hillsdale received bids for Supplemental Sidewalk Snow Removal Services; and,

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

*Downes Tree Service Co., Inc.* – Base Bid - \$140.00 per hour/per plow-truck;  
Alternate Bid #1- \$180.00 per hour/per plow-truck for additional trucks in excess of trucks proposed under Base Bid; and,

WHEREAS, the Borough Council is satisfied with the proposals submitted by Downes Tree Service Co., Inc. 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 contracts for Supplemental Sidewalk Snow Removal Services to Downes Tree Service Co., 65 Royal Avenue, Hawthorne, NJ 07506 at the rates as set forth above; and,

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute the contracts for Supplemental Sidewalk Snow Removal Services for the rates as set forth above and in accordance with the bid specifications and proposals submitted; and,

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

Councilman Ruocco suggested that some of the wording be changed for clarification purposes. Ms. Witkowski commented that the wording is the same as was used in the bid specifications. Downes Tree Service will be handling snow removal from the streets, and the sidewalks.

R15250        RESOLUTION AUTHORIZING THE PURCHASE OF A 720 TINK CLAW

WHEREAS, the Department of Public Works has solicited for quotes for a 720 TINK CLAW Small Wheel Loader Work Tool; and

WHEREAS, two (2) quotes were received as follows:

FOLEY CAT	Tink Model 720 Claw	\$15,719.00
GROFF TRACTOR NJ, LLC	Tink Model 720 Claw	\$16,456.00

WHEREAS, a third quote was solicited, but never responded after several attempts.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Hillsdale authorizes the purchase of TINK MODEL 720 CLAW from FOLEY CAT, 855 Centennial Avenue, Piscataway, NJ 08855, in the amount of \$15,719.00.

Motion to approve by Councilmember Looes, second by Councilmember DeRosa

Roll Call Vote

Ayes: Councilmembers DeGise, DeRosa, Looes, Meyerson, Ruocco

Nays: None

Absent: None

Abstain: Pizzella

Motion to approve all resolutions with the exception of R-15236 and R 15240 made by Councilmember Looes, seconded by Councilmember Ruocco.

Roll Call Vote

Ayes: Councilmembers DeGise, DeRosa, Looes, Meyerson, Pizzella, Ruocco

Nays: None

Absent: None

**OFF CONSENT: R15246**

R 15246 Bill List

BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale that the following bills in the sum of \$4,584,694.53 as authorized by the Department Head and approved by a Council member liaison, be paid; and that the Mayor, Clerk and Chief Financial Officer be and they are hereby authorized and directed to issue warrants in payment of same.

Range of Checking Accts: First to Last      Range of Check Dates: 10/14/15 to 11/10/15  
Report Type: All Checks      Report Format: Super Condensed      Check Type: Computer: Y      Manual: Y      Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
2583	10/21/15	17VIS VISION SERVICE PLAN	33.36		7651
1125	10/23/15	17PBA BOROUGH OF HILLSDALE PBA	1,080.00		7656
1126	10/23/15	17TEA TEAMSTERS LOCAL 945	261.00		7656
1127	10/23/15	17UPS UNITED PUBLIC SER EMP UNION	270.40		7656
1128	10/23/15	17AFL AFLAC	468.44		7656
1129	10/23/15	17VIS VISION SERVICE PLAN	341.19		7656
2584	10/23/15	17HUP HUGHES, PATRICIA	300.00		7657

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	7	0	2,754.39	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	7	0	2,754.39	0.00

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
1412	11/10/15	SNJ01 SNJ-DEPT OF HEALTH	4.20		7675
1413	11/10/15	TYC02 TYCO ANIMAL CONTROL	1,220.00		7675

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	1,224.20	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	1,224.20	0.00

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
1870	11/10/15	FIR01 FIRE & SAFETY SERVICES, LTD.	508.20		7676
1871	11/10/15	JHM01 JHM COMMUNICATIONS, INC	8,750.43		7676
1872	11/10/15	MOT05 MOTOROLA SOLUTIONS INC	24,991.45		7676
1873	11/10/15	NEG01 NEGLIA ENGINEERING ASSOCIATES	9,500.00		7676
1874	11/10/15	QJA06 QUALITY ELECTRICAL CONST CO	31,814.00		7676
1875	11/10/15	STO02 STONE INDUSTRIES INC	150.30		7676
1876	11/10/15	THY02 THYSSENKRUPP ELEVATOR CORP	17,371.00		7676
1877	11/10/15	NEG01 NEGLIA ENGINEERING ASSOCIATES	2,107.50		7684

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	8	0	95,192.88	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	8	0	95,192.88	0.00

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
1007	11/10/15	GIT01 GITTLEMAN, MUHLSTOCK &	630.00		7678
1008	11/10/15	MAD05 MADAIO, MARK D, ESQ	1,615.00		7678
1009	11/10/15	MAS10 MASER CONSULTING PA CORP	5,066.25		7678

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	3	0	7,311.25	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	3	0	7,311.25	0.00

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void ref Num
CURRENT	CURRENT	Continued		
25486	10/15/15	BER01 BERGEN MUNICIPAL EMP BNFT FUND	5,242.00	7646
25487	10/15/15	PSE01 PSE&G (REGULAR)	24,231.75	7648
25488	10/16/15	RIC09 RICOH USA INC	105.00	7650
25489	10/27/15	UNU01 UNUM LIFE INS CO OF AMERICA	88.20	7660
25490	10/29/15	BER01 BERGEN MUNICIPAL EMP BNFT FUND	5,686.00	7664
25491	11/02/15	HIL02 HILLSDALE BOARD OF EDUCATION	1,682,426.00	7669
25492	11/03/15	UNI02 UNITED WATER NEW JERSEY (REG)	4,512.29	7670
25493	11/03/15	BER01 BERGEN MUNICIPAL EMP BNFT FUND	5,549.00	7672
25494	11/10/15	ACC01 ACCURATE SECURITY CO., INC.	106.50	7681
25495	11/10/15	ADA06 ADAMS, NORA C	435.00	7681
25496	11/10/15	AGL01 AGL WELDING SUPPLY CO., INC.	50.32	7681
25497	11/10/15	ALE01 ALERT ALL CORP.	2,665.30	7681
25498	11/10/15	AME06 AMERICAN WEAR CORP	239.40	7681
25499	11/10/15	ANC01 ANCHOR RUBBER STAMP	44.75	7681
25500	11/10/15	APP01 APPROVED SURGICAL SUPPLIES INC	225.00	7681
25501	11/10/15	ATL06 ATLANTIC TACTICAL OF NJ, INC	759.73	7681
25502	11/10/15	AUTH03 AUTHORITY CONSULTING, LLC	2,218.37	7681
25503	11/10/15	BAS04 BASSETT FLOWERS & GIFTS INC.	60.04	7681
25504	11/10/15	BCB01 BCB JANITORIAL SUPPLY CORP.	599.08	7681
25505	11/10/15	BER11 BERGEN COUNTY UTILITIES	20,529.05	7681
25506	11/10/15	BER66 ERIC M BERNSTEIN & ASSOC LLC	2,547.83	7681
25507	11/10/15	BER71 BERRY MOTORS LLC	251.00	7681
25508	11/10/15	BOR05 BOROUGH OF WESTWOOD	7,351.82	7681
25509	11/10/15	BOR18 BOROUGH OF HILLSDALE AGENCY	49,195.19	7681
25510	11/10/15	CEN04 CENTRAL POLY-BAG CORP	496.00	7681
25511	11/10/15	CHI02 CHICKEN DELIGHT, INC	119.80	7681
25512	11/10/15	CHU02 CHURCH OF ST. JOHN THE BAPTIST	100.00	7681
25513	11/10/15	COM21 COMPUTER SQUARE, INC	4,000.00	7681
25514	11/10/15	COP01 COPS	99.00	7681
25515	11/10/15	COU04 COUNTY OPEN SPACE TRUST FUND	1,078,368.00	7681
25516	11/10/15	DEE04 DEER PARK DIRECT INC.	127.47	7681
25517	11/10/15	DEP01 NJ DEPT OF CORRECTIONS/DEPTCOR	828.25	7681
25518	11/10/15	DIR02 DIRECT ENERGY BUSINESS	39.68	7681
25519	11/10/15	DURFD DURIE, JASON	200.00	7681
25520	11/10/15	ELE03 ELEVATOR MAINTENANCE CORP.	140.00	7681
25521	11/10/15	ENV01 ENVIRO WASTE OIL RECOVERY, LLC	125.93	7681
25522	11/10/15	ERE01 EREVIVAL LLC	1,100.00	7681
25523	11/10/15	EXC01 EXCEL DISTRIBUTORS	640.76	7681
25524	11/10/15	EXC02 EXCELLENT BUILDING SERV CORP	1,966.00	7681
25525	11/10/15	FEN01 FENKART, DOUGLAS R, MD	300.00	7681
25526	11/10/15	FRO01 FROLICH, DIANE	110.00	7681

25527	11/10/15	FUT02	FUTURE SANITATION	30,992.91	7681
25528	11/10/15	GAL01	GALLS/QUARTERMASTER	35.33	7681
25529	11/10/15	GAR01	GARBARINI & CO. P.C. (CORP)	3,290.00	7681
25530	11/10/15	GIT01	GITTLEMAN, MUHLSTOCK &	7,275.00	7681
25531	11/10/15	GOL03	GOLDEN DYNASTY INC	500.00	7681
25532	11/10/15	GRO06	GROFF TRACTOR NEW JERSEY LLC	354.15	7681
25533	11/10/15	HIG01	HIGHWAY TRAFFIC SUPPLY INC.	1,160.40	7681
25534	11/10/15	HIL09	HILLSDALE PUBLIC LIBRARY	19,649.25	7681
25535	11/10/15	HOM03	HOME DEPOT CREDIT SERV CORP	29.88	7681
25536	11/10/15	HOR01	HORIZON ENTERTAINMENT &	275.00	7681
25537	11/10/15	IMP02	IMPERIAL BAG & PAPER CO LLC	636.50	7681

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CURRENT	CURRENT	Continued			
25538	11/10/15	INS01 INSERRA SUPERMARKETS	142.07		7681
25539	11/10/15	INT13 INTO THE SMOKE	175.00		7681
25540	11/10/15	JEFFD JEFFERY, TRACY	200.00		7681
25541	11/10/15	KAY01 KAY PRINTING & ENV CO., INC	124.00		7681
25542	11/10/15	KELFD KELLEY, THOMAS	200.00		7681
25543	11/10/15	KEN01 KEN'S DELI, INC.	153.25		7681
25544	11/10/15	KRE01 KRELL LIGHTING CORP	1,805.50		7681
25545	11/10/15	LAC01 LACEY, JENNIFER	235.00		7681
25546	11/10/15	LER01 LERCH,VINCI & HIGGINS, LLP	15,569.00		7681
25547	11/10/15	MAD05 MADAI0, MARK D, ESQ	2,576.19		7681
25548	11/10/15	MAR01 MARSALA HARDWARE, INC.	316.26		7681
25549	11/10/15	MEY04 MEYER, LEONA	152.93		7681
25550	11/10/15	MON07 MONMOUTH TELECOM,INC.	1,435.87		7681
25551	11/10/15	MOR12 MORRISON MAHONEY LLP (APPEALS)	0.00	11/10/15 VOID	0
25552	11/10/15	MOR12 MORRISON MAHONEY LLP (APPEALS)	3,531.58		7681
25553	11/10/15	NAT07 NATURES CHOICE CORP.	491.55		7681
25554	11/10/15	NEG01 NEGLIA ENGINEERING ASSOCIATES	3,156.28		7681
25555	11/10/15	NJ15 TREASURER STATE OF NJ - DCA	4,778.00		7681
25556	11/10/15	NOR25 NORTH JERSEY MEDIA (51003327)	19.50		7681
25557	11/10/15	OFF01 OFFICE BUSINESS SYSTEMS INC	3,706.40		7681
25558	11/10/15	ORI01 ORIENTAL TRADING CO., INC.	395.76		7681
25559	11/10/15	PA01 P&A AUTO PARTS CORP	0.00	11/10/15 VOID	0
25560	11/10/15	PA01 P&A AUTO PARTS CORP	492.67		7681
25561	11/10/15	PAR17 PARTNER ENG & SCIENCE, INC	3,350.00		7681
25562	11/10/15	PAS01 PASCACK PHARMACY INC.	453.00		7681
25563	11/10/15	PAS07 PASCACK VALLEY REGIONAL HIGH	880,297.98		7681
25564	11/10/15	PAT04 PAT SCANLAN LANDSCAPING, INC	5,273.13		7681
25565	11/10/15	PET09 PETTY CASH-SUSAN WITKOWSKI	187.48		7681
25566	11/10/15	PG01 P & G AUTO, INC.	562.24		7681
25567	11/10/15	PHI02 PHILLIPS PREISS GRYGIEL LLC	1,631.25		7681
25568	11/10/15	POS01 POSTOLAKIS, MR. & MRS.	310.30		7681
25569	11/10/15	POS02 POSITIVE PROMOTIONS, INC	1,168.98		7681

25570	11/10/15	RAC01	RACHLES/MICHELE'S OIL CO.	375.19	7681
25571	11/10/15	RAY05	RAYELCO GENERATOR CO.	165.00	7681
25572	11/10/15	REG03	REGIONAL COMMUNICATIONS, INC	75.00	7681
25573	11/10/15	RET03	RE-TRON TECHNOLOGIES INC	379.08	7681
25574	11/10/15	RIC01	RICCIARDI BROTHERS INC	1,170.75	7681
25575	11/10/15	RIC09	RICOH USA INC	303.65	7681
25576	11/10/15	RIV02	RIVER VALE TOWNSHIP OF	192.15	7681
25577	11/10/15	ROC08	ROCKTEL COMMUNICATIONS, INC.	240.00	7681
25578	11/10/15	ROT01	ROTAR, ELIZABETH	314.70	7681
25579	11/10/15	RUG01	RUGGED OUTFITTERS CORP	197.96	7681
25580	11/10/15	RUT12	RUTGERS UNIVERSITY	3,325.00	7681
25581	11/10/15	SAF07	SAFRAN USA, INC	1,448.55	7681
25582	11/10/15	SCH05	SCHWAB, INC.	348.95	7681
25583	11/10/15	SNA01	SNAP ON TOOLS	88.70	7681
25584	11/10/15	SPE05	SPECTROTEL, INC.	439.56	7681
25585	11/10/15	STA05	STATE LINE FIRE & SAFETY INC	116.45	7681
25586	11/10/15	STA14	STAPLES BUSINESS ADVANTAGE	225.99	7681
25587	11/10/15	STA30	STAPLES (CREDIT SERVICES)	17.99	7681
25588	11/10/15	STA31	STATILE, CHRISTOPHER P.A. (REG)	2,793.89	7681
25589	11/10/15	STO02	STONE INDUSTRIES INC	1,011.75	7681

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CURRENT	CURRENT	Continued			
25590	11/10/15	SWI02	SWIFTREACH NETWORKS INC	300.04	7681
25591	11/10/15	TIR04	TIRE MANAGEMENT, LLC	62.50	7681
25592	11/10/15	TJP01	AATJ TERMITE&PEST CONTROL INC	125.00	7681
25593	11/10/15	TON01	TONI EMBROIDERY	102.00	7681
25594	11/10/15	TOT05	TOTAL TEE'S & SIGNS	120.00	7681
25595	11/10/15	TRU01	TRUGREEN CHEMLAWN, INC.	1,606.00	7681
25596	11/10/15	UNI02	UNITED WATER NEW JERSEY (REG)	15,677.88	7681
25597	11/10/15	VAL16	VALLEY MEDICAL GRP INC	115.50	7681
25598	11/10/15	VER	VERIZON WIRELESS (LAPTOPS)	252.10	7681
25599	11/10/15	VER02	VERIZON WIRELESS (CELL PHONE)	398.26	7681
25600	11/10/15	VER03	VERIZON	293.03	7681
25601	11/10/15	WAN03	WANG, LIAN	250.00	7681
25602	11/10/15	WBM01	WB MASON CO., INC.	0.00	11/10/15 VOID 0
25603	11/10/15	WBM01	WB MASON CO., INC.	1,824.28	7681
25604	11/10/15	WES08	WESTERN PEST SERVICES INC	118.50	7681
25605	11/10/15	WIS02	WISS & BOUREGY, P.C.	3,538.75	7681
25606	11/10/15	WON01	WONDER WORKS AMERICA, INC.	552.00	7681
25607	11/10/15	BOR18	BOROUGH OF HILLSDALE AGENCY	67,312.75	7682
25608	11/10/15	DEP01	NJ DEPT OF CORRECTIONS/DEPTCOR	644.00	7682
25609	11/10/15	NEG01	NEGLIA ENGINEERING ASSOCIATES	910.00	7683
25610	11/10/15	RUG01	RUGGED OUTFITTERS CORP	398.47	7686

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	123	3	4,008,860.47	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	123	3	4,008,860.47	0.00

CURRENT MANUAL	CURRENT MANUAL CHECKING			
182	10/22/15	MUN05	MUNICIPAL PAYROLL ACCOUNT	168,323.90 7652
183	11/02/15	MUN05	MUNICIPAL PAYROLL ACCOUNT	158,231.33 7666

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	2	0	326,555.23	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	326,555.23	0.00

ESCROW	ESCROW			
3004	10/28/15	ALI02	ALIKO, NEZIR	454.52 7662
3005	11/10/15	AMAD3	A. MACCHIONE BROTHERS	100.00 7677
3006	11/10/15	BOR10	BOROUGH OF HILLSDALE ESCROW	350.00 7677
3007	11/10/15	BTO	B.T. SPECIALTIES	108.00 7677
3008	11/10/15	GIT01	GITTLEMAN, MUHLSTOCK &	885.00 7677
3009	11/10/15	INS01	INSERRA SUPERMARKETS	131.82 7677
3010	11/10/15	NEG02	NEGLIA ENGINEERING (ESCROW)	0.00 11/10/15 VOID 0
3011	11/10/15	NEG02	NEGLIA ENGINEERING (ESCROW)	3,206.15 7677
3012	11/10/15	PIZ02	PIZZELLA, FRANK	1,052.77 7677
3013	11/10/15	POAD1	POAC AUTISM SERVICES	350.00 7677
3014	11/10/15	STA10	STATILE, CHRISTOPHER, PA. (OTHER)	1,065.00 7677

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
ESCROW					
Continued					
Checking Account Totals			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u> <u>Amount Void</u>
			Checks: 10	1	7,703.26    0.00
			Direct Deposit: 0	0	0.00    0.00
			Total: 10	1	7,703.26    0.00
PUBLIC ASSIST2    PUBLIC ASSISTANCE					
2390	11/01/15	SON02	875.00		7661
2391	11/01/15	BER63	850.00		7661
2392	11/01/15	PAR15	1,150.00		7661
2393	11/01/15	PRA02	210.00		7661
2394	11/01/15	KER03	231.00		7661

2395	11/01/15	CAR34	210.00	7661
2396	11/01/15	CAM14	147.00	7661
2397	11/01/15	SHE11	231.00	7661
2398	11/01/15	MAR30	224.00	7661
2399	11/01/15	ZHU01	210.00	7661
2400	11/01/15	ALT01	210.00	7661
2401	11/01/15	CHA17	210.00	7661
2402	11/01/15	SIC02	210.00	7661
2403	11/01/15	MAI06	294.00	7661
2404	11/01/15	GUO02	210.00	7661
2405	11/01/15	REI13	210.00	7661

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	16	0	5,682.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	16	0	5,682.00	0.00

RECREATION	RECREATION TRUST				
3481	10/27/15	BAL01	BALDWIN, KELLIE	400.00	7658
3482	11/10/15	MRJ01	MR. JOHN INC.	354.44	7679

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	754.44	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	754.44	0.00

RECREATION MAN	RECREATION TRUST MANUAL				
143	10/22/15	REC03	RECREATION PAYROLL	889.23	7654
144	11/02/15	REC03	RECREATION PAYROLL	909.54	7667

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	1,798.77	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	1,798.77	0.00

STONYBROOK	STONYBROOK OPERATING				
5359	10/15/15	BER01	BERGEN MUNICIPAL EMP BNFT FUND	52.00	7647
5360	10/15/15	PSE03	PSE&G (STONYBROOK)	6,108.44	7649
5361	10/27/15	UNU01	UNUM LIFE INS CO OF AMERICA	4.20	7659
5362	10/29/15	BER01	BERGEN MUNICIPAL EMP BNFT FUND	52.00	7663
5363	11/03/15	UNI03	UNITED WATER NEW JERSEY (STBK)	160.68	7671

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
STONYBROOK		STONYBROOK OPERATING			Continued
5364	11/03/15	BER01 BERGEN MUNICIPAL EMP BNFT FUND	53.00		7673
5365	11/03/15	PSE03 PSE&G (STONYBROOK)	352.19		7674

5366	11/10/15	AME24	AMERICAN PAPER & SUPPLY CO	366.00	7680
5367	11/10/15	AUTH03	AUTHORINET CONSULTING, LLC	442.28	7680
5368	11/10/15	BOR06	BOROUGH OF HILLSDALE	51,971.00	7680
5369	11/10/15	BOR18	BOROUGH OF HILLSDALE AGENCY	954.25	7680
5370	11/10/15	EXC03	EXCELLENT BUILDING SERV - STNY	675.00	7680
5371	11/10/15	KEN01	KEN'S DELI, INC.	49.05	7680
5372	11/10/15	LEH01	LEHMANN POOLS, INC	37,899.75	7680
5373	11/10/15	LER01	LERCH,VINCI & HIGGINS, LLP	5,000.00	7680
5374	11/10/15	MAD05	MADAI0, MARK D, ESQ	28.50	7680
5375	11/10/15	MON07	MONMOUTH TELECOM,INC.	86.52	7680
5376	11/10/15	PAT04	PAT SCANLAN LANDSCAPING, INC	1,106.25	7680
5377	11/10/15	PRA03	PRAXAIR DISTRIBUTION, INC	670.48	7680
5378	11/10/15	SPO05	SPORTS EXPERT INC	28.70	7680
5379	11/10/15	VER02	VERIZON WIRELESS (CELL PHONE)	49.19	7680
5380	11/10/15	CON26	CONSTELLATION NEWENERGY, INC	210.28	7685

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	22	0	106,319.76	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	22	0	106,319.76	0.00

STONYBROOK MANU	STONYBROOK MANUAL CHECKING				
176	10/22/15	STO03	STONYBROOK PAYROLL	2,019.79	7653
177	11/02/15	STO03	STONYBROOK PAYROLL	2,040.41	7665

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	4,060.20	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	4,060.20	0.00

TRUST MANUAL	TRUST MANUAL CHECKING				
177	10/22/15	POL05	POLICE-OT TRUST PAYROLL	13,514.69	7655
178	11/02/15	POL05	POLICE-OT TRUST PAYROLL	2,962.99	7668

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	2	0	16,477.68	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	2	0	16,477.68	0.00

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	201	4	4,584,694.53	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	201	4	4,584,694.53	0.00

R 15247 Authorization of Transfer of 2015 Budget Appropriations

WHEREAS N.J.S.A.40A:4-58 permits transfers among Budget Appropriations during the last two months of the fiscal year and first three months of the preceding year,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hillsdale that the Finance Department is hereby authorized to make the following transfers among the 2015 Budget Appropriations:

OPERATIONS "WITHIN CAP"		<u>FROM</u>	<u>TO</u>
5-01-22-195-020	Uniform Construction Code O/E	12,800	
5-05-55-502-520	Stonybrook O/E	6,000	
5-05-55-502-501	Stonybrook S/W		6,000
5-01-23-210-000	General Liability Premiums		12,800
<b>TOTAL</b>		<b>18,800</b>	<b>18,800</b>

<b>OPERATIONS "OUTSIDE THE CAP"</b>		<b><u>FROM</u></b>	<b><u>TO</u></b>
5-05-55-512-000	Stonybrook Capital Outlay	5,000	
5-05-55-520-000	Stonybrook Bond Payments		5,000
	<b>TOTAL</b>	5,000	5,000

R15249      **AUTHORIZE THE BOROUGH CLERK TO ADVERTISE FOR BIDS FOR TWO (2) TRIUS SNOW PLOWS**

WHEREAS, the Department of Public Works has a need for a Garbage truck and a J-Hook truck; and

WHEREAS, the snow plow on each vehicle will make it a more functional piece of equipment for the department; and

WHEREAS, this plow is not on state contract.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Hillsdale authorizes the Borough Clerk to advertise for two (2) Trius plows.

Motion to approve by Councilmember Looes, second by Councilmember DeRosa

Roll Call Vote

Ayes: Councilmembers DeGise, DeRosa, Looes, Meyerson, Ruocco

Nays: None

Absent: None

Abstain: Pizzella

**COUNCIL COMMENTARIES**

Councilmember Ruocco asked if Councilmembers thought it would be a good idea to have the new Councilmembers and Mayor sit in on the Closed Session this evening. Mayor Arnowitz agreed, but stated that it would be the Council's decision. Councilmember Looes said she didn't see a problem except for the fact that members of the Council take an oath. Mr. Madaio dismissed the idea of the oath, and stated that Closed Session is not the exclusive province of the governing body. Many municipalities do allow their newly elected officials into their Closed Session meetings. They are not allowed to participate because they have not taken the oath of office and can't vote, but they can observe the proceedings. Upon questioning by Councilmember DeRosa on the legality, Mr. Madaio said it would be legal.

Councilmember Meyerson asked if members of the public could attend a Closed Session meeting. Mr. Madaio explained that members of the public would have to be invited, and in this case they are discussing newly elected officials who will be assuming office in 60 days. Councilmember DeRosa asked about confidentiality, and Mr. Madaio said that you must rely on peoples' sense, and the right to censure. It is a matter of what has been done in the past, and how newly elected officials have been treated. Mayor Arnowitz said that he will invite them when the Council goes into Closed Session.

Councilmember Ruocco announced “Coffee with a Cop” this Sunday, from 11:00 A.M. to 1:00 P.M. at Shoprite. He reported that St. John’s is having an Art Festival November 14<sup>th</sup> and 15<sup>th</sup>, and he reminded everyone of the regular Senior Luncheon on Wednesday, November 18<sup>th</sup>.

Council President Pizzella extended congratulations to Lt. Sean Smith. He reminded everyone that donations to the Train Station Restoration are happily being accepted. Checks should be written to the Borough of Hillsdale, and Hillsdale RR Station Restoration Trust should be noted in the memo section. Council President Pizzella noted that Police Chief Francaviglia’s mother’s funeral was held today. He thanked Chief Francaviglia for the dedication he has demonstrated in attending tonight’s meeting on one of the most difficult days of his life.

Councilmember Looes stated that the Hillsdale Food Pantry is holding their annual turkey drop-off on Saturday, November 21<sup>st</sup>, from 9:00 to 12:00 P.M. at Hillsdale United Methodist Church. She announced the coat drive organized by Hillsdale Helping Hillsdale, with a collection box available in Borough Hall.

Councilmember Looes acknowledged the donation of exterior benches and twelve new chairs in the reading room from the “Friends of the Library”. She said that the “Friends” are always happy to welcome new members as well as donations. She stated that the library has information on Zinnia, which is a service offering monthly downloads of magazines.

Councilmember Looes welcomed James Alburtus to the Hillsdale Fire Department, and she congratulated Sean Smith on his promotion this evening. She noted that on Friday evening, Hillsdale will play in the opening round of the State football playoffs. The game begins at 7:00 P.M. at Pascack Valley High School against Bergenfield.

Councilmember DeRosa stated that some residents had complained about the poor quality of the audio at the meetings. He will be working with the Borough Administration to try to resolve this issue, and if necessary a reasonable amount of money will be put into the budget to upgrade the system.

Councilmember DeRosa reported that neighbors in Washington Townships are trying to alleviate the traffic at Exit 168 of the Garden State Parkway, which occurs at Pascack Road and Washington Avenue. They are petitioning Woodcliff Lake to allow right turns from Exit 171. Right turns were prohibited from this exit several years ago resulting in an increased volume of traffic at Exit 168. Those interested can sign an online petition on their website, and Councilmember DeRosa encouraged people to visit the website.

Councilmember DeRosa noted that tomorrow is Veteran’s Day, and he encouraged everyone to send an email to anyone they know who was in the armed forces thanking them for their service to their country. He noted that the third annual Rooting for Ruta Fiorino Blood Drive is scheduled for Saturday, November 28<sup>th</sup>, from 9:00 A.M. to 3:00 P.M. at Borough Hall. Councilmember DeRosa congratulated Captain Sean Smith.

Councilmember Meyerson congratulated newly elected Mayor Doug Frank as well as new Councilmembers Abby Lundy and Scott Karcich. Councilmember Meyerson also congratulated Captain Smith on his promotion, and said that Captain Smith continues to do an amazing job serving the residents of Hillsdale

Mayor Arnowitz reminded everyone of Veteran’s Day tomorrow. He said that the Veterans will meet at the monument at 10:45 A.M. He encouraged all veterans to attend, and he asked Hillsdale residents to thank all the veterans.

Mayor Arnowitz spoke about the temporary superintendent presently at the DPW. He said that this position needs to be addressed within the next three months.

Ms. Witkowski had announced a Public Officials seminar at the last meeting; however, the speaker has a conflict. A new date in 2016 will be announced in the near future, and will include the new members of the Council. She has spoken to the Administrator in Woodcliff Lake regarding the bridge, and the sharing the cost of repairs. She will further clarify the amount to be shared. She noted that a shredding event is scheduled for November 21<sup>st</sup>, at the DPW building, from 8:00 A.M. to 12:00 P.M.

Ms. Witkowski referred to the leaf collection program, and stated that the town is no longer broken into zones. Leaves are to be put on the curb, and the DPW will start at one side of town and keep going until all the leaves are picked up probably around December 8<sup>th</sup>. Ms. Witkowski said that today was the last day for tax collection, and the Borough Hall is closed tomorrow. Postmarks are not honored, and the CFO will be sending out notices for late charges.

Ms. Witkowski said that she has heard from some, but not all regarding the dam tour on November 21<sup>st</sup> at 9:30 A.M. She asked everyone to get back to her because she will have to put a notice in the paper if there is a legal quorum. The new Councilmembers are welcome to attend also. Ms. Witkowski reported that a new zoning officer, Eric Soljeck, began work today. His hours are Tuesdays and Thursdays from 8:00 A.M. to 4:00 P.M. An additional seasonal worker was hired for the DPW and they are meeting with another potential hire on Friday.

Councilmember Ruocco stated that he has received numerous complaints about the unreliability of the sanitation service. Ms. Witkowski said her office has also received complaints. She has spoken to them stating that the garbage must be picked up on the scheduled day even if it is picked up quite late on that specified day. Mayor Arnowitz recommended that the Borough Attorney review the contract, and let the Council know what the options are. Councilmember Ruocco said that this poor service has been ongoing since the summer. Mr. Madaio said he would have some advice in Closed Session.

#### **ADJOURN TO CLOSED SESSION @9:31 PM**

R 15248 To provide for a meeting not open to the public in accordance with the provisions of the New Jersey Open Public Meetings Act N.J.S.A. 104-12 - *collective bargaining/litigation/existing service contract garbage.*

Motion to adjourn to closed session made by Council President Pizzella, second by Councilmember Looes, and unanimously approved.

Mayor Arnowitz invited the newly elected Mayor and Councilmembers to attend this and all further Closed Sessions in 2015.

#### **RECONVENE REGULAR MEETING @ 10:58 P.M.**

Motion to reconvene regular session was made by Councilmember Looes, second by Councilmember Meyerson and unanimously approved

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

**ADJOURNMENT @10:22 P.M.**

Motion to adjourn was made by Councilmember Meyerson, second by Councilmember Looes, and unanimously approved.

THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE  
**TUESDAY, DECEMBER 1, 2015** – BEGINNING AT 7:30 p.m.

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Denise Kohan, Deputy Municipal Clerk

APPROVED AS PRESENTED

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Denise Kohan, Deputy Municipal Clerk