

Minutes of a Council Meeting of the Borough of Hillsdale held at 7:30 PM on Tuesday, October 9, 2018, in the Council Chamber, Borough of Hillsdale, New Jersey.

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

OPEN PUBLIC MEETING STATEMENT:

This is a meeting of the Hillsdale Borough Council on this 9th day of October, 2018. Notice of the time and place of this meeting has been provided to The Ridgewood News and The Record; a copy was posted on the bulletin board outside of this meeting room and provided to any interested parties.

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

ROLL CALL:

Council Members DeRosa, Horvath, Karcich, Lundy, Segalas, Council President Pizzella (Attorney Madaio, CMFO DeJoseph, Borough Clerk Kohan)

PROMOTIONS/PROCLAMATIONS/RECOGNITIONS

[Shailen Shah](#)

Mayor John Ruocco

Mayor Ruocco said we will be recognizing Shailen Shah for his accomplishments to the Math League. He met Shailen during the Environmental Commission Clean-up in April. At that time I did not know what a brilliant mathematician you were, I found out and the town found out because it was published in the Pascack Press. Shailen Shah is a Hillsdale resident and placed first nationwide in the math league national championships. That was held June 16 at Texas A&M University. To get there, he had to go through the state championships and you did very well there. He had the second highest score ever in math league, national history; he is a student at Primorris Academy in Westwood. The competition involved 375 contestants across the U.S. and from several other countries and to get to the nationals he did exceedingly well in the state championships held in Summit in May. Mayor Ruocco read the Recognition:

The Mayor and Council of the Borough of Hillsdale hereby commend Shailen Shah for his achievement not only in competing in the Math League State Qualifiers and State Championship but ultimately also competing in the National Championship in Texas where he won first place in the third grade division. Shailen competed against 64 other students at the third grade level and his score was among the highest including those in the fourth grade. No doubt this is a win for his school but it was also for the State of New Jersey. The Mayor and Council wish to commend you on an excellent job Shailen, Congratulations.

Shailen said he did this last year too. A lot of people qualified from states to go to the nationals but only four students from my school actually went. He placed 9th even though I was in second. My Principal told my parents and they told me to look into this competition and I liked the idea. It is not one long test there are multiple sections. I did really well in each of them.

OATH OF OFFICE/APPOINTMENTS:

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

Mayor Ruocco opened up this session for any public comments.

Michael Giancarlo, 520 Hillsdale Avenue –

He has served on many commissions on Council over the years and has spent many years on Friends of the Library and it has come to his attention that the town will be the benefactor of a large donation to the Library which is wonderful. He heard about a million dollars from various people in various programs and speakers and the like to be used for that. The reason I am here is I under the quid pro quo for it what the person is asking for is Hillsdale Public Library will be named after that person and their family. As a resident he would like to bring to your attention if that is true and he wanted to give a counter point. It is unprecedented to name the Public Library, a public institution, one that has been funded by the residents of Hillsdale since the '30's, funded by them, to name it after an individual and/or their family. The residents have been paying for this, it represents

the town of Hillsdale and represents the people of Hillsdale and up until this point they are the ones making this a reality. The million dollars which is a great deal of money and if you break it down it is the cost of running the Library for over a year. That is my opinion and I would say that if that is indeed being thought about right now he would implore you to bring that to the people of Hillsdale whether in form of a public meeting, the people of Hillsdale should weigh in on something. They have been paying for it the whole way and perhaps they will think it is a great idea to rename the building and rename everything after this person and their family. Personally, he is against it and would love to hear what the people of Hillsdale have to say. The New York Public Library is still the New York Public Library; it has a Vanderbilt Reading Room and a Carnegie Front Lobby but it is still named after the people of New York City. I think the Hillsdale Public Library should be named after the people of Hillsdale. It is the Hillsdale people to make this decision and it would behoove you to involve the people you have potentially named.

Mayor Ruocco closed the initial comment period.

PRESENTATIONS:

Mark Herzberg – NJDEP Office Of Community Relations

Mr. Herzberg is here to discuss the Alexander Cleaners site on the corner of Broadway and Orchard and what some of our plans are in the future and people seeing what is going on with the property. He introduced the people who were there with him tonight regarding the contamination of the site.

Ken Patrone spoke and said we will try to answer all of your questions. The poster boards are basically the same and they show the site. He is the Section Site Chief from the Bureau of Site Management and actual project manager and over the next year or so you will see the demolition work we are planning to do. We have been dealing with this site for 20 years or more in one way or another; it operated as a dry cleaner from about the 1960's to about 1996. In the late '90's the property owner hired Environmental Consultants regarding the contamination and they worked on the site from about '95 to '98. They found significant contamination at the building at that time and also ground water contamination emanating from the building. They were directed at that point by the Department to submit a remedial action work plan to the Department on how they were going to deal with it. They failed to do that and at that point turned over access to the State and we began with public funds to pay attention. In the early 2000's we first started with intrusion work because we knew the building was occupied at that point by a realty company. In 2001 and 2002 we initiated intrusion investigations into the building and we found a problem inside the building with chlorinated vapors entering the building. We installed a ventilation system under the building at that point and upgraded it and operated it and maintaining it for the past 20 years. It is expensive to operate and maintain the vapor intrusion system so the Department began to reinvestigate work on the site in 2009-2010. We found a lot more borings and tried to improve the system and find the source of the contamination and we found the worst contamination under the slab in the basement of the building and very difficult to access. With the low ceiling in the basement we had difficulty getting in equipment and boring through the concrete slab. There was no way to remediate the source area of contamination so we concluded that the best deal was to take the building down, move the basement and the slab to get at the source of contamination.

There is some migration of contamination of ground water but it drops off significantly as soon as you move into the parking lot away from the building. We think if we can control that source we can probably to move on to monitoring ground water contamination because we don't think it is going much further beyond the parking lot. We did check vapor intrusion at the closest building, the bank, and there was not a problem in the bank. We still have very high levels of contamination of the building. What we are doing right now is planning to take building down, remove the slabs and eventually design a system to harbor out the contaminated soil. Before we do the actual harboring to remove the source area we will have to characterize the extent of that source area, we don't know exactly how large it is, how deep it is. It is very difficult to do any work under the building with the low ceiling in the basement. Until we get the building out of there, we have a contractor ready to characterize the extent and nature of the source area.

We are working with this contractor to secure the necessary permits and approvals to take the building down. First he has to do an asbestos survey of the building inside to make sure there is no asbestos in the building before we start any demolition work. He hopes to start that work in the next few months, if he does find asbestos in the building then we will have to subcontract to another contractor to do the asbestos removal which will take a couple of months. If we find an asbestos problem we won't be out there mobilizing for demolition for several more months. If he doesn't find asbestos contamination we will be mobilizing for demolition work early in 2019. That is our estimated time frame. We have to secure public funds, request public funds, secure public funds then engage contractors. There is a process we have to go through which will take some time. Once the building is down, we already have a work order issued to Environmental Consultant they will be ready to go as soon as the building is down to start to characterize that. We estimate the characterizing will take another eight to 12 months before we know exactly how we will go about digging out the source area of contamination. At that point we

will have to do a small design that will take another six to eight months then get more funds and engage a contractor to actually do the removal of the contaminated source area. The time frame is well spread out and we will be here at least two or three years trying to get that source area remediated. During the demolition work we intend to fence the property, the fence will extend to the bank's property and we will work with the bank property owners to get access approval to extend the fence to their property in the drive through areas for safety reasons. Once the building is down and the material removed off site we will remove the fencing unless the town prefers we keep the fencing up. We will consider that upon completion of the demolition. We will restrict access to the property for parking, etc., we would put chains across the driveways during our characterizing work. We will bring equipment onto the site to do characterizing but the periods of investigation work will probably be two weeks at a time so it is up to you if you want us to keep the property fenced the entire time or if you prefer or just a chain across the access. We want to keep people off the property. That is pretty much it. We will be taking the building down and the slabs in the basement. The wall on the bank side will stay up, most of the macadam will stay in place; there is no reason to remove the macadam at this point. We will be boring through the macadam but we don't have to rip it up. We will have harbors to do down bring the contamination up and off the site. Any time we do any work at a contaminated site we require the contractor to first prepare a health and safety plan and any site controls necessary for odor control, monitoring any intrusive work; all of that is routine for us. The contractor may have sub-contractors; we will be there all of the time, equipment will be set up to monitor air and this is routine for us. As soon as we take the slab off we will be covering the excavation. It will be a level site; it won't be a big, open hole. With the information we have gathered so far, we think it is the footprint of the building. We think it also might extend to the bank's property; one of the wells on the bank property is highly contaminated but we don't know if it is free product contamination or ground contamination. Free product is separate phase material; it is the actual chlorinated solvent material in its natural form. It is locked up, contaminated is migrating; this material is actually solvent used in the dry cleaning process that is heavier than water and sinks in the soil and it is locked up under the building and just held there like a liquid solvent and slowly releasing low levels of contamination into the ground water. We don't think it has gone to Veterans Park. There might be low level contamination coming close to the Park, nothing we are concerned with. Once we had the source area characterized we will continue to evaluate ground water; generally once we remove a source area ground water tends to decrease and that is one of things we will be looking at throughout the whole process periodically. We will be monitoring ground water concentrations in the wells to see once the source is removed if the contamination has decreased. There is nothing beyond the property and the bank's parking lot that we are concerned about at this point in time. The water in the parking lot in the contaminated areas is not significantly tied to some of our other sites so we don't feel that anything off the property is threatened. We don't think residents' properties across the street are being threatened. We feel strongly that the extent of contamination is very limited in ground water which is fortunate but if we find that removal of the source area enhances migration of dissolved contamination that is something we would definitely pursue. We will be monitoring it the entire time and once we have the source area removed we will re-evaluate whether we need to do something further. There is nothing where the restaurants are.

We cannot predict when public funds are received and each step of the way we have to request public funding. Sometimes that can get delayed or held up. It will be a minimum of three years before we have the source removed and property reusable again. We will be monitoring it forever. Because we are using public funds, a lien will be placed on the property. If any future developer comes along and interested in redeveloping the property they would have to negotiate with the Department to settle. We are already requesting funds for the demolition and are confident we will get the funds to get the building down and we have already set up the work order to investigate and characterize the extent of this. All that funding is already in place and moving forward. He is talking about the cost to harbor it and that is going to be a multi-million dollar cost to go in and dig out the source area once we have it characterized. That is probably two years down the road so I can't predict what funding will be available for us to use to implement a multi-million dollar remediation. Within the Department we have been approved to proceed but we still have to request that funding. So far there is no direct impact on the bank; the source may extend marginally on their property, we are not sure how far. One well is highly contaminated but we don't know if that is highly contaminated ground water. We are going after the free product right now and dealing with the dissolved yet. Anything from the surface up is not a problem as long as we retain access to our monitoring wells and the property itself where the majority of the excavation will take place. The State won't take ownership over any contaminated property; we have access from the property owner to do our work, to implement the remedy and he signed the agreement knowing what we intend to do. We are trying to deal with the source area; if the source area extends out to that sell it will get remediated, it is part of this work. If the concentrations are beginning to drop and just dissolved in ground water, that will be monitored until we decide if we need a ground water remedy, it will be a level lot, mostly macadam where the building, maybe stone; it doesn't make sense to put new macadam in the building footprint where we are going to be boring through it. Once we are done boring through it we could put macadam down temporarily to make it look better and use it as a parking area. Anything from the surface up is permissible while we are doing design work and trying to secure funding for excavation. Once we are ready to excavate we definitely want everybody off the property. We will restore it to a macadam parking lot when we are done. It is not a drinking well, on the property it is about 15 to 20 ft. from the surface and the bank property might be 10 to 15 ft. below the surface that is approximate. The

extra water goes through the footprint of the building which will be more porous than macadam and we don't think over the short term it will have a significant impact on migration, contamination. We will be monitoring our existing well during this period of time of characterization and design of the actual excavation. If we see a change in the monitoring wells while we are monitoring the situation we can speed up or take action to correct that.

Borough Engineer Statile said on your exhibit here he sees three wells on municipal property, monitoring wells.

Mr. Patrone said these are not monitoring wells, these are ground water probe points we are collecting samples from. The monitoring wells are on the other map. Initially we did borings and take soil samples and ground water samples from these borings. Before we put in monitoring wells we put in ground water probe points and then we decided where we want to put in monitoring wells. Based on this data we place water monitoring wells. For the probes in the park, the highest level on 2016 there was five parts per billion and one point at the edge. One was basically clean; the standard for this contaminate is PCD 1 this was point 1 over the standard. The one closest to Broadway is clean. Compare that to what we found under the building was 510,000 parts per million which is 51% of pure product material; we are finding parts per million under the building.

Mayor Ruocco asked the public if anyone would like to ask questions.

Scott Bechman, 147 Knickerbocker Avenue –

He is a member of the Environmental Commission and is an Environmental Professional. He understands the characterization of the work and coming up with options for the sites. Will a remedial and demolition plan be available to the Borough for reference and can be reviewed.

Mr. Patrone said we don't have a remedial plan; for publicly funded work we do things differently and a private, responsible party; we do have decision documents which basically serves as a remedial action plan. There will be construction operation plans; when we are finished with the design of the large diameter auguring which is several years away there will be a construction plan outlining that. We have different terminology but there will be plans developed along the way that will be available to the public. The characterization time frame of one year seems excessive but based on the footprint we consider using phase probes and other direct sensing to do that a lot quicker. These are methods that we feel rapid samples and monitoring there and it has been used very effectively to delineate source areas. We speak with our Environmental Consultant who will decide if he wants to excavate and delineate contamination and in this instance, it is H2M our contractor; they have developed the scope of work of how they want to go about characterizing. He didn't remember exactly what plan they proposed to go out with this characterization. We leave that up to them as long as it is an approved NJDEP process. We looked at a lot of thermal treatment and technology; we don't see a lot of success with those technologies for product levels. Dissolve contamination is different and might be more amenable; when it comes to source material our experience is to dig it out of the ground especially if it is shallow enough and is the most cost effective approach.

Fred Rubel, 17 Glen Hook Road –

He is a member of the Environmental Commission. This site is less than 2/10 of an acre; the source of the contamination is obvious and is concerned for two reasons. This is going play out as long as you've got it going. In his opinion, the building is serving as an umbrella and the slab as an umbrella which has kept the contamination pretty much within the footprint of the building. He is concerned that once the building is removed and the slab is removed and infiltration occurs, we are not getting rain water regularly, there will be hydraulic force that will spread the contamination. He hoped the auguring would be done soon after the building removed because that would be the source of material and then consideration of any pockets that have been missed. We would be happy to dialogue further and would encourage the immediate response and obvious response to take place before the overall investigation goes to several years.

Mr. Patrone said he understands the concern and we have thought about that too. We are closely monitoring the dissolved contamination during our characterization; unfortunately we can't mobilize a large diameter of remediation without having some idea of how far he needs to go in order for our contractor to estimate costs for removing the source; we have to know a little bit more about the size and depth of the source area. I am saying 12 months just to be on the safe side and if we can move faster than that, we certainly will. We have already engaged our investigative contractor who is ready to go and will be there during some of the demolition work to monitor what is going on to see if there is obvious information he can gather during the demolition work to help speed it up. We are sensitive to that and we need to be careful about making a situation worse.

Borough Engineer Statile said why don't you just put a \$1000 worth of asphalt over the excavation and just cap it. It is fine material, it is capped; the town could do that.

Mr. Patrone said that is something we can consider. He can't make any promises.

Engineer Statile said the Borough can ask the Commissioner.

Mayor Ruocco is surprised of the length of the whole process and hearing how that risk remains on the property. I think it would be better to move more quickly and this is one way to mitigate the risk, put macadam on top so the hydraulic pressure from rain contaminate any further. We have access from the property owner to do our work, to implement it, he signed an access agreement knowing this is what we intend to do. I hear you say you will be monitoring it during the process and the process project is at least three years.

Mr. Patrone said this will not be done overnight because we frequently run into delays, contracting delays, funding delays and he wanted to make sure that everyone understands it is going to take some time. We can take the thought back of making sure that putting an impervious surface on top doesn't exacerbate the situation and we can look into doing that.

Mayor Ruocco said the sense of the Council is that we would like to do everything possible to move it along.

Mr. Patrone said he understands that.

Mayor Ruocco said it is not for the purpose of redeveloping the property but to get the contaminate out but excavate, assess so that is done.

Mr. Patrone understands, we would like to do the same thing, however, with over 30 years of experience he just knows that we run into contracting delays, contracts expire, go out for bids for new contractors, secure funding, these are steps that drag things out, using public funds. He did not want to mislead anybody to think we will be done in six months, we will move as fast as we can and hope we don't run into any delays.

Mayor Ruocco asked if we will have a progress report.

Mr. Patrone said we could update as you need to be updated. Our contractors will be here throughout the work, myself, and we will be able to provide updates as you need to be updated.

Mayor Ruocco asked for a quarterly report to the Borough Administrator with the possibility of one for the Council in open session.

Mr. Patrone said that would be fine and asked if the Mayor send a letter to that effect, however you want to handle it, let us know.

Mayor Ruocco said we can all stay abreast of how things are going and everyone knows if there are problems and we may even head off potential concerns if we know why there is a delay.

Mr. Patrone said Mr. Mark Herzberg is your contact for that type of information but the project manager and I are available to talk technical data if that is what is needed.

Borough Engineer said there is no flooding in that area. There was discharge from the Shell Station across the street and they were pumping materials for years. He talked about delays and said once the building comes down why can't it just be paved and left. It is a minor cost compared to the other.

Mr. Patrone said the standard for a PC tetracolor is drinking water standard and is not a standard we are concerned about with exposure to people in the park. This is dissolved in ground water at least 10 to 15 ft. below the surface. It is not a vapor concern for people in the park or anything like that. Impacting dissolved contamination in ground water, dissolved contamination has reached the park but compared to what we are seeing at the source area it is drastically blank. We are not concerned about that in the immediate future, we will look at it and monitor it over time, and we don't think that dissolved contamination is impacting anyone or anything. We will look at that once we have the source remediated and removed. We have to monitor it as long as we have contamination, we will establishing what we call classification inception area which demarks contamination of an area that we need to monitor until those levels decrease below standards.

Mayor Ruocco thanked Mr. Patrone.

APPROVAL OF MINUTES:

Council Meeting Minutes August 14, 2018
Council Meeting Minutes September 4, 2018
Closed Session Minutes September 4, 2018

Council Meeting Minutes September 11, 2018

Motion by Council Member Karcich, Second by Council Member Lundy.

Votes were as follows:

8/14/18 –

Ayes: Council Members DeRosa, Horvath, Lundy, Segalas

Nays: None

Abstain: Council Members Karcich, Council President Pizzella (Council President was absent)

9/4/18 –

Ayes: Council Members DeRosa, Horvath, Lundy, Segalas

Nays: None

Abstain: Council Members Karcich, Council President Pizzella

9/4/18 Closed –

Ayes: Council Members DeRosa, Horvath, Lundy

Nays: None

Abstain: Council Members Karcich, Council President Pizzella, Council Member Segalas

Minutes will be reviewed and put on the next agenda to give the council time to review

9/11/18 –

Ayes: Council Members DeRosa, Horvath

Nays: None

Abstain: Council Members Karcich, Council Member Lundy (absent at this meeting) Council President Pizzella, Council Member Segalas

Borough Attorney said the minutes of September 4 were a tie and were not adopted. Councilmembers did not have an opportunity to read the closed session minutes so if there is an issue we can represent this at the next meeting.

Mayor Ruocco would like a studying of the minutes and find the rational for not approving those minutes.

Attorney Madaio said there were two yes and four abstentions for September 11 and that will be referred to the next meeting.

PROFESSIONALS REPORT/MONTHLY DEPARTMENT HEAD REPORTS:

(The following correspondence on file in Borough Clerks Office)

Hillsdale DPW Report – September 2018

[Hillsdale Police Report – September 2018](#)

[Hillsdale Fire Department Report – August 2018](#)

[Borough Engineer Report – September 2018](#)

DPW Superintendent William Haffler

Chief Robert Francaviglia

Fire Chief Patrick Doody

Christopher Statile

Police Chief Francaviglia said during the month of September there were 90 dispatch shifts, all covered with non-sworn personnel. In September we had 145 motor vehicle stops and 14 criminal arrests. The Department held its annual Crossing Guard meeting where we went over required safety guidelines required by JIF. The Department continues to keep in contact with Demarest Farms and go over the parking plans each weekend. To date there has been no on street parking and we don't anticipate any this weekend as well. The Department is continuing efforts with the grammar schools where officers drive students to school for good deeds done and this is the program that Councilman DeRosa brought to us three years ago. This Sunday we have an open house where emergency services, Police, Fire and Ambulance this Sunday, October 15, from 11:00 AM to 1:00 PM. The Police Department will be holding "Coffee with a Cop" at TD Bank on Thursday, October 25 from 2:00PM to 4:00PM and invited Councilmembers to attend. It is a great way to meet residents from our town. This month there is a Pink Hat program going on where officers wear pink hats with pink trim for breast cancer awareness and you can purchase a hat for \$25 at Police Headquarters and all proceeds will go to breast cancer research. Halloween is rapidly approaching and reminded parents when going out Trick or Treating to wear something bright to illuminate yourself or bring a flash light with you. Finally he wanted to remind everyone here and watching not to leave valuables or key fobs in your vehicles; the area has been experiencing thefts from vehicles as well as vehicle thefts so if you see something, say something. Curfew is 8:00 PM for Mischief Night and Halloween.

Deputy Chief Kelley, Fire Department. Last week we completed our Fire Prevention Program where we go to the schools and visit all the younger classes, we do an apparatus demonstration, bring the truck there with equipment but more importantly we go over things with the kids. He thanked Jack Costello who really runs the program. Open House this Sunday from 11:00 AM to 1:00 PM, it is a great event and well attended. We have the grant application for radios, the Administrator and Councilman Segalas have assisted the Fire Department in getting that done. If the grant is successful we will hear next year.

Borough Engineer Statile said the State is going to have a diagnostic review meeting at the RR grade crossing on Hillsdale Avenue on October 18. At that meeting the DOT and NJ Transit will be present to determine what has to be done to replace existing rubber crossing and possible signal and grate updates as well. Once that is completed they will send the minutes to all attendees, he will be there; we will agree with the recommendations which will be turned into a cost estimate for NJ Transit because they will be doing the work and that then goes to the DOT. An order will be placed by the Commissioner of Transportation to remove the crossing and work will take place some months after that. They expect work on that by next spring.

The road program is complete except for striping and the Administrator has a purchase order for the striping and the contractor will complete that work as well. We have a contractor for the sewer. We are concentrating on grant work for next year; we submitted two grant applications for local aid for State Transportation Trust Fund and were submitted electronically. The applications for St. Nicholas Avenue from Broadway to Kinderkamack Road in the \$220,000 range. If we get funded it will be for next year. The Administrator and he are having a meeting with the DEP here and go over the landfill for an inspection and reduction of our inspection frequency. The Environmental Commissioner was checking the methane at the surface; water basins had a high level of methane but dissipate very quickly and is caused by materials in the storm drain pipe and start to decompose. The next day it was completely gone and doesn't expect it to be a problem.

Councilman Segalas said the minutes of 9/4 Closed Session minutes of 9/4 were not adopted. Either Councilmembers have not had an opportunity to read the closed session minutes; if there is an issue we can present this at the next meeting but one of the abstentions are not for closed session and we would be willing to change something and have those minutes approved.

Mayor Ruocco would like a re-studying of the minutes and find out the rationale for not approving the minutes and will be carried to the next agenda.

Attorney Madio said for the meeting of 9/11, there were two approvals and four abstentions. The minutes are only if you agree that they are accurate and succinct. A summary of what occurred. There are two yes, four abstentions and that should be carried to the next meeting and if someone has comments we tell the Borough Clerk.

Mayor Ruocco said a Councilmember will give Denice those comments and the minutes will be recirculated.

COMMITTEE REPORTS:

Councilman - Anthony DeRosa

Councilman – Zoltan Horvath

Councilman - Scott Karcich

Councilwoman - Abby Lundy

Councilman – Steven Segalas

Council President – Frank Pizzella

[Comprehensive plastic bag handout](#)

Councilman DeRosa said the Regional Board of Education met. At the earlier meeting the Mayor was present and expressed disappointment with the Board of Ed not fully supporting the Resource Officer. There was also a presentation made on bullying and faculty training on that. The Local Board of Education had back to school nights and they made donations to the Fire Department. He said the passing of Josephine Bradshaw of the Ambulance Service, a 50 year member, served as Secretary. Her husband Bob passed away in 1954, they were part of the organization since its inception. The Rec Commission met on Thursday and discussed plans for the Ragamuffin Parade and field day. The sports associations expressed disappointment in the conditions of the fields, time of opening and closing of the fields due to weather and they will hold a meeting later this month with representatives of all sports associations with regard to all issues and come up with ideas as to what they can or cannot do as far as financing is concerned. Council President will inform on Access for All.

Councilman Horvath said the meetings for the 50 Plus Club are held the second and fourth Thursday of each month. The next meeting will take place Thursday, October 25 at 11:00 AM. If you are 50 +, contact Patty Hughes or Marie Hanlon about joining and you will be warmly welcomed. He attended some seminars and as an elected official he felt it incumbent on his attain as much knowledge as possible so that he can serve the

people of Hillsdale as efficiently as possible; in July he attended a seminar on Tax Abatements and in September an enlightening course on the power and duties of local elected officials. As a member of the Economic Growth and Development Committee he attended a seminar today regarding grants. If anyone has any questions he will discuss this at various meetings. They have been extremely enlightening especially regarding our duties serving in office.

Councilman Karcich said last Wednesday he attended a special event which honored all of our Bergen County First Responders who displayed their heroism in the past year. Two of our own were honored that night, Officer Buesser and Officer Kaplan, for their efforts in saving a life in a car crash on Kinderkamack Road. It was a great event to see all of our responders get honored. It shows what these great men and women have to go through to serve us. I was also at the School Board meeting and I was disappointed with the Superintendent's response to our request. He was referring to our SRO as more of a teacher than anything that had to do with the security apparatus of our school. He asked the Chief for questions and is waiting to get some answers to the questions and we will try to figure out what we will do concerning the SRO.

Councilwoman Lundy said the next Library Board of Trustees meeting will be held on Monday, October 15, and she will report on that next month. Currently the Library is looking to filling a vacancy on the Library Board of Trustees; interested persons should understand the importance to the Library, to the community, and their work as volunteers and to the Library Director. Anyone interested should send email by October 26 indicating their qualifications or a resume. There is a children's craft event on Thursday, October 25, at 4:00 PM. Children can decorate a pumpkin, design a magnet or make an ornament. Reservations required and it is open to Hillsdale card holders, please call. The Finance Committee met on October 4, topics included budget preparations schedule and a lively resolution for tonight's agenda. The next meeting will be held Tuesday, November 6. For Stonybrook, total revenue for membership was \$671,193, some membership was down a little; they did cut back on some of their operating expenses, their budget was \$680,000 and they spent \$622,000. The club will be totally shut down first week in November for the season. They are currently working on specs for a new contract for snack bar and improvements. There is construction on the deck area. Tomorrow night there is a Stonybrook Commission meeting and she will report on that next month as well.

Mayor Ruocco asked about the pool, how you would characterize PNL for the whole pool.

Councilwoman Lundy said we did cut back.

Mayor Ruocco said revenue has to come in, did it cost the Borough or did it provide to the Borough. In the old days it would provide a good amount. Those days are gone for many reasons.

Councilwoman Lundy said there are still some prepping's for the snack bar, utilities haven't been corrected yet. There is \$19,000 outstanding.

Administrator DeJoseph said that should have been paid by now.

Mayor Ruocco said we should have that revenue in. He wanted to dispel notions that we subsidizing the pool; we are not subsidizing the pool, it is a difficult utility to run and requires constant attention by the Commission, by the CFO, by you, by the full Council, by me and our goal is at least to try to put it on a break even basis.

Councilman Segalas said in regard to committees there are meetings scheduled for next month. We will present two ordinances, one for adoption and one for reintroduction on the agenda.

Council President Pizzella said Access to All has continued to meet and has been progressing nicely. What the members wanted were shirts with a logo and he wanted to see if that was something we could do. He did not know the exact cost. They would wear the shirts when then they go to county functions and they are always invited to go to various talks. He believed it would build camaraderie.

Mayor Ruocco asked if the Council had a problem with that. He said after the meeting if he could get a price, the Council does not have an issue with this.

Council President Pizzella said Economic Development will continue to fight Waste Management and encouraged everyone to write a letter to the County Executive and BCUA. Waste Management is in the middle of one of our greatest opportunities to bring in tax revenue and revitalize downtown. Without the citizens helping us and making it very clear to the officials that we want them out, we are not going to get much help; we are fighting this corporate entity. When people in town want things you have to understand it is very difficult. If we want to fix fields, create a community center, a pool, we need money and to get money we need to increase tax revenue. The town that is completely developed and space areas like the industrial zone can

bring in more business, increase taxes, and that would really help us out; Waste Management is a major issue that is impacting Hillsdale. He encouraged residents to write a letter and get involved.

The architect for the train station is moving along and continues to correspond with NJ Transit whether or not they will contribute to the matching grant or whether they are going to allow us to own the train station. With regard to recycling, our flyer and information that is on the website is a little confusing. People don't have a clear understanding of what recycling involves and residents would like to know how to participate. People in Hillsdale feel it is very important to recycle and we need clarification and NJ Statute requires a Recycling Coordinator.

Mayor Ruocco said it usually was the DPW Superintendent.

Administrator DeJoseph said DPW Superintendent is the recycling coordinator; submits our grant application to the BCUA.

Council President Pizzella asked if that is appropriate, the DPW Superintendent is busy with a lot of things and a recycling coordinator needs to be available for people to call and ask questions and didn't know if he has all the time for that.

Mayor Ruocco agreed that recycling guidelines pose some questions; we have gone from something very detailed in an effort to make it simpler for the residents. Members of EC approached me at Town Day and said they needed clarification.

Council President Pizzella said EC may be willing to prepare a more accurate brochure but they need support of the Council.

Mayor Ruocco asked if EC would be willing to draw up their enhancements to Recycling and submit to the Borough Administrator.

Council President Pizzella said they would be willing to create an informative brochure for the residents.

Administrator DeJoseph said the revised sheet they prepared on the revised changes in the recycling market, the DPW Superintendent drafted that with respect to modifications to our current recycling vendor, the flyer reviewed by them, they proofed it.

Mayor Ruocco said if EC wants to add to it can we submit their revisions to the same review process to the vendor to have them look at it as well. He said why don't we do that if Council is amenable; the Council said just do it. The Council President has his answer.

Council President Pizzella said there is the basic Resolution; Hillsdale supporting Governor Murphy's ban on thin plastic bags; basically that we will support Governor Murphy's ban. It is up to Council what they wish to do with it, it is something we should support.

Councilman DeRosa said if we support this, retailers in town would not be able to use those types of plastic bags.

Council President Pizzella said when and if the state passes the ban on plastic bags then yes; we would not ban plastic bags, we would just be saying as a town we will support Governor Murphy's ban. There are thin bags that look like plastic bags and that would be the substitute. This is a movement going on in Europe and shame on us if we don't do it. It feels like a plastic bag and they are made out of rice but it is not a plastic bag. A Resolution is in the packet, can we think about it.

Attorney Madaio said you could move to have it on next month's agenda, you can call for a vote now if you wanted to; as Council President you can place it on the agenda and discuss the matter.

Council President Pizzella was asked about the Council's feeling about the Meadowlands power plant. A gentleman came and gave a talk and members of the Environmental Commission asked where we stand.

Mayor Ruocco said that matter came up today at the League of Municipalities and lack of time, we did not endorse it and one of the speakers was trying to advocate for it. My own reaction is I am trying to keep the Council focused on Hillsdale, try to discourage Council members from taking up this endorsement type resolutions because if you go down that road you will be approached in the future by others who have a view on issues that aren't local, they could be national issues. His personal view is to advise you not to take up these types of resolutions; it potentially divides Hillsdale residents when it is not a local issue. On the plastic ban,

there were some counter arguments; they don't support the surcharge approach the Governor seems to be supporting. Personally I would prefer to get rid of all the plastic bags and not simply tax them. My concern is for the Council to think long and hard before giving endorsements to either of these resolutions because it does open up a Pandora's box, that is my view.

Council President Pizzella said these are things we talk about and felt the Council should know about it. He tends to agree with the Mayor with things going on and focus on topics regarding Hillsdale.

Mayor Ruocco said having worked with the Environmental Commission when they had their clean up in the spring and two years ago he worked on the RR tracks and clean the pollution there, mostly bags, you go down to the shore there are bags, so he would ban them entirely. He said the Council President should feel free to approach the Council and introduce the resolution at the next meeting.

Mayor Ruocco said tomorrow there is a dinner for Pascack Valley Mayors, he cannot attend, and Council President Pizzella will be going in his place and John Beatty will be going with him to present some mutual aid data for our Ambulance so a presentation intended to engender support among the Mayors, discussions among the Pascack Valley towns, Ambulance teams and with an eye towards greater cooperation and resource sharing, that is down the road. He thanked John for bringing the matter to his attention, he produced a number of charts that are illustrative and he took the initiative; he complimented him for his forward thinking in terms of trying to improve the resources we have in the Pascack Valley in delivering ambulance service.

Mayor Ruocco was advised in the past when requests of this sort have come before us and we have just continued;. I think we will just continue, we can move ahead.

NEW BUSINESS

Marijuana Legalization Discussion -

Mayor John Ruocco

Mayor Ruocco said our stance on this marijuana issue is to wait until the state acts so we are certain what the terms of the state's legislation if there is going to be any legislation; what those terms are. All the bills being considered in Trenton have includes opt in and opt out clause and that has provided some comfort. We always will have the opportunity even if Trenton acts to react. In the past two weeks there has been a lot of publicity, many towns have passed these prohibitive ordinances, Saddle River, Westwood, Emerson, Washington Township, Old Tappan, Woodcliff Lake, Montvale and I think Park Ridge although I am not certain. I am looking to Counsel for ratification, does Council wish to continue to stand pat with our stance or does it wish us to work with our legal counsel to start drafting an ordinance. Even if we were to decide this evening if we wanted to do anything to introduce any type of ordinance it would have to go through the normal comment, publication time line, it couldn't become law until the earliest in December and that with special sessions, introduction, adoption. We are looking at a long process.

Attorney Madaio said it could introduced at the first November meeting and adopt at the first December meeting.

Mayor Ruocco is not suggesting that we do that, he just wanted all to know that we are thinking along this line and the Council is thinking along the same line. We will stand pat and continue this with the approach we are taking, talk to each of you individually, how you feel about the matter. As a group we have decided up to this point to wait and see what happens in Trenton as long as we are assured we can have a six month or eight month opt out period that gives us enough time to react should we want to. I am looking for ratification that that is what we want.

Councilmember DeRosa asked if there is advice from our legal counsel.

Borough Attorney Madaio said he did not believe you have to react immediately to this, we still have control of our own ordinance, you still permit uses or not permit uses, but it does seem to be one that a great many towns are now jumping on the band wagon prior to Trenton's actions.

Councilmember DeRosa asked what the point of doing it prior is, are there certain rules and regulations about grandfathering.

Attorney Madaio said I cannot tell you if it will be grandfathered; if the municipal land use law permits it then we have no choice, but it does seem to be an ordinance that we are adopting, he didn't think there was a down side to adopt if there is a general consensus to adopt it, it really is up to the Council.

Council President Pizzella read this statute and within the proposed statute it does allow towns a certain amount of days which they can decide whether they wish to ban, they have a certain period of time. That is in the statute; also when you look at what a person or individual needs to do to get a license one of the requirements for the individual before getting this license requires the individual to also find a piece of property and make sure that the town in which that property sits has agreed you to allow you to do this. So the town itself has to accept you

and your application for a license. A town at that point also has to decide whether or not they support the applicant for the license process. It seems like there will be time for towns to make a decision as to what they want to do regarding it, it doesn't mean that Hillsdale is unique in many ways and that we should maybe set ourselves up for whether or not we want to allow this.

Attorney Madaio said let us get it on earlier than the statute may require and make the decision at the Council's pleasure; it is predicated on whether the Zoning and Planning Board allows in town; it would be part of the zoning ordinance so the Zoning and Planning Board would have the right to make the determination whether that ordinance is consistent with the Master Plan.

Councilmember Segalas said this issue touches on a handful of committees, it touches on Board of Health and needs to be more thought out.

Mayor Ruocco said you want more time to think about it.

Councilmember Segalas said if you want to ask committees to review that so they understand what the department heads positions are and their response and take all of the committee's considerations and charge the appropriate committees to take up the issue and discuss it.

Mayor Ruocco said he would do that if the Council were to decide if they wanted to move away from the current stance that we have taken up to this point.

Councilmember Segalas said you want the committees to be advised in advance.

Mayor Ruocco said we have taken a position where it is a wait and see attitude given what Council has said, what Council President Pizzella said; there seems to be time even if legislation is passed in Trenton for us to do the things you are saying we need to do, you are absolutely correct. I am not asking to go ahead with that now, I am just asking for a rededication of our approach which has been despite what has been going on in the towns around us. We have not chosen to do that and I want to make sure that the approach I have taken is in agreement with you.

Councilmember DeRosa said he agrees with the Mayor. If we as a Council try to chase down every one of Governor Murphy's whims, we wait to see what the state does and we will have time to react on how this Council feels we should do, anything that we or the committee wish to take into consideration. Cancer patients speak of how much the difference medicinal marijuana makes for their recovery.

Mayor Ruocco said it is his understanding at this time that is legal in this state and we haven't done anything to prohibit the sale so that can continue. From talking to each of you individually, I sense that nobody has a problem with that.

Councilman Karcich asked if it is possible to get corroborating opinions from the Police Department and EMT how they feel about it.

Mayor Ruocco said that is possible; I know having spoken to the Chief how he feels about it. At this point it was not my intent to talk about it. I need to get your backing to the approach I have taken to this point, the approach that you are comfortable with. If you are uncomfortable, speak up now.

Council President Pizzella said keep in mind what I said before is based upon a proposed statute; that statute if you look at it on line has cross outs, it could be anything, you could take that entire section out that gives you that 45 days. You may still want to do something so that you are on record as not being or being whatever this Council determines. Hillsdale is very unique that we have certain businesses in Hillsdale that lend themselves to growing things.

Mayor Ruocco said you are introducing the other side of the argument; is it the will of Council to instruct our attorney to start putting forward something. Abby is shaking her head; we don't have a resolution on the Agenda, we could develop one for the next meeting. I am sensing no urgency for this.

Council President Pizzella said if you want me to assess this further with an approach for different committees.

Mayor Ruocco said if the Council is of the view that they want and if we do nothing it exposes us to some risk and I would rather have our attorney draft that and show it to various groups because I know how the Police feel, I have been approached by the Board of Health already and I know their views and individually, I know your views as well, we have not taken it up as a group. He asked Councilman Segalas to assess the opinion with the Board of Health, either get back to us or have them contact us directly.

Councilman Karcich said he would be inclined to see what the state does versus spin our wheels and law enforcement would not legalize recreational marijuana.

Mayor Ruocco said that is my conclusion having spoken to our chief. Councilman Segalas will handle the Board of Health, Councilman Karcich will handle the police.

CORRESPONDENCE:

1. [Letter from the State of New Jersey – Board of Public Utilities in regards to the rate increase being sought by SUEZ.](#)

Motion to receipt and file: Motion by Council Member Karcich, Second by Council Member DeRosa, and unanimously carried.

DISCUSSION:

Motion to approve, receipt and file: Motion _____ Second _____

Council Members Karcich, Lundy, Council President Pizzella, Segalas, DeRosa, Horvath,

PUBLIC COMMENT:

Mayor Ruocco invited the public to come to the podium at this time, seeing no one, the Public Comment portion was closed.

ORDINANCES: (Introductions/Adoptions)

18-09 – (Adoption)

[An Ordinance of the Borough of Hillsdale, County of Bergen, State of New Jersey, to Amend Chapter 310 of the Borough Code Entitled “Land Use”](#)

WHEREAS, the Chapter 310 of the Borough Code of the Borough of Hillsdale pertains to Land Use; and

WHEREAS, Chapter 310-4 establishes definitions of various terms related to Land Use; and

WHEREAS, Chapter 310-55 establishes regulations applicable to all districts, and subsection H regards Accessory Structures and Uses; and

WHEREAS, the Borough desires to strengthen the definition of “Family” and “Parking Space” in order to reduce confusion and be more compliant with recent case law; and

WHEREAS, the Borough desires to modify the Schedule of Uses and Requirements, attached to and made part of §310-53, pertaining to Floor Area Ratio and Building Height; and

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

The definitions of “Family” “Apartment Unit”, “Accessory Apartment”, “Boardinghouse”, “Community Residence”, “Dwelling Unit”, “Group Home”, “Housing Unit”, “Two-Family Dwelling” and “Parking Space” in §310-4 shall be as follows:

Building Height

The vertical distance measured from average finished grade taken at a 5’ offset from the perimeter of the Building to the highest point of the roof.

Family

A group of individuals, not necessarily related by blood marriage, adoption, or guardianship, living together in a dwelling unit as a single housekeeping unit; but not including any society, club, fraternity, sorority, association, lodge, federation, or like organization, or any group of individuals who are in a group living arrangement as a result of criminal offences.

Apartment Unit

One of more rooms with private bath and kitchen facilities constituting an independent self-contained dwelling unit in a building containing another use or another dwelling unit.

Accessory Apartment

A dwelling unit with a separate means of ingress and egress containing separate kitchen, bathroom, and sleeping facilities, that is (1) physically attached to or contained within an existing single-family house or (2) occupies the second story of an existing garage or accessory building on the same lot as the principal dwelling.

Boardinghouse

A dwelling unit or part thereof in which, for compensation, lodging and meals are provided and personal and financial services may be offered.

Community Residence

Community residences for the developmentally disabled, community shelters for victims of domestic violence, community residences for the terminally ill, community residences for persons with head injuries, and adult family care homes for elderly persons and physically disabled adults shall be a permitted use in all residential districts of a municipality, and the requirements therefor shall be the same as for single family dwelling units located within such districts.

a. "**Community residence for the developmentally disabled**" means any community residential facility licensed pursuant to P.L.1977, c.448 (C.30:11B-1 et seq.) providing food, shelter and personal guidance, under such supervision as required, to not more than 15 developmentally disabled or mentally ill persons, who require assistance, temporarily or permanently, in order to live in the community, and shall include, but not be limited to: group homes, halfway houses, intermediate care facilities, supervised apartment living arrangements, and hostels. Such a residence shall not be considered a health care facility within the meaning of the "Health Care Facilities Planning Act," P.L.1971, c.136 (C.26:2H-1 et al.). In the case of such a community residence housing mentally ill persons, such residence shall have been approved for a purchase of service contract or an affiliation agreement pursuant to such procedures as shall be established by regulation of the Division of Mental Health and Hospitals of the Department of Human Services. As used in this act, "developmentally disabled person" means a person who is developmentally disabled as defined in section 2 of P.L.1977, c.448 (C.30:11B-2), and "mentally ill person" means a person who is afflicted with a mental illness as defined in R.S.30:4-23, but shall not include a person who has been committed after having been found not guilty of a criminal offense by reason of insanity or having been found unfit to be tried on a criminal charge.

b. "**Community shelter for victims of domestic violence**" means any shelter approved for a purchase of service contract and certified pursuant to standards and procedures established by regulation of the Department of Human Services pursuant to P.L.1979, c.337 (C.30:14-1 et seq.), providing food, shelter, medical care, legal assistance, personal guidance, and other services to not more than 15 persons who have been victims of domestic violence, including any children of such victims, who temporarily require shelter and assistance in order to protect their physical or psychological welfare.

c. "**Community residence for persons with head injuries**" means a community residential facility licensed pursuant to P.L.1977, c.448 (C.30:11B-1 et seq.) providing food, shelter and personal guidance, under such supervision as required, to not more than 15 persons with head injuries, who require assistance, temporarily or permanently, in order to live in the community, and shall include, but not be limited to: group homes, halfway houses, supervised apartment living arrangements, and hostels. Such a residence shall not be considered a health care facility within the meaning of the "Health Care Facilities Planning Act," P.L.1971, c.136 (C.26:2H-1 et al.).

d. "**Person with head injury**" means a person who has sustained an injury, illness or traumatic changes to the skull, the brain contents or its coverings which results in a temporary or permanent physiobiological decrease of mental, cognitive, behavioral, social or physical functioning which causes partial or total disability.

e. "**Community residence for the terminally ill**" means any community residential facility operated as a hospice program providing food, shelter, personal guidance and health care services, under such supervision as required, to not more than 15 terminally ill persons.

Dwelling Unit

A structure or portion thereof that is used exclusively for human habitation.

Group Home

No zoning ordinance shall, by any of its provisions or by any regulation adopted in accordance therewith, discriminate between children who are members of families by reason of their relationship by blood, marriage or adoption, and resource family children placed with such families in a dwelling by the Division of Youth and Family Services in the Department of Children and Families or a duly incorporated child care agency and children placed pursuant to law in single family dwellings known as group homes. As used in this section, the term "group home" means and includes any single family dwelling used in the placement of children pursuant to law recognized as a group home by the Department of Children and Families in accordance with rules and regulations adopted by the Commissioner of Children and Families provided, however, that no group home shall contain more than 12 children.

Housing Unit

A room or group of rooms used by one or more individuals living separately from others in the structure, with direct access to the outside or to a public hall and containing separate bedroom, bathroom and kitchen facilities.

Two-Family Dwelling

A single building containing two dwelling units.

Parking Space

A space for the parking of a motor vehicle within a public or private parking area provided that such space shall have a minimum width of 9 feet and a minimum depth of 18 feet, exclusive of maneuvering areas, passageways, driveways and loading spaces appurtenant thereto.

BE IT FURTHER ORDAINED that the Schedule of Uses and Requirements, attached to and made part of §310-53, shall be amended as follows:

- Permitted Floor Area Ratio in the R-1 Zone shall be 22%
- Permitted Floor Area Ratio in the R-2 Zone shall be 27%
- Permitted Floor Area Ratio in the R-3 Zone shall be 30%
- Permitted Floor Area Ratio in the R-4 Zone shall be 35%
- Building Height in all R-1 zone shall be 35 feet.
- Building Height in all R-2 zone shall be 35 feet.
- Building Height in all R-3 zone shall be 35 feet.
- Building Height in all R-4 zone shall be 33 feet.

BE IT FURTHER ORDAINED that §310-55, Regulations Applicable to All Districts, shall be amended at Section H, Accessory Structures and Uses, to add (12) as follows:

12. Regulations as to Sheds. Garden Type Utility Sheds shall be no greater than 120 square feet, and shall be located no closer than three (3) feet from any property line and shall comply with any relevant fire codes.

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

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

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

Motion to open public hearing on Ordinance 18-09 by Council Member DeRosa, Second by Council Member Karcich, and unanimously carried.

I will now open the meeting to the public. If anyone desires to be heard regarding Ordinance No. 18-09, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

Linda Stark, 275 Liberty Ave.

Timing is everything; I live in an R3 zone and the current floor area ratio in my area is 28%. You are looking to increase this through what you are voting on tonight to 30% in my zone which would have a significant impact to me. My son and daughter, 10 and 11, shared a bedroom when they were little, years ago my husband and I decided to put off getting a new roof which also involved renovations to the home where an add-on official third bedroom when they were older. Unfortunately and sadly their dad passed away so now I am on my own trying to take care of my home and my kids. My son is now 10 and on and off I have moved him upstairs to a room in the attic, it is not officially a bedroom, we have a two bedroom ranch. Being in the attic it becomes very hot six months out of the year and isolated. My daughter and I are in one part of the house and to get to his room you would go up these stairs. My son is afraid to be up there alone and wants to be closer to me on the main floor. Officially we would have to add a third bedroom to the main floor. I hired an architect and the ratio currently limits the work I want to have done over my garage to add this third bedroom to my house. By increasing the floor area ratio to 30% it will give me the much needed additional 150 to 200 sq. ft. By the Council approving these changes, it will significantly and directly have a positive impact on my upcoming renovations; 2% may not seem like a lot but I can assure you it is everything right now to a 10 year old boy in town. I can see how this can benefit other residents; approval of the change would be very much appreciated by my family. I wanted to share this with you.

I entertain a motion that the public hearing on Ordinance No. 18-09 be closed and that it be resolved that this ordinance was posted on the bulletin board on which public notices are customarily posted and published in the Ridgewood News. Copies of said ordinance were made available to the general public.

Motion to close public hearing on Ordinance 18-09 by Council Member Karcich, Second by Council Member Segalas, and unanimously carried.

Motion to adopt Ordinance No. 18-09 by Council Member Lundy, Second by Council Member DeRosa.

Roll Call Vote:

Ayes: Council Members Segalas, Karcich, Lundy, Horvath, DeRosa, Council President Pizzella

Nays: None

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

18-18 – (Introduction)

[An Ordinance to Amend Chapter 310: Land Use of the Revised General Ordinances of the Borough of Hillsdale to Require a Continuing Certificate of Inspection for the Sale of a One or Two-Family Residence \(re-introduced due to changes\)](#)

WHEREAS, the General Code of the Borough of Hillsdale, Chapter 310, provides guidelines and restrictions for Land Use in the Borough of Hillsdale; and

WHEREAS, the Mayor and Council of the Borough of Hillsdale desire to supplement Chapter 310 to require anyone selling a one or two-family home in the Borough to obtain a Continuing Certificate of Inspection.

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

Section 1. Chapter 310 of the Borough Code is hereby amended and supplemented by adding a new Section entitled Continuing Certificate of Inspection (“CCI”) as follows:

RESIDENTIAL CONTINUING CERTIFICATE OF INSPECTION

§__-1 **Purpose.**

§__-2 **Definitions.**

§__-3 **Residential certificate required.**

§___-4 **Conditions.**

§___-5 **Application.**

§___-6 **Temporary Continuing Certificate of Inspection**

§___-7 **Enforcement.**

§___-8 **Fees.**

§___-9 **Violations and Penalties.**

§___-1 **Purpose.**

There is a need to have an inspection requirement of all residences upon sale, transfer or change of ownership, vacancy and reoccupancy, re-rental or re-lease of one and two family dwellings.

§ ___-2 **Definitions.**

As used in this section, the following terms shall have the meanings indicated:

CHANGE IN USE - Any change in use defined by Hillsdale Zoning Code or New Jersey Uniform Construction Code.

CODE ENFORCEMENT OFFICIAL - A person who has to be appointed by the Mayor and Council to enforce the municipal ordinances of Hillsdale.

RESIDENTIAL CONTINUING CERTIFICATE OF INSPECTION - A certificate issued by the Enforcement Code Official to indicate that all the conditions outlined herein for continued residential use or occupancy have been met.

USE - As defined by the Hillsdale Zoning Code and the New Jersey Uniform Construction Code.

§___-3 **Residential certificate required & responsibility of owners.**

No person shall occupy, rent, lease, transfer title, or inhabit as a tenant or tenants or occupy as a new owner of any residential use unless and until the current owner has applied for and secured a CCI from the Building Department of the Borough of Hillsdale. The owner, landlord or agent of all residential premises shall be responsible for notification to the Hillsdale Building Department of pendency of any new tenancy or ownership and for obtaining the required certificate of continued occupancy.

§___-4 **Conditions.**

A Certificate of Smoke Detector and Carbon Monoxide Alarm Compliance (CSDCMAC) and Residential Fire Extinguisher Compliance for One and Two-Family Dwellings shall be issued by the Hillsdale Fire Prevention Bureau before a CCI may be issued. Proper installation and placement of all smoke detectors, carbon monoxide alarms and fire extinguishers are required before a CCI shall be issued as per the NJ Uniform Fire Code. An inspection shall be conducted by the Enforcement Code Official or his designee to ensure that there are no violations of law or orders of the Enforcement Code Official pending and it is established after inspection and investigation of available municipal records that the alleged use of the building and structure has lawfully existed. The inspection shall also ensure that the sump pump, if any, is redirected out of sanitary sources. Any construction work for which a Uniform Construction Code permit was issued shall be inspected and closed.

§___-5 **Application.**

The current owner, landlord or agent of any residential premises, about to be sold or newly occupied, as indicated, shall apply on forms provided by the Hillsdale Building Department for a CCI. All information requested shall be provided to be a complete application. Upon receipt and review of said complete application by the Code Enforcement Official or his/her designee, shall, within 10 days, either issue a CCI or a written report of the reason for denial.

§___-6 Temporary Continuing Certificate of Inspection.

A temporary CCI may be issued at the request of the current owner with money held in escrow as established to cover any and all requested conditions for a permanent CCI. Escrow monies will be held in accounts of attorneys of record, as agreed. The term of temporary certificate will not exceed 90 days unless extenuating circumstances can be shown or no occupancy may take place during the term and the temporary CCI.

§___-7 Enforcement.

The Code Enforcement Official or his/her designee shall enforce the provisions of this chapter.

§___-8 Fees.

A nonrefundable fee is required at time of application for inspection to be scheduled and a certificate to be issued as specified in Chapter 138, Fees and Deposits.

§___-9 Violations and Penalties.

Any person or entity that violates any of the provisions of this section, upon conviction therefor, shall be subject to a penalty as set forth in Chapter 226, Penalties, of this Code.

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

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

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

BE IT RESOLVED, that Ordinance No. 18-18 does now pass a first reading and that said Ordinance be further considered for final passage at a meeting of the Mayor and Council in the Municipal Building, 380 Hillsdale Avenue, Hillsdale, New Jersey, on November 8, 2018 and at said time and place all persons interested will be given an opportunity to be heard concerning the same, and the Clerk is hereby authorized and directed to publish said ordinance in the Ridgewood News once, at least one week prior to said hearing, with a notice of its introduction and of the time and place, when and where said ordinance would be considered for final passage.

Motion by Council President Pizzella, Second Council Member DeRosa.

Roll Call Vote:

Ayes: Council Members Lundy, Council President Pizzella, Segalas, DeRosa, Horvath

Nays: Council Member Karcich

RESOLUTIONS:(Consent Agenda): R18231 through R18251:

[R18231](#) Payment of Bills

BE IT RESOLVED, by the Borough Council of the Borough of Hillsdale that the following bill in the sum of \$3,690,867.62 as authorized by the Department Head and approved by a Council member liaison, be paid; and that the Mayor, Clerk and Certified Municipal Financial Officer be and they are hereby authorized and directed to issue warrants in payment of same.

Summary of Payment of Bills for 10/9/2018

Payment of bills 9/12/2018 - 10/9/18

\$3,692,442.62

Void Checks & Additional Checks

Check	Date	Fund	Vendor	Amount	Reason	Total
5996	9/10/2018	Swim Pool	James S. Pfeifer	-1,000.00	Void	-1,000.00
6001	9/21/2018	Swim Pool	Amy Torchio	-75.00	Void	-75.00
6022	9/12/2018	Swim Pool	James S. Pfeifer	-500.00	Void	-500.00
Total adjustments						-1,575.00
Total Bill List for 10/9/2018						\$3,690,867.62

September 10, 2018
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Borough of Hillsdale
Check Register By Check Id

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Range of Checking Accts: STONYBROOK to STONYBROOK Range of Check Ids: 5996 to 5996
Report Type: All Checks Report Format: Detail Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void	Ref Num
PO #	Item	Description				Contract	Ref Seq Acct
5996	08/14/18	PFE04 JAMES S PFEIFER		(Void Reason: PERFORMS RAINED OUT)		09/10/18 VOID	8729
18-01119	3	CONCERTS AT SWIM CLUB 7/22/18	500.00	8-05-55-502-542	Budget		47 1
				Public Relations			
18-01119	4	CONCERTS AT SWIM CLUB 8/11/18	500.00	8-05-55-502-542	Budget		48 1
				Public Relations			
			1,000.00				

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	0	1	0.00	1,000.00
Direct Deposit:	0	0	0.00	0.00
Total:	0	1	0.00	1,000.00

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Borough of Hillsdale
Check Register By Check Id

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Range of Checking Accts: STONYBROOK to STONYBROOK Range of Check Ids: 6001 to 6001
Report Type: All Checks Report Format: Detail Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void	Ref Num
PO #	Item	Description				Contract	Ref Seq Acct
6001	08/14/18	TOR01 TORCHIO, AMY		(Void Reason: NAME INCORRECT)		09/21/18 VOID	8729
18-01231	1	REFUND FOR GUEST CARD	75.00	8-05-55-901-011	Budget		88 1
				Refunds			

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	0	1	0.00	75.00
Direct Deposit:	0	0	0.00	0.00
Total:	0	1	0.00	75.00

Range of Checking Accts: STONYBROOK to STONYBROOK Range of Check Ids: 6022 to 6022
Report Type: All Checks Report Format: Detail Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Charge Account	Account Type	Reconciled/Void	Ref Num
PO #	Item	Description				Contract	Ref Seq Acct
6022	09/11/18	PFE04 JAMES S PFEIFER		(Void Reason: NO PERFORMANCE-RAIN)		09/12/18 VOID	8765
18-01119	5	CONCERTS AT SWIM CLUB 9/1/18	500.00	8-05-55-502-542	Budget		20 1
				Public Relations			

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	0	1	0.00	500.00
Direct Deposit:	0	0	0.00	0.00
Total:	0	1	0.00	500.00

Range of Checking Accts: First to Last Range of Check Dates: 09/12/18 to 10/09/18
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
ANIMAL TRUST	ANIMAL TRUST				
1466	10/09/18	MGL01 MGL PRINTING SOLUTIONS LLC	429.00		8793
1467	10/09/18	SNJ01 SNJ-DEPT OF HEALTH	11.40		8793
1468	10/09/18	TYCO2 TYCO ANIMAL CONTROL	1,065.00		8793

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	3	0	1,505.40	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	3	0	1,505.40	0.00

CAPITAL	CAPITAL				
1988	10/09/18	D AND L D&L PAVING CONTRACTORS, INC.	454,640.29		8791
1989	10/09/18	ROC11 ROCKET BUILDING SUPPLY CO INC	1,350.20		8791
1990	10/09/18	SHE08 SHERWIN-WILLIAMS CORP	0.00	10/09/18 VOID	0
1991	10/09/18	SHE08 SHERWIN-WILLIAMS CORP	2,139.50		8791
1992	10/09/18	STA10 STATILE, CHRISTOPHER,P.A.(ESC)	16,522.50		8791
1993	10/09/18	STA31 STATILE, CHRISTOPHER P.A.	23,400.00		8791

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	5	1	498,052.49	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	5	1	498,052.49	0.00

CURRENT	CURRENT				
29204	09/17/18	NEW16 NEW JERSEY MOTOR VEHICLE COMM	180.00	09/18/18 VOID	8774 (Reason: INCORRECT AMOUNT)
29205	09/17/18	BER15 BERGEN CTY MUN CLERKS ASSOC	30.00		8775
29206	09/19/18	VER18 VERIZON	129.99	09/20/18 VOID	8777 (Reason: WRONG AMOUNT)
29207	09/20/18	TCT01 TCTA OF BERGEN COUNTY	70.00	10/01/18 VOID	8778 (Reason: DUP PAYMENT)
29208	09/20/18	VER18 VERIZON	124.99	09/30/18	8780
29209	09/26/18	LIN01 LINCOLN FINANCIAL GROUP	14,849.47	09/30/18	8782
29210	09/28/18	TCT02 TCTA OF NEW JERSEY	395.00		8783
29211	10/01/18	PSE01 PSE&G (REGULAR)	14,752.48		8786
29212	10/05/18	NEW16 NEW JERSEY MOTOR VEHICLE COMM	60.00		8787
29213	10/09/18	ACT07 ACTION DATA SERVICES, INC.	893.88		8794
29214	10/09/18	AIR02 AIRGAS, INC	23.90		8794
29215	10/09/18	AKE01 A & K EQUIPMENT, INC	538.20		8794
29216	10/09/18	ALE01 ALERT ALL CORP.	3,321.25		8794
29217	10/09/18	AME06 AMERICAN WEAR CORP	266.86		8794
29218	10/09/18	AMP01 AMP HOLDINGS LLC	6,450.00		8794
29219	10/09/18	ARF01 ARF RENTAL SERVICES INC	198.85		8794
29220	10/09/18	ATL09 ATLANTIC COAST FIBERS LLC	3,178.02		8794
29221	10/09/18	BER01 BERGEN MUNICIPAL EMP BNFT FUND	4,704.00		8794
29222	10/09/18	BER15 BERGEN CTY MUN CLERKS ASSOC	35.00		8794
29223	10/09/18	BOR05 BOROUGH OF WESTWOOD	6,537.17		8794
29224	10/09/18	BOR18 BOROUGH OF HILLSDALE AGENCY	109,896.77		8794

29225	10/09/18	COR16	CORELOGIC (REFUNDS)	6,672.40	8794
29226	10/09/18	CRS02	CRSMSS, LLC	500.50	8794
29227	10/09/18	DE01	D & E UNIFORMS	222.95	8794
29228	10/09/18	DEL07	DELEHANTY MASONRY	1,800.00	8794
29229	10/09/18	DEP01	NJ DEPT OF CORRECTIONS/DEPTCOR	860.00	8794
29230	10/09/18	ELE03	ELEVATOR MAINTENANCE CORP.	280.00	8794

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Check #	Check Date	Vendor	Amount Paid	Reconciled/Void Ref Num
CURRENT	CURRENT	Continued		
29231	10/09/18	EXC02	EXCELLENT BUILDING SERV CORP	2,191.00 8794
29232	10/09/18	FAS01	FASTENAL COMPANY	1,021.75 8794
29233	10/09/18	FEN01	FENKART, DOUGLAS R, MD	300.00 8794
29234	10/09/18	FIR14	FIREMED GRANT SOLUTIONS LLC	2,000.00 8794
29235	10/09/18	GAE01	GAETA RECYCLING CO, INC	42,500.00 8794
29236	10/09/18	GIT01	GITTLEMAN, MUHLSTOCK &	1,080.00 8794
29237	10/09/18	GRA07	GRAMCO BUSINESS COMM, INC	225.00 8794
29238	10/09/18	HIG12	HIGH TECH LANDSCAPES, INC.	994.00 8794
29239	10/09/18	HOF05	HOFFMAN EQUIPMENT CO.	634.61 8794
29240	10/09/18	INS01	INSERRA SUPERMARKETS	76.27 8794
29241	10/09/18	KOH02	KOHAN, DENISE	120.00 8794
29242	10/09/18	KRA07	KRAV MAGA ISRAEL LLC	700.00 8794
29243	10/09/18	KUI01	KUIKEN BROTHERS CO., INC.	48.96 8794
29244	10/09/18	LIM01	LIME ENERGY SERVICES CO	37,089.09 8794
29245	10/09/18	LOW01	LOWE'S	184.20 8794
29246	10/09/18	MAD05	MADAIO, MARK D, ESQ	4,762.90 8794
29247	10/09/18	MAG03	MAGLOCLEN, INC.	400.00 8794
29248	10/09/18	MAR01	MARSALA HARDWARE, INC.	128.22 8794
29249	10/09/18	MCN08	MCNEIL TRUCK & MANUFACTURING	1,229.90 8794
29250	10/09/18	MGL01	MGL PRINTING SOLUTIONS LLC	891.00 8794
29251	10/09/18	MIC01	MICROSYSTEMS-NJ.COM, LLC	120.00 8794
29252	10/09/18	MIC05	MICROSOFT CORPORATION	522.84 8794
29253	10/09/18	MON07	MONMOUTH TELECOM, INC.	1,732.68 8794
29254	10/09/18	MOR11	MORRISON MAHONEY, LLP	1,484.00 8794
29255	10/09/18	MPH01	MPH INDUSTRIES, INC.	1,495.00 8794
29256	10/09/18	NAR02	NARITA MARAJ, LLC	242.10 8794
29257	10/09/18	NBS02	NATIONAL BENEFIT SERVICES	42.00 8794
29258	10/09/18	NEW19	NEW JERSEY LAWYERS SERVICE LLC	25.20 8794
29259	10/09/18	NJ15	TREASURER STATE OF NJ - DCA	3,284.00 8794
29260	10/09/18	NOR05	NORTHWEST BERGEN REGIONAL	4,615.49 8794
29261	10/09/18	NYN01	NY-NJ TRAILER SUPPLY INC.	246.30 8794
29262	10/09/18	PA01	P&A AUTO PARTS CORP	92.62 8794
29263	10/09/18	PAO04	PANORAMA TOUR, INC.	735.00 8794
29264	10/09/18	PAS07	PASCACK VALLEY REGIONAL HIGH	976,073.35 8794
29265	10/09/18	PAS28	PASCACK PRESS	84.00 8794
29266	10/09/18	PHI02	PHILLIPS PREISS GRYGIEL	264.00 8794

29267	10/09/18	PROU9	PROGRESSIVE BRICK INC	900.00		8794
29268	10/09/18	QUI05	QUIKTEKS LLC	3,928.00		8794
29269	10/09/18	RAC01	RACHLES/MICHELE'S OIL CO.	900.43		8794
29270	10/09/18	RED04	REDICARE LLC	33.60		8794
29271	10/09/18	RER01	RER SUPPLY, LLC	0.00	10/09/18 VOID	0
29272	10/09/18	RER01	RER SUPPLY, LLC	12,070.00		8794
29273	10/09/18	RIV01	RIVER VALE FLOWER SHOP, INC.	50.00		8794
29274	10/09/18	ROB06	ROBERT'S & SON, INC	1,800.00		8794
29275	10/09/18	ROB09	ROBERT DEIHM'S PAINTING SERV.	4,300.00		8794
29276	10/09/18	ROU01	ROUTE 23 AUTO MALL, LLC.	94.83		8794
29277	10/09/18	RSP01	R.S. PHILLIPS STEEL, LLC	1,111.56		8794
29278	10/09/18	RUG01	RUGGED OUTFITTERS CORP	197.87		8794
29279	10/09/18	RUT12	RUTGERS, THE STATE UNIVERSITY	390.00		8794
29280	10/09/18	SHE08	SHERWIN-WILLIAMS CORP	1,409.60		8794
29281	10/09/18	SMI10	SMITH, ROBIN	96.13		8794
29282	10/09/18	STA05	STATE LINE FIRE & SAFETY INC	18.25		8794

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CURRENT	CURRENT	Continued			
29283	10/09/18	STA10	STATILE, CHRISTOPHER, P.A. (ESC)	2,402.50	8794
29284	10/09/18	STA31	STATILE, CHRISTOPHER P.A.	7,663.41	8794
29285	10/09/18	STA40	STATE TREASURER	50.00	8794
29286	10/09/18	STE01	STEWART, DAVID M.D.	135.00	8794
29287	10/09/18	STO02	STONE INDUSTRIES INC	821.34	8794
29288	10/09/18	SUE01	SUEZ WATER NEW JERSEY (REG)	15,082.94	8794
29289	10/09/18	TRE01	TREASURER, STATE OF NEW JERSEY	500.00	8794
29290	10/09/18	TRE05	TREASURER, NJ HUMAN SERVICES	250.00	8794
29291	10/09/18	TRI12	TRI-COUNTY TERMITE & PEST CTRL	25.00	8794
29292	10/09/18	TRU01	TRUGREEN CHEMLAWN, INC.	1,765.00	8794
29293	10/09/18	UNU01	UNUM LIFE INS CO OF AMERICA	147.00	8794
29294	10/09/18	VER02	VERIZON WIRELESS (CELL PHONE)	336.02	8794
29295	10/09/18	VER03	VERIZON	246.85	8794
29296	10/09/18	WBM01	WB MASON CO., INC.	473.76	8794
29297	10/09/18	WIN03	WINNER FORD, INC	9,470.50	8794
29298	10/09/18	WIS02	WISS & BOUREGY, P.C.	2,829.00	8794

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	91	4	1,333,811.76	379.99
Direct Deposit:	0	0	0.00	0.00
Total:	91	4	1,333,811.76	379.99

ESCROW	ESCROW				
3566	09/14/18	FER13	FERRARI, BERNADINE	425.00	8773
3567	09/14/18	JUM01	JUMPIN JIM'S LLC	950.00	09/30/18 8773
3568	09/14/18	SAN03	SANDT, ROBERT JR.	700.00	09/30/18 8773
				100.00	00/30/18 8773

3569	09/14/18	TWE01	TWEEDLESTHECLOWN.COM, LLC	400.00	09/30/18	8790
3570	10/09/18	BOS06	BOSS SECURITY SYSTEMS, INC	285.00		0
3571	10/09/18	GIT01	GITTLEMAN, MUHLSTOCK &	0.00	10/09/18 VOID	8790
3572	10/09/18	GIT01	GITTLEMAN, MUHLSTOCK &	1,684.49		8790
3573	10/09/18	HOR01	HORIZON ENTERTAINMENT &	675.00		8790
3574	10/09/18	HUG03	HUGHES, PATRICIA	49.00		8790
3575	10/09/18	INS01	INSERRA SUPERMARKETS	25.78		8790
3576	10/09/18	LOW01	LOWE'S	267.20		8790
3577	10/09/18	MAD05	MADAIO, MARK D, ESQ	513.00		8790
3578	10/09/18	STA10	STATILE, CHRISTOPHER,P.A.(ESC)	0.00	10/09/18 VOID	0
3579	10/09/18	STA10	STATILE, CHRISTOPHER,P.A.(ESC)	0.00	10/09/18 VOID	0
3580	10/09/18	STA10	STATILE, CHRISTOPHER,P.A.(ESC)	3,431.28		8790
3581	10/09/18	TOT05	TOTAL TEE'S & SIGNS	307.00		8790
3582	10/09/18	TWO01	200 CLUB OF BERGEN COUNTY	370.00		8790
3583	10/09/18	VAL05	VALLEY TENT RENTALS, LLC	728.62		8790
3584	10/09/18	STA10	STATILE, CHRISTOPHER,P.A.(ESC)	465.00		8795

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	16	3	11,276.37	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	16	3	11,276.37	0.00

PUBLIC ASSIST2	PUBLIC ASSISTANCE			
2865	10/01/18		1,150.00	8785
2866	10/01/18		220.00	8785
2867	10/01/18		154.00	8785

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PUBLIC ASSIST2	PUBLIC ASSISTANCE	Continued			
2868	10/01/18		220.00		8785
2869	10/01/18		220.00		8785
2870	10/01/18		220.00		8785

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	6	0	2,184.00	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	6	0	2,184.00	0.00

RECREATION	RECREATION TRUST					
3851	10/09/18	FIR07	FIRST STUDENT INC	0.00	10/09/18 VOID	0
3852	10/09/18	FIR07	FIRST STUDENT INC	0.00	10/09/18 VOID	0
3853	10/09/18	FIR07	FIRST STUDENT INC	30,445.00		8789
3854	10/09/18	JGI01	J & G ICE DBA UNCLE LOUIE G	644.00		8789
3855	10/09/18	NAT03	NATIONAL TICKET COMPANY INC.	82.00		8789
3856	10/09/18	NJR01	NJ RECREATION & PARKS ASSOC	210.00		8789
3857	10/09/18	PAP02	PAPER MART INC.	82.25		8789
3858	10/09/18	PAS28	PASCACK PRESS	300.00		8789
3859	10/09/18	RUT03	RUTGERS YOUTH SPORTS RESEARCH	1,267.50		8789
3860	10/09/18	TIM09	TIMETRACK SYSTEMS, INC.	156.00		8789

3861 10/09/18 TOT05 TOTAL TEE'S & SIGNS 438.00 8789

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	9	2	33,624.75	0.00
Direct Deposit:	0	0	0.00	0.00
Total:	<u>9</u>	<u>2</u>	<u>33,624.75</u>	<u>0.00</u>

STONYBROOK	STONYBROOK OPERATING			
6030	09/18/18	OPT02	OPTIMUM	189.94 8776
6031	09/20/18	PSE03	PSE&G (STONYBROOK)	4,221.87 09/30/18 8779
6032	09/21/18	TOR01	TORCHIO, AMY	75.00 09/30/18 8781
6033	10/09/18	ACT07	ACTION DATA SERVICES, INC.	974.37 8788
6034	10/09/18	AME24	AMERICAN PAPER & SUPPLY CO	393.45 8788
6035	10/09/18	BER01	BERGEN MUNICIPAL EMP BNFT FUND	30.00 8788
6036	10/09/18	BOR18	BOROUGH OF HILLSDALE AGENCY	988.43 8788
6037	10/09/18	CHI02	CHICKEN DELIGHT, INC	98.94 8788
6038	10/09/18	DON08	DONNE, MICHAEL	350.00 8788
6039	10/09/18	EXC03	EXCELLENT BUILDING SERV - STNY	1,395.00 8788
6040	10/09/18	GAR01	GARBARINI & CO. P.C. (CORP)	2,000.00 8788
6041	10/09/18	HOD02	HODGES & SON PLUMBING & HTG	2,248.46 8788
6042	10/09/18	HUG03	HUGHES, PATRICIA	48.26 8788
6043	10/09/18	INS01	INSERRA SUPERMARKETS	164.83 8788
6044	10/09/18	MAI05	MAIN POOL & CHEMICAL COMPANY	1,341.25 8788
6045	10/09/18	MAR01	MARSALA HARDWARE, INC.	79.63 8788
6046	10/09/18	MON07	MONMOUTH TELECOM, INC.	97.81 8788
6047	10/09/18	NAT03	NATIONAL TICKET COMPANY INC.	82.00 8788
6048	10/09/18	OPT02	OPTIMUM	189.94 8788
6049	10/09/18	PAS28	PASCACK PRESS	300.00 8788
6050	10/09/18	PRA03	PRAXAIR DISTRIBUTION, INC	2,160.43 8788
6051	10/09/18	RAI02	RAINFLOW SPRINKLER SYSTEMS INC	208.00 8788
6052	10/09/18	REC02	RECREONICS, INC.	165.66 8788
6053	10/09/18	TEM	TEMCO INC	573.00 8788
6054	10/09/18	TRU01	TRUGREEN CHEMLAWN, INC.	435.00 8788

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Check #	Check Date	Vendor	Amount Paid	Reconciled/void	Ref Num
STONYBROOK		STONYBROOK OPERATING			Continued
6055	10/09/18	UNU01	UNUM LIFE INS CO OF AMERICA	4.20	8788
6056	10/09/18	VAL06	VALLEY PRINTING & GRAPHIC INC	56.00	8788
6057	10/09/18	VER02	VERIZON WIRELESS (CELL PHONE)	49.28	8788
6058	10/09/18	WBM01	WB MASON CO., INC.	71.10	8788

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	29	0	18,991.85	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	29	0	18,991.85	0.00

SWIM CAPITAL STONYBROOK CAPITAL
 190 10/09/18 MAD05 MADAI0, MARK D, ESQ 19.00 8792

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	19.00	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	1	0	19.00	0.00

WIRES
 110 10/01/18 HIL02 HILLSDALE BOARD OF EDUCATION 1,792,977.00 8784

Checking Account Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	1	0	1,792,977.00	0.00
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	1	0	1,792,977.00	0.00

Report Totals	<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>	<u>Amount Void</u>
Checks:	161	10	3,692,442.62	379.99
Direct Deposit:	<u>0</u>	<u>0</u>	<u>0.00</u>	<u>0.00</u>
Total:	161	10	3,692,442.62	379.99

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Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	7-01	59,847.06	0.00	0.00	59,847.06
STONYBROOK UTILITY	7-05	<u>2,000.00</u>	<u>0.00</u>	<u>0.00</u>	<u>2,000.00</u>
Year Total:		61,847.06	0.00	0.00	61,847.06
CURRENT FUND	8-01	3,066,941.70	0.00	0.00	3,066,941.70
STONYBROOK UTILITY	8-05	16,991.85	0.00	0.00	16,991.85
ANIMAL FUND	8-12	1,505.40	0.00	0.00	1,505.40
PUBLIC ASSISTANCE ACCOUNT	8-15	<u>2,184.00</u>	<u>0.00</u>	<u>0.00</u>	<u>2,184.00</u>
Year Total:		3,087,622.95	0.00	0.00	3,087,622.95
STONYBROOK SWIM CAPITAL	B-06	19.00	0.00	0.00	19.00
CAPITAL FUND	C-04	498,052.49	0.00	0.00	498,052.49
RECREATION ACCOUNT	R-14	33,624.75	0.00	0.00	33,624.75
Total of All Funds:		<u>3,681,166.25</u>	<u>0.00</u>	<u>0.00</u>	<u>3,681,166.25</u>

Project Description	Project No.	Project Total
UCC PENALTIES 7200005580	000000010	285.00
POLICE DONATIONS 7200005589	000000018	370.00
CELEBRATION OF PUBLIC EVENTS	000000031	4,387.60
SUMMER CONCERT 7761874820	000000035	140.00
1205/8 273 BROADWAY 7764627500	2730020002	465.00
B1212 L13 AEON 7763761185	AEO0010002	659.99
B2302 L2 AMATO	AMA0040002	167.50
808/8 BEM PROPRTIE 7764627732	BEM0010002	310.00
BL501 L17 CARNEY/BRUNO	CAR0040002	167.50
1510/13.01 DREAMSCA 7764627443	DRE0030002	109.50
1501/13.02 DREAMSCA 7764627435	DRE0040002	109.50
B506/L1.01&1.02 GOLDEN ORCHARD	GOL0060002	902.50
B1308 L19 HAGLID 7763761367	HAG0010002	899.68
B102 L1 JINHUI 7761875389	JIN0010002	620.00
B718 L1 MCCARTHY 7764627641	MCC0020002	580.00
B1523 L3 NOLAN PARTNERSHIP	NOL0020002	216.00
2004/2.01&1 ORIOLO 7764627279	ORI0060002	10.80
B1402/L4 RAMRUP 7763761242	RAM0030002	167.50
B 1116 L 11 RUSSINO 7763761565	RUS0040002	375.00
206/2 SAFFIOTI 7764627708	SFA0020002	167.50
B 1116 L 7 WENZLER 7764627386	WEN0010002	165.80
Total of All Projects:		<u>11,276.37</u>

[R18232](#) Resolution Authorizing the Mayor to Execute Municipal Snow Plow Agreement with the County of Bergen.

WHEREAS, The Board of Chosen Freeholders of the County of Bergen is authorized by N.J.S.A. 27:16 33, to cause snow to be plowed from the County owned or County controlled roads; and

WHEREAS, it is the desired plan of the County to employ the services of the Municipality for snow plow operations on county roads located within the Municipality for a period of two snow seasons.

NOW, THEREFORE, for the consideration hereinafter stated, the parties hereto agree as to agreement for years October 1, 2018- April 30, 2020 at an operating rate of \$110.00/hour; and

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that the Borough wishes to enter into an Agreement with the County of Bergen and authorizes the Mayor to execute said Agreement on behalf of the Borough.

[R18233](#) Resolution Increasing Contract Price for the 2018 Road Program – Change Order #1

WHEREAS, the Borough of Hillsdale (“Borough”), by Resolution dated June 12, 2018 awarded to D & L Paving, 675 Franklin Avenue, Nutley, NJ 07110 a contract in the amount of \$454,640.29 (the "Contract Price") for a project known as Road Program 2018; and

WHEREAS, the Borough Administrator has proposed a Change Order for an increase in the amount of \$14,440.71 per a recommendation of the Borough Engineer due to adding Parkview Drive to the contract and due to the asphalt price adjustment, which is mandated by the Legislature and based on NJDOT determinations; and

WHEREAS, the Borough Engineer and the Borough Administrator are recommending the approval by the Governing Body of Change Order No. 1; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council do hereby authorize the execution by the Administrator of Change Order No. 1 pursuant to which the Contract Price will be increased by \$14,440.71, from \$454,640.29 to \$469,081.00 (the "Amended Contract Price").

[R18234](#) Resolution Confirming the Emergency Purchase of Radio Communication Equipment and Accessories for the Borough of Hillsdale

WHEREAS, N.J.S.A. 40A:11-12(a) permits the Borough of Hillsdale to purchase items and services without the necessity of competitive bidding under the State of New Jersey Cooperative Purchasing Program; and

WHEREAS, various radio equipment was damaged as the result of a weather event which occurred on September 6, 2018 and required immediate, emergency replacement; and

WHEREAS, the Division of Purchasing has reviewed and verified the State Contract Number 83909 entitled Radio Equipment and Accessories, valid from 5/1/13 to 4/30/19, meeting the requirements of the Borough of Hillsdale; and

WHEREAS, said radio communication equipment will be under New Jersey Sate contract Number A83909 from Motorola Solutions, Inc located at 123 Tice Blvd, Woodcliff Lake, NJ 07677 in the amount not to exceed \$32,835.00; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Hillsdale as follows:

1. The Qualified Purchasing Agent is hereby authorized to execute a purchase order in the amount not to exceed \$32,835.00 from Motorola Solutions located at 123 Tice Blvd, Woodcliff Lake, NJ 07677 for the purpose of purchasing radio communication equipment and accessories.
2. The contract is awarded without competitive bidding pursuant to N.J.S.A. 40A:11-12(a) of the Local Public Contracts Law.

[R18235](#) Resolution Approving the Submission of a Grant Application and to Execute a Grant Agreement with the New Jersey Department of Transportation for the Borough of Hillsdale Bikeway Construction Project

WHEREAS, the Borough of Hillsdale desires to receive \$532,500 in funds from the New Jersey Department of Transportation Highway Trust Fund for the purpose of construction of a Borough of Hillsdale Bikeway; and

WHEREAS, the Department's Bikeways program is to encourage New Jersey residents to bike and walk; and

WHEREAS, the Townships wishes to construct a bikeway, which is fully segregated from the public road system, around Centennial Field with connection to St. Nicholas Park; and

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

WHEREAS, the Borough's design consultant developed a plan of action and cost estimate to for construction of the bikeway and addition colorized surface treatments, barrier-free improvements at public roads, wayfaring signage, and other physical complementary safety improvements;

NOW, THEREFORE BE IT RESOLVED, that the Council of the Borough of Hillsdale formally approves the grant application for the above stated project and will continually own and maintain the areas of improvements in perpetuity; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as BIKE-2019-Hillsdale Borough-0033 to the New Jersey Department of Transportation on behalf of the Borough of Hillsdale.

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

[R18236](#) Resolution Hiring Temporary Laborer John Horn – Department of Public Works

WHEREAS, there exists a need for a Temporary Laborer within the Borough of Hillsdale Department of Public Works; and,

WHEREAS, John Horn meets the requirements to fill the position at the Department of Public Works; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council Borough that John Horn is hereby appointed to the position of Temporary Laborer in the Department of Public Works, effective October 15, 2018 until approximately December 21, 2018, at the rate of \$35.00 per hour.

[R18237](#) Resolution Hiring Temporary Laborer Christopher Kelley– Department of Public Works

WHEREAS, there exists a need for a Temporary Laborer within the Borough of Hillsdale Department of Public Works; and,

WHEREAS, Christopher Kelley meets the requirements to fill the position at the Department of Public Works; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council Borough that Christopher Kelley is hereby appointed to the position of Temporary Laborer in the Department of Public Works, effective October 15, 2018 until approximately December 21, 2018, at the rate of \$15.00 per hour.

[R18238](#) Resolution Authorizing Somerset County Cooperative Pricing System Bid #2-SOCCP – Services of: Landscape Chemical Treatments and Fertilization

WHEREAS, the Borough of Hillsdale is a member of the Somerset County Cooperative and desires to use the Co-Op for chemical treatments and fertilization for various Borough properties; and

WHEREAS, the Somerset County Cooperative Pricing System Contract #CC-0110-17, Cooperative Pricing Bid #2-SOCCP awarded to TruGreen Limited Partnership, 117 Corporate Blvd, South Plainfield, NJ 07080 for landscape chemical treatment and fertilization; and

WHEREAS, the Contract Period is for a three (3) year period beginning June 8, 2017 – June 7, 2020; and

NOW THEREFORE, BE IT RESOLVED, that the Borough of Hillsdale authorizes the services as needed for landscape chemical treatment and fertilization on various Borough Properties through TruGreen, LLC, under the Somerset County Cooperative Contract #CC-0110-17, Co-operative pricing Bid # 2-SOCCP in the contract amount not to exceed \$19,000.00

[R18239](#) Approval to submit a Grant Application with the Bergen County Division of Community Development for the Borough of Hillsdale Senior Activities – FY 2019

WHEREAS, the Mayor and Council of the Borough of Hillsdale wishes to submit a grant application with the County of Bergen for the purpose of using \$6,000.00 in FY 2019 Community Development Block Grant funds for the Senior Citizen Activities in the Borough of Hillsdale; and

WHEREAS, the Mayor and Council hereby authorizes the Chief Financial Officer to be a signatory for the aforesaid grant agreement; and

WHEREAS, the Mayor and Council recognizes that the Borough of Hillsdale is liable for any funds not spent in accordance with HUD requirements; and

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

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

[R18240](#) Resolution Authorizing the Mayor and/or CMFO to Submit a Grant Agreement with FEMA for the FY 2018 Assistance to Firefighters Grant

WHEREAS, the Governing Body of the Borough of Hillsdale desires to further the public interest by obtaining a grant from FEMA in the amount of \$150,000.00 (one hundred fifty thousand dollars and no cents) to fund the following project:

Fiscal Year 2018 Assistance to Fire Fighters Grant

WHEREAS, the Governing Body resolves that Mayor Ruocco and/or the CMFO is authorized (a) to apply for a grant with FEMA for a grant in the amount of \$150,000.00 (one hundred fifty thousand dollars and no cents), and (b) to execute any amendments thereto which do not increase the Grantee's obligations, and (c) to sign and/or execute any documents that are required as well as allowing the CMFO and the Mayor to execute any documents/vouchers that are needed.

WHEREAS, the Mayor and Council authorizes and hereby agrees to a cost match in the amount of \$7,142.00 (seven thousand one hundred forty-two dollars and no cents) of non-Federal funds, with the Federal contribution in the amount of \$142,858.00 (one hundred forty-two thousand eight hundred fifty-eight dollars and no cents, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified.

NOW THEREFORE BE IT RESOLVED, the Grantee agrees to comply with all applicable Federal, State, and municipal laws, rules and regulations in its performance pursuant to the agreement.

[R18241](#) Authorization to Enter into and Sign a Service Agreement for Grant Writing Services with Fire Med Grant Solutions, LLC

WHEREAS, the Borough of Hillsdale is desirous of entering into a Service Agreement with Fire Med Grant Solutions, LLC, PO Box 9161, Allentown, Pennsylvania 18105, to provide assistance with grant writing for emergency services; and

WHEREAS, the Borough wishes to retain the services of Fire Med Grant Solutions, LLC for providing assistance with grant proposals and submitting all necessary documents to appropriate funding sources for Firefighter Operations & Safety related projects; and

WHEREAS, the Borough will fund the agreement for an amount not to exceed Two Thousand Dollars and No Cents (\$2000.00) for the 2018 FY AFG Grant; and

NOW, THEREFORE, BE IT RESOLVED that the term of this Service Agreement shall be for the 2018 FY AFG Grant period.

BE IT FURTHER RESOLVED that the Mayor is authorized to enter into and sign such agreement with the Fire Med Grant Solutions, LLC, PO Box 9161, Allentown, Pennsylvania 18105.

[R18242](#) Resolution Authorizing Contracts with Certain Approved Cooperative Pricing System Vendors Pursuant to N.J.S.A. 40A:11-11

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System (“CPS”) and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Borough of Hillsdale, pursuant to N.J.S.A. 40A:11-11(5) and N.J.A.C. 5:34-7.11(c), may by resolution and without advertising for bids, purchase any goods or services for any contracts under the CPS and entered into by the Lead Agency; and

WHEREAS, the Borough of Hillsdale has the need on a timely basis to purchase goods or services utilizing such contracts; and

WHEREAS, The Borough of Hillsdale will be purchasing computer hardware for the Borough through the New Jersey State Contract:

SHI International Corp. (Dealer/Distributor)

290 Davidson Avenue

Somerset, NJ 08873

Through Various Contracts:

Dell Marketing – Contract #89967

Hewlett Packard Enterprise – Contract # 40116

Microsoft Corporation – Contract # 40166

Contract Terms: 10/1/15-3/31/20

At an amount not to exceed a total of twenty-five thousand dollars and no cents (\$25,000.00); and

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Hillsdale authorizes the Purchasing Agent to purchase certain goods or services from those approved vendors on the attached list, pursuant to all conditions of the individual contracts and provided that sufficient funds are available for the goods or services rendered; and

BE IT FURTHER RESOLVED, that the governing body of the Borough of Hillsdale, pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer.

[R18243](#) Resolution Authorizing the Cancellation of Taxes that are Delinquent of less than Ten dollars for Block 1108 Lot 3 – 33 Beechwood Drive

WHEREAS, N.J.S.A. 40A: 5-17.1 provides that a municipality may authorize the cancellation of Tax Delinquencies of less than Ten (\$10.00) Dollars.

WHEREAS, the Mayor and Council of the Borough of Hillsdale have adopted a resolution authorizing the cancellation of property tax delinquencies under \$10.00;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale, that the Tax Collector is hereby authorized to process, without any further action on the part of the Governing Body, the cancellation of any property tax delinquency of less than (\$10.00); and

BE IT FURTHER RESOLVED, that a certified Copy of this Resolution be provided by the Municipal Clerk to the Tax Collector and the Chief Financial Officer.

<u>BLOCK</u>	<u>LOT</u>	<u>QUALIFIER</u>	<u>AMOUNT</u>
1108	3		1.15
Total			\$ 1.15

[R18244](#) Resolution Authorizing the Borough Clerk to Re-advertise the Requests for Qualifications for Borough Professionals – Special Counsel – Pascack Valley Withdrawal

BE IT RESOLVED, that pursuant to N.J.S.A. 19:44A-20.4, et seq. that the Borough Clerk is hereby authorized to re-advertise for services for the following positions for year 2019:

Special Counsel - Pascack Valley Regional High School Withdrawal

[R18245](#) Resolution Increasing Contract Price for the 2017-2018 Stonybrook Swim Club Pool Opening/Closing/Maintenance for 2017-2018

WHEREAS, the Borough of Hillsdale (“Borough”), by Resolution dated March 28, 2017 awarded to Lehmann Pools & Spas, 644 Wyckoff Avenue, Mahwah, NJ 07430 a contract in the amount of \$216,450.00 for the pool opening & closing and maintenance of the pools and \$88,990.00 for alternate work; and

WHEREAS, the Borough Administrator has proposed a Change Order for an increase in the amount of \$10,550.00 due to the removing of bad pool plaster in the beach entry area and replace with non-slip pool tile as well as for removing bad plaster and prepping the area with anti-fracture membrane and new tile in the kiddie pool; and

WHEREAS, the Borough Administrator are recommending the approval by the Governing Body of Change Order No. 1; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council do hereby authorize the execution by the Administrator of Change Order No. 1 pursuant to which the Contract Price will be increased by \$10,550.00, from \$305,440.00 to \$315,990.00 (the "Amended Contract Price").

[R18246](#) Resolution Authorizing Execution of an Assignment and Assumption of Developer's Agreement – Nolan Properties to RALG LLC

WHEREAS, on or about September, 2018, the Nolan Partnership entered into a Developer's Agreement (the "Agreement") with the Borough of Hillsdale and the Planning Board of the Borough of Hillsdale in connection with property located at 262-270 Broadway, Hillsdale, NJ (Block 1523, Lot 3) (the "Property"); and

WHEREAS, the Nolan Partnership simultaneously entered into an Assignment and Assumption of Developer's Agreement with Borough of Hillsdale (the "Assignment") assigning the Developer's Agreement to RALG, LLC; and

WHEREAS, representatives of the Nolan Partnership and RALG, LLC have executed said Assignment; and

WHEREAS, in order to complete the assignment of the Developer's Agreement, the Assignment must be executed on behalf of the Borough of Hillsdale; and

WHEREAS, it is in the best interest of the Borough of Hillsdale to execute the Assignment in connection with 262-270 Broadway, Hillsdale, NJ.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hillsdale, County of Bergen, State of New Jersey hereby authorizes Mayor John Ruocco to sign said Assignment and Assumption of Developer's Agreement with Borough of Hillsdale, and all other appropriate Borough professionals are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of said document.

[R18247](#) Resolution Authorizing the Borough Clerk to Advertise for Bids for the Stonybrook Concession Stand

WHEREAS, there is a need for a concession stand at Stonybrook Swim Club, and;

WHEREAS, the purpose of the contract is to open and operate for, and close after, the full summer operation for retail food services within a concession stand located inside the Administration Building, and;

THEREFORE, BE IT RESOLVED, the Borough Clerk is duly authorized to advertise for such services.

[R18248](#) Resolution Authorizing the Borough Clerk to Advertise for Bid for the Opening/closing/Maintenance of the Stonybrook Swim Club Pools

WHEREAS, there is a need for seasonal opening and closure & maintenance of the pool(s) Stonybrook Swim Club, and;

THEREFORE, BE IT RESOLVED, the Borough Clerk is duly authorized to advertise for such services.

[R18249](#) Resolution Authorizing the Installation of ADA Ramps Through the Bergen County Cooperative Purchasing Program

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

WHEREAS, the Borough of Hillsdale is a member of the Bergen County Cooperative Contract Purchasing System of New Jersey, New Jersey State approved Cooperative Pricing System #11-BeCCP Purchasing Program; and

WHEREAS, the Borough wishes to install ADA Ramps throughout the Borough through the Bergen County Cooperative Purchasing System of New Jersey, New Jersey State approved Cooperative Pricing System #11-BeCCP Purchasing Program; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and the Borough Clerk are hereby authorized to execute an agreement for the installation of ADA Ramps throughout the Borough with P.A. Contractors, 90 Green Brook Road, Green Brook, NJ 08812, in an amount not to exceed \$30,000.00 and subject to the awarding of the Bergen County Community Development Grant Funding.

[R18250](#) Resolution Providing for the Insertion of any Special Item of Revenue in the Budget of Any County or Municipality Pursuant to N.J.S.A. 40a4-87 (Chapter 159), P.L. 1948 – Bergen County Community Development Grant

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

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

SECTION 1

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hillsdale, in the County of Bergen, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$30,000.00 which item is now available as revenue from the Department of Treasury – Bergen County Community Development Block Grant – ADA Compliant Improvements

SPECIAL ITEM OF REVENUE OFF-SET WITH APPROPRIATIONS

Bergen County Community Development Grant - \$30,000.00

Pursuant to the provisions of the statute; and

SECTION 2

BE IT FURTHER RESOLVED, the like sum of \$30,000.00 be and the same is hereby appropriated under the caption of:

OPERATIONS EXCLUDED FROM “CAPS”

PUBLIC AND PRIVATE PROGRAMS OFF-SET BY REVENUE

Bergen County Community Development Grant - \$30,000.00

SECTION 3

BE IT FURTHER RESOLVED, the above is the result of funds due to the Borough of Hillsdale, from the Department of Treasury, that were not available at the time of the adoption of the 2018 budget.

NOW BE IT RESOLVED, that the CMFO will forward an electronic copy of this resolution to the Director of Local Government Services for approval.

Adopted: October 9, 2018

WHEREAS, pursuant to a Land Lease Agreement dated September 25, 1998, as amended March 7, 2018, (collectively, the “Lease”) the Borough of Hillsdale leased property located at 383 Hillsdale Avenue to Sprint Spectrum Realty Company, LLC (“Sprint”) for a cell tower; and

WHEREAS, a recent audit by Sprint’s Finance Department revealed that Sprint made incorrect rent payments to the Borough of a period of January 29,1999 through January 28, 2019 for a total overpayment in the amount of \$47,644.93 (“Rent Overpayment”) as Sprint failed to deduct 10% from the rent payments as allowed under Section 3(a) of the Lease.; and

WHEREAS, the parties have agreed to a settlement amount for the overpayment as outlined in a Letter of Understanding dated September 28, 2018, to be taken in 2019 as follows:

-no annual rent payment for the period of 01/29/19 through 01/28/20
(thereby recouping \$31,552.17 of the \$47,644.93 rent overpayment); and

-an \$16,721.50 annual rent payment for the period of 01/29/20 through 01/28/21
(thereby recouping the remaining \$16,092.76 rent overpayment).

WHEREAS, the parties consent to the execution of the Letter of Understanding.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Hillsdale, County of Bergen, State of New Jersey hereby authorizes Mayor John Ruocco to sign said Letter of Understanding and all other appropriate Borough professionals are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of said document.

Motion by Council Member Lundy, Second by Council Member Karcich.

Roll Call Vote:

Ayes: Council Members Segalas, DeRosa, Horvath, Karcich, Lundy, Council President Pizzella

Nays: None

OFF-CONSENT:

Motion to adopt _____ Second _____

Council Members Lundy, Council President Pizzella, Segalas, DeRosa, Horvath, Karcich

COUNCIL COMMENTARIES:

Councilmember Lundy complimented Shailen Shah for his impressive accomplishment. She acknowledged all First Responders, Fire Chief, Police, EMS, everyone involved in assisting in the automobile accident in September and thanked them.

Councilmember Segalas said Shailen Shah has wisdom beyond his years. He wanted to comment on the adoption of the land use ordinance. Councils in various towns have the opportunity to pass legislation telling people what they can’t do and restricting property and making it very difficult. He was glad to say that the Council this evening did something to make lives in this town a little easier and better and make improvements to properties more affordable; we are a Council that tends to simplify life and thanked Councilmember for their support of this ordinance,

Council President Pizzella congratulated Shailen Shah. He wished to reiterate writing letters regarding Waste Management. He is in agreement with Councilmember Segalas, we are here to help people. This ordinance started way back with the Planning Board having enough insight to help people out and not make it so difficult. It started with the Planning Board, former Mayor and is happy it finally got done. He congratulated those who

celebrate Columbus Day, it is meaningful to them since it got them to this country and a better life for them and their children; Happy Columbus Day to my fellow Americans for all who celebrate it for that specific meaning.

Councilmember DeRosa wanted to remind everyone of the Emergency Services event this weekend and invited everyone to come out from 11:00 AM to 1:00 PM. He said there are a number of Emergency Services calls on the Parkway and they respond. Triboro needs supplies frequently and our Emergency Services provide for them. It exemplifies that they do help out other towns and have a great relationship with them.

Councilmember Horvath agreed with everything everyone said and it is gratifying to be on this Council.

Councilmember Karcich said Public Service is very important to him and said all residents should get involved in public service, being a coach, volunteering in the Fire Department or being on a committee. We are blessed in Hillsdale, we have an active community and we love our town. He thanked the residents who supported him to become one of your Council people. My goal is to resolve the issue we have with the DPW and have served with the DPW for two years and acted for resolutions with the department. One thing is clear; our DPW staff is very hard working and committed to serve our residents. They were lacking the right leadership and he is very pleased with the progress we have made with the DPW. With the new snow plan we have in place for this winter the season will be a success. I have always tried to be fair and listen and being a member of Hillsdale has always been a privilege and is so proud of what we have been able to accomplish in such a short period of time. As a Councilmember it takes a lot of time and energy which he enjoys and spends about 15 hours a week on Council matters. It is time for me to move on, I own a small business which has grown fast and this is the reason I have decided not to run for reelection. He thanked Mayor Ruocco, the Council, all of our Department Heads, our Borough employees and volunteers who have supported this Council. He also thanked our former Mayor, Doug Frank, who showed me the ropes when I first started and to Marie Hanlon who got me started. Lastly he thanked our Business Administrator, Jonathan DeJoseph the best in the Valley and without his insights, leadership and hard work we could not have accomplished all have done in the past few years. He thanked all for their support.

Mayor Ruocco said Election Day is November 6, polls open at 6:00 AM and close at 8:00 PM. Last day to register to vote is October 16 by 4:00 PM. Last day for mail in ballots is October 30 to the County. He thanked all the folks who made the Fall Festival such a great event, it was a real effort by all volunteers, it was a great success. He mentioned the passing of Josephine Bradshaw, born in Westwood, lived in Jackson, New Jersey when she passed away, a parishioner of St. John the Baptist and did a great amount of work for the parish. She and her husband volunteered greatly in our Ambulance Corps, she was secretary for 44 years, and we named a street after Bob Bradshaw, Bradshaw Court. The family will receive guests at Becker Funeral Home tomorrow from 2:00 to 4:00 and 6:00 to 8:00 and the funeral Mass at St. John the Baptist on Thursday at 10:00 AM.

Mayor Ruocco said he was at the Board of Education meeting and was disappointed that no member of the Board of Education responded to the concerns I expressed designed to get them to pay their fair share of what it costs the Borough to provide a School Resource Officer. I was disappointed in our own Hillsdale residents on that Board. They all deferred to the Superintendent and the Superintendent did what I expected him to do and repeated the same arguments that he told me many times. I respect that and if I were in his shoes I would use the same arguments. I was hoping to get more reaction from the Board of Ed and they did not provide that.

ADJOURN TO CLOSED SESSION:

[R18252](#) 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 – Waste Management, Police Dispatch

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.

X (7) Matters relating to litigation, negotiations and the attorney-client privilege –*Waste Management, Shared Services, Demarest Farms*

___(8) Matters relating to the employment relationship –

___ (9) Matters relating to the potential imposition of a penalty.

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

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

RECONVENE REGULAR MEETING:

Motion to reconvene by Council Member Karcich, Second Council Member Lundy, and unanimously carried.

ADJOURNMENT:

Motion to adjourn by Council Member DeRosa, Second by Council Member Lundy, and unanimously carried.

THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE

Thursday, November 8, 2018 7:30 pm