

DEPARTMENT OF POLICE  
BOROUGH OF HILLSDALE



380 Hillsdale Avenue  
Hillsdale, New Jersey 07642  
Headquarters: 201-664-4200

ROBERT FRANCAVIGLIA  
CHIEF OF POLICE

Fax: 201-666-4503  
[www.hillsdalepolice.com](http://www.hillsdalepolice.com)

Date: February 25, 2016

To: Mayor and Council

From: Chief Robert Francaviglia

Re: Monthly report

- During the month of February there were 87 dispatch shifts all were covered with non-sworn personnel except for 2 shifts which were covered by patrol staff.
- There was table top exercises for patrol staff involving active shooter.
- Active shooter table top exercises were conducted with Pascack Valley High School administration.
- There were 123 motor vehicle summons issued, 183 motor vehicle warnings, and 5 criminal arrests, as well as a group of turkeys taken into custody.

# HILLSDALE POLICE DEPARTMENT

380 HILLSDALE AVE,  
HILLSDALE, NJ 07642

Phone: 201-664-4200 Fax:

## Agency Activity Analysis Report

From Date: 2/1/2016

To Date: 2/25/2016

<i>CFS Classification Code</i>	<i>CFS Classification</i>	<i>Total Events</i>	<i>Officer Initiated</i>
0100	Murder	0	0
0200	Rape	0	0
0300	Robbery	0	0
0400	Aggravated Assault	0	0
0500	Burglary	3	0
0600	Theft	4	0
0700	MV Theft	0	0
0800	Other Assaults	2	0
0900	Arson	0	0
1000	Forgery Counterfeit	1	0
1100	Fraud	6	0
1200	Embezzlement	0	0
1300	Stolen Property	0	0
1400	Malicious Mischief	4	0
1500	Weapons Offense	0	0
1600	Prostitution Vice	0	0
1700	Sex Offense	0	0
1800	Narcotics Drug Laws	1	0
1900	Gambling	0	0
2000	Family Offense	1	0
2100	Liquor Laws Drunk Driving	0	0
2200	Liquor Laws Possession	0	0
2400	Disorderly Conduct	14	0
2600	All Other Offenses	3	0
2900	Runaways	0	0
4000	Non Criminal Investigations	77	0
4100	Fire Related	15	0
4500	Deaths Suicides	1	0
5000	Lost Found Prop. / Missing Persons	5	0
5500	Animal Complaints	8	0
6000	Traffic Accidents	23	0
6300	Traffic Enforcement	183	0

# HILLSDALE POLICE DEPARTMENT

380 HILLSDALE AVE,  
HILLSDALE, NJ 07642

Phone: 201-664-4200

Fax:

## *Agency Activity Analysis Report*

From Date: 2/1/2016

To Date: 2/25/2016

<i>CFS Classification Code</i>	<i>CFS Classification</i>	<i>Total Events</i>	<i>Officer Initiated</i>
6500	Parking Enforcement	24	0
6600	Traffic Services	2	0
7000	Public Services	176	0
7500	Assist other Agency	20	0
8000	Warrants	0	0
9000	Administrative	77	0
<i>Total:</i>		650	0

# Citation Output By Charge

Starting Issue Date 2/1/2016 to Ending Issue Date 2/25/2016

Charge	Total
39:3-74 - OBSTRUCTION OF WINDSHIELD FOR VISION	1
39:3-10 - DRIVING WITHOUT A LICENSE	3
39:3-10 - DRIVING WITHOUT DRIVER'S LICENSE, EXAM ETC.	1
39:3-20 - COMM MV, REGIST YR, FEE, WT, DEFINITION, VIO, PENALTIES	1
39:3-29 - FAILURE TO POSSESS DL OR REG	8
39:3-33 - IMPROPER DISPLAY/UNCLEAR PLATES	4
39:3-33.2 - LICENSE PLATE-WORDS GARDEN STATE TO BE IMPRINTED	1
39:3-36 - FAILURE TO NOTIFY DMV OF ADDRESS CHANGE	1
39:3-4 - DRIVING OR PARKING UNREGISTERED MOTOR VEHICLE	6
39:3-40 - DRIVING AFTER DL/REGISTRATION SUSPENDED/REVOKED	5
39:3-60 - IMPROPER USE OF HIGH AND LOW HEADLIGHT BEAMS	1
39:3-66 - MAINTENANCE OF LAMPS	5
39:3-74 - OBSTRUCTION OF WINDSHIELD FOR VISION	3
39:3-75 - SAFETY GLASS REQUIREMENT	3
39:3-77 - SELL/USE UNAPPROVED DEV/EQUIP	1
39:3-8.1 - NONCOMMERCIAL TRUCKS, LICENSE, APPLICATION FOR REG'S	1
39:4-115 - IMPROPER TURN AT TRAFFIC LIGHT	1
39:4-115A - TURNS AT CONTROLLED INTERSECTION	1
39:4-125 - U-TURN ON CURVE/GRADE OR WHERE VIEW OBSTRUCT U-TURN SGN	1
39:4-129B - LEAVING SCENE OF ACCIDENT INVOLVING PROPERTY DAMAGE	1
39:4-130 - FAILURE TO REPORT ACCIDENT	1
39:4-144 - DISREGARD STOP SIGN REGULATION OR YIELD SIGN	1
39:4-50 - OPERATING UNDER INFLUENCE OF LIQUOR OR DRUGS	1
39:4-56 - DELAYING TRAFFIC	1
39:4-57 - FAILURE TO COMPLY WITH DIRECTION OF OFFICER	1
39:4-96 - RECKLESS DRIVING	1
39:4-97 - CARELESS DRIVING	2
39:4-97 - CARELESS DRIVING: LIKELY TO ENDANGER PERSON OR PROPERTY	1
39:4-97.3 - USE OF HAND-HELD WIRELESS TELEPHONES	1
39:4-98 - EXCEEDING MAXIMUM SPEED 1-14 MPH OVER LIMIT	3
39:4-98 - SPEEDING	2
39:4-98A - SPEED-25 MPH INSCHOOL ZONE	1
39:8-1 - FAILURE TO HAVE INSPECTION	1
292-24 - NO PARKING ANYTIME CERTAIN STREETS, SCHED XIV	14
292-28 - TIME LIMITED PARKING, SCHED XVIII	2
292-33A(3) - NO PARKING IN WEST BOROUGH LOSTS	2
292-33A(4) - NO PAID STICKER/SPACE TRANSIT LOT	1
292-33B(2C) - NO RESIDENT STICKER \$2.00 SPACE	1

39:4-56.6 - PARKING VEHICLE ON PRIVATE PROPERTY	3
292-28 - N/A	3
292-33A(2) - N/A	2
292-33A(3) - N/A	10
292-33A(4) - N/A	6
292-33B(2C) - N/A	6
292:28 - N/A	1
39:3-74 - N/A	1
39:3-75 - N/A	1
39:4-135 - N/A	1
39:4-56.6 - N/A	1
39:4-97.2A - N/A	1
39:4-98 - N/A	1
<hr/>	
<b>Total:</b>	<b>123</b>

# HILLSDALE POLICE DEPARTMENT

380 HILLSDALE AVE, HILLSDALE, NJ 07642

## New Jersey Crash Statistical Report

02/25/2016

From Date:2/1/2016 To Date:2/25/2016

MOTOR VEHICLE ACCIDENT				
<b>ACCIDENT CLASSIFICATION</b>		<b>TYPE OF ROAD SYSTEM</b>		
Reportable	12	Interstate		0
Non-reportable	7	State Highway		0
Self Report	0	State/Interstate Authority		0
Total Accidents	19	State Park or Institution		0
		County		7
		Co Auth, Park or Inst		0
		Municipal		5
<b>TIME OF ACCIDENT</b>		Mun Auth, Park or Inst		0
0001 ~ 0600	0	Private Property		7
0601 ~ 1200	8	US Govt Property		0
1201 ~ 1800	11			
1801 ~ 2400	0			
		<b>AGE &amp; SEX OF DRIVERS</b>		
<b>DAY OF WEEK</b>		Males	17 ~ 20	2
Sunday	2	Males	21 ~ 30	6
Monday	3	Males	31 ~ 40	0
Tuesday	3	Males	41 ~ 50	1
Wednesday	4	Males	51 ~ 60	2
Thursday	1	Males	61+	1
Friday	4			
Saturday	2	Females	17 ~ 20	3
		Females	21 ~ 30	3
<b>CONTRIBUTING CIRCUMSTANCES</b>		Females	31 ~ 40	1
Unsafe Speed	0	Females	41 ~ 50	3
Driver Inattention	14	Females	51 ~ 60	1
Failure To Obey Traffic Control Device	1	Females	61+	4
Failure To Yield The Right Of Way	1			
Improper Lane Change	1			
Improper Passing	0	<b>SUMMONSES</b>		
Improper Turning	1			2
Backing unsafely	2	<b>ALCOHOL INVOLVMENT</b>		
Pedestrian's / Bicyclist's Actions		<b>HIT &amp; RUN</b>		
Roadway Defect / Inclement Weather	2			0
Other	17			0
<b>ACCIDENT TYPE</b>	<b>TOTAL</b>	<b>INJURIES</b>	<b>FATALS</b>	<b>PROPERTY DAMAGE</b>
Same Direction ( Rear End )	2	0	0	0
Same Direction (Side Swipe)	4	0	0	0
Right Angle	2	0	0	0
Opposite Direction (Head On, Angular)	3	2	0	0
Opposite Direction (Side Swipe)	0	0	0	0
Struck Parked Vehicle	2	0	0	0
Left Turn / U Turn	1	0	0	0

# HILLSDALE POLICE DEPARTMENT

380 HILLSDALE AVE, HILLSDALE, NJ 07642

## New Jersey Crash Statistical Report

02/25/2016

From Date:2/1/2016 To Date:2/25/2016

Backing	3	0	0	0
Encroachment	0	0	0	0
Overtuned	0	0	0	0
Fixed Object	4	0	0	0
Animal	0	0	0	0
Pedestrian	0	0	0	0
Pedalcyclist	0	0	0	0
Non-fixed Object	0	0	0	0
Railcar -vehicle	0	0	0	0
<b>Total</b>	<b>21</b>	<b>2</b>	<b>0</b>	<b>0</b>

# ATLANTIC COAST FIBERS

## COMINGLED RECYCLING ACCEPTABLE ITEMS



Glass bottles  
and jars



Aluminum cans,  
aluminum foil and  
pie tins



Steel cans



Plastic containers  
numbers 1-2-5

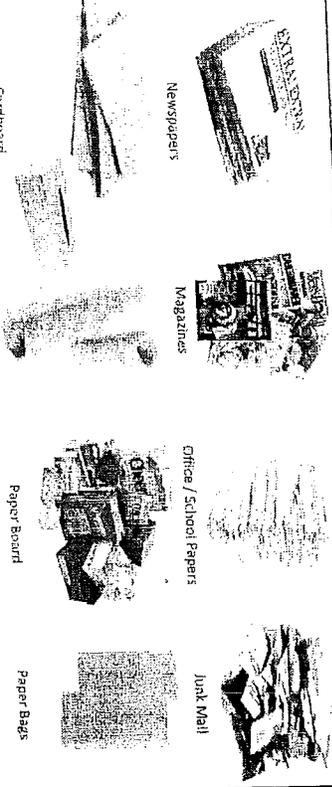
### Guidelines:

- All containers should be free of any debris or residue
- No plastic bags of any kind
- No frozen food microwave trays
- No pesticide/chemical containers
- No paint containers
- No Styrofoam of any kind
- No trash
- No food trays or party platters even if stamped with #1-#2-#5
- No Rubber hoses, flower pots, or plastic toys of any kind
- No coolers, electronics, drain pipe's or tool box's

# Recycle These Items

All items Must Be Rinsed and Clean: Remove all caps, tops and lids (they are not recyclable)  
Remember NO TRASH in the recycling container

## Paper



Newspapers

Magazines

Office / School Papers

Junk Mail

Cardboard

Paper Board

Paper Bags

## Plastic #1, 2 & 5

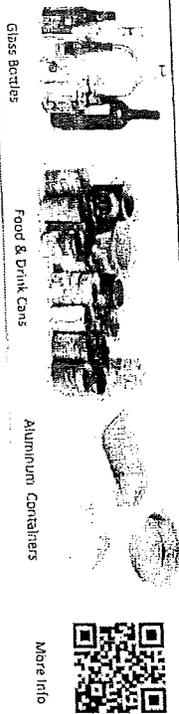


Soda, Water, Milk

Detergent, Cleaners, Shampoo

Dairy: Yogurt, Butter, etc.

## Glass & Metal



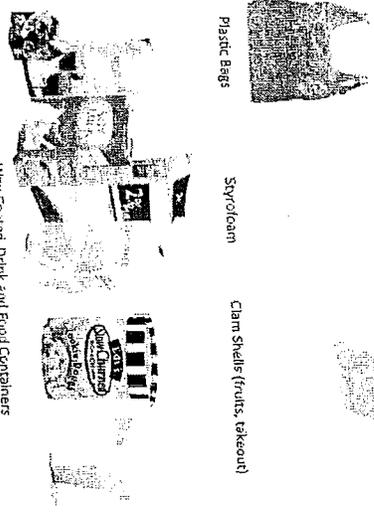
Glass Bottles

Food & Drink Cans

Aluminum Containers

More info

# STOP Do Not Recycle



Plastic Bags

Styrofoam

Clam Shells (fruits, takeout)

Wax Coated Drink and Food Containers

Plates, Cups, Utensils

Shredded Paper

Greasy Pizza Boxes

Pots/Pans/Dinnerware, etc

Packaging Peanuts

Toys



A BICYCLING FUNDRAISER BENEFITTING  
ALPINE LEARNING GROUP, THE EPIC SCHOOL,  
REED ACADEMY AND GARDEN ACADEMY  
A COALITION FOR AUTISM EDUCATION

SUNDAY, MAY 22, 2016  
BERGEN COMMUNITY COLLEGE

The "go the distance for Autism ride" is a bicycling fundraiser organized to raise funds for The Alpine Learning Group, The EPIC School, REED Academy and Garden Academy, all schools for learners with autism in northern New Jersey. Go the distance for Autism is a ride, not a race. It is designed to be a fun, spirited, exhilarating adventure for all riders.

The event will start and end at Bergen Community College on **Sunday, May 22, 2016.**

Riders will have the option to choose from a 62.5-mile loop, a 25-mile loop, a 10-mile loop or a 3-mile "family" loop. The ride will begin from Lot C onto Odabash Way at Bergen Community College. The 62.5 mile riders will depart at 7:00am while all other riders will depart at 9:00am.

We anticipate the following number of riders on each of the loops:

- 62.5-mile loop: approximately 150 riders
- 25-mile loop: approximately 225 riders
- 10-mile loop: approximately 250 riders
- 3-mile family loop: approximately 200 riders

All Riders will travel the same roads for the first 1.3 miles where the family loop riders will turn off and return to the finish line. The remaining riders will continue to travel the same roads thru Mile 3 where the 10-mile loop riders will turn off and return to the finish line. Once the initial groups have turned off, the 62.5-mile loop riders and 25-mile loop riders will continue to travel the same roads thru approximately Mile 19 where they will split. At the point of the split, the 25-mile loop riders will make their way back to the finish line while the 62.5-mile loop riders continue to accumulate their total miles back to the finish line. Keeping in mind that the 62.5-mile loop riders will depart 2 hours ahead of all the other loops, we expect total times for riders to be on each loop as follows:

62.5	7:00am – 1:30pm
25	9:00am – 12:30pm
10	9:00am – 10:15am
3	9:00am – 9:30am

With the exception of the family and 10-mile loops, there will be rest stops every 10 – 16 miles along the route. Once the riders enter the route, they will naturally spread out depending on the pace they ride and how much time they spend at the rest stops along the route. Each rest stop will have an opening and closing time. Riders who have not made it to a rest stop by the scheduled closing time will be advanced on the route via a support vehicle.

The route will be marked approximately every quarter mile with route arrows and cautionary signage for both cyclists and motorists. The route will be marked on Saturday, May 21st. Our Road Manager will head out very early on Sunday, May 22nd to ensure that the signage is still in place. They will carry extra signage in the event that any fixes are necessary. We will have a caboose vehicle, manned by event staff, that will follow the last rider on each of the loops. As the caboose passes portions of routing, our route marking team will take down all the signage that has been placed. Signage will be affixed to existing structures via zip ties. We will not attach signage to any restricted structures (i.e. trees). In addition to our directional route arrows, our cautionary signage will have messages for riders and motorists alike, i.e. "caution: many bicycles on the road" and "bicycles single file please".

We do not believe that it will be necessary to close streets and intersections since our riders will be stretched out over several miles. Our riders are alerted to safe riding practices and rules of the road. Violation of any of the standard road laws is cause for the rider to be removed from the event. We have noted locations where we intend to place a motorcycle safety team member to help riders through tricky intersections. Should you feel the need to require us a police presence at a particular intersection as opposed to a motosafety team member, we are prepared to make those amendments. Our motosafety team will be instructed only to direct our riders and act as a second set of eyes. They will not be stopping traffic but instead stopping our riders until the route is clear for their safe passage.

Enclosed are the route cues for the roads each of the loops travel in your jurisdiction. Please note the column that notes police presence or motosafety presence and the timing for authority to be stationed at a particular intersection. These times are ranges based on the faster riders arriving and slowest riders arriving based on when they leave the start line, including time spent at rest stops and additional padding to make sure the intersection is covered. In addition, I am including maps outlining the route through **your jurisdiction specifically**, along with the timeframe you can expect our riders to be on your roads.

At this time, we would like to request that your jurisdiction issue a permit to the go the distance for Autism ride. In the event that a permit is not required, I would still greatly appreciate written confirmation for our files. Please complete the enclosed event notification form with any contact information pertinent to the event. If a situation arises where the event staff determines the assistance of a local jurisdiction is needed, we will contact the person assigned as the "event contact" on the event notification form. The best course of action for the situation will be determined in cooperation between the event and the jurisdiction contact.

Thank you for your time and attention to this matter in preparation for this exciting, collaborative event. Please review the route and if approval is granted, please sign the event notification and fax to me at 757-257-5031 or scan and email to [jfarmery@eventage.net](mailto:jfarmery@eventage.net). Should you need to reach me to discuss the proposed route, you can reach me on my cell at 773-344-7102.

Kind regards

Joey Farmery  
Ride Director

**Go the Distance for Autism 2016**  
**Metric Century Loop**  
**62.5 Miles**

Travel	Mile Marker	Distance btw Pits	Direction	Route/Street	Special Instructions/Notes	Special Signage Placement	Police/Moto Safety Posts
0.1	14.8		L	Prospect	Rivervale FD on Right		Motosafety: 7:30am - 11:00am
0.5	15.3		Enter	Park Ridge	Enter Park Ridge		
0.4	15.7		L	Ruckman/Park	Stoplight		
0.2	15.9		Enter	Hillsdale	Enter Hillsdale		
0.6	16.5		L	Piermont		Caution: Cross Traffic Does Not Stop	Hillsdale Police: 7:45am - 11:15am
0.2	16.7		R	Cedar			
0.1	16.8		X	Hillsdale Pool (potential pit)			
0.1	16.9		R	Hillsdale Ave			
0.3	17.2		X	Beechwood Park (potential pit)			
0.3	17.5		X	Holdrum St			
0.2	17.7		X	Kindermack	Stoplight		
0.3	18.0		X	Broadway	Stoplight		
0.0	18.0		X	Railroad Tracks			
0.1	18.1		X	Patterson St			
0.8	18.9		X	Pascack Rd	Stoplight		
0.6	19.5					Steep Incline: Work Those Quads!	
0.1	19.6		XO	Garden State Parkway			
0.1	19.7		R	Wearimus Rd/Van Emburgh (25 Mile Splits Left, 50 Mile Splits Right)	Stoplight	50 Mile Split w/ Black Arrow Pointing Right, 25 Mile Split w/ Black Arrow Pointing Left Steep Incline: You got this! (place this somewhere after the split sign at the bottom of the incline)	Motosafety: 7:45am - 11:15am
0.3	20.0			Wearimus Rd becomes Overlook Dr	Enter Woodcliff Lake		



A BICYCLING FUNDRAISER BENEFITTING  
ALPINE LEARNING GROUP, THE EPIC SCHOOL,  
REED ACADEMY AND GARDEN ACADEMY  
A COALITION FOR AUTISM EDUCATION

SUNDAY, MAY 22, 2016  
BERGEN COMMUNITY COLLEGE

### NOTIFICATION OF EVENT

Our jurisdiction has been notified, in writing, that the "Go the Distance for Autism Ride" will be taking place on **Sunday, May 22, 2016**. We are aware that approximately 375 riders across our 25 and 62.5 mile loops will be traveling on Hillsdale roads during the hours of 7:45am – 11:15am. If a situation arises where the event staff determines the assistance of a local jurisdiction is needed, we will contact the person assigned as the "event contact" on this form. The best course of action for the situation will be determined in cooperation between the event and the jurisdiction contact.

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Email: \_\_\_\_\_

Signature: \_\_\_\_\_

**Event Contact Name & Number (on-duty individual or department to be contacted during the event.)**

Name: \_\_\_\_\_

Phone: \_\_\_\_\_

Mobile: \_\_\_\_\_ (24 hour contact number)

Please return to: Joey Farmery via fax 757-257-5031 or email [jfarmery@eventage.net](mailto:jfarmery@eventage.net)

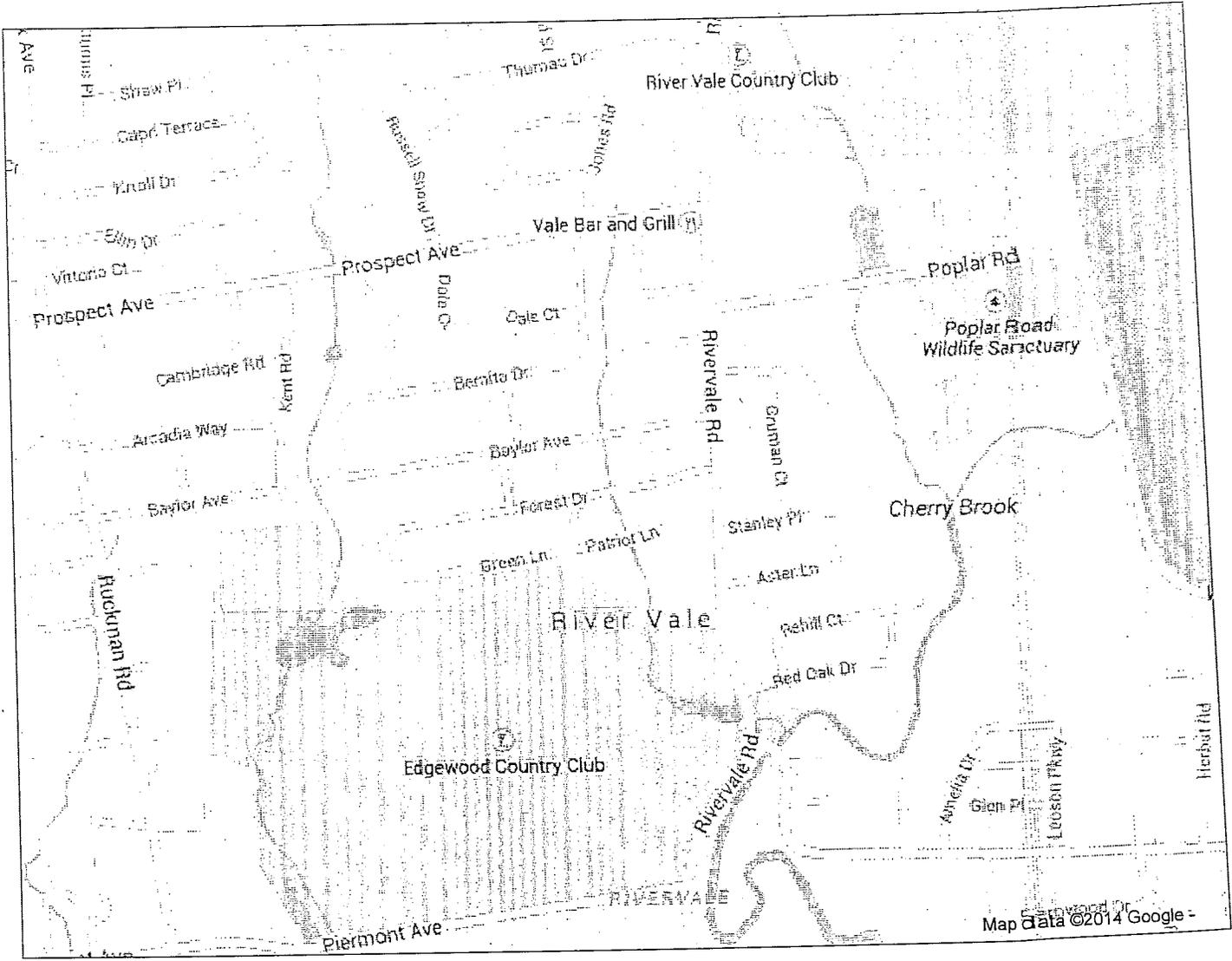


GARDEN

ACADEMY

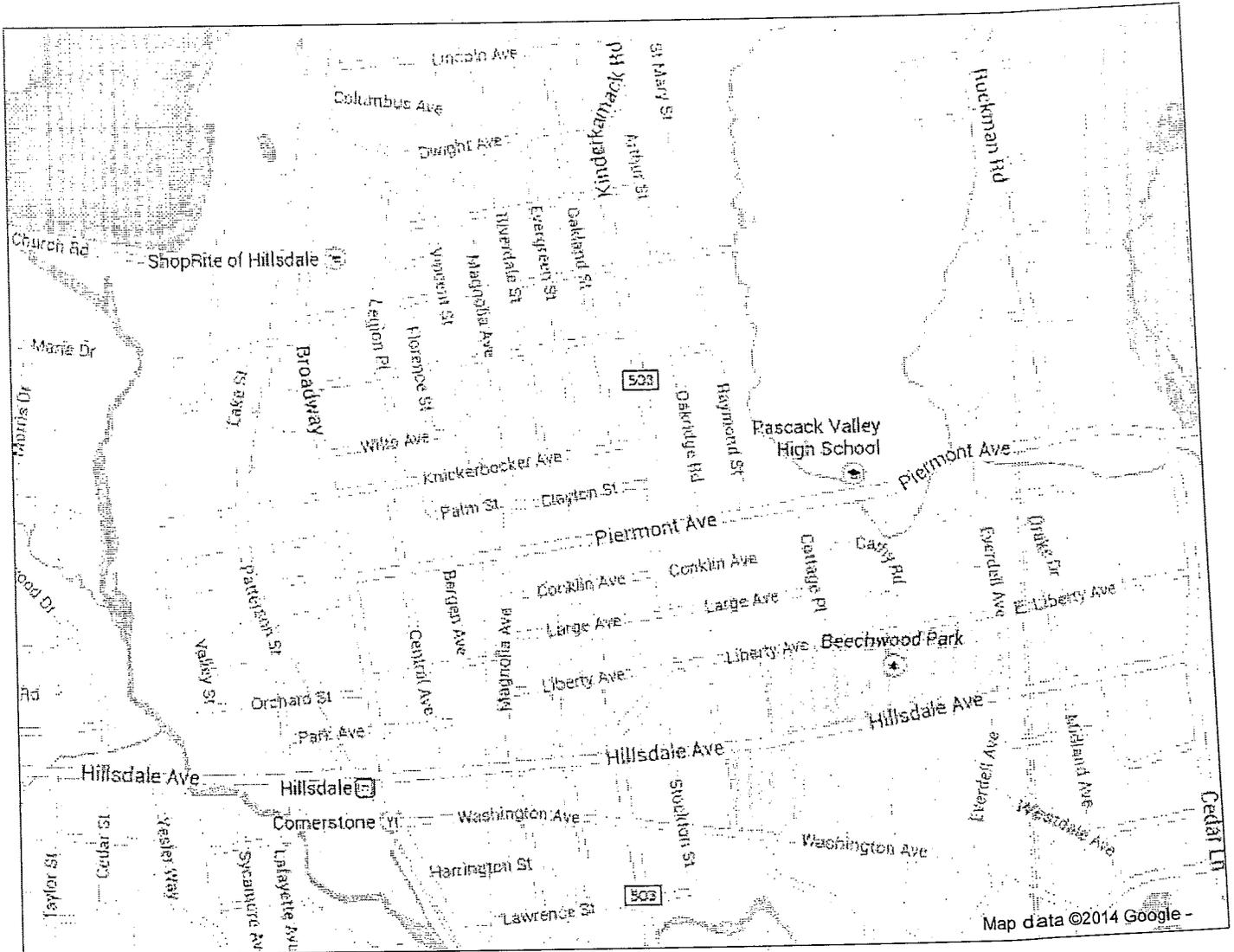
Google

To see all the details that are visible on the screen, use the "Print" link next to the map.



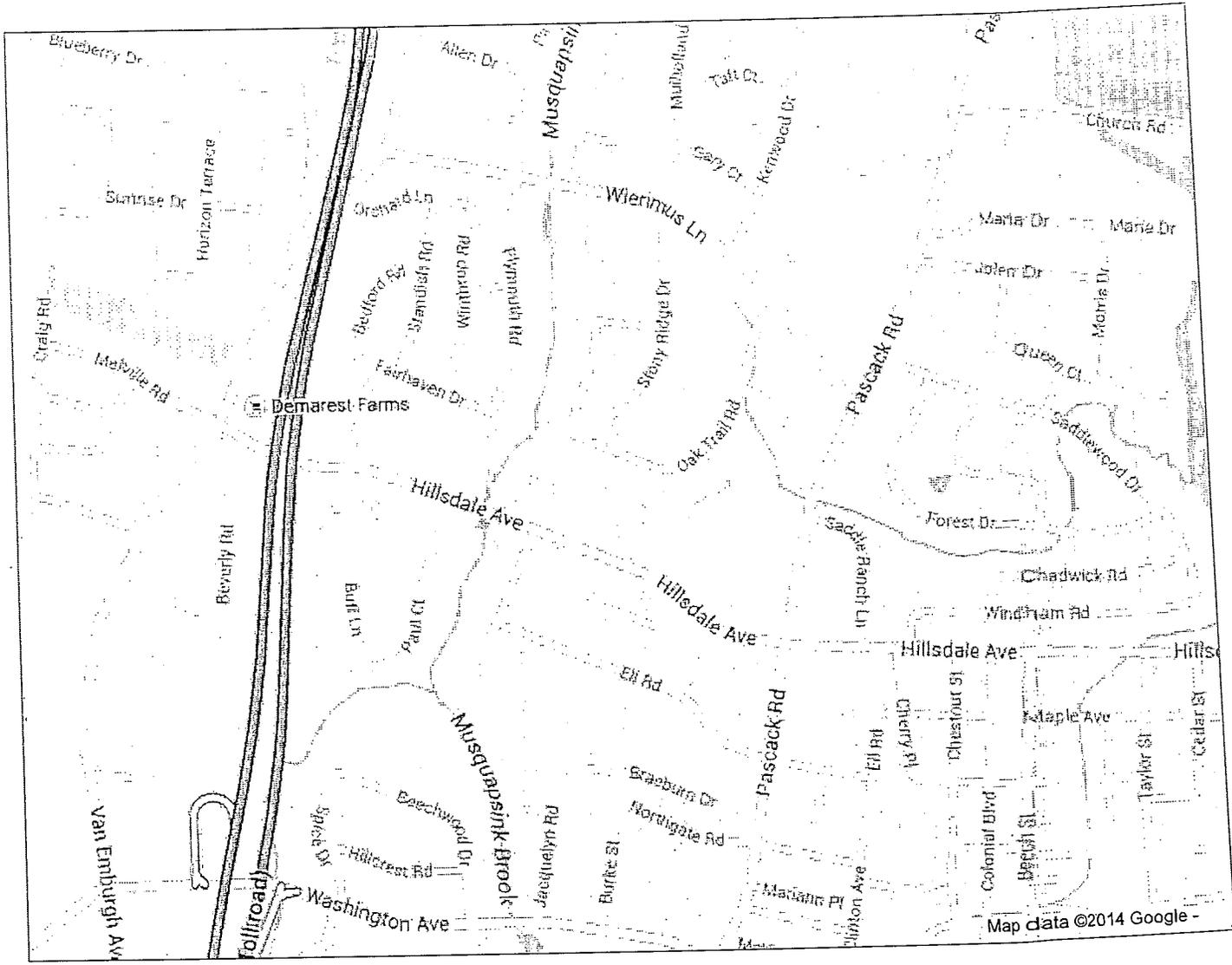
Google

To see all the details that are visible on the screen, use the "Print" link next to the map.



Google

To see all the details that are visible on the screen, use the "Print" link next to the map.



Bo Petkovich

February 12, 2016

Borough of Hillsdale  
380 Hillsdale Ave  
Hillsdale, NJ 07642

Re: Pascack Valley Triathlon

Dear Mayor and Council Members,

I am writing to request approval for dates for the 2016 Pascack Valley Triathlon. The town triathlon continues to promote fitness among the community as well as raise funds for great causes in connection to our town. In the last 8 years the PV Tri has raised over \$40,000 for these various beneficiaries: The Hillsdale K-8 foundation, Hillsdale Helping Hands, Wounded Warrior Foundation and Pascack Valley High school scholarships.

We are requesting the date of Saturday August 27<sup>th</sup>, which we have coordinated with the Stonybrook Swim Club. Please let us know if you will grant approval to hold the 2016 event.

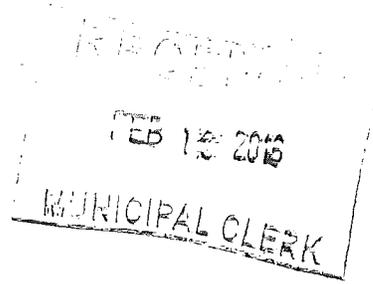
Thank You,



Bo Petkovich

Director, Pascack Valley Triathlon

Burt Ray Simpson



2/11/16

Hillsdale Mayor, Council, Building Department and Administration  
380 Hillsdale Avenue  
Hillsdale, New Jersey 07642

Dear Mayor, Council, Tax Assessor, Building Department, Engineer and other Municipal Officials;

As a result of your sending notifications regarding proposed amendments to the borough's sign ordinance I took a look at it, although I'm uncertain what the proposed revision is. As some of you may be aware, I have an interest in street addressing and related issues, that is likely on what I can offer the most comprehensive thoughts.

In the past, when I had become aware that the sign ordinance was either initially or subsequently being looked at I suggested that the issue of street addresses be considered. I heard nothing, so was left to conclude that it had been ignored.

While I'm thrilled to see the issue being addressed, it is done insufficiently. The following is what I found in Ordinance No. 16-06 entitled Ordinance of the Borough of Hillsdale, County of Bergen, and State of New Jersey to Amend Chapter 310 Article XVII of the Borough Code Entitled "Signs":

This is in the definitions at the beginning:

SIGN, STREET ADDRESS: Any sign denoting the street address of the premises on which it is attached or located.

For this I would suggest:

Sign – Posting of Street Address, and unit designations where applicable, for any structure, site, or separately occupied unit therein – while the sign ordinance is oriented to businesses and institutions, it should apply to all structures, sites and units with respect to the posting of addresses, etc.

I included site because I believe parks, ballfields and other such locations should have addresses assigned and posted.

This brief paragraph, I believe, is all that is offered on the street address and unit designation posting aspect of signage.

310-61-D-(1) Street address signage shall be provided on each building or for each building tenant. Street address signage may be placed on the façade, the door or on a permitted freestanding sign. A corner building may have street address signage on both street-facing facades.

While doors are often in clear view, my issues with addresses, and/or unit designations, on doors is that when they are open, whether briefly as people pass through the opening or more extensively in nice weather, the addresses and/or unit designations are much less visible.

Additionally, unit designations should be posted, but whether on the door or otherwise, unit designations, letter characters, numbers or alpha-numeric, are to be posted in a way that it's clear that they're not addresses which are typically numbers. Including both in a combined hyphenated designation would not be a good way to do it because hyphenated numbers do exist in Fair Lawn, New Jersey and the Borough of Queens in New York City as well as, perhaps, some other localities and many will not know that it's a contrivance and that they don't exist here. Have seen this done with 1-21 on a street where the address of 121 separately existed which is, or at least seems, potentially problematical.

As for allowing corner buildings to post their address on both frontages, on the frontage with which the address is not associated it may not be clear that the address corresponds to the other street, unless the street name is, also, included. Related to this, while they wouldn't be adjacent, a through-block lot would, also, have two frontages. For these it may be even more important to post the address and street designation on the rear frontage, if you will. I'm uncertain if we have any such commercial properties, but we do have a row of residential ones and, perhaps, other isolated ones in the town, at least I'm aware of a pair in Royal Hills where because of steep topography at the side with the minimum required lot frontage, they are accessed from the opposite side via a long, shared in this case, driveway like that of a flag lot if it were the only frontage.

There is no mention as to the minimum size of the numbers, a scale based on how far they are posted from the street may be appropriate, the degree to which they are to contrast with the surface on which they are mounted, applied or painted, recommend a high degree of contrast and the legibility of those that are on glass may vary with the interior lighting conditions, where they are to be mounted, recommend at least 3' above a horizontal surface, whether hard or soft such as the tops of plants, so naturally fallen, shoveled, blown, wind or machine, or plowed snow doesn't cover them and less likely to be blocked by pedestrians and parallel or other parked cars, and at least the distance below that anything above them projects so that they are less likely to be in shadow, the thickness of the font strokes, perhaps in relation to their size because ones too thin can be hard to see and ones too thick can appear to be solid blobs and be equally difficult to discern. Would, also, strongly discourage italic ones because when italicized the number 1 can appear to be the number 7.

Address numbers are to be visible to both vehicle drivers and passengers as well as pedestrians. On general principal it may not be inappropriate to have it posted twice, once for each condition. This is especially the case if it's posted for vehicles on an awning which would be beyond the view of a pedestrian under the awning. Allowing them to post their business names in both locations may, also,

be appropriate. Have seen a food court where the signs for each booth were projected out beyond the counter, but, as a result, when at the counter I didn't know which booth I was at. They should, also, not be obstructed by any holiday, seasonal or other decorations.

I have worked extensively in newspaper delivery, which is the foundation of what I have learned about street addressing and related issues. While we did deliver to some non-residential locations, our deliveries were predominantly to single family residences and multi-family housing complexes. Because I encountered so many difficulties related to how addresses, especially residential ones, were posted, I wrote the following on the posting of, primarily residential, addresses which may give you a good starting point on addressing this:

1. "Each improved, or soon to be improved, property is to post the address number, and street designation if appropriate or desired, that the municipality has assigned to that property, and unit designation accepted for that part thereof. If an improved, or to be improved, lot has more than one available address, than that which most precisely locates the point of access is to be the determining criteria in ascertaining which is to be used. Because the use, and especially posting, of incorrect addresses potentially affects many more than those adjacent to the offending party, incorrect addresses are not to be permitted to remain, regardless of how long they have been in use, under adverse possession or any other statute. They are to be posted as follows:
  - a. The typeface characters, numbers and letters if necessary or optionally provided, are to be  $\frac{1}{2}$  inch high for every three feet, or part thereof, of distance between them and the curb, but not less than 2 inches high even if at or closer than 9 feet to the curb and either are to be 25 % larger for each lane of traffic, including regularly used parallel or angled parking at the curb, above one in each direction, or their side of it if it is divided, or instead of increasing it based on additional lanes of traffic and/or curbside parking the  $\frac{1}{2}$  inch of height of the typeface characters may be measured from the far side of the furthest lane of traffic in either direction, or far curb if it is in the commercial center or elsewhere in an area that has a moderate or greater volume of pedestrian traffic
  - b. with posted address as vertex are to have wide arc of horizontal visibility from the curb especially when in view of the front door, if it faces the street, garage door if it faces the street, and in the vicinity of vehicular, curb cuts, and pedestrian, near where a walkway meets the sidewalk and/or curb, access points, are not only to be visible if you are in exactly the right spot
  - c. vertically, they are to be within fifteen degrees of horizontal as measured from four feet above the street at the curb, except if they are on a standard height mailbox at the curb although there is to be a clear line of sight from the curb for those in vehicles anywhere from a low sports car to a tall minivan or sport utility vehicle, in areas where there are vehicles regularly parked at the curb they are to be at or close to fifteen degrees above horizontal so that there is a chance for them to be seen over the vehicles at the curb
  - d. addresses and unit designations are to face the street, if there is one - whether because it is in a spread out garden apartment complex or other such configuration, if there is no street on that side of a set of building or unit entrances the addresses at or leading to unit entrances are to face the walkway that serves the general area, one is not to need to go all the way to the entrance or unit door to ascertain to what unit(s) it leads - if the entrances to units or sets of units do not face the street, or roadway in the complex, there is to be clear signage from the street, or roadway within the complex, to direct you to each unit or set of units

- e. are to be placed in conjunction with lights such that they will be well illuminated at night, perhaps generally, but certainly when guests or deliveries, such as pizza or other delivered meals, are expected – have heard that addresses in Israel are to be backlit
- f. are to have a reflective finish, not shiny or mirror like such as brass or chrome, but one that becomes very bright when light is focused towards it – metal and other shiny finishes can be very difficult to read depending upon ambient lighting conditions and what is reflecting in them
- g. they are to be in a very legible typeface to be easily identified when viewed from the street so that one passing by may immediately ascertain the address of the property at issue
  - 1. numerals in the only or primary address designation are to be expressed in non-italicized (read italic 1s as 7s) Arabic numbers depicted in a plain typeface font, although the number one in some font styles may be only a straight line which could be easily missed if that was the sole representation of the address number
  - 2. lines and arcs composing the numbers and letters, if appropriate or optionally provided, are not to be so thin as to be invisible, nor so thick that the strokes engulf the voids so that the characters appear to be solid masses
- h. characters (numbers, letters, punctuation, etc. as appropriate) are to be oriented so that they stand upright
  - 1. adjacent characters in multi digit numbers, and street names if optionally or required to be included, are to be distinctly identifiable, they are neither to be so close together that they are, or appear to be, touching nor so far apart that they appear to be unrelated to one another
  - 2. adjacent characters are to be placed side by side so that they are at the same elevation as opposed to being placed on a diagonal line or in a vertical one, although the number could be on one line with the street name on another line, or maybe two, below it so that it does not become too widely spread out
- i. their color is to contrast greatly with the surface on which they are mounted and are not to be painted over when repainting or changing the color of the surface on which they are mounted, although they may need to be separately painted if they no longer sufficiently contrast with a new background color
- j. when mounted, posted, painted or applied to glass, or are outlines or silhouettes through which one sees behind them they are to be even larger and bolder, although not to the point of becoming solid masses, because the degree to which numbers done in this manner contrast with the background may vary with the lighting conditions behind the glass or the numbers
- k. are to be easily identifiable when approaching from either direction, and head on if at the top of a “T” intersection or at the end of a dead end, by directly facing the street, and oncoming traffic from both directions, even on cul de sacs and other dead end streets, highways and other divided roadways, other heavily trafficked thoroughfares, and on one way streets because even these could change
- l. are to be visible prior to approaching, or at least at, the access to the location at issue, especially on one way streets, divided roadways, and other areas where it may be difficult to make a u-turn – caught one on Route 17 at which the address is only visible after one has passed the access to the site
- m. are not to be in recessed corners or hidden behind any protruding portions of the structure, gutter downspouts, or other obstructions between it, and the curb such as fences, piers, gateposts, and gates
- n. they are not to be obstructed by latticework, ironwork, security bars, railings, or other materials mounted in front of or adjacent to a surface on which the address may be posted – whether

- purely decorative or functionally needed for safety, because this may act as a screen through which it could be difficult to read the address
- o. the surface on which they are mounted is to be flat and monotone in color, because mortar joints in masonry walls, shadow lines between what are or appear to be clapboards or shingles as well as vertical lines between shingles or longer vertical joints in vertical siding can make the numbers difficult to read if there are any behind or adjacent to the characters
  - p. numbers, and street designations if included, are to be sufficiently high off of the ground or above any other horizontal surface beneath them (perhaps three feet) that they are not likely to be obstructed by leaves in the fall or snow in the winter
  - q. the tops of these numbers are at least to be as far below the eave, covering or any other projection as the depth of the projection, or anything else that may cast a shadow, so that they are less likely to be hidden in shadow, to include the furthest extent of fixed or operable awnings, except if those viewing the posted address would also be under the projection such as driving past the main entrance where there is a port cochere over the driveway
  - r. are not to be behind porch columns or posts, behind hanging, wall sconces or other light fixtures
  - s. the only or primary, displayed address is not to be mounted on a house, garage, or mailbox door which may be visible if the door is fully closed, but less, or not, visible if the door is partially, or fully, open
  - t. if the above must be violated, and it is not to be, they are not to be on doors where any portion of the numbers may be obstructed by the frame, cross bars or panels of the screen or storm door in front of the door on which they are mounted
  - u. are not to be placed where the view of it from the greatest portion of the street frontage could be obstructed by vehicles parked in the driveway, even if it is a (semi-)circular driveway that runs along the full extent of the façade of the structure that faces the street, and where there is regular curbside parking, the "Town" street class above, to be placed close to fifteen degrees above horizontal as viewed from 4'-0" above the street so one may have a line of sight to see them over all but the tallest of vehicles, trucks, sport utility vehicles and minivans
  - v. are not to be placed where it may be obstructed by any end, or intermediate position, of a movable item such as the flag on a curbside mailbox, or the hinged top of one mounted on the wall of the house or elsewhere or so close to the top of a wall mounted mailbox that it can be obstructed by mail sticking out of the top of the box, or so close to the bottom that it would be blocked or shaded by newspapers left in hooks under some boxes
  - w. if numbers on curbside mailbox posts are placed at the same elevation as the box, the post is to be widened at that point to be at least as wide as the mailbox so that they are not hidden behind it
  - x. the visibility of address, and unit designations are not to be obstructed by evergreens, vines or other vegetation or natural elements such as leaves or snow
  - y. not to be placed where they would be obstructed by trash cans or other material put out for refuse collection or snow that may collect on this material
  - z. where the mailboxes are all on one side of the street or otherwise removed from the immediate proximity of the user's residence or business facility, such as at the entrance to a private road or shared driveway, especially but not only when they are in groups and may not be directly in front of or across from the locations they serve, it may become more difficult to correlate the address number on the mailbox to one's intended destination, so in these areas it is especially critical that the address number and/or unit designation be even more prominently posted on the structures, at the access points to these properties or units, and/or other similarly effective placement for each location at issue
  - aa. posting of addresses on frontages of locally or more extensively navigable bodies of water

1. is to be posted on the most prominent point as viewed from the most navigable shipping lanes past the frontage if some or all of the location at issue juts out into the water
2. if it does not jut out into the water the address is to be posted near the dock, if there is one, or where the dock is placed in season, because that should be the area clearest of navigational hazards and docks are landmarks that are visible from the water
3. if the property does not jut out into the water and there is no dock, it is to be placed as far as possible from navigational hazards and/or at the clearest part of the shoreline
4. are to include "street" designation on general principle, but especially because in some areas emergency assistance could arrive via water, even in winter over frozen bodies of water
  - i. if the water frontage is the only frontage from which one may reasonably gain access the "street" designation, which in this case would often be the name of the island, may be a critical aid to navigation, although the concern with respect to water of the person who suggested I include this was "Camps" and other sites on lakes in the Adirondacks, if on each lake they are all addressed with that lake as the same "street designation", including it will be of little benefit, but if they are addressed to separate portions of the shoreline, or are otherwise differentiated, then including the "street designation" would be appropriate
  - ii. if there are other land frontages, which presumably would usually be the street with which any such property at issue would primarily be associated, the numbers as seen from the water may have no meaning and those viewing them from the water may not be able to easily come ashore to ascertain the streets with which the waterfront properties are associated
5. addresses posted facing the water near docks or their extensions from the land access on to them are to be posted sufficiently high that its view from the water will not be blocked by boats at the dock
6. address characters posted facing the water are to be posted on land, at the shore line or public access line if they front on a long beach such as at the New Jersey shore, and are to be a minimum of twelve inches high
7. supplementary numbers may be placed at the end of above water docks, which would need to be at least eight inches high
  - i. these can not be the only posting of it facing the water for the following reasons
    1. in northern areas docks are only in the water seasonally
    2. they may be knocked off if they are hit when attempting to dock a boat
    3. sometimes visiting boats may be tied up at the end of the dock
    4. if the dock is parallel to the shore there may be no place to put the address that would always be unobstructed by boats tied up at it
8. in areas dense woods come all the way to the water it is not recommended to cut down trees to create a clear area at which to post the address designation because that could have severe ecological implications and lead to erosion, but as much as possible try to find the area that is least obstructed or shaded by trees and if possible cantilever it out past the vegetation high enough that it would be clear of most vessels and occupants thereof although clearing fishing yachts with flying bridges may be difficult
9. For the purposes of whether street designations are to be posted on various sides of the property as discussed elsewhere, water and land frontages are always considered to be nonadjacent because, except for rare amphibious vehicles, the sides from which you can access the location will be determined and limited by your mode of transportation

- bb. these designations, whether near the curb, on, or near the façade of the structure, or within the structure itself, are not to be obstructed, even temporarily, by anything, including, but not restricted to, any of the following types of decorations:
1. patriotic – including, but not limited to, flags described in more detail below
  2. yellow ribbons honoring absent members of the armed forces or others, this is not to be unsympathetic, but like everything else specified in this document on general principle and if there is bad news the next of kin do need to be easily findable
  3. religious
  4. seasonal
  5. holiday
  6. athletic
  7. party – birthday, anniversary, wedding, graduation, holiday weekend or other summer barbeque, other event or no specific occasion
  8. wreaths
  9. balloons
  10. garage, lawn, tag or other possession sale signs
  11. sales or other product or service promotional materials however brief their usage may be, typically this would most likely be at issue for retail stores and other commercial locations, but also to include real estate sale, rental or leasing signs and other sale signs
  12. flags of and other than those of the United States or any other country for that matter (to include decorative banners depicting designs other than those of national or other location flags) – as flags are not always fixed, often hang, and may wave in the wind, a wide area of clearance around them is appropriate which is to be accomplished as follows:
    - i. the furthest point it may project out from the structure is to be considered a projection for which the rule above is to apply, unless the base of the pole where it meets the structure is below a 45 degree angle from the furthest point, furthest out or lowest whichever has more severe implications, of the flag, in which case the posted address is to be below the base of the pole
    - ii. to the sides the posted address is to be 150% or more away from where it is mounted than the furthest point it may project from the structure
    - iii. flag poles should not be placed between the street and the posted address, but if they are, no limp, mildly fluttering, strongly waving, up drafted or other position of a flag on a flag pole is to obstruct the view of the posted address from the street
- cc. Temporary address numbers are to be initially posted prior to ground breaking and are to remain in place until permanent ones are properly posted and unobstructed. Additionally, if the permanent ones are to be obstructed or removed during any expansion, remodeling, improvement or maintenance work temporary ones are, again, to be provided for the duration of the project from before the permanent ones are removed or obstructed until after they are replaced or, again, become visible.
- dd. It is improper to remove, vandalize or alter from accurate any permanent or temporary posted address, unit designations, street signs, or other location identification information
2. Every governmental, or institutional building is to have its address clearly indicated so that it is easily ascertained, even by passing motorists, in all weather conditions, and at all hours of the day or night. This is especially to include post offices. All commercial facilities, and individual businesses within them, are to display their addresses similarly clearly. As retail stores and other commercial facilities are often

subject to strict signage ordinances and the posting of addresses is critical, the square footage of surface area, or other measure, of minimal, moderate or generous, although not perhaps grossly excessive, representations of the posted address number and/or unit designation, and street name and/or locality if necessary or optionally provided, itself and adjacent area, is to be exempt from being included as part of the qualifying signage. In the spirit of the once Saint Christopher, who was considered to be the patron saint of travelers, houses of worship and other religious facilities are, also, to clearly post their address. Even substantially unimproved properties or those on which any structures are incidental to the use are to be addressed with the address posted. My son has been on a traveling soccer team and my town has traveling baseball teams. Its tough enough to know where the fields are in your own town, but finding them in areas with which one is less familiar is even more of a challenge. This is especially appropriate if the fields are separate from any major structure such as a school, but if they are part of the school using the school address, if it is posted and if one enters for the field at the main school entrance, may be acceptable. This should apply as well to scout and other camps, nature centers, parks, etc.

3. All improved properties, and units thereof, of any kind, are to include the correct street designation in their posted address, on frontages with which it is associated or from which it may reasonably be expected to be accessed, if any of the following or other such need applies:
  - a. It is a corner lot, especially if a some or all of the access is from a street other than that with which it is associated or the structure is situated at an angle such that it is unclear with which street it is associated by the way it is sited, a few in my area actually have the driveway curb cut right at the corner
  - b. it is in the area of a "Y" or triangular intersection
  - c. it is a through block lot
  - d. it shares a common entrance to a building in which units are associated with more than one street, or if it does not share an entrance it is adjacent to a unit associated with a different street at or near where you could easily go from one unit to the other
  - e. if adjacent entrances are associated with different streets, but within each entrance all units are associated with the respective streets, than the street being indicated at the entrance should be sufficient
  - f. if the structure is accessed from both sides, and the units on each side are associated with the street to that side, than all of the units are to post the address and street name if all, or most, of the hallways from each side interconnect, but if there are only intermittent through passages than only the units on or adjacent to these passages need to post the street name
  - g. it is next to an adjacent improved property with the same address number
  - h. the year the building was built appears on its face or elsewhere in such a manner that it may be confused with the address
  - i. they are on an island, especially one with no roads, and their primary, or only accessible, frontage may be on the water, in which case there may be no place to put a "street" sign and the name of the island may be the "street" name
  - j. there is a street designation or other entity with which addresses are or may be associated as all or part of the name of the business, organization or institution at the location at issue, especially if it is inconsistent with that for the location at issue such as the Park Avenue Auto Group which has several locations spread around the area of which one, at most, may actually be on Park Avenue, Broadway Pediatrics which was originally on Broadway but has moved to a location that is one block from Broadway, and 6<sup>th</sup> Avenue Electronics

- k. it may otherwise be unclear

As well as the municipality in any of the following or other such situations:

- l. if the same address exists elsewhere in that zip code
- m. the same address exists on an extension of that street, or an unrelated street that happens to share the same name, in the adjacent town even if it is discontinuous
- n. they are on a town line or adjacent to a property on the town line where the town line can be crossed by the public
- o. there is a locality designation or other area entity with which addresses are or may be associated in the name of the business, organization or institution at the location at issue, especially if it is inconsistent with that for the location at issue such as Westwood Lincoln Mercury which for the last several years has been in Emerson, New Jersey and Westwood Sleep Shops which has or has had a store and warehouse in Westwood which are fine, but also has retail locations elsewhere to which this would apply (I do apologize to Westwood in that I am certain there are parties that endeavor to associate themselves with other localities, it is just that with this being adjacent to my hometown it is merely the one with which I am most familiar) – especially to apply if the one with which they are associating is in the vicinity, but perhaps should even if it is presumably obvious that it may not be anywhere in the area such as Boston Market which has locations well beyond its namesake city of Boston, Massachusetts or may not even have any addresses associated with it such as Mount Everest Ski Shops
- p. it may otherwise be unclear

Addresses with street names are to be posted on each nonadjacent street frontage from which any improved property may reasonably expected to be accessed by any means, or on each street frontage if any of the following conditions apply for any of the street or other frontages of the property at issue:

- q. on one way streets
- r. on divided streets or highways
- s. on streets in excess of two lanes, one lane in each direction, wide – moderate or heavily used parallel or angled parking at the curb would be considered to be an additional lane and thus, also, incur this provision
- t. county or other heavily trafficked roads
- u. at intersections where there are traffic lights or blinkers
- v. because of no left turn signs, one way streets, or other conditions, situated so that one can not continue around the property in both directions whether by making successive left or right turns
- w. in other areas where it might be difficult to reverse direction to access another side of the property at issue
- x. if it fronts on a body of water that is locally or more navigable, or beach beyond which the water is navigable, especially if emergency service providers may arrive to you, or others through your property, via water or the beach, the address must be clearly legible from some distance off shore because those unfamiliar with the area will not know where there are rocks or other navigation hazards in the area – if this waterfront property, also, has multiple street frontages whether the address has to be posted at each of those, as indicated at the heading of this section, depends if any other applicable conditions apply

Whether street designations and or the municipality are included in the posted address because they are, actually, needed or to appear more official is immaterial, but if they are there for any reason, they are to comply with the official municipal standard for the thoroughfare, or other addressable entity, at issue.

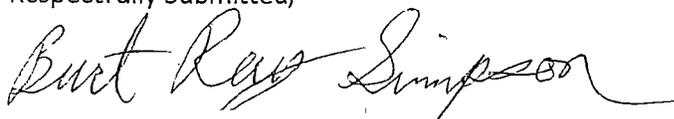
4. The numerals in addresses and unit designations, where appropriate, are the only numbers that may be unaccompanied by descriptive qualifying text that are to be visible as one approaches the property from any street, or other point of access, and even as one proceeds on to the property from any reasonably accessible side. This is because the name of the owner or occupant of the property, or part thereof, may include or consist of a number, such as the offices of a union local, a chapter of a veteran's organization, or even the district offices of a Congressional Representative or a state elected official. If it does and it is only the number, itself, that is posted it could easily be erroneously interpreted as an address number and mislead folks as to where they are on the thoroughfare at issue. As an example, on the Harlem River in New York City is a complex known as 1199 Plaza. This happens to be a residential complex built by Union Local 1199 to provide housing for its members. Their having been able to do this for their membership is a great testament to their leadership. The problem with it, as I recall, and I do concede that it has been a long time since I have driven past it, is that it is not clarified that the number 1199 is the number associated with the organization that built it, as opposed to the address as one would expect. The address number itself, which would not be near 1199, is displayed far more discreetly if it is posted at all. It is acknowledged that some indications of the date of a structure may violate this point, but it is hoped that some means of distinguishing these from address numbers can be found, especially for new structures and even for existing ones as well."

Would like to point out that some residences may not be posting their address and others may be doing so inadequately. The same likely applies to businesses and other institutions. I believe all of our schools have received significant school construction authority, or whatever it's called, funds, but don't believe that any of them post their address number including Pascack Valley High School and Saint John's. Also, the Post Office expects everyone to post their address, but most of the Post Offices I have seen, especially local ones, do not post their own address and believe that that includes our own one.

I don't believe that there has been any recent effort in enforcing the posting of addresses, and unit designations where applicable. If there is to be, however, it would be appropriate to check that the addresses are as desired because it would be wrong to have folks go to the effort of complying with this and then tell them that it should be a different number.

If I can be of any more assistance on this I would be glad to do so. Year's back I came up with several addressing issues I questioned and I would be glad to refresh your memory of those, as well. There may be other aspects that should be included in consideration of this issue, and some others may come out if this were to be seriously discussed, but this is what I can think of at the moment.

Respectfully Submitted,





## Hillsdale Volunteer Fire Department

380 Hillsdale Avenue, Hillsdale, New Jersey 07642  
Phone # 201-358-5050 - Fax # 201-722-4714

2/29/16

Denise Kohan, Boro Clerk

Enclosed is an application for regular membership to the fire department for Joseph L. Solda III. Please forward him for approval by the Mayor and Council. If possible, we would like to have him sworn at the March 8<sup>th</sup> Council meeting.

Thanks,

Bill Becker

**BOROUGH OF HILLSDALE  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO. 16-03  
(Adoption)**

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**An Ordinance Supplementing Chapter 228, Property Maintenance, Of The Borough Code Regulating The Care, Maintenance, Security, And Upkeep Of Vacant And Abandoned Residential Properties In Foreclosure**

**WHEREAS**, the Borough of Hillsdale regulates the maintenance of residential property within the Borough by and through Chapter 228 of the Borough Code, "Property Maintenance"; and

**WHEREAS**, the Legislature and the Governor of the State of New Jersey have enacted P.L. 2014, c.35, described as "[a]n Act concerning the maintenance of certain residential properties, supplementing chapter 48 of Title 40 of the Revised Statutes...." (The Act); and

**WHEREAS**, The Act authorizes the Borough to adopt an ordinance for the purpose of regulating the care, maintenance, security, and upkeep of the exterior of vacant and abandoned residential properties for which a creditor has filed a summons and complaint in an action to foreclose; and

**WHEREAS**, The Act authorizes designated Borough officials to issue notices to creditors that have filed a summons and complaint in an action to foreclose, if the public official determines that the property is vacant and abandoned and that the creditor has failed to provide for the care, maintenance, security, and upkeep of the exterior of the property; and

**WHEREAS**, The Act authorizes the Borough to impose monetary fines and penalties for each violation of this ordinance and its respective provisions in the Borough Code; and

**WHEREAS**, the Borough wishes to amend the Borough Code to enact the provisions of P.L. 2014, c.35; and

**WHEREAS**, the Governing Body finds that it is in the best interests of the Borough to amend the Borough Code as hereinafter provided to enact the provisions of P.L. 2014, c.35.

**NOW, THEREFORE BE IT ORDAINED** as follows:

Section 1. The Borough Code, Chapter 228, "Property Maintenance" shall be amended to add section 5 as follows:

**228-5 MAINTENANCE OF VACANT AND ABANDONED RESIDENTIAL PROPERTIES**

**228-5.1 DEFINITIONS**

A. "Creditor" shall mean, consistent with section 3 of P.L. 2008, c.86, a State chartered bank, savings bank, savings and loan association or any credit union,

any person required to be licensed under the provisions of the "New Jersey Residential Mortgage Lending Act," and any entity acting on behalf of the Creditor named in the debt obligation, including but not limited to, servicers.

- B. "Vacant and Abandoned" residential property shall mean, consistent with section 1 of P.L. 2010, c.70 (C.2A:50-73), residential real estate for which a notice of violation has been issued pursuant to Section 159-10.3 of this Chapter and subsection b. of section 1 of P.L. 2014, c.35. Where a notice of violation has not been issued pursuant to Section 159-10.3 of this Chapter and subsection b. of section 1 of P.L. 2014, c.35, residential property shall be deemed "Vacant and Abandoned" where a mortgaged property is not occupied by a mortgagor or tenant as evidenced by a lease agreement entered into prior to the service of a notice of intention to commence foreclosure according to section 4 of the "Fair Foreclosure Act," P.L. 1995, c.244 and at least two of the following conditions exist:
- (1) overgrown or neglected vegetation;
  - (2) the accumulation of newspapers, circulars, flyers or mail on the property;
  - (3) disconnected gas, electric, or water utility services to the property;
  - (4) the accumulation of hazardous, noxious, or unhealthy substances or materials on the property;
  - (5) the accumulation of junk, litter, trash or debris on the property;
  - (6) the absence of window treatments such as blinds, curtains or shutters;
  - (7) the absence of furnishings and personal items;
  - (8) statements of neighbors, delivery persons, or government employees indicating that the residence is vacant and abandoned;
  - (9) windows or entrances to the property that are boarded up or closed off or multiple window panes that are damaged, broken and unrepaired;
  - (10) doors to the property that are smashed through, broken off, unhinged, or continuously unlocked;
  - (11) a risk to the health, safety or welfare of the public, or any adjoining or adjacent property owners, exists due to acts of vandalism, loitering, criminal conduct, or the physical destruction or deterioration of the property;
  - (12) an uncorrected violation of a municipal building, housing, or similar code during the preceding year, or an order by municipal authorities declaring the property to be unfit for occupancy and to remain vacant and unoccupied;
  - (13) the mortgagee or other authorized party has secured or winterized the property due to the property being deemed vacant and unprotected or in danger of freezing;
  - (14) a written statement issued by any mortgagor expressing the clear intent of all mortgagors to abandon the property; and
  - (15) any other reasonable indicia of abandonment.

- A. A Creditor filing a summons and complaint in an action to foreclose on a residential property within the Borough shall be immediately responsible for the care, maintenance, security, and upkeep of the exterior of the property, after the property becomes Vacant and Abandoned as defined in this Chapter.
- B. Where a Creditor is located out-of-State, the Creditor shall be responsible for appointing an in-State representative or agent to act on the Creditor's behalf for the purpose of satisfying the requirements of Paragraph A of this Section. Notice of said representative or agent shall be provided to the Borough clerk in a manner that is consistent with subsection a. of section 17 of P.L. 2008, c.127 (the "Save New Jersey Homes Act of 2008"), and shall further include the full name and contact information of the in-State representative or agent.

### 228-5.3 NOTICE

- A. Any public officer designated by the Borough or authorized municipal official responsible for the administration of any property maintenance or public nuisance code shall be authorized to issue a notice to a Creditor that has filed a summons and complaint in an action to foreclose on a residential property within the Borough, if the public officer determines that the Creditor has violated this Chapter by failing to provide for the care, maintenance, security, and upkeep of the exterior of the property. Where a Creditor is an out-of-State Creditor, the notice shall be issued to the representative or agent that has been identified by the Creditor pursuant to Section 10-12.2 of this Chapter and the Save New Jersey Homes Act of 2008.
- B. The notice referenced in Paragraph A of this Section shall require the Creditor to correct the violation(s) within 30 days of receipt of the notice, or within 10 days of receipt of the notice if the violation presents an imminent threat to public health and safety.
- C. The issuance of a notice pursuant to Paragraph A of this Section shall constitute proof that a residential property is "Vacant and Abandoned" for the purposes of this Chapter.

### 228-5.4 VIOLATIONS AND PENALTIES

- A. A Creditor subject to this Chapter that is found by the municipal court of the Borough, or by any other court of competent jurisdiction, to be in violation of the requirement to correct a care, maintenance, security, or upkeep violation cited in a notice issued pursuant to this Chapter shall be subject to a fine of \$1,500 for each day of the violation. Any fines imposed pursuant to this sub-section shall commence 31 days following the Creditor's receipt of the notice, except where the violation is deemed to present an imminent risk to the public health and safety, in which case any fines shall commence 11 days following receipt of the notice.

- B. An out-of-state Creditor subject to this Chapter that is found by the municipal court of the Borough, or by any other court of competent jurisdiction, to be in violation of the requirement to appoint an in-State representative or agent shall be subject to a fine of \$2,500 for each day of the violation. Any fines imposed on an out-of-state Creditor for the failure to appoint an in-State representative or agent shall commence on the day after the 10-day period set forth in paragraph (1) of subsection a. of section 17 of P.L. 2008, c.127 (C.46:10B-51) for providing notice to the municipal clerk that a summons and complaint in an action to foreclose on a mortgage has been served.
- C. No less than 20 percent of any money collected by the Borough pursuant to this Section shall be utilized by the Borough for municipal code enforcement purposes.

If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provision of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder of any portion thereof.

All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

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.

Council member	Motion	Second	Yes	No	Absent	Abstain	Recuse
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_  
Denise Kohan  
Deputy Borough Clerk

\_\_\_\_\_  
Douglas Frank  
Mayor

**BOROUGH OF HILLSDALE  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO. 16-04  
(Adoption)**

**AN ORDINANCE ESTABLISHING RECREATION DEPARTMENT PROGRAM  
AND SUMMER CAMP FEES FOR THE YEAR 2016 IN THE BOROUGH OF  
HILLSDALE**

**BE IT ORDAINED** by the Borough Council of the Borough of Hillsdale as follows:

**SECTION 1.** The Hillsdale Summer Camp season for children of Hillsdale and River Vale residents and for children attending Hillsdale schools (St. John's included) shall operate continuously for 5 weeks.

**SECTION 2.** The **Summer Camp Fees** per registrant for the year 2016 are as follows:

	<u>Hillsdale/ River Vale Resident</u>	<u>St. John's Student/ Non-Resident</u>
Camp Pascack, Grades 1 – 4	\$800	\$850
Camp Adventure, Grades 5 – 6	\$850	\$900
Field Trip Camp, Grades 7 – 9	\$900	\$950
Late registration fee after May 7, 2016	\$50	\$50
Before Camp Program (8:00 – 9:00 am)		
Pre-Registered (all weeks)	\$180	\$185
Pre-Registered (per week)	\$60	\$60
Pre-Registered (per day)	\$20	\$20
No pre-registration (per day)	\$25	\$25
After Camp Program (3:00 – 6:00 pm)		
Pre-Registered (all weeks)	\$340	\$345
Pre-Registered (per week)	\$100	\$100
Pre-Registered (per day)	\$25	\$25
No pre-registration (per day)	\$30	\$30
Late pick-up (after 6:00 pm, Per 15 minute increment.)	\$15	\$15

**NO REFUNDS**

**SECTION 3.** The **Recreation Program Fees** per registrant for the year 2016 are as follows:

	<u>Hillsdale Resident</u>	<u>Non-Resident</u>
Men's Basketball	\$70	\$70
Duplicate Bridge	\$20	\$40
Indoor Soccer	\$55	\$65
Youth Basketball (1,2,3 clinic Grade)	\$55	\$60
Youth Basketball (3 <sup>rd</sup> to 8th Grade,	\$80, 1 child	\$85
Youth Basketball (9th to 12 <sup>th</sup> Grade,*RV)	\$80, each child	\$80
Women's Volleyball	\$55	\$55
Girls Instructional Volleyball	\$50	\$50
Men's 18 & over Softball	\$400/per team	N/A
Men's 35 & over Softball	\$50	\$55
Women's 18 & over Softball	\$50	\$55
Wrestling	\$125	\$125
Rutgers Coaches Class	\$45	\$45
Art Program, per class or (session)	\$95 - \$100	N/A
Cooking per class or (session)	\$5-100	N/A
PGA Golf Program	\$100	N/A

Tennis Program	\$100	N/A
Ski Program	\$50-\$100	\$50-\$100
First Friends (per child)	\$5-10	\$5-10
Ice Skating	\$125-130	\$125-130
Returned Check Fee	\$20	\$20
Car show participant's	\$20-30	\$20-30
Vendors (car show)	\$30-\$50	\$30-\$50
5k run (rover clover)	\$5-\$75	\$5-\$75
Late Fee	\$25	\$25
Credit Card Convenience Fee	3%	3%
Use of Beechwood Park rental Band		
Shell & picnic area	\$25	\$50
Use of Beechwood Park – Field Use	\$25	\$50

All programs are NON REFUNDABLE

\*Grades 9-12 includes Pascack Valley High School Students (river vale)

**SECTION 4.** All ordinances and resolutions inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies.

**SECTION 5.** This ordinance shall take effect immediately after final passage, approval and publication of notice thereof as required by law and shall be retroactive to January 1, 2016.

Council member	Motion	Second	Yes	No	Absent	Abstain	Recuse
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest:

\_\_\_\_\_  
Denise Kohan  
Deputy Municipal Clerk

\_\_\_\_\_  
Douglas Frank  
Mayor

**BOROUGH OF HILLSDALE  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO. 16-05  
(Adoption)**

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**An Ordinance Establishing 2016 Salaries for the Recreation  
Department**

**WHEREAS:** by the Borough Council of the Borough of Hillsdale as follows:

**SECTION 1.** The compensation of all personnel whose services are required as general staff for the operation of the Borough of Hillsdale – Summer Day Camp Program is as follows:

<u>Years worked, step guide</u>	<u>Hourly Wage range</u>	
	MINIMUM	MAXIMUM
HS Sophomore	7.25	\$8.25
HS junior	7.50	\$8.25
HS senior	7.75	\$8.25
College freshman	8.00	\$8.50
College sophomore	8.25	\$8.75
College junior	8.75	\$9.25
College Senior or 22+ years old	9.25	\$9.50
College Graduate, 1 <sup>st</sup> year	9.50	\$10.50
College Graduate, 2 <sup>nd</sup> year	10.50	\$11.50
College Graduate, 3 <sup>rd</sup> year	11.50	\$12.50
College Graduate, 4 <sup>th</sup> year	12.50	\$13.50
College Graduate, 5 <sup>th</sup> year	13.50	\$14.50
College Graduate, 6 <sup>th</sup> year	14.50	\$15.50

**Camp Hillsdale Experience Benefit**

A flat rate of \$25.00 will be applied for every paid year of Camp Hillsdale experience that each counselor has with the Borough of Hillsdale. This adjustable experience benefit will be paid at the completion of the summer day camp season in August.

**SECTION 2.** The range salary amount to be paid to a **Specialist** who must have an education degree/certification is \$1,000 to \$3,500 (based on the applicant's related camp experience and camp time length). This is an appointed position.

**SECTION 3.** The range salary amount to be paid to a **Camp Director (one)**- \$10,000 and \$20,500 or **Assistant Director's (each)** is \$3,000 to \$9,500 (based on applicant's related camp experience and camp time length). This is an appointed position.

**SECTION 4.** Additional hourly increments on top of base rate may be earned for the following recognized certifications:

First Aid Certification	\$0.505
CPR: Adult and Child	\$0.75
Lifeguard Certification	\$0.75
Head Counselor	\$0.35

**SECTION 5.** The compensation of all personnel whose services are required as Program Supervisors for the Recreation Commission Programs is as follows:

<u>Program</u>	<u>Rate</u>
Men's Basketball	\$200/season
Duplicate Bridge	\$400/season
Indoor Soccer	\$300/season
Women's Volleyball	\$100/season
Girls' Volleyball Instructor	\$400/season
Youth Basketball: primary	\$2,000/season
Youth Basketball: secondary	\$2,000/season (2-3 people)
Men's 18+ Softball	\$400/season
Men's 35+ Softball	\$400/season
Women's 18+ Softball	\$400/season
Summer Concert Coordinator	\$n/a/season
PV Junior Wrestling	\$400/season
Pt Recreation Secretary	\$3,000-\$17,000
Basketball referee	\$15 per game
Basketball clock, scoreboard Keeper	\$10 per game
Hall monitors	\$10 per hour
Professional Referee	\$30-\$50 per game

**SECTION 6.** The compensation fixed and determined by this ordinance for the person holding the respective office and position 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 office and employee shall be remitted promptly to the Borough Treasurer.

**SECTION 7.** All ordinances and resolutions inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies.

**SECTION 8.** This ordinance shall take effect immediately after final passage, approval and publication of notice thereof as required by law.

<b>Council member</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>	<b>Recuse</b>
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_  
Denise Kohan  
Deputy Municipal Clerk

\_\_\_\_\_  
Douglas Frank  
Mayor

**BOROUGH OF HILLSDALE  
RESOLUTION 16063**

---

**RESOLUTION SHOWING SUPPORT FOR THE PASCACK VALLEY  
MAYOR'S OPPOSITION TO THE PENSION & HEALTH BENEFIT STUDY  
COMMISSION REPORT DATED FEBRUARY 24, 2015.**

**WHEREAS**, the Governor created the New Jersey Pension and Health Benefits Study Commission which released a report dated February 24, 2015; and

**WHEREAS**, this report recommends merging all nine (9) public employee pension funds in the State of New Jersey into one plan that would be merged into a new defined contribution plan (also known as a 457 plan); and

**WHEREAS**, local governments would have to pay an additional four (4) percent for each employee in the proposed new plan as well as fund a new pension liability for the two (2) local pension plans PERS and PFRS that would be frozen while current retirees receive their benefit; and

**WHEREAS**, the report also recommends that the State of New Jersey transfer the responsibility for teacher pension payments to the local school districts; and

**WHEREAS**, the report further recommends that the school districts absorb and make payment on an as yet undetermined portion of the over \$80,000,000 unfunded liability for the teachers' pension plan; and

**WHEREAS**, if these two (2) recommendations related to the Teacher's Pension Plan are enacted, it will mean an immediate property tax increase to cover these costs which are currently paid for by the State or are future funding obligations of the State; and

**WHEREAS**, of the nine (9) public employee pension plans in the State of New Jersey, the seven (7) established for State employees will become insolvent within six (6) to seventeen (17) years; and

**WHEREAS**, there are two (2) pension plans that support local government employees, local PERS for municipal employees is solvent into perpetuity at current funding levels, local PFRS for police officers and firefighters is fully funding for the next forty (40) years at current funding levels; and

**WHEREAS**, the New Jersey State League of Municipalities, the New Jersey Municipal Management Association (NJMMA), and the Government Finance Officers Association (GFOA) are in agreement that the two (2) solvent local government pension plans should not be merged with the seven (7) State pension plans that are on the road to insolvency.

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Hillsdale opposes the findings outlined in the Roadmap to Resolution Report dated February 24, 2015; and

**BE IT FURTHER RESOLVED**, that the Governing Body of the Borough of Hillsdale urge all municipalities and school districts in the State of New Jersey to review the cost allocation estimates of pension liability for each one percent of payroll contribution report which was prepared by Professor Raphael J. Caprio, Ph.D. dated July, 2015 published by the Bloustein Local Government Research Center which can be found at the following link: <http://tinyurl.com/paxvpty>.

**BE IT ALSO RESOLVED**, that a copy of this resolution be sent to the Governor, all State Legislators, all municipalities in Bergen County, the New Jersey State League of Municipalities and the Pascack Valley Mayor's Association.

<b>Council member</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>	<b>Recuse</b>
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_  
 Denise Kohan  
 Deputy Borough Clerk

\_\_\_\_\_  
 Douglas Frank  
 Mayor

**BOROUGH OF HILLSDALE  
RESOLUTION 16064**

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**A RESOLUTION AUTHORIZING THE EXECUTION OF AN  
INTERLOCAL AGREEMENT FOR THE ESTABLISHMENT OF  
THE PUBLIC SAFETY ANSWERING POINT TELEPHONE  
SYSTEM BY AND BETWEEN THE BOROUGH OF PARAMUS  
AND THE BOROUGH OF HILLSDALE**

**WHEREAS**, the Borough of Paramus and the Borough of Hillsdale seek to enter into an Interlocal Agreement wherein the Borough of Paramus will provide telephonic access to the "Public Safety Answering Point" (PSAP) service on behalf of the Borough of Hillsdale, and;

**WHEREAS**, pursuant to N.J.S.A. 52:17C-1 et seq., all Municipalities of the State of New Jersey are required to provide telephonic access to an appropriate "PSAP" service, and;

**WHEREAS**, regionalized providing of such services is a concept specifically endorsed by the aforementioned statutory scheme, and;

**WHEREAS**, both of the parties to such an Agreement are authorized by law to enter into an agreement with one another to provide jointly for any lawful service to and for the residents of the respective municipalities pursuant to the provisions of the "Interlocal Services Act" N.J.S.A. 40:8A-1 et seq., and;

**WHEREAS**, the Borough Councils of the Borough of Paramus and the Borough of Hillsdale recognize that the implementation of an Interlocal Agreement to provide "PSAP" service, on a regionalized, cost-sharing, basis is still in the best interest of the taxpayers of the respective municipalities.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey, hereby authorizes the execution of a "PSAP" Interlocal Services Agreement with the Borough of Paramus for a period of one year.

**BE IT FURTHER RESOLVED**, that the cost of same shall be in the amount of \$5,269.50 for calendar year 2016.

**BE IT FURTHER RESOLVED**, that the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey, hereby authorizes the execution of the attached Agreement with the Borough of Paramus.

**BE IT FURTHER RESOLVED** that the Agreement shall take effect upon the execution of the Agreement and adoption of Resolutions by both parties as provided by law.

**BE IT FURTHER RESOLVED** that a copy of the Agreement be maintained on file and open to public inspection at the office of the Borough Clerk.

**CERTIFICATION OF AVAILABILITY OF FUND**

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-14.5 and any other applicable requirements, I, Candace Schaefer, Acting Chief Financial Officer of the Borough of Hillsdale, have ascertained that there are available sufficient uncommitted funds in the 2016 Temporary Operating Budget. Total Certified Amount: \$ \_\_\_\_\_.

\_\_\_\_\_  
Candace Schaefer  
Acting Chief Financial Officer

<b>Council member</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>	<b>Recuse</b>
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_  
Denise Kohan  
Deputy Municipal Clerk

\_\_\_\_\_  
Douglas Frank  
Mayor



**BOROUGH OF PARAMUS**  
**County of Bergen**  
**State of New Jersey**

**RESOLUTION NO. 16-02-110**

**Dated: February 9, 2016**

At a Regular Meeting of the Mayor and Council of the Borough of Paramus, County of Bergen, State of New Jersey, held on February 9, 2016

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT FOR THE ESTABLISHMENT OF THE PUBLIC SAFETY ANSWERING POINT TELEPHONE SYSTEM BY AND BETWEEN THE BOROUGH OF PARAMUS AND THE BOROUGH OF HILLSDALE**

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**WHEREAS**, the Borough of Paramus and the Borough of Hillsdale seek to enter into an Interlocal Agreement wherein the Borough of Paramus will provide telephonic access to the "Public Safety Answering Point" (PSAP) service on behalf of the Borough of Hillsdale, and;

**WHEREAS**, pursuant to N.J.S.A. 52:17C-1 et seq., all Municipalities of the State of New Jersey are required to provide telephonic access to an appropriate "PSAP" service, and;

**WHEREAS**, regionalized providing of such services is a concept specifically endorsed by the aforementioned statutory scheme, and;

**WHEREAS**, both of the parties to such an Agreement are authorized by law to enter into an agreement with one another to provide jointly for any lawful service to and for the residents of the respective municipalities pursuant to the provisions of the "Interlocal Services Act" N.J.S.A. 40:8A-1 et seq., and;

**WHEREAS**, the Borough Councils of the Borough of Paramus and the Borough of Hillsdale recognize that the implementation of an Interlocal Agreement to provide "PSAP" service, on a regionalize, cost-sharing, basis is still in the best interest of the taxpayers of the respective municipalities.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Paramus, County of Bergen, State of New Jersey, that the Borough Council hereby authorizes the execution of a "PSAP" Interlocal Services Agreement with the Borough of Hillsdale for a period of one year.

**BE IT FURTHER RESOLVED**, that the cost of same shall be in the amount of \$5,269.50 for calendar year 2016.

**BE IT FURTHER RESOLVED**, that the Borough Council of the Borough of Paramus, County of Bergen, State of New Jersey, hereby authorizes the execution of the attached Agreement with the Borough of Hillsdale.

**BE IT FURTHER RESOLVED** that the Agreement shall take effect upon the execution of the Agreement and adoption of Resolutions by both parties as provided by law.

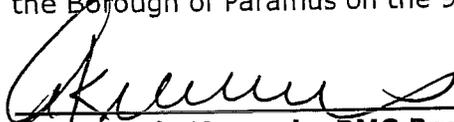


**BOROUGH OF PARAMUS**  
**County of Bergen**  
**State of New Jersey**

Page 2 – Resolution No. 16-02-110

**BE IT FURTHER RESOLVED** that a copy of the Agreement be maintained on file and open to public inspection at the office of the Borough Clerk.

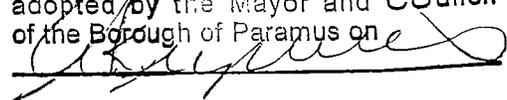
I hereby certify that this is a true and exact copy of resolution adopted by the Mayor and Council of the Borough of Paramus on the 9<sup>th</sup> day of February 2016

  
\_\_\_\_\_  
Annemarie Krusznis, RMC Borough Clerk

**Motion: Councilman Garcia**  
**Second: Councilwoman Bellinger**  
**Ayes:**  
**Councilwoman Bellinger**  
**Councilman Garcia**  
**Councilman Sullivan**  
**Councilwoman Tedesco-Santos**  
**Councilman Verile**  
**Councilwoman Weber**

**Nays: Abstain: Absent:**

I HEREBY CERTIFY that the foregoing is a true copy of a resolution adopted by the Mayor and Council of the Borough of Paramus on

  
\_\_\_\_\_



**BOROUGH OF PARAMUS**  
**OFFICE OF THE MUNICIPAL CLERK**

**ONE JOCKISH SQUARE**

**PARAMUS, NJ 07652**

**(201) 265-2100 / Fax (201) 265-0086**

Annemarie Krusznis, RMC  
Municipal Clerk  
For The Borough Of Paramus

February 10, 2016

Douglas Frank  
380 Hillsdale Avenue  
Hillsdale, NJ 07642

**RE: Agreement: For the Provision of 911 Emergency Telephone Services**

Dear Mr. Frank,

Enclosed please find two (2) copies of an agreement between the Borough of Paramus and the Borough of Hillsdale, along with a certified copy of the resolution authorizing such. Kindly sign both copies and return one fully executed agreement to this office.

If you need further assistance, please contact my office.

Sincerely,

A handwritten signature in black ink, appearing to read "A Krusznis", written in a cursive style.

Annemarie Krusznis, RMC  
Municipal Clerk

**INTERLOCAL AGREEMENT FOR THE**  
**PROVISION OF 911 EMERGENCY TELEPHONE SERVICES**

**THIS AGREEMENT**, commencing on this 10 day of <sup>EB</sup> January 2016, by and between:

**BOROUGH OF PARAMUS** (hereinafter referred to as "PARAMUS"), being a Municipal Corporation of the State of New Jersey, with offices at One Jockish Square, Paramus, New Jersey 07652 and;

**BOROUGH OF HILLSDALE**, (hereinafter referred to as "HILLSDALE"), a Municipal Corporation of the State of New Jersey with offices at 380 Hillsdale Avenue, Hillsdale, New Jersey, 07642.

**WHEREAS**, each of the above parties has adopted a Resolution pursuant to the provisions of the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. and;

**WHEREAS**, HILLSDALE seeks to utilize the services of PARAMUS to provide Public Safety Answering Point ("PSAP") emergency 911 telephone service;

**NOW, THEREFORE**, the parties hereto agree as follows:

1. PARAMUS agrees to provide emergency 911 telephone service for HILLSDALE for the 2016 calendar year. Said service shall consist of a PSAP which utilizes enhanced network features, which shall include, but not be limited to the following:

- A. All PSAP services as defined in New Jersey law;
- B. Translation of 911 calls from non-English speaking persons; and
- C. Reverse 911 services based on maps and dates provided by HILLSDALE in a

format compatible with PARAMUS' current technology.

Said PSAP shall be designed, constructed, modified, operated and maintained in such a manner so as to be at all times during the period covered by this Agreement in full compliance with all applicable statutory standards and amendments, regulations or rules adopted pursuant thereto.

2. The parties hereto specifically acknowledge and agree that the provision of PSAP services by PARAMUS does not mean and shall not be interpreted to mean that PARAMUS will undertake the dispatching function of HILLSDALE. HILLSDALE shall be responsible to continue to provide their own public safety dispatch point.

3. HILLSDALE understands and agrees that PARAMUS is relying upon the payments due under this agreement for the duration of the terms of the Agreement. HILLSDALE agrees that it may not withdraw during the term of this Agreement without the express consent of PARAMUS.

4. HILLSDALE will pay PARAMUS fees for said service based upon the population of HILLSDALE at the rate of fifty cents (\$0.50) per qualified municipal resident, plus the applicable percentage for Language Line Services, for a total of Five Thousand Two Hundred Sixty Nine Dollars and Fifty Cents (\$5,269.50) per year. The determination of the number of residents shall be in accordance with the most recent census figures.

5. In the event of any dispute between the parties hereto, the full amount claimed by PARAMUS shall be paid by HILLSDALE. If through subsequent negotiation, arbitration or litigation, the amount shall be determined to be less than the amount actually paid, PARAMUS shall immediately return the excess money.

6. Except as provided below in this paragraph 6, the parties agree to resolve any dispute arising out of or relating to this agreement pursuant to the New Jersey Alternative Procedure for Dispute Resolution Act, N.J.S.A. 2A:23A-1 et seq. The cost of the Neutral shall

be borne by the parties in equal shares; provided that if the Neutral finds that a party's position was "frivolous" (as defined in N.J.S.A. 2A:15-59.1), then the Neutral may reallocate the cost of the Neutral in an equitable manner. The dispute resolution procedure provided for in this Section 10 shall not apply to a dispute between the parties based upon a cause of action against which insurance has been procured by the allegedly liable party.

7. Each party shall name the other as an additional insured on any insurance policy maintained by each party against public liability and property damage arising out of the PSAP services and shall cause each insurance policy obtained by it to provide that the insurance carrier waives all right of recovery by way of subrogation against the other party in connection with any damage covered by any policy.

8. Each party retains all immunities and defenses from liability granted by law including, but not limited to, those provided by the Tort Claims Act (N.J.S.A. 59:1-1 et seq. and those in N.J.S.A. 52:17C-10.b).

9. Except as otherwise required by law, PARAMUS shall not disclose to any third party the names, addresses, phone numbers or other personal or confidential information of HILLSDALE residents or businesses acquired or maintained by PARAMUS in the course of performance of this agreement.

10. This Agreement shall continue in full force and effect for the 2016 calendar year.

11. Each party agrees to comply with such statutes, rules, laws and regulations as may be applicable during the term of this Agreement.

12. This Agreement will become effective upon the execution of this Agreement and the adoption of Resolutions under the Interlocal Services Act.

13. This Agreement may be executed in counterpart, the integration of all signature pages constituting the final Agreement hereto.

IN WITNESS WHEREOF, the parties hereto have, through appropriate officials, signed and sealed this Agreement on the 10 day of Feb, 2016.

ATTEST:

**BOROUGH OF PARAMUS**

\_\_\_\_\_  
Annemarie Krusznis, Borough Clerk

  
\_\_\_\_\_  
Richard A. LaBarbiera, Mayor

ATTEST:

**BOROUGH OF HILLSDALE**

\_\_\_\_\_  
Print Name, Title

\_\_\_\_\_  
Douglas Frank, Mayor

\_\_\_\_\_  
Signature

**BOROUGH OF HILLSDALE  
RESOLUTION 16065**

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**RESOLUTION AUTHORIZING MAYOR AND DEPUTY BOROUGH CLERK TO  
EXTEND THE SOLID WASTE SERVICE AGREEMENT WITH THE BERGEN  
COUNTY UTILITIES AUTHORITY**

**WHEREAS**, the Borough of Hillsdale is interested in extending their contract for utilization of a solid waste transfer station with the Bergen County Utilities Authority (hereinafter referred to as "BCUA"); and,

**WHEREAS**, the BCUA, the agency designated and empowered by the Bergen County Board of Chosen Freeholders to supervise the implementation of the Bergen County Solid Waste Management Plan, through applicable purchasing procedure, has contracted with Covanta Recovery LP (hereinafter referred to as "Covanta") for the acceptance, processing and disposal of municipal solid waste pursuant to Contract No. 13-04; and,

**WHEREAS**, the Municipal and County Utilities Authority Law, N.J.S.A. 40:14B-1 et seq. authorizes and permits contracting units, such as the BCUA and the Borough of Hillsdale, to enter into a Solid Waste Service Agreement as contemplated for herein; and,

**WHEREAS**, the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and specifically, N.J.S.A. 40A:11-5(2), authorizes and permits contracting units, such as the BCUA and the Borough of Hillsdale, to enter into a Solid Waste Service Agreement as contemplated for herein without competitive bidding for same; and,

**WHEREAS**, the Borough of Hillsdale is desirous of extending their Solid Waste Service Agreement with the BCUA, pursuant to which the Borough of Hillsdale shall deliver municipally-generated solid waste to the Transfer Station Facility for processing, transportation and disposal, and the BCUA shall provide such solid waste processing, transportation and disposal services to the Borough of Hillsdale at a rate of \$68.00 per ton and for a term commencing on the date of execution of the Agreement until May 31, 2017; and,

**WHEREAS**, funds are available for this purpose.

**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 Deputy Borough Clerk are hereby authorized to execute the Extended Solid Waste Service Agreement between the Borough of Hillsdale and the Bergen County Utilities Authority for solid waste services located at the aforementioned Transfer Station Facility; and

<b>Council member</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>	<b>Recuse</b>
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_  
 Denise Kohan  
 Deputy Borough Clerk

\_\_\_\_\_  
 Douglas Frank  
 Mayor

**FIRST AMENDMENT TO  
SOLID WASTE SERVICE AGREEMENT**

This First Amendment to Solid Waste Service Agreement dated \_\_\_\_\_, 2016 (the "Amendment Agreement"), by and between the **Bergen County Utilities Authority**, a public body politic and corporate of the State of New Jersey, having its principal offices for the performance of essential governmental functions and services located at the Foot of Mehrhof Road, Little Ferry, New Jersey 07643 (hereinafter referred to as "Authority"), and the Borough of Hillsdale, a Municipal Corporation of the State of New Jersey, having its principal offices for the performance of essential governmental functions and services located at 380 Hillsdale Avenue, Hillsdale, New Jersey, 07642 (hereinafter referred to as the "Municipality"), is now being entered into for the purpose of amending the Solid Waste Service Agreement dated September 9, 2014, previously entered into by and between the Authority and the Municipality.

**WHEREAS**, by Resolution 13-2-035 adopted April 25, 2013, the Board of Commissioners of the Authority (hereinafter, the "Board" or the "Commissioners") awarded Authority Contract No. 13-04, for the acceptance, processing and disposal of municipal solid waste, to ADS Solid Waste of New Jersey, Inc. for a contract term of three (3) years and with the Authority being given the option of extending that contract term for an additional two (2) periods of one (1) year each; and

**WHEREAS**, by Resolution 13-2-075 adopted December 19, 2013, the Board of Commissioners of the Authority consented to the assignment of Contract No. 13-04 from

ADS Solid Waste of New Jersey, Inc. (hereinafter, "ADS") to Covanta 4Recovery, L.L.P. (hereinafter, "Covanta"); and

**WHEREAS**, while the initial three (3) year contract term of Contract No. 13-04 expires May 31, 2016, the Authority has the option to extend the term of Contract No. 13-04 for an additional two (2) periods of one (1) year each; and

**WHEREAS**, by Resolution 16-2-003 adopted at the January 28, 2016 Regular Meeting of the Board, the Commissioners of the Authority formally exercised the Authority's right to extend the contract term of Contract No. 13-04 for an initial one (1) year period; and

**WHEREAS**, following the expiration of the first one (1) year option period provided for by the adoption of Resolution 16-2-003, the Authority continues to hold the right to extend the contract term of Contract No. 13-04 for an additional one (1) year period (that second one (1) year option contract term, if exercised by the Authority, would commence June 1, 2017 and terminate on May 31, 2018); and

**WHEREAS**, on September 9, 2014 the BCUA and the Municipality entered into a Solid Waste Service Agreement (the "Service Agreement") for the processing, transportation and disposal of solid waste generated from within the Municipality; and

**WHEREAS**, the Service Agreement terminates on May 31, 2016, which date is also the expiration date of the initial three (3) year contract term of Contract No. 13-04; and

**WHEREAS**, both the Municipality and the Authority wish to extend the Service Agreement for an additional one (1) year term, at a revised rate, so that the term of the Service Agreement runs co-terminous with Authority Contract No. 13-04 with Covanta.

**NOW, THEREFORE,** in consideration of the mutual covenants and promises contained herein, the parties hereto agree as follows:

1. Section III, Subsection 3.02 of the Service Agreement shall be amended, with the rate being increased from \$65.35 per ton to \$68.00 per ton, and Section III, Subsection 3.02 of the Service Agreement and shall now provide as follows:

*"3.02. During the term of this Service Agreement, the Municipality shall be billed by the BCUA on a monthly basis at the following rate for each ton of solid waste delivered to the Transfer Station Facility by or on behalf of the Municipality:*

**June 1, 2016 through May 31, 2017      \$ 68.00 per ton**

*During the term of this Service Agreement, the Municipality shall pay the BCUA within thirty (30) days of the date of each invoice. A late fee equal to 1% of the unpaid balance shall be charged for every thirty (30) days the balance of the invoice or a portion thereof remains unpaid. The late fee shall be charged commencing five (5) days subsequent to the due date. Failure on the part of the Municipality to pay all or any amount required to be paid to the BCUA under this Service Agreement pursuant to this section 3.02 shall constitute and Event of Default."*

2. Section VII, Subsection 7.01 of the Service Agreement shall be amended, with the term of the Service Agreement being decreased to a one (1) year period, which term represents a one (1) year extension of the Service Agreement causing the term of the

Service Agreement to be co-terminous with the term of Authority Contract No. 13-04, and Section VII, Subsection 7.01 of the Service Agreement shall now provide as follows:

*7.01 The term of this Service Agreement shall be for a **term of one (1) year, commencing June 1, 2016 and terminating May 31, 2017.***

**IN WITNESS WHEREOF**, the Authority and the Municipality have caused this Amendment Agreement to be executed in their respective names by representatives of each thereof there unto duly authorized, and have caused this Amendment Agreement to be dated as of the date and year first above written.

**WITNESS:**

**BERGEN COUNTY UTILITIES AUTHORITY**

\_\_\_\_\_

By: \_\_\_\_\_  
Executive Director

**ATTEST:**

**Borough of Hillsdale**

\_\_\_\_\_

By: \_\_\_\_\_

**BOROUGH OF HILLSDALE**  
**RESOLUTION 16066**

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**RESOLUTION AUTHORIZING REFUND OF TAX PAYMENT**

**WHEREAS**, Corelogic Tax Service, 95 Methodist Hill Dr., Suite 100, Rochester, NY 14623, paid 1st quarter 2016 taxes in error;

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

Property – 15 Harrington St.

Block 1307 Lot 14    \$4,026.10

<b>Council member</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>	<b>Recuse</b>
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_

Denise Kohan  
Deputy Municipal Clerk

\_\_\_\_\_  
Douglas Frank  
Mayor

**BOROUGH OF HILLSDALE  
RESOLUTION 16067**

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**RESOLUTION AUTHORIZING REFUND OF TAX PAYMENT**

WHEREAS, Shirley A. Erdman, 87 Stockton St., Hillsdale, NJ 07642, sold her home December 29, 2015 and paid 1<sup>st</sup> qtr 2016 taxes in error;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Hillsdale authorize the Tax Collector to refund Shirley A. Erdman, the following taxes:

Property – 87 Stockton St.

Block 1412 Lot 5    \$2,554.99

<b>Council member</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>	<b>Recuse</b>
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_  
Denise Kohan  
Deputy Municipal Clerk

\_\_\_\_\_  
Douglas Frank  
Mayor

**BOROUGH OF HILLSDALE**  
**RESOLUTION 16069**

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**INTERLOCAL SERVICES AGREEMENT**  
**MUTUAL AID PLAN & RAPID DEPLOYMENT FORCE**

**WHEREAS**, the Police Departments in Bergen County have a day to day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order, and

**WHEREAS**, Law Enforcement Officials also have a responsibility to provide for preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil unrest, and civil disobedience such as riot, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorders, riots, terrorist incidents and bombings, state and national emergencies, and

**WHEREAS**, the Bergen County Police Chief's Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies, and

**WHEREAS**, this Plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. App. A:9-40.6, and

**WHEREAS**, this Plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property, and

**WHEREAS**, it is also recognized that the Borough of Hillsdale, Chief of Police, in accordance with the provisions of N.J.S.A. 40A:14-118 and under the authority of the Bergen County Prosecutor, has the authority to assign officers to a Task Force, Rapid Deployment Team, or Regional SWAT Team operated in conjunction with the Bergen County Prosecutor's Office, and

**WHEREAS**, it is the desire of the Mayor and Council of the Borough of Hillsdale to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Police Chief's Association.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Hillsdale that the Police Department of the Borough of Hillsdale, under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the Mutual Aid Plan and Rapid Deployment Force, and

**BE IT FURTHER RESOLVED** that a copy of the Resolution be forwarded to the County Executive, the Board of Chosen Freeholders, the County Prosecutor, and all municipalities in the County of Bergen.

<b>Council member</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>	<b>Recuse</b>
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_

Denise Kohan  
Deputy Municipal Clerk

\_\_\_\_\_

Douglas Frank  
Mayor

**BOROUGH OF HILLSDALE**  
**RESOLUTION 16070**

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**RESOLUTION OPPOSING SENATE BILLS S 781 AND S 782 THAT ARE  
ATTEMPTING TO FURTHER REVISE OUR CURRENT OPRA AND OPMA  
LAWS**

**WHEREAS**, Senate bills S 781 and S 782 are attempting to further revise our current OPRA and OPMA laws in the name of transparency, and

**WHEREAS**, it is the position of the Bergen County League of Municipalities (BCLOM) which represents all 70 municipalities in Bergen County, that the existing OPRA and OPMA laws already make municipalities transparent, and

**WHEREAS**, there comes a time when staffing and budget requirements are exhausted just to accommodate a select few people who bombard our municipalities with public records requests, and

**WHEREAS**, our website are always updated and contain all the information required by law; our meeting minutes are online and available by the next meeting or as soon as reasonably possible; our agendas and budgets are online for the public, and

**WHEREAS**, under the existing laws OPRA fees are reasonable for the amount of time and effort that must go into searching for "older" documents; it takes valuable time away from our staff – not only in the Clerk's office – but also in many other departments that may be involved in the same request, and

**WHEREAS**, the OPRA law also allows outside business seeking construction permits and plans or animal rights groups to utilize municipal services for their private commercial gain, and

**WHEREAS**, the OPMA laws for Open Public Meetings, proposed changes will add secretarial expenses and additional reports to the cost of running subcommittee meetings, and

**WHEREAS**, subcommittee meetings are open to the public and rarely do people wish to come, and

**WHEREAS**, subcommittees are mostly volunteers along with representatives from the local governing body; to produce minutes in a formal fashion whether quarterly or semiannually would be another unfunded mandate, and

**WHEREAS**, subcommittees keep notes and any formal actions or expenditures come back to the main governing body for approval anyway.

**NOW THEREFORE BE IT RESOLVED**, that the BCLOM respectfully requests the New Jersey Senate and Assembly take no further action on Senate bills S 781 and S 782.

<b>Council member</b>	<b>Motion</b>	<b>Second</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Abstain</b>	<b>Recuse</b>
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_  
 Denise Kohan  
 Deputy Municipal Clerk

\_\_\_\_\_  
 Douglas Frank  
 Mayor

**BOROUGH OF HILLSDALE  
RESOLUTION 16071**

**ALLOWING A TEMPORARY DEVIATION FROM CODE APPROVED HOURS FOR  
PSE&G CONSTRUCTION ON SUBSTATION**

**WHEREAS**, the Borough of Hillsdale has limited construction in the Borough to certain hours during the day; and,

**WHEREAS**, there exists an urgency for PSE&G to upgrade the substation, located on Knickerbocker Ave and Patterson Street, as part of PSE&G's program to secure and upgrade electrical service; and

**WHEREAS**, the Borough Council believes it to be in the best interest of the Borough's residents and public safety to extend special hours for PSE&G to assure the substation is back up and running as soon as possible.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that PSE&G has permission to continue construction activity on the substation through the end of June 2016, as follows:

- a. Monday through Friday, 7:00am through 8:00pm. (Any high noise activity, such as pile driving, cut saws, jack hammering shall be limited to 8:00am through 6:00pm.)
- b. Saturday from 8:00am through 8:00pm. (No pile driving activity allowed.)
- c. Sunday from 8:00am through 6:00pm. (No pile driving activity allowed.)
- d. Construction activity on Saturday and Sunday shall be limited to low noise activity.

**BE IT FURTHER RESOLVED**, determining the noise level of any activity shall be in the sole discretion of the Borough.

Council member	Motion	Second	Yes	No	Absent	Abstain	Recuse
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_  
Denise Kohan  
Acting Municipal Clerk

\_\_\_\_\_  
Douglas Frank  
Mayor

**BOROUGH OF HILLSDALE  
RESOLUTION 16072**

**TO PROVIDE FOR A MEETING NOT OPEN TO THE PUBLIC IN  
ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN  
PUBLIC MEETINGS ACT N.J.S.A. 10:4-12**

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

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

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

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

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

Council member	Motion	Second	Yes	No	Absent	Abstain	Recuse
DeRosa, Anthony							
Karcich, Scott							
Looes, Chrisoula							
Lundy, Abby							
Pizzella, Frank							
Ruocco, John							
Frank, Douglas							

Adopted: March 1, 2016

Attest: \_\_\_\_\_  
Denise Kohan  
Deputy Municipal Clerk

\_\_\_\_\_  
Douglas Frank  
Mayor