

Minutes of a Council Meeting of the Borough of Hillsdale held at 7:30 PM on Tuesday, December 10, 2019, 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 10th day of December, 2019. 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, Escobar, Horvath, Lundy, Segalas, Council President Pizzella, Mayor Ruocco, (Borough Attorney Mark Madio, Interim BA Robert Gallione, Borough Clerk Denise Kohan)

PROMOTIONS/PROCLAMATIONS/RECOGNITIONS -

PRESENTATIONS:

OATH OF OFFICE/APPOINTMENTS:

Appointment of Hillsdale Fire Department Cadet Cailee LaFrance

Chief of the Fire Department said the LaFrance Family has three generations on the Fire Department; her parents both are on the Fire Department, her brother and now Cailee has joined the Fire Department. It is phenomenal.

Mayor Ruocco said he was aware that the LaFrance name was very much involved in the successful operation of the Hillsdale Fire Department.

Motion to approve Appointment by Council President Pizzella, Second by Council Member Lundy, and unanimously carried.

[Hillsdale Fire Department Cadet Oath: Cailee LaFrance](#)

Mayor Ruocco administered the Oath of Office to Cailee LaFrance.

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

Mayor Ruocco opened the Initial Public Comment period at this time.

Frank Mangano, 96 Ruckman Avenue –

He is a member of the 50+ Club and was curious to know if there has been progress for a location for the senior citizen community center.

Administrator Gallione said last night the Borough Engineer gave him a proposal. He made suggestions which he cannot discuss now but by the next meeting more information would be available.

Linda Tytla, 104 Plymouth Road –

She asked if it was possible to amend our current tree ordinance because it is not being enforced and gave a couple of incidences. When she first moved in a contractor came in down the street, leveled the house and removed all the trees in that lot. She is talking about mature, healthy trees about 70 and 100 ft. in height and he leveled about 10 of those trees, couldn't get a permit for the house because it didn't meet height requirements; he scrapped that project and the lot lay barren for 10 years. Another instance; a neighbor called her and told her something was going on behind our homes, numerous trees are being taken down and it was a Sunday and we couldn't call the Borough. That neighbor removed about eight mature trees and neighbors are taking down trees. The current ordinance says three trees per calendar year. A vacant house across the street was sold and a contractor came in immediately and took down three oak trees, pine tree and Japanese maple. When she spoke with the contractor he said he was going to remove trees in the back. I advised about the tree ordinance. Later the contractor came back and said he would remove a tree in the back; one tree is really five trees; there are three stumps and two have trees coming out of them. All the way in the back there is an oak tree and he wants to take the tree down and when I mentioned the ordinance he said he will take it down in January. It doesn't make sense; you can cut down three trees in December and another three in January.

Attorney Madaio agreed.

Linda said the impact is greater on us people across from us in three years took down three oaks. We have six oak trees down, a pine tree, a dogwood and there is a big hole. This person complied with the ordinance but he pushing the limits; he is looking to come in, do things quickly and get out. There is no need to take trees in the corner. She would a change to at least a 12 month period so that people can think about what they are doing, contractors don't care. It can be very emotional; you get attracted to these trees. She would like to see the ordinance amended to a 12 month period and municipalities have it worded like that. She would like to see people getting a permit to make sure the town is on board with their plans. For the 18 year she has lived there, over 60 trees have been cut down. She would like to see those other trees saved in this incidence. A new owner may come in and just love those trees and she feels this is something that needs to be considered. The ordinance itself in calendar years is not being enforced.

Council President Pizzella said we are currently doing a tree ordinance. One of the changes is you have to get a permit to cut down a tree, you are not allowed to just cut down a tree.

Council Member Segalas said someone taking down a lot of trees on a Sunday?

Linda said she was told that after the fact and do we need that drama. I don't want to call the police; taking down the trees on Sunday was done on purpose.

Council Member Segalas said he is responsible to comply with the law. He said Council President Pizzella is correct, we are taking the tree ordinance making it stand alone and making a strong tree ordinance and that is our goal. We will take all of these into consideration; most towns with a tree ordinance make exceptions as to the footprint of the house.

Borough Engineer Statile said on the particular case she is talking about where the contractor is going to take 6 or 7 trees down, she contacted our office, I know the contractor and we stopped him and he took down three trees. If he tries to take more trees down he needs to get a building permit, he has already started his work on the house. I have already lectured him, do not attempt to take down those trees and we did abate the situation. I don't believe he will attempt to remove any more trees and if he does, there is a penalty schedule. As people on Sundays the police can contact me, my staff lives in Montvale and another in Maywood and someone would be here in 15 or 20 minutes. I will come myself, I am around on Sunday so if there is a violation of the ordinance, contact the police and we will document the stumps and sizes and they will get the penalty statement.

Council President Pizzella said our tree ordinance also has language about 100 year old trees which he did not think the old ordinance had this.

Borough Engineer Statile said if your house look historic but is not designated as such, we can take down the house. Taking down a tree may be historic, it is your property and you can do what you want with the trees within the confines of the ordinance. One of the problems is that you don't know when the person took down the trees so I don't know when the clock starts for the 12 months.

Council Member Segalas said the department would have to keep track of trees taken down for a house. Other municipalities have it and are able to enforce it. If there is a permit, there is a document in the file; we will get input from the department

Linda said sometimes the tree contractors are giving people deals; when they take down five they give you a deal for three. It is very upsetting to me.

Mayor Ruocco closed the Initial Public Comment Period.

Mayor Ruocco said we will go to the Professionals report and then go to closed session.

APPROVAL OF MINUTES:

Council Meeting Minutes October 23, 2019
Closed Session Minutes October 23, 2019
Council Meeting Minutes November 12, 2019
Closed Session Minutes November 12, 2019
Closed Session Minutes November 26, 2019

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

PROFESSIONALS REPORT/MONTHLY DEPARTMENT HEAD REPORTS:

(The following correspondence on file in Borough Clerks Office)

[Hillsdale Police Department – November 2019](#)
Hillsdale Fire Department – November 2019
Department of Public Works
[Borough Engineer – November 2019](#)
[Tax Collector Report – November 2019](#)

Police Chief Robert Francaviglia
DPW Superintendent William Haffler
Borough Engineer Christopher Statile

Police Chief Francaviglia said before he gives his report he would send out his thoughts and prayers to all the victims and families of the Jersey City shooting today, especially for the police officer who lost his life in this tragic event. During the month of November there were 90 dispatch shifts, seven dispatch shifts covered by police officers, one of those for overtime. This past month there were 250 motor vehicle stops and eleven criminal arrests. In November my police staff assisted at the high school and evacuation drill; these events occur at least 10 times a year as per the state education guidelines. I am extremely proud to report that Captain Sean Smith was invited back to instruct the risk management course at the FBI National Academy. He did a great job and will be going back several more times. A great job by personnel and fire department personnel on the fire at Lincoln Terrace on the night before Thanksgiving, luckily no injuries; Santa detail this past week and recognized his trusted elf, Sean Smith and Councilman Horvath for organizing and photographing this charity event and Josh Turi for doing the makeup for myself and the Captain and the time he donated. After speaking to some of the Crossing Guards, he had concern about motorists not using their directional signals at intersections when they are crossing the kids. He said to all residents in town to watch and use your directional signals when you are approaching the intersections, especially around school time, it is for the safety of our kids and Crossing Guards; the Crossing Guard job is the most dangerous out there please adhere to the request. Another successful year in the Police Department and is looking forward to working with the new Borough Administrator this year, he wished everyone a Happy and Healthy New Year.

Councilman DeRosa thanked the Chief and Captain for doing the Santa every year and residents volunteered their time and effort and their love for the town. Five years in a row for receipts taken in for these events went to the food bank and various other charity organizations and this is something the Police Department should be very proud of and their interaction with the community.

Chief Francaviglia said the toys donated from Shop Rite are going to a good cause for kids with cancer and are currently in the hospital.

Hillsdale Fire Department. On Monday we start our Santa Detail at 6PM Monday through Thursday working on the east side of town working our way to the other side of town. We do not go later than 9PM. We leave Friday in case we have bad weather or fire call to slow us down. We do live updates on Facebook and if you ask questions I do my best to answer as soon as I can. Once again for our third year we will be collecting for the Hillsdale Food Pantry and this has been an incredible success. Last year we kept the Food Pantry stocked until April. He invited the residents to come out and see the kids running out and to see 85 year old women come out is even better. They come out with bags of food to say hello and is a lot of fun to do. We have three Santa Claus and one secret Councilman who will be Santa on Monday. He thanked Councilman Segalas very much. On the morning of Thanksgiving at 2:04 AM we were dispatched to a fire; Hillsdale Police were there in moments, we were aware before our arrival it was a working fire and fire out of the windows on the left and rear of the structure. The guys were great and their work was fantastic with the Police Department and he welcomed all the help we got. He thanked the towns who helped; Westwood, Woodcliff Lake and Park Ridge all came out to assist, there were no injuries and we kept 95% of the ruins to the room of origin. I am very proud of my guys and for everything they did. We have the Chief's dinner coming up and we have Reorg on the 5th at 12:30, swear ins at 12:45.

Borough Engineer Statile said the past month has been quite busy in town here. For Habitat for Humanity we have been getting out the utility providers for the lot on Chestnut Street. Apparently the property in Washington Township has taken the back corner of the property for a playground area. Because we wish to give that property up that person needs to vacate that immediately because we do not any legal issues with the claim of that property. There is case law and somebody needs to get on this immediately. The fence has to be

taken down immediately because he does not want to see any problems with that; those types of encumbrances are dangerous to the Borough. That is the first thing and that is the most important thing. The 2018 sidewalk project on Piermont Avenue is completed and we are going to clean it up with the Department of Transportation and the paper work and get our \$200,000 grant from the state who will reimburse us. The barrier-free ramps and corner ramps from the county has also been finished up on Piermont Avenue as well as the Community Development grant we have for \$30,000 to do our own ramps. Reimbursement from the County as well so there has been a lot of paper work in the office for those. In terms of Centennial Field monitoring we submitted a permit modification to the state about 115 days ago to reduce our testing frequency as well as our intensity at the landfill for the gases, methane coming out of our vents. I noticed 110 days; they have 90 days to complete the reviews so I made a call to Trenton who said he hadn't even looked at the application. Normally they have to be done by 90 days. He thought our original permit was too steep for our landfill consistency and said he would reduce a lot of what goes on there for testing. He was going to try to reach out to North Jersey Enforcement to back off on our penalty perhaps because there was no reason for it. We haven't had any reportable instances there of any discharges so there was really no need to be against the Borough. He wasn't sure of how much power the permit people have over the enforcement. We have just completed our 4th quarter testing of methane and got the report today from my consultants and it will be sent to the state shortly. Lincoln Avenue paving – Administrator Gallione has been following up with Woodcliff Lake on that, we still haven't gotten the plans and specifications from the Borough Engineer and we can ride on their coat trails with the grant from the DOT. Regarding Public Service upgrades this week, we had issues with PS taking down large trees along for their new KV wires and sent an email to stop the work until we convene with Public Service to go over their plan from Dumont to the substation in Hillsdale. We want to keep them on the county road system and not our local streets, we said Patterson Street is the only street we wanted. He hasn't heard back from Public Service on that and he is surprised with community relations that they did this. I will take care of that with them. We will have another meeting with them before they take trees down. We have cleaned up the grants; Veterans Park memorials are completed and we can seek reimbursement from the county for the county's share of the project. We are continuing to work on Memorial Field and that is going along very well. We hope to take bids in January for that project. We did get the grant for 1 million dollars for improvements to Patterson Street and Hillsdale Avenue; Community Block grants we filed an application last Friday to add an elevator for handicapped accessibility for the second floor of the train station as well as new bathroom fixtures at the Stonybrook Swim Club lap pool and Patty wishes to proceed with a new bathroom there as well. Those applications went in last week. We only qualify for handicapped accessibility. You have the grant for \$81,000 for Centennial Field which will be voted on by the Board of Freeholders on December 23 and upon approval we should get a contract in January or February and we can proceed for any improvements up there as well. The Borough received \$250,000 grant from the Department of Transportation for improvements on Hillsdale Avenue and Everdell Avenue and Maplewood Avenue which we submitted this past July. We should be getting a contract from the state as well to execute and return back to them. The 2020 Trails Grant Program is not open yet and we are staying in contact with the state on that on a monthly basis. We have our name on the roster so if the grant program goes out we will be notified. We are progressing with schematic plans for the landfill for football and turf for the fields as well as for the senior community center as well.

DPW Superintendent Haffler said the downtown has been decorated and we will work on the Borough Hall tomorrow. We've had 5000 yards of leaves this year, we've been around five times and this is the final time, the fifth time, for final pickup. We had snow last week and now we are getting snow overnight into tomorrow so if we do any kind of extension it is going to keep going on. One of our new trucks was supposed to be here, it is not but will be here next week and we will have that for the winter season. We bought more lights last year and our guys do a great job with decorating and hanging lights downtown, they get it done and it looks nice. The train station looks beautiful; he received compliments from residents in the audience and the town looks great.

ADJOURN TO CLOSED SESSION:

[R19305](#) 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 – *Redevelopment, Personnel, Contract Negotiations*

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 - *DPW/Crossing Guards*

(5) Matters relating to the purchase, lease or acquisition of real property or the investment of public funds.

(6) Matters relating to public safety and property –

(7) Matters relating to litigation, negotiations and the attorney-client privilege – *Redevelopment*

(8) Matters relating to the employment relationship – *Personnel/Hiring*

(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.

[NW Financial Group, LLC Proposal](#)

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

RECONVENE REGULAR MEETING:

Motion to reconvene by Council Member Escobar, Second by Council Member DeRosa, and unanimously carried.

COMMITTEE REPORTS:

- Councilman - Anthony DeRosa
- Councilman - John Escobar
- Councilman – Zoltan Horvath
- Councilwoman - Abby Lundy
- Councilman – Steven Segalas
- Council President – Frank Pizzella

Mayor Ruocco stated that we will hold the Committee Reports to the next meeting.

NEW BUSINESS:

CORRESPONDENCE:

Motion to approve, receipt and file _____ Second _____
Council Members Horvath, Lundy, Council President Pizzella, Segalas, DeRosa, Escobar

DISCUSSION:

Hillsdale Fire Department requesting the use of Stonybrook Parking Lot and Field for their annual carnival

PUBLIC COMMENT:

ORDINANCES: Adoptions/Introductions:

[19-17 - Introduction](#)

AN ORDINANCE ESTABLISHING SALARIES FOR THE STAFF OF THE HILLSDALE SWIMMING POOL COMMISSION FOR THE CURRENT YEAR 2019 IN THE BOROUGH OF HILLSDALE, COUNTY OF BERGEN, STATE OF NEW JERSEY (Updating Ordinance 19-02 – Secretary – Hourly Salary Range Only)

[19-18 – Introduction](#)

AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE, AMOUNT AND METHOD OF PAYMENT OF COMPENSATION TO PERSONS HOLDING CERTAIN OFFICE AND POSITIONS OF

EMPLOYMENT IN THE BOROUGH OF HILLSDALE, COUNTY OF BERGEN, STATE OF NEW JERSEY

Borough Attorney Madio stated that we will need to hold these Ordinances as you cannot adopt Ordinances at the Sine Die Meeting as you have outgoing and incoming Council. Mayor Ruocco stated that we will pull Ordinances 19-17 and 19-18 and move on to Resolutions.

RESOLUTIONS:(Consent Agenda): R19295 through R19303:

[R19295](#) Resolution Designating Time and Place of 2020 Council Meetings

BE IT RESOLVED, by the Borough Council that the first and second Tuesday of each month, except for conflicts due to holidays/elections as noted on the schedule below or in June, July, August and November when there will be one meeting per month, in the Municipal Building Council Chambers, 380 Hillside Avenue, Hillside, NJ, at the hour of 7:30 P.M. be designated as the time and place of Council meetings for the year 2020; and

BE IT FURTHER RESOLVED, that the Sine Die meeting has been set for January 5, 2020 at 10:00 a.m. and Reorganization Meeting at 10:30 a.m.; and

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

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

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

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

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

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

BOROUGH OF HILLSDALE

2020 COUNCIL MEETINGS

January	5 th (Sunday) Sine Die Meeting 10:00 am
	6 th (Sunday) Reorganization 10:30 am
	14 th
February	4 th
	11 th
March	3 rd
	10 th
April	7 nd
	14 th
May	5 th
	12 th
June	9 th
July	14 th
August	11 th

September	1 st
	8 th
October	6 th
	13 th
November	10 th
December	8 th
	15 th

[R19296](#) Resolution Authorizing the Endorsement of the 2020 Community Development Block Grant ADA Compliant Improvements – Hillsdale Train Station

WHEREAS, a Bergen County Community Development grant of \$50,000 has been proposed by the Borough of Hillsdale for ADA compliant improvements to the Hillsdale Train Station in the Borough of Hillsdale and;

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

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

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

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

[R19297](#) Resolution Authorizing the Endorsement of the 2020 Community Development Block Grant ADA Compliant Improvements – Stonybrook Swim Club

WHEREAS, a Bergen County Community Development grant of \$7,500 has been proposed by the Borough of Hillsdale for ADA compliant improvements to the Stonybrook Swim Club in the Borough of Hillsdale and;

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

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

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

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

[R19298](#) Resolution Cancelling Small Balances of Tax Refund and/or Delinquencies of Less than Ten Dollars

WHEREAS, the Mayor and Council of the Borough of Hillsdale finds and declares that N.J.S.A. 40A: 5-17.1 empowers authorized municipal employees to process the cancellation of tax refunds and/or delinquencies of less than Ten (\$10.00) Dollars, and

WHEREAS, the Mayor and Council of the Borough of Hillsdale further finds and declares that the Municipal Tax Collector is qualified to process the cancellation of tax refunds and/or delinquencies of less than Ten (\$10.00) Dollars, and

WHEREAS, the Mayor and Council of the Borough of Hillsdale further finds and declares that it is the best interest of the citizens of the Borough of Hillsdale for the Municipal Tax Collector to be authorized to process the cancellation of tax refunds and/or delinquencies of less than Ten (\$10.00) Dollars in accordance with N.J.S.A. 40A:5-17-1;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale, that the Municipal Tax Collector is hereby authorized to process, without any further action on the part of the Governing Body, the cancellation of any property tax refunds or delinquencies of less than Ten (\$10.00) Dollars in accordance with N.J.S.A. 40A:5-17-1; 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>
805	16		.55

902	1		.05
1106	8		.11
1910	29.01	C00D1	.01

[R19299](#) Resolution to Authorize the Contract for CDL Random Drug & Alcohol Testing Services Contract

WHEREAS, CDL random drug and alcohol testing of all license holders is required as per

N.J.A.C. 17:27; and

WHEREAS, the Borough of Hillsdale desires to enter into a contract for Professional Services

with Valley Health System, 15 Essex Road, Suite 206, Paramus, NJ 07652; and

WHEREAS, the term of aforesaid contract shall be from January 1, 2020 through December 31, 2020; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to enter into an agreement with Valley Health System for the 2020 CDL Random Drug and Alcohol Program.

[R19300](#) Resolution Hiring Temporary Snow Plow Laborers for the 2019-2020 Winter Season

WHEREAS, there exists a need for a Temporary Snow Plow Laborers within the Borough of Hillsdale Department of Public Works for the 2019-2020 winter season; and,

WHEREAS, the following meet the requirements to fill the positions at the Department of Public Works:

CDL Drivers at the rate of \$35.00/hour:

John Horn

Jimmy Hodges

Non-CDL Drivers at the rate of \$30.00/hour

Christopher Kelley

Kenny Kasper

Non-CDL Drivers at the rate of \$25.00/hour

Billy Farrell

Michael Griffin

Kyle Rusch

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council Borough that the above listed personnel are hereby appointed to the positions of Temporary Snow Plow Laborers for the 2019-2020 winter season for the Department of Public Works, effective approximately December 13, 2019 until approximately April 30, 2020 on an as needed basis.

[R19301](#) Resolution Decreasing the Price for the Services of D&L Paving for Sidewalk Improvements Along Piermont Avenue – Change Order #2

WHEREAS, the Borough of Hillsdale (“Borough”), by Resolution dated July 16, 2019 awarded to D&L Paving 675 Franklin Avenue Nutley, New Jersey 07110 the Sidewalk Improvements Along Piermont Avenue for the Borough of Hillsdale in the base bid amount of \$225,806.46; and

WHEREAS, the Borough Engineer has proposed a Change Order for a decrease in the amount of \$7,026.20 due to decreases in materials needed; and

WHEREAS, the Borough Engineer is recommending the approval by the Governing Body of Change Order No. 2; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council do hereby authorize the execution by the Administrator of Change Order No. 2 pursuant to which the Contract Price will be decrease by \$7,026.20 from \$225,806.45 to \$218,780.25 (the “Amended Contract Price”).

[Backup](#)

[R19302](#) Resolution Increasing the Price for the Services of Balitano Contracting, Inc for Additional Work – Veterans Park Improvements – Change Order #1

WHEREAS, the Borough of Hillsdale (“Borough”), by Resolution dated July 16, 2019 awarded to Balitano Contracting 298 Forest Road, Fort Lee, New Jersey 07024 for the Veterans Park Improvement Program for the Borough of Hillsdale in the base bid amount of \$121,950.00; and

WHEREAS, the Borough Engineer has proposed Change Order #1 for an increase in the amount not to exceed of \$3,840.00 due to unforeseen additional work; and

WHEREAS, the Borough Administrator is 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 in an amount not to exceed \$3,840.00.

[R19303](#) Resolution Approving the Purchase of an SH Truck Body and Tow Hitch for a 2019 Ford F350 From the State of New Jersey Cooperative Purchasing Program N.J.S.A. 40A:11-12a

[Backup](#)

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

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

WHEREAS, the Borough will purchase of an SH Truck Body and Tow Hitch for a 2019 Ford F350 for the Department of Public Works through the State Cooperative Purchasing Program in 2019 on Contract #A88758; and

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Hillsdale approves the Purchase of an SH Truck Body and Tow Hitch for a 2019 Ford F350 from Winner Ford, 250 Haddonfield-Berlin Rd., Cherry Hill, NJ 08034, in an amount not to exceed \$20,039.00 in accordance with the State of New Jersey Cooperative Purchasing Program, Contract # A88758 valid March 9, 2015 through March 18, 2020.

Council Member Lundy had a question on R19302. Mayor Ruocco pulled the Resolution for a separate discussion and vote..

Motion by Council Member Horvath, Second by Council Member DeRosa.

Roll Call Vote:

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

Nays: None

Council Member Lundy referred to the Change Order increase mentioned in R19302.

BA Bob Gallione said earl on Saturday there was a crisis at the Veterans Park ceremony. We had a purchase order and the person to do the job bailed out on us at the last minute. The work was never a part of the grant matched by the American Legion. That was going to be paid under the Road Program. Chris Statile and I spoke with the paving company, he showed up on Saturday morning, he did the job and we had a ceremony with proper looking park. This will not be paid out of the grant, it will be paid out of the bond ordinance.

Motion to table by Council Member Horvath, Second by Council Member Segalas, and unanimously carried.

Mayor Ruocco said we will take this up at another time.

OFF-CONSENT:

[R19304](#) Resolution Authorizing the Transfer of 2019 Budget Appropriations

WHEREAS, N.J.S.A. 40A:4-58 provides that should it become necessary during the last two months of the fiscal year to expand for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefore and there shall be an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the Mayor and Council may by resolution setting forth the facts (adopted by not less than 2/3 of the full membership thereof), transfer the amount of such excess of these appropriations deemed to be insufficient,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale that the Chief Municipal Financial Officer be and is hereby authorized to make the following transfers in the 2019 Budget Appropriations.

2019 Budget Transfers					
				FROM	TO
<u>APPROPRIATIONS</u>				ACCOUNT	ACCOUNT
<u>CURRENT FUND</u>					
<u>WITHIN "CAPS"</u>					
FINANCIAL ADMINISTRATION S&W				\$ 25,000.00	
ADMINISTRATIVE & EXECUTIVE S&W					\$ 20,000.00
CLERKS OFFICE S&W					\$ 5,000.00
GROUP INSURANCE PLANS				\$ 1,000.00	
TAX COLLECTION O/E					\$ 1,000.00
TOTAL TRANSFERS WITHIN "CAPS"				\$ 26,000.00	\$ 26,000.00

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

Roll Call Vote:

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

Nays: None

[R19306](#) Resolution Authorizing the Mayor and Borough Clerk to Execute a Memorandum of Agreement on Behalf of the Borough of Hillsdale with the Hillsdale Crossing Guard Association

WHEREAS, the Agreement between the Borough of Hillsdale (“Hillsdale”) and Hillsdale Crossing Guards Association (the “Association”) expired on December 31, 2018; and

WHEREAS, Hillsdale and the Association have engaged in ongoing negotiations to discuss and agree upon the terms and conditions of a successor Agreement; and

WHEREAS, Hillsdale and the Association have agreed upon the terms of a successor Agreement for the term January 1, 2019 through December 31, 2022 pursuant to a Memorandum of Understanding; and

WHEREAS, Hillsdale wishes to memorialize its approval of the terms and provisions of the successor Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hillsdale that the Agreement as between the Borough of Hillsdale and the Hillsdale Crossing Guards Association for the term January 1, 2019 through December 31, 2022, incorporated by reference herein, be and hereby is **APPROVED**; and

BE IT FURTHER RESOLVED that the Mayor, the Borough Administrator and the Borough Labor Attorney are authorized to take all appropriate actions so as to implement this Resolution.

[MOU Contract](#)

Motion by Council Member Lundy, Seconded by Council Member DeRosa.

Roll Call Vote:

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

Nays: None

[R19307](#) Resolution Authorizing the Mayor and Borough Clerk to Execute a Memorandum of Agreement on Behalf of the Borough of Hillsdale with the Hillsdale Department of Public Works Local 125

[MOU](#)

WHEREAS, the Collective Bargaining Agreement between the Borough of Hillsdale (“Hillsdale”) and the Hillsdale Department of Public Works (the “DPW”) Local 125 expired on December 31, 2018; and

WHEREAS, Negotiating Committees for Hillsdale and the DPW have engaged in ongoing negotiations to discuss and agree upon the terms and conditions of a successor Agreement; and

WHEREAS, the Negotiating Committees for Hillsdale and the DPW have agreed upon the terms of a successor Agreement for the term January 1, 2019 through December 31, 2023, the terms of which are set forth in a Memorandum of Understanding, the terms of which are incorporated by reference herein; and

WHEREAS, Hillsdale wishes to memorialize its approval of the Memorandum of Understanding.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Hillsdale that the Memorandum of Understanding as between the Borough of Hillsdale and the Hillsdale Department of Public Works, Local #125 for the term January 1, 2019 through December 31, 2023, be and hereby is **APPROVED**; and

BE IT FURTHER RESOLVED that the Mayor, the Borough Administrator and the Borough Labor Attorney are authorized to take all appropriate actions so as to implement this Resolution.

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

Roll Call Vote:

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

Nays: None

COUNCIL COMMENTARIES:

Council Member Segalas said on December 18 Hillsdale Helping Hillsdale there will be gifts for families in need, if you have a gift or gift card you may drop it off at Borough Hall before December 18. The more we help each other the better.

ADJOURNMENT:

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

THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE

TUESDAY, DECEMBER 17, 2019