

Minutes of a Council Meeting of the Borough of Hillsdale held at 7:30 PM on Tuesday, March 7, 2017, in the Council Chamber, Borough of Hillsdale, New Jersey.

OPEN PUBLIC MEETING STATEMENT:

This is a meeting of the Hillsdale Borough Council on this 7th day of March, 2017. 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 Acting 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, Karcich, Lundy, Pizzella, Segalas, Council President Ruocco
(Mayor Frank, Borough Attorney Madaio, CMFO Jonathan DeJoseph, Acting Borough Clerk Kohan)

PROMOTIONS:

PRESENTATIONS:

APPOINTMENTS: (*Mayor Appointment*)

Zoltan Horvath – Historic Preservation Committee

Motion to record and file - Motion Councilmember Karcich, Second by Councilmember DeRosa, and unanimously carried.

PROCLAMATIONS:

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

Mayor Frank said this is time limited, new topics only and only one speaker per topic. Anyone wishing to address the Council, please raise your hand, be identified, and approach the podium.

Kevin O'Brien, 61 Parkview Drive –

Mayor Frank asked if this was his mailing address. He did not believe this was his accurate address.

Mr. O'Brien brought forth his driver's license indicating 61 Parkview Drive.

Mayor Frank said when he complained about his neighbor he went up there to look and saw there were two units on 61 Parkview Drive and on the website the front is called Unit One and he assumed the garage unit would be Unit Two and you should be more specific in your address.

Mr. O'Brien said his mail has been delivered very satisfactorily for the past five years. During the last Council meeting you made reference to if a neighbor has a particular concern with property maintenance, they should go to the Borough of Hillsdale, fill out a complaint form, and let process take its course. We have tried that approach for 11 years at the home of a Hillsdale Borough employee, my next door neighbor. The results have been less than satisfactory. It appears there is willful blindness with respect to the violations that continue. My recent complaints were with respect to two trailers that are on the property, one in the rear yard, one in the front yard. Borough ordinance 31057 makes clear reference that a trailer can only have four wheels. The yellow construction trailer has six wheels. That is one issue. The fact that we have cars parked in the rear yard is not very common to experience in a residential area either. We've got exhaust pipes cut up and discarded against the front of the house, in between the bushes. That is clearly visible from the street and shown on his cell phone. For residents who have an ongoing problem and can't get resolution through the Borough, the process is very simple. You create a statement of facts, you attach pictures, you include the Borough Ordinance, and present it to the Police Department where it goes up to the court and the court decides whether it is true or not. In the last five years that I have done that, the Borough has been incorrect in its interpretation of the law five different times. The municipal judge ruled in my favor five times. It makes you wonder how is it possible that they continue to overlook the rules and regulations that are put in place for the benefit of all residents. New Jersey Statute 48A60-55 relates to the power of the Mayor and it says the Mayor should support the state

ordinances, state laws, and shall see that the ordinances of the Borough are faithfully executed. While the ordinances are not being faithfully executed and I am bringing that to your attention once again and on Sunday morning, I filed the formal complaint with the Police Department and will let the judge decide how that property is judged. Thank you.

APPROVAL OF MINUTES:

Council Meeting Minutes – January 17, 2017

Motion by Councilmember Lundy, Second by Councilmember DeRosa, and unanimously carried.

Council Meeting Minutes – February 7, 2017

Motion by Councilmember DeRosa, Second by Councilmember Lundy, and unanimously carried.

Closed Session Meeting Minutes – February 7, 2017

Motion by Councilmember DeRosa, Second by Councilmember Lundy, and unanimously carried.

Council Meeting Minutes – February 14, 2017

Motion by Council President Ruocco, Second by Councilmember Lundy, and unanimously carried.

Councilmember DeRosa said he was absent at the February 7th meeting and therefore has to abstain.

Closed Session Meeting Minutes – February 14, 2017

Motion by Councilmember DeRosa, Second by Councilmember Lundy, and unanimously carried.

PROFESSIONALS REPORT/MONTHLY DEPARTMENT HEAD REPORTS:

(The following correspondence on file in Borough Clerks Office)

Hillsdale Police Department – February 2017

Chief Robert Francaviglia

Captain Smith provided the report for February. During the month of February there were 84 dispatching shifts, all covered with non-sworn personnel. There were 400 motor vehicle stops, 145 summonses and 12 criminal arrests. This past month the Police Department conducted mandatory training involving the criminal justice reform training. He publicly thanked Bergen County Prosecutor's Office, Assistant Prosecutor Justin Gofferts, who happens to be a town resident for assisting us in this new training. Criminal justice reform is a complete overhaul of the arrest process of a defendant which deals directly with arrests, detention and incarceration. Lastly, he would like publicly thank the Fire Department, Hillsdale Volunteer Ambulance Corps, and my officers for their rescue efforts of a 24 year old male that had fallen into the dead end of the creek at Magnolia. Very dangerous situation and it could probably have turned out fatal if not for the efforts of the Fire Department, Police Department and Ambulance Corps.

Mayor Frank asked that he fill the Council in on the award that you received this morning that was specifically for the Hillsdale Police Department from the JIF.

Captain Smith said JIF is the joint insurance that the towns abide by and they have a contest every year; departments have to submit a safety report and it is a prestigious award and Hillsdale received this prestigious award along with a few other towns. Basically it centers around safety and the Chief and I specifically tied it into safety as it pertains to the Hillsdale Police Department and the safety upgrades that were conducted over this past year. There were many and it only takes one drive around Hillsdale to see the speed signs and all the upgrades that took place downtown, pedestrian walkway, social media. I could go on and on. If you are curious, you can look on our website and get all the specifics and I am very proud and honored that we received this award and it will be a very shiny plaque in the vestibule.

Captain Smith said the Mayor would like me to speak about a forthcoming project and am pleased and honored that I was chosen to come up with a recipient who could worthy of a plaque, very similar to the six plaques we have in town for Vietnam that the Mayor did a few years back. Suez, when we did the reconstruction of the causeway approached us and kindly funded this project and I am proud to say that we came up with a very worthy recipient, he is deceased now, and his name is Colonel Frank A. Hill. Just a little background of who Colonel Hill was, he was a Hillsdale resident for a long time, from 1919 to 2012. This gentleman flew 166 air combat missions in Europe and North Africa during WWII. He was credited as a first Pilate of an all American group to down a German fighter plane in combat over France. He became the first Ace of the 31st Fighter

Group in 1943 and the Group's Commander. Some Hillsdale Historians will know that this and some iconic photos floating around in a Welcome Home Parade that was back in 1946. I think that is the time the town had all its glory and that Parade was in honor of Colonel Frank Hill. I look forward to the dedication to family members coming out and town residents, and once again he thanked the Mayor and Suez for bringing this all together and it is another great commitment that Hillsdale honors its veterans and people worthy of this honor.

Borough Engineer Statile said his report was emailed to all Councilmembers. We have been busy that past few weeks and today he spoke with the Zoning Official and coordinating some things. There were several zoning applications that we reviewed and we will help each other on things going forward. Most recently we worked on the pool enclosure specifications and the opening and specifications of the pool as well. We looked at the summer maintenance specifications, three sets of specifications. We worked with the pool manager and Administrator DeJoseph as well and as of today, everything is done. All specifications are complete. Tomorrow morning they will be issued for bid as well. We also have the Wierimus Lane drainage pipe replacement contract out for bid now and we expect to take bids on March 27. We notified about 10 different contractors today of the project and to get interest in the project as well.

Last week we met with Public Service at the substation job site to go over some coordination issues we have had with them as well. They have been working fast there, sometimes a little too fast, we needed more advance notice of what was going on. There were some errors made out in the field that we have to get worked out and we got that corrected now. We are going to get to look at schedules for them every week so that we know what is going on in advance and be geared up for making inspections out there as well as assisting them if there are any questions. They will be installing a lot of new conduits underneath our public streets in March into April which includes Patterson Street but that will require a short couple of days on Patterson Street. There will be substantial work in the industrial zone under the streets. They will work with the Police Department for detours that are necessary. There are enough other streets for traffic can get around but there will be coordination with the local businesses and they take care of that themselves by notification.

Council President Ruocco asked if that will impact anyone else in the Borough.

Engineer Statile said they will on Patterson Street. That will be happening March and April for that work. There is other work going on, they are doing poles, water and demolishing the building they purchased. The substation is pretty busy.

Centennial Field. We got monitoring results in for the gas vents and that has been sent to the DEP as well as ground water testing that was forwarded to the state as well. We are asking for a meeting in Trenton, myself, Administrator DeJoseph and his Environmental Consultant to reduce the frequency of testing. We would like to go through our closure permit so that we could reduce the amount of testing because of the cost of those tests. We are waiting to hear from the state on this.

In terms of grant applications for DOT for road improvements, he contacted the State last Friday and they believe the grants will be announced in June 2017 for roadway work, safe routes to transit will also be announced at the same time, under a different program.

On February 13, Council President Ruocco, myself and Administrator DeJoseph made a presentation to the County Open Space Committee for the acquisition of the property at Beechwood Park. What happens now is that committee will present their recommendations to the Freeholders on March 22 and eventually and if the project is viewed favorably we should have contracts from them around June 30 of this year. We go out to bid for the construction projects beginning with the acquisition work as well.

Bergen County just sent out some new forms to be included with the Community Development Block Grant projects; they are now including eight new forms to be filled out. Seven days prior to receiving bids and he is not sure how that works because bidders can pick up a bid package up to the minute the bid package is opened so for the bidders who don't meet the seven day threshold, he would expect to get forms back. He is not sure what they are doing and there are duplicate forms to go with the bid packages and forms after the bids are awarded and monthly forms submitted and summary form for utilization of business enterprises. It is a lot of extra forms.

Mayor Frank said that doesn't apply to the senior that is part of the block grant.

Mr. Statile said only grants over \$40,000. He doesn't know about this seven day prior bidding, that usurps the New Jersey contracts law and he didn't know how that works in there. If the contractors don't do it, what is the penalty? There is a penalty for not doing these forms, what happens if we don't send the forms down.

Mayor Frank said their contribution doesn't end up being near \$40,000.

Mr. Statile said they are using \$45,000 - \$60,000; open space is a CVG. Some of the projects are over \$40,000. It's a lot of extra paper work.

Stonybrook. He did visit the Jewish Recreation Club in Bridgewater and they gave him a tour of the whole facility. They have a temporary air supported structure over the pool and a permanent structure over the other pool.

He is assisting Administrator DeJoseph with the selection of streets for resurfacing.

Councilmember Lundy said we have an upcoming Coach's meeting and she wanted to give the correct information to our coaches. The methane detectors in Centennial Field House, when they go off are they connected to the Police Department; what is the procedure if they ever go off.

Administrator DeJoseph said there is a dialer system for those, he believed it goes to the Police Department but he will confirm it.

Councilmember Lundy asked if it will affect the field.

Mr. Statile said only if it's confined and there is an ignition like a space heater. There is nothing to it.

Administrator DeJoseph did not know if monitors were truly required inside the building because there are louvers in the door and it is a raised facility.

Mayor Frank asked if we should have some signage in that building, advise people what to do in case.

Administrator DeJoseph will work on something.

Councilmember Karcich asked about the new lightning system, is there training?

Administrator DeJoseph said they are the same; some training is coming up.

Mayor Frank said if Smith senses lightning, all of them go off.

Administrator DeJoseph said the computer is in Borough Hall so everything activates there.

Councilmember Lundy said we once spoke about an App on their phones so that they could see where the lightning is.

Administrator DeJoseph said there are email alerts from the current system. Patty Hughes has all the information for that. It will go out to all Sports Associations.

Councilmember Pizzella asked if Mr. Statile could go any further with Suez on the continuation of the noise on Church Road.

Mr. Statile said he could push harder if you would like me to do so. Yes he can if the Council supports him. With the cold weather the joints open up so the gap gets wider. They will have to come back in and refill those again. He said Route 287 by Mahwah has been ground down and they do a diamond polishing, we can do that as well to sort of smooth out that road, it is rough. It also adds to some of the noise. Perhaps a diamond grind as well and he would recommend this and fill in the joints. We can include that in our program and they can reimburse us or if it is a unit price item, the contractor can do it. It is done in the state and machines are available.

Councilmember Pizzella said we are working on this trail with another town and they have been cooperative in what they are going to do on our side. They are open minded to repairing it.

Patrick Doody, Volunteer Fire Chief. He had January report, February is not complete. We had a total of 15 calls, 89 hours. We had two drills, we drove to Hillsdale House and we also checked all the trucks to make sure they are ready for the new year. We spent 120 hours on drilling so we had more time drilling in January than we actually had on calls. He thanked PSE&G for the use of the building; they let us use it for the past three weeks. Last night we had Councilman Karcich and 25 members, 30 members last Monday night, and 25 members the previous Monday. That building will be unusable any more, they are doing abatement for asbestos starting tomorrow and there is the possibility the permits will not be issued after the abatement is done. It has been a great help for our junior members and we could train on a building like that. It was very helpful.

Starting Sunday we have daylight savings time and a lot of our calls come from battery changes, people forget to change their batteries, etc. If we could put a reminder on our board to change batteries with the clock it will be helpful. The call we had at the end of Magnolia, it was hectic but the Police Department was there and we had a lot of help from the Westwood Police Department, Washington Township was there, Westwood Ambulance. A helicopter landed, the young man was in bad shape when he took off in the helicopter. It was 25 degrees that night at 1:30 AM and he was very lucky.

Mayor Frank said PSE&G worked with the town very well and with the substation redesign and was happy to hear they turned the building over to the Fire Department for training. They work with us very well.

Patrick Doody said Lieutenant Maloof is also the head project manager so we had a little extra help.

COMMITTEE REPORTS:

Councilman - Anthony DeRosa

Councilman - Scott Karcich

Councilwoman - Abby Lundy

Councilman - Frank Pizzella

Councilman – Steven Segalas

Council President – John Ruocco

Councilman DeRosa said the meetings of the PVRHS Board of Ed are now available on You Tube, it is posted within 48 hours of their Monday meeting and he commended the Board. There are two links, one on the regional high school website but we also placed one on the Hillsdale Borough website; if you see schools and libraries on the left, click on that and you will see PVHS and there is a link by date for the meetings. He recommended that residents view those meetings. It is a great way to see where your tax dollars are spent but also see what the regional school board is doing for our students.

The Ambulance Corps is holding their second Annual Beefsteak Fund Raiser, Saturday before Mother's Day, treat Mom, May 13. The Rec Commission met and they continue to enhance the Memorial Day Parade. They have secured nine members of the N.J. Police Pipe and Drum so we are looking forward to seeing them march and participate in the Parade. They are also considering improvements to Memorial Field.

Councilman Karcich thanked PSE&G for the past three weeks the Fire Department was granted access to the commercial building which will soon be demolished. He experienced some of the training first hand. He appreciated the most was how different the environment which you know so well is different when there is smoke and bright lights and chaos, it makes you appreciate what our young men in town have to go through when there is live fire going on and people are yelling, wearing masks and on the ground. He thanked Chief Doody and the other officers for their excellent job in finding new creative ways to keep our fire department in a constant state of readiness.

Regarding DPW, he apologized to a couple of residents in town in the past snow season and was sorry that after sidewalks were cleaned the plows came through and covered them. The material was slushy; we are hoping the next time we get this material on the streets this doesn't happen again,

Council President Ruocco, Councilman Segalas and I went to a meeting about grant opportunities and he would comment later.

Councilman Pizzella said for the Environmental Commission, we will not be having a Green Fair in Veteran's Park this year. The individual who led the event made arrangements to do so with Oradell which is his hometown. The bi-state clean up date is scheduled for April 29. Let him know if there is an issue with this date. They are looking for an update on the status of the tree ordinance which they advised and want to know if there has been any movement on it from Council. They made the changes that were suggested and they wanted to know if they could move forward with that ordinance change.

Mayor Frank said send it to the ordinance committee. He did not remember seeing their comments and did not remember corrections. He asked that it be resent.

Councilman Pizzella said they wanted to know if there is an update on the remediation of the ash borer issue, is there any plan to adjust, do you need anything from them.

Mayor Frank said we were waiting for the identification of how many trees and where. He has gone out to a couple of places identifying ash trees and it is difficult. It has to start with the Environmental Commission.

Councilman Pizzella said they are waiting to hear on the recommendation article on deer management. Is that something they can post.

Mayor Frank said there is a deer meeting in River Vale and he spoke to the Administrator and it doesn't make sense for everyone to take a different approach, do it as a common approach, A number of towns will be present for that meeting.

Councilman Segalas was going to attend that meeting.

Councilman Pizzella said they are working with the Board of Ed on the maintenance agreement with the trees that have been planted on Arbor Day and there is a candidate for Eagle Scout who wants to work with EC to repair any of the boards that have broken since our last work on Beechwood Park. He also wants to increase the paths by using materials that are found on site. He wants to include bird houses and a butterfly garden and he will meet with EC on that.

Mayor Frank said it sounds like a good project.

Councilman Pizzella said on Historic Preservation, he heard from Elaine Gold who is Director of Bergen County Historic Preservation and Jonathan DeJoseph and I will be meeting with her on Monday, the 13th. At that time, we will report back on the grant for the train station to the Mayor and Council and then we can meet with the Borough Engineer and propose a critical action plan. We can discuss with the Council how we move forward. He also sent the bathroom grant application to Jon and wanted to make sure Chris has the original grant application because it did say in the application Historic Bathroom. He wanted to bring it to everyone's attention.

Open Space. Other than the information brought out by the Engineer, we have to provide a plan regarding Woodcliff Lake trail. We are having a meeting with the other towns on the 21st and asked if he could work with Chris Statile on a very simple concept plan for Hillsdale side that we could work off the one we already have. They also want to know how this trail would benefit the local communities involved. We will have a dry run on March 20 and will present on March 21. There will be no decisions made on the 21st, but will let us know soon thereafter. He will discuss redevelopment in closed.

Councilwoman Lundy said her committees have not met yet but said March 25 is New Jersey Maker's Day and the Library is celebrating this and are seeking submissions from artists, crafters, investors and tinkerers and other creative folk. They will be awarding prizes in six different categories. She will defer to the pool committee meeting because she was not in attendance.

Councilman Segalas attended Shared Services program sponsored by a local Congressman, Josh Gotheimer. There might be some ripe areas for the town to look for grant funding to assist us in continuing to move forward in a positive direction. The Board of Health meeting commences at 7PM tonight, there is discussion about revitalizing the rabies education program; there was a rabid cat in town this past month and requests from towns people doing more than just what is on our website to inform the residents as well as one issue from a resident regarding our licensing procedures in town in licensing cats and dogs.

Shared Services had a proposal from the Mayor of Westwood for possible shared services in one area. He is in the process of preparing a letter for the Mayor and Council's consideration. Regarding the rabid cat, it was a cat that somebody in town located in River Vale or Old Tappan. They took it home and found that the cat exhibited neurological impairment and the cat's health deteriorated. The cat was taken for testing and determined that it was rabid and the entire family had to go for prophylaxis type treatment to avoid infection with rabies.

Council President Ruocco said we have a preliminary budget which he hopes to have introduced next meeting. He thanked all department heads and Mayor for their time and effort. The significant factors was that there was a modest decline overall in revenue that we are budgeting for but an increase in medical insurance premiums for the town and DPW related operating expenses. There is no increase in debt at this moment despite 1.3 million dollars in capital improvements which are in the budget right now to improve the physical standing of the Borough and equipment acquisitions. The budget is going to produce a rate of increase for the tax payers that is not inconsistent with increases we have had in the past four or five years. It will not be a big shock in relation to what we have had before. With respect to the round table on grants, he found it useful; there were a couple of representatives from Bergen Community College and the main theme at the round table was that we get far less than what we give in this congressional district. We get back 33 cents for every dollar that we fork over as tax payers to the federal government. We signed up for monthly packages that the Congressman's office will be sending out to the towns, it will be available as to what is available in terms of grants. We had a general discussion about the benefits and the cost of hiring a grant writer which is something this Council should think about down the road.

With respect to seniors, the senior lunch is Wednesday, March 15 at St. Johns. He presented details to the Borough Administrator, Rec Director and to Councilman DeRosa and next to the 50 Plus Club and then approach the school for Shovel Out Seniors.

DISCUSSION:

NEW BUSINESS:

CORRESPONDENCE:

1. Letter received from the Hillsdale Hawks Football and Cheer requesting to hold their Second Annual 5K on Sunday October 1, 2017. Request has been sent to the Recreation Commission as well as the Police, Fire and Ambulance.

Mayor Frank said we should caution anyone using Stonybrook that we have a noise ordinance and the times and decibel level.

Motion to approve, receipt and file - Motion by Councilmember Karcich, Second Councilmember Pizzella.

Roll Call Vote:

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

Nays: None

PUBLIC COMMENT:

Mayor Frank said anyone wishing to address the Council, please raise your hand, be identified, come up to the podium and give your name and address.

Kevin O'Brien, 61 Park View Drive –

The Board noted that a former policeman cultivated an inappropriate relationship with a student while she was under age and while serving as a school resource officer. He later engaged in sexual activity in a police cruiser assigned to him and police station itself at least on one occasion. The Mayor made reference to an editorial I wrote in the first meeting of February where he went on to state that you can write some pretty stuff in there and that some of it is not true. The document I just referenced or read from came from the Open session of the Police and Fire Retirement System, Meeting 850, dated January 11, 2016. The actions of this rogue officer were not silly, parents place their trust in adults to do the right thing with their children. Now you know the facts; the failure of the Borough to inform the public is similar to Penn State. In my second point in my editorial, the Mayor questioned the \$68,000 that I wrote with respect to police overtime for Demarest Farms. The information came from a well-respected official. My witness to the comment earned the rank of Captain in the United States Marine Corps, a church going man, a family man, a resident of the Pascack Valley. I trust his signed affidavit is more than sufficient to overcome any question of my honesty and integrity as to what we were told.

Administrator DeJoseph said the number you just mentioned is not correct, not accurate. I am the CFO for the Borough, that is not the overtime spent.

Mr. O'Brien said there was no malice, no intent on me to give false information, that is what we were told and that is what I presented.

Council President Ruocco said you have an obligation before you write something like that to check with the Borough.

Mr. O'Brien said he did.

Council President Ruocco said it is 10 times the amount approximately of what we actually spent in overtime. You missed your mark by 1000%.

Mr. O'Brien said I did not miss my mark. My witness was with me, we heard what we heard and that was the fact.

Council President Ruocco said this is the public comment section, not the public debate section.

Mr. O'Brien said Mayor Frank questioned respective to Waste Management over their Host Transfer Fees. Again the information that I presented is posted on the Hillsdale Environmental website, it is referenced in two separate stories by North Jersey News, by the Record. It is also in the Borough minutes because that number

came from the past Mayor. When we take all the parts and pieces together I'll stand pretty firm on my position with respect to where that number came from.

Mayor Frank said that \$250,000 is correct and that is what the value of the free tipping we got under our previous Host Agreement which expired in July 2014. The value of that was unique when it was negotiated at the time and it is nowhere near and if you have a Host Agreement at the present time and we are not talking about that number at all. My only comment at the time was you have to know what is going on with Host Agreements to have an understanding of what the town is subject to lost or what you have to pay.

Mr. O'Brien said your comment at that time was the Host Agreement information is inaccurate. The Host Agreement information is available and is in print and I have copies. Moving on, in April Mayor Frank and Council President Pizzella supported an economic development presentation to the Planning Board. According to the meeting minutes of the town Planning Board, the report that was submitted was to be submitted within 30 to 45 days. I wasn't misstating this.

Councilmember Karcich said I have a problem with my sidewalk, you didn't pick up my garbage, it is like you are presenting a case and you are not doing it clearly.

Mr. O'Brien said in June, Michael Giancarlo lost his more compass claiming this resident was stalking him from the Library. You made my reference to my editorial as being silly, as being inaccurate. The Giancarlo scenario was recorded in the Borough minutes, it is on audio tape, it is fact, it is not fiction, it was not silly.

Mayor Frank said he mentioned three things in your editorial, first was the amount of overtime which was blatantly incorrect. The second was your understanding of Host Agreements and the third was your accusation which I found offensive up against Ed Alter saying that he changed his vote on the Planning Board because his term was up when he had clearly another year on his term, so that is inaccurate information as well.

Mr. O'Brien said I didn't say that it wasn't included in my editorial and with respect to Mr. Alter, I found it interesting that you questioned submission of evidence by a member of the public, me. My photos were never introduced as evidence, just allowed to be viewed, but not numbered and entered into the record. I was glad to have them viewed and show the actual horrors of that area of town. We'll see if they heed the warnings. That is an email from Mr. Alter to me dated July 2015. When you get into presenting pictures to a Board, they are generally marked as I am sure you would agree they get marked for identification, They are retained by the Board before they are ever shown to the Board. The pictures that Mr. Alter presented were shown to the Board, all the Board members looked at them, they were never marked, they were never retained by the Board; we attempted to use those same pictures for other areas in that same hearing, those pictures were no longer available. So I stand on my mark when I said the pictures were not marked into evidence, they were never identified, and they were never retained by the Board as they should have been retained by the Board. As for anything else with respect to Mr. Alter, he has threatened me with litigation so I am not at liberty to discuss that. The other point I didn't make reference to in my editorial was the issue of trying to secure a copy of the plan that was submitted to the court. We couldn't get that from the Borough, it was denied from our OPRA request, Marissa Ceffali is here in support. Her OPRA request was denied which prompted us to turn around and write my letter to Judge Meehan to gain access to that file. That is the fact. Coming back to the issue with respect to August, I attempted to present my case in the same manner that I did to this Town Council to the Planning Board, making my position very politely and in an opposing view; two police officers approached the door at the request of the Planning Board Chairman who is apparent my first amendment right was going to be challenged. If it hadn't been for Laura Calabria on the Planning Board, I may never have gotten the opportunity to extend my facts and present that information. Shortly after that transpired, I got a call from Council President Pizzella stating on the phone once we are done with you, we will then deal with Laura Calabria. When I asked him to clarify what he meant by who is we and what do you mean by dealing with Laura Calabria the conversation ended very promptly and very quickly.

Councilmember Pizzella said I did not say that.

Mr. O'Brien said we had that conversation, I asked you to clarify your statement, you said I misunderstood you, I had it written down, I asked you to clarify.

Councilmember Pizzella said just because you have something written down does not mean it is true. Just because you say something it doesn't mean it is true. Hold on, I would like to respond to your 45 days. Let me explain the 45 day comment to you. I did say 45 days and after that statement was made, many things impacted this town. We have COAH situations going on, we have Waste Management situations going on, you had an apartment that was approved in that area, and all of those things impact a best use analysis and redevelopment report. So, you cannot complete a report exactly. That is exactly right, I want to finish that. You cannot complete a report if you do not have all the accurate information and we already said to everyone here, many times, that we do not want to do this the wrong way. So we are taking it in a slow process.

Mayor Frank said I think you made that very clear and we stated at the last meeting this will be done on a schedule that lends a good result, not a fast result. I don't care if it takes another two years; we are going to do the right thing. Whether someone said a report will be available in two weeks or 200 weeks, it doesn't matter, it is going to happen when it happens.

Mayor Frank invited anyone else to come up.

Marisa Ceffali, 6 Manson Place –

Here is the way I look at things. You are the Council and the Mayor, we vote for you, we put you in office and we do that listening to what your platform is and in the hopes that you are going to be there to protect our rights. Not just so many people's rights, our rights as well. I want you to understand where I am coming from as I read this. I am here tonight to express my disappointment in the Mayor and Council for not protecting the residents of Hillsdale. On November 22, the Hillsdale Planning Board approved very confidential our controversial Patterson apartment application. This development could seriously increase the stormy runoff and place residents in more danger. So no doubt a decision that could endanger residents downstream would be given careful consideration by the Board. Chairman Giancarlo along with Attorney Miami Navi allowed extremely questionable events take place that strongly affected votes and approval. Board Member Laura Calabria was forced to recuse herself because her husband wrote a letter to the editor stating his objection to the project. Apparently there were feelings that this letter would in some way influence her vote. Ms. Calabria has been a member of the Planning Board since 2012 and has held the Chairperson position; she attended every hearing on this application. If you view all meetings it is claimed to see that Ms. Calabria was not in favor of the application so her husband could not have influenced her decision. How could Chairman Giancarlo allow this? The State Ethics Committee and the State Division of Community Affairs have no issue with her husband with his being entitled to execute his first amendments, a freedom of speech. By forcing her to recuse herself, the Planning Board questioned Ms. Calabria's honesty and integrity without any objections. In addition, a No vote was removed very conveniently for the applicant because you took a definite No vote off of that Board in one swoop. In an email to Mr. DeJoseph dated 6-16-16, way before the vote on November 22nd, from the Attorney Nabbi, she tells Mr. DeJoseph that she spoke with Mr. Ira Weiner, the applicant Counsel, regarding option on who will be administering the affordable housing units in the Hillsdale project. Why was the Hillsdale Planning Board attorney discussing how affordable units for the applicant would be handled before the application was even approved?

Attorney Madaio said this was done at the Planning Board, what does this have to do with the governing body?

Ms. Ceffali said because when the Planning Board – the Mayor appoints the Planning Board we have no control over the Planning Board. We elect you, who protects us from the Planning Board when they make improper decisions.

Attorney Madaio said you can appeal them but the Planning Board is an independent body, we have no control over them.

Ms. Ceffali said it is not an independent body when you all talk about it with each other. Why would Mr. DeJoseph be discussing affordable housing on that project?

Administrator DeJoseph said let me explain it. Do you know how many buildings we have in town that have affordable units in them?

Ms. Ceffali said regardless why was she speaking directly to Mr. Ira, why did she point out that she point out that she discussed it with Ira Weiner? You are absolutely correct, if this was in the general ..

Mr. DeJoseph said it is a compliance requirement of the state.

Ms. Ceffali said if you are discussing the affordable units in general with our town, absolutely, but when you are saying that, when she is telling you that she discussed it with Mr. Weiner about this project several months before it is improved, that is a problem. You are saying to me what does this have to do with you, it reflects you.

Attorney Madaio said it reflects us but let's assume it is a problem, what does it have to do with the governing body if an independent entity, the Planning Board, the Board of Health, Shade Tree Commission.

Ms. Ceffali because when the Mayor goes to appoint the next person on the Planning Board, you may want to think twice before you put someone on there that is not going to reflectively represent the residents. I don't understand why you are questioning why one would have nothing to do with the other.

Councilmember Pizzella said the Planning Board members are the same members that have been on there for quite a while.

Mayor Frank said complete your comments, this is the wrong venue.

Ms. Ceffali said there is no venue that is the sad part.

Councilmember Pizzella said that is not true.

Ms. Ceffali said Mr. Pizzella at the Planning Board meeting all residents got up and every time we tried to speak when the engineer was up whoever was got was told they would get their chance to speak. We got up speak, Mr. Weiner threw us under the bus, no one said anything and the decision was made. Not only was the decision made but they made sure Calabria wasn't there, it was ridiculous. I did get a chance to speak but I was side swiped by Mr. Weiner every time, I was accused by the attorney of being prejudiced. I am going to say my piece because it needs to be said and if you don't understand it, I hope the people listening understand it.

The Planning Board Chairman Giancarlo negotiated the number of units before the application was approved. Why would you do that? During the application, we were told we would have our turn to speak but the Planning Board lawyer refused to let us show the Planning Board a flooding picture; the excuse was we should have shown when the applicant engineer was there. We did try but we were told we needed to wait until it was our turn to speak. The Mayor and Council signed an application for a Transit Grant with a proposed apartment already included on the map. We were not allowed to show this map to the Board. Why? In that Transit application, did all of you sign the Transit application, who has to sign it?

Mayor Frank did not believe we signed the Grant, we signed the approval to submit the grant and as was mentioned, when Mr. O'Brien came before the Council on this before, it was a mistake, it should have said proposed and it is a common mistake and it is just a mistake. There was no planning, it was a mistake.

Ms. Ceffali said when you start hearing all of these things put in a row; you get to say to yourself is it a mistake or is it a state of mind. No doubt a decision that could endanger residents downstream would be given careful consideration by the Board. The Chairman allowed a Board member who is expected to vote against the project was forced to recuse herself. This member attended every meeting related to this application yet was not allowed to vote. Seeing the importance of this application you would think it would have been tabled to the next meeting; this would have given the Board time to check the legal rulings on spouses expressing their freedom of speech in addition to the absent member; one of the regular members was absent at the very last minute. That left you with two alternates to vote. The Board's responsibility is to uphold the Master Plan, do you agree with that and rule accordingly. It clearly states that this property should have been purchased for open space due to its proximity to the Pascack Brook and the danger of increased downstream flooding. The night of final vote, Bergen Swan offered to preserve the property as open space via county funding, it would have resulted in \$150,000 profit for the property owner. Yet it was ignored. Chairman Giancarlo allowed two alternates to cast their votes on the application; these alternates only attended 53% of the meetings. One of the alternates was appointed four months prior to the vote. He explained that he reviewed all the videos of the previous meetings. The video system has not worked properly for most of the meetings, you yourself made that statement more than once. The sound most of the time was not audible; any visual plans reviewed by experts were not visible to viewers, a situation I pointed out to the Board. These alternates who both voted yes had only 53% exposure to the evidence, the Mayor and Council has no problem with this. Is the safety and quality of the life neighbors downstream more important than any other area in Hillsdale? Whether it is \$68,000 or \$6,800 for overtime for the police regardless; you spent that money because you want to protect the on that side of town but not one dime was spent to really look into the flooding issue before something of this magnitude was passed. Nobody does anything about it; you say it is not your responsibility to question, to say was this right, should this have been done, should we have done more, should we be sure we are protecting all of our citizens. Just because it is the Planning Board; the Planning Board sat there every week saying they are volunteers; they are not professionals in this area. I truly thank them for taking the time to volunteer; worrying about downstream flooding, taking out 200 trees along the Pascack Brook and not one penny was spent to make sure that all of the evidence was correct before you allowed the Board to make this decision.

Don Hanson, 16 Bradshaw Court –

He was here to make comments on the pool; the area is adjacent to the pool and you have heard of the concerns of the Pool Commission. Mr. Statile in his report mentioned they are together, ready to go, a vote has to be taken before the Board before it is sent out.

Mayor Frank said they have been approved to go out but no action will be taken on the project without it coming back with a recommendation from the Commission and coming back to the Council for approval. The Commission listened very carefully to the issues that you raised and he believed they are taking action to adjust some of the specifications to address those. He hopes he would attend the next meeting as well. I have asked the Board to share what they adjusted with the Stonybrook Manor people who you will know exactly what is in the spec.

Mr. Hanson said our attorney received your response to the letter he had sent. He does not doubt for a minute that the people on the Pool Commission are well intended and they are looking out for what their assignment which is the interest of the pool and the community as well, but I hope the faith we extended to them will be returned to us who are very concerned about this because we live there and the possible effect on our quality of life, value of our homes and I trust I won't hear any accusations that the homeowners don't care about the kids or don't care about the swim team and don't care about the pool. None of that is true, just the opposite; we have children and grandchildren and have an interest in seeing the pool do well but part of our concern includes the apparent need of bringing substantial numbers of outside non-residents to make the proposal successful. We want to get more information about this and it would be great if we could see the RFQ before it goes out.

Mayor Frank said it is not available to you but he requested that the Commission make available to the Association anything to do with the noise; they have put in specifications on fans and the decibel levels. There were misconceptions on what the lighting would look like; the lighting will be down lighting and they have taken consideration of all the comments that were made during the meeting. He hasn't seen all the information but he is sure they took it very seriously. There will be a final design review when it comes before the governing body.

Mr. Hanson said we are looking to balance everyone's interest here. The Commission's interest is the pool; for us it is our homes and where we live, where people have sizeable investments and people have their life savings tied up in their homes.

Councilmember DeRosa said he voted to go forward with getting pricing for the RFQ's to see what it was going to cost. He has similar concerns about the financial model, how it is going to work. This is not a finished deal and other Councilmembers have similar concerns to make sure this is the best thing for the town and the residents. We consider ourselves stake holders and we would have appreciated earlier notice as to what was going on.

Mayor Frank said they did notice everyone within 200 ft. of the property in January and to do it any sooner; the specs were so vague and when Mr. Winterson came before the Council I realized perhaps not everyone knew and that is why he sent out the email blast and invited everyone to the meeting. We want to make sure everyone is totally aware of what goes on.

Mr. Hanson said some people didn't receive a letter. He believed the people who spoke in favor of the dome all had very positive stories, there was nothing negative there except when a non-resident got up and berated the homeowners and we should be ashamed for speaking up.

Donna Kamfor, 28 Esplanade –She wanted to add on to Marisa and Kevin and their situation. If we can't address this with the Town Council or the Mayor or the Planning Board, who do we take up these issues with? How do we resolve these issues? How do we get our voice heard?

Mayor Frank said you have your voice heard.

Ms. Kamfor said this is the wrong platform, it isn't the place to speak about this. Where do we speak about this?

Councilmember Pizzella said you spoke about it at the Planning Board and you had your voice heard at the Planning Board. This is not the Planning Board; the Planning Board is separate and apart from this entity. I agree that this entity and the people who sit on it need to question and look at things that go on in this town, however, this Board doesn't have jurisdiction over the Planning Board. You were heard at the Planning Board and the Planning Board for any reason did not agree with your argument. Now you are being heard here and the Mayor has allowed everybody to speak about it even though it is not the appropriate forum to talk about Planning Board issues at the Council. We are listening to what you are saying but we can't do anything about that decision. I am trying to understand do you want to be heard or do you want us just to agree because that can't happen, it is one thing to be heard and be given the opportunity to be heard; it is another thing to take an alternative approach just because there are people who have appointed who don't agree with your point of view.

Mayor Frank said anyone who gets appointed to the Planning Board, we don't tell them how to vote, we don't ask them how they would vote on anything, we look for people who are dedicated to the town, hopefully have been here a number of years and have shown an interest in the town by being good volunteers. There is no direction given to the Planning Board. All of the decisions they make about who can speak and when they can speak, we have an experienced Land Use Attorney sitting next to the Chairman of the Planning Board who gives him guidance on who can speak and who can't. There are rules how to progress on these projects. You can be unhappy with the result; I am not happy with a lot of results that go on in town, that is the way it goes

Ms. Kamfor said you are over the Planning Board.

Borough Attorney Madaio said this is the misconception.

Ms. Kamfor said so the Planning Board can ride wild.

Borough Attorney Madaio said the Planning Board applies the municipal land use law to the best of their ability and they are constrained by the terms of that law and Borough ordinance and when they make a decision, it is not appealed to us. They are on their own, so is the Board of Health, so is the Stonybrook Commission. That is how it is set up. It is set up to avoid the idea that this entity could pressure or tell that entity what to do.

Ms. Kamfor said they are not specialists.

Attorney Madaio said they have great planners and the applicants pay out of their escrow and that is why they have engineers. Members are not supposed to be experts although one town has two lawyers and three engineers. They are not supposed in themselves be experts, they are supposed to have an exceptional and unique and knowledge of their town and be able to weigh evidence; they are required to take a course. There are regular people on the Planning Board, informed by experts and required to take courses. It is set up that way not that we appoint them so we can tell them what to do. It is set up just the opposite; we have no ability to tell them what to do. They should be applying the statute and in that process, you can do your best to look out for the most number of residents while applying the law and very often not everyone is happy. That does not make the process corrupt, it doesn't make people unfair or stupid, etc. It may mean someone disagrees with you.

Ms. Kamfor said next month is a Waste Management meeting at the high school and that is because we are opposing Waste Management.

Mayor Frank said Waste Management's permit to operate the transfer station expired in November 2015. They haven't operated it since early 2014. They are applying to renew the permit and we are opposing it.

Ms. Kamfor asked is going to be put in that place.

Mayor Frank said we don't know because that would come out of our redevelopment plan if we should decide to do that for that area.

Ms. Kamfor asked if we had someone make up a plan last year.

Mayor Frank said no, we are working on it. We are going to take our time, we will do whatever gets the best possible result.

Ms. Kamfor asked if we did traffic studies for the area.

Mayor Frank said nothing is complete.

Ms. Kamfor asked if we have a definite number of garbage trucks and travels back and forth to and from 17 and going though Hillsdale and Township. We don't know that.

Mayor Frank said we developed some numbers of how many trucks there could be and it is somewhere between 150 and 200 daily. This is preliminary information.

Ms. Kamfor asked what kind of traffic study for residents has been done if you open up that area.

Mayor Frank said nothing yet. Right now the only thing we are doing is opposing Waste Management permit. There is no purpose talking about something that is unknown.

Ms. Kamfor said it was mentioned during the Planning Board meetings that Patterson Street was going to be the new gateway to downtown Hillsdale. Ed Alter said this. Look back at the tapes that was his comment in the closing statements of this apartment fiasco.

Mayor Frank said once again we are talking about Planning Board issues and it is not a Planning Board issue.

Ms. Kamfor said you want us to oppose this, go to the high school.

Mayor Frank said I want to oppose the garbage company, if you choose not to, that is up to you but that is a detriment to the town.

Seeing no one, Mayor Frank closed the meeting to the public.

ORDINANCES: Adoptions

17-02 – (Adoption)

AN ORDINANCE TO AMEND AND SUPPLEMENT ORDINANCE 09-01 CHAPTER 138 "FEES" AND CHAPTER 71 SWIMMING POOL COMMISSION

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

SECTION 1: Chapter 138 of the Code of the Borough of Hillsdale is amended and supplemented to include membership fees in the following schedule and definition:

CHAPTER 71, Swimming Pool Commission

RATES FOR 2017

RESIDENTS- TYPE	PRICE			***RESIDENTS volunteers discount 25%	TYPE	PRICE		
	On or Before 5-May	6-May 29-May	After 29-May			On or Before 5-May	6-May 29-May	After 29-May
A. Family of Two	\$561.00	\$590.00	\$649.00		A. Family of Two	\$421.00	\$443.00	\$487.00
B. Family (3 persons)	\$574.00	\$605.00	\$665.00		B. Family (3 persons)	\$431.00	\$453.00	\$499.00
C. Family (4-5 persons)	\$630.00	\$663.00	\$730.00		C. Family (4-5 persons)	\$473.00	\$497.00	\$547.00
D. Family (6 + persons)	\$697.00	\$733.00	\$807.00		D. Family (6 + persons)	\$523.00	\$550.00	\$605.00
E. Individual (18+)	\$399.00	\$420.00	\$462.00		E. Individual (18+)	\$299.00	\$315.00	\$347.00
F. Senior Citizen (62+)	\$227.00	\$239.00	\$263.00		F. Senior Citizen (62+)	\$170.00	\$179.00	\$197.00
G. 2 Senior Citizen	\$333.00	\$350.00	\$385.00		G. 2 Senior Citizen	\$250.00	\$263.00	\$289.00

I. Sponsored by a family membership must show proof \$150 per person , senior grandparent

NON-RESIDENTS TYPE	PRICE			***NON-RESIDENTS discount 25%	TYPE	PRICE		
	On or Before 5-May	6-May 29-May	After 29-May			On or Before 5-May	6-May 29-May	After 29-May
A. Family of Two	\$809.00	\$852.00	\$937.00		A. Family of Two	\$607.00	\$639.00	\$703.00
B. Family (3 persons)	\$864.00	\$909.00	\$1,000.00		B. Family (3 persons)	\$648.00	\$682.00	\$750.00
C. Family (4-5 persons)	\$901.00	\$949.00	\$1,043.00		C. Family (4-5 persons)	\$676.00	\$711.00	\$783..00
D. Family (6-7 persons)	\$911.00	\$959.00	\$1,055.00		D. Family (6-7 persons)	\$683..00	\$719.00	\$791.00
E. Family (8+ persons)	\$937.00	\$987.00	\$1,085.00		E. Family (8+ persons)	\$703.00	\$740.00	\$814.00
F. Individual (18+)	\$585.00	\$616.00	\$678.00		F. Individual (18+)	\$439.00	\$462.00	\$508.00
G. Senior Citizen (62+)	\$278.00	\$293.00	\$322.00		G. Senior Citizen (62+)	\$208.00	\$219.00	\$241.00
H. 2 Senior Citizen	\$428..00	\$450.00	\$495.00		H. 2 Senior Citizen	\$321.00	\$338.00	\$371.00

I.* J. Sponsored by a family membership must show proof \$150 per person , senior grandparent membership

**** VOLUNTEER:

Persons serving the Borough of Hillsdale, who are either elected or appointed to a Borough Board, Office, Department or commission and who require to take an oath of office.

Volunteers shall include but not limited to Mayor and Council, Fire Department, Dept. of Health, Environments Commission, Historian, Recreation Committee, Swimming Pool

Commission, Hillsdale Board of Education Members, Police Reserve and Ambulance

Credit card convenience fee	3%	Credit card convenience fee	3%
Return check fee:	\$20.00	Return check fee:	\$20.00

SECTION II:

Chapter 71: "Swimming Pool Commission", Section 71-2 Members is hereby amended and supplemented as follows:

MEMBERS:

C. Compensation: The member of the commission shall serve without salary or other compensation for their service.

Excluded from the prohibition is membership rate afforded Borough Volunteers.

SECTION III:

Guest Pass Discount Book					\$75.00
Daily Guest Pass Adult (weekdays and weekends))					\$16.00
Daily Guest Pass Child (weekdays and weekends) Under 17					\$10.00
Private Lesson Non Members, 1 child					\$53.00
Group Swim Lessons Non Members					\$85.00
Group Swim Lessons Members					\$75.00
Private Swim Lesson, 1 child					\$35.00
Swim Team Membership					\$65.00
Dive Team Membership					\$55.00
Dive Lessons Members					\$51.00
Dive Lesson Non Members					\$65.00
Mommy & Me Members					\$45.00
Mommy & Me Non Members					\$49.00
Fab Four _Members					\$48.00
Fab Four Non Members					\$55.00
Private Lessons 2 kids non members					\$60.00
Private lessons non-member					45.00
Private Lesson for 2 kids members					\$50.00
Babysitter – each sitter (2 max)					\$130.00
					\$5.00
Beer or Wine (by the glass or bottle)					To \$15.00
Swim Camp (guppy)					\$100 to \$300 per wk.
(I) Grand Parent Fee per person	I				\$150.00
Ladies night, family night other special events	I				\$5-\$65.00 per person
		100-150 people	150-200	200-250, \$3,000	
Parties under <100 people –private 4hrs	<100 people \$1,200	\$1,800	\$2,400	250-300 \$3,600	
School Parties (4hrs)					\$950.00
Camp parties one day 3hours					\$1,200.00
Evening after hours party 8-11pm					\$700.00
				200-250 people \$3, 600	
Corporate Parties (4 hrs.)	<100 people \$1,800	101-150 people, \$2,400	150-200 people \$3,000	250-300 people \$4,200	
Swim Team Rental (outside)			\$5,000 to		\$35,000.00
Swim team rental per lane per hour					\$150.00
Ping Pong balls					\$0.25
Camp Fees – HD &RV per camper					\$45.00

ID Card Replacement Fee	\$20.00
Chair Storage - per chair	\$10.00
Birthday Parties (children under 16) 2 hours	\$50 to\$80.00
Parties - Family (2 hours)	\$225.00
Spirit Wear clothing	\$5 to \$100
Yoga Members and Non members	\$5-\$40
Fitness examples: Spin, Pilates, Zumba and Cardio Kickboxing	\$5 -\$50.00 per class
Aqua Aerobics Members and Non members	\$5-\$40per class
Selling of snacks and food	.50-\$10.00
Camp rentals outside (HD,RV)	\$300-\$2,000 per day

***NO REFUNDS AFTER MAY 31st, 2017**

SECTION IV:

This ordinance shall take effect immediately after final passage, approval and publication of notice thereof as required by law, and the provisions of this ordinance shall be retroactive to January 1, 2017.

*** New Members Only*** - Promotion of 10-20% one-per family discount at designated open house and special promo events.

Motion to open public hearing on Ordinance 17-02 by Councilmember Lundy, Second by Councilmember DeRosa and unanimously carried.

I will now open the meeting to the public. If anyone desires to be heard regarding Ordinance No. 17-02, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

I entertain a motion that the public hearing on Ordinance No. 17-02 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. Now, therefore, be it resolved that this ordinance be adopted and the Acting Clerk is authorized to advertise the same according to law.

Motion to close public hearing on Ordinance 17-02 by Councilmember Lundy, Second by Councilmember DeRosa, and unanimously carried.

Motion to adopt Ordinance No. 17-02 by Councilmember Lundy, Second by Councilmember Karcich.

Roll Call Vote:

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

Nays: None

17-03 – (Adoption)

AN ORDINANCE ESTABLISHING SALARIES FOR THE STAFF OF THE HILLSDALE SWIMMING POOL COMMISSION FOR THE CURRENT YEAR 2017 IN THE BOROUGH OF HILLSDALE, COUNTY OF BERGEN, STATE OF NEW JERSEY

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

SECTION I:

The compensation of all personnel whose services are required for the operation, maintenance and regulation of the Facility as approved be the Swimming Pool Commission is as follows:

2017 SALARY RANGE

<u>TITLE</u>	<u>MAX</u>
A. Manager/Director	\$47,646.00
B. First Assistant	\$10,000.00
C. Second Assistant	\$9,300.00
D. Third Assistant	\$7,800.00
E. Fourth Assistant	\$7,000.00
F. Office managers	\$7,500.00
G. Maintenance/Handyman	Hourly \$15.00
H. Pre-Season Maintenance	Hourly \$10.00
I. Secretary-Hourly	Hourly \$17.00
J. Maintenance Manager	\$4,300.00

SECTION II:

Trained Lifeguards: Part-time minimum age 15 years, Full-time 16 years, Gate 15 years , Recreation and Minimum 14 years, Maintenance staff age 17 years

<u>YEARS WORKED</u>	<u>HOURLY RANGE</u>	<u>GATE & REC. LEVEL</u>	<u>HOURLY RANGE</u>
<u>LIFEGUARDS LEVEL</u>	<u>MAX.</u>		<u>MAX</u>
1	\$7.75	1	\$7.50
2	\$8.25	2	\$7.75
3	\$8.60	3	\$8.00
4	\$9.25	4	\$8.25
5	\$9.75	5	\$8.60
6	\$10.00	6	\$9.27
7	\$10.50	7	\$9.78
8	\$11.25	8	\$10.50
9	\$12.00	9	\$11.50
10	\$13.00	10	\$12.00
11	\$14.05	11	\$12.75
12	\$15.00	12	\$13.25
	<u>MAX</u>		
Coordinator of Group Swim Lessons	\$2,000.00		

Guard Safety Training Instructor	\$ 900.00
Head Guard - Lifeguard	\$2,000.00
Business manager of Swim/Dive Team	\$1,100.00
Managing Lifeguard	\$2,000.00
Kid's Korner Coordinator (3)	LEVEL
	1. \$4,300.00
	2. \$4,300.00
	3. \$3,400.00
Gate Manager	\$ 800.00
Camp Coordinator	\$3,000.00
Guppy Camp director	\$3,000.00

SECTION III:

A part-time /substitute Guard must earn at least \$4,000 the previous season to advance a step.

ADDITIONAL RATES:

Water Safety Instructor assistant	\$.50 hr.
Certifies Water Safety Instructor	\$1.50 hr.
CPR Instructor	\$1.00 hr.
EMT Certification	\$1.25 hr.

	\$18/half hour
Teach Private Swim Lessons	
Teach Private Swim Lessons (2 kids MAX)	\$30/ half hour
Certified Pool Operator Hourly emp.	\$2.00 hr.

LEVEL

	<u>Max</u>
Swim Team Coach	\$5,000.00
	Level 1-\$500.00
	Level 2-\$600.00
	Level 3- \$700.00
	Level 4- \$800.00
	Level 5- \$900.00
Assistant Swim/Dive Coaches	
Diving Team Coach	\$4,000.00
Aqua Aerobics Instructor	\$1,000.00
Yoga Instructor	\$1,000.00

Certified Pool Operator Salary employee	\$1,500.00
Fall/Winter Help-Hourly	\$17.00
Fall/Winter Secretary-Hourly	\$17.00
Coach Hourly –Head coaches only private or specialty for club	\$25.00

Any full time guard who is scheduled 80 hours per pay period (2 weeks) will be guaranteed a minimum of 20 hours per pay period (2 weeks) (i.e. early closing-rain). When club is open full time only for the months of July and August.

SECTION IV:

The Compensation fixed and determined by this ordinance for the persons holding the respective offices and position of employment herein named, shall be in lieu of all other fees, costs and charges received and collected by such officers and employees shall be remitted promptly to the Borough of Treasurer.

SECTION V:

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

SECTION VI:

This ordinance shall take effect immediately after final passage, approval and publications of notice

Thereof as required by law and the provisions of this Ordinance shall be retroactive to January 1, 2017.

Motion to open public hearing on Ordinance 17-03 by Councilmember Lundy, Second by Councilmember DeRosa, and unanimously carried.

I will now open the meeting to the public. If anyone desires to be heard regarding Ordinance No. 17-03, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

I entertain a motion that the public hearing on Ordinance No. 17-03 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. Now, therefore, be it resolved that this ordinance be adopted and the Acting Clerk is authorized to advertise the same according to law.

Motion to close public hearing on Ordinance 17-03 by Councilmember Karcich, Second by Councilmember DeRosa and unanimously carried.

Motion to adopt Ordinance No. 17-03 by Councilmember DeRosa, Second by Council President Ruocco.

Roll Call Vote:

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

Nays: None

17-04 – (Adoption)

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

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

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

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

	TITLE	MAXIMUM
1	Mayor	\$ 9,000.00
2	Councilmembers	\$ 6,000.00
3	Police Chief	\$ 170,958.00
4	Police Captain	\$ 163,385.00
5	Borough Administrator	\$ 45,900.00
6	Acting Borough Clerk	\$ 64,800.00
7	Certified Municipal Financial Officer and Qualified Purchasing Agent	\$ 92,100.00
8	Assistant Managers-Finance	\$ 56,400.00
9	Assistant Managers-Finance	\$ 23,272.00
10	Tax Assessor	\$ 21,973.00
11	Tax Collector	\$ 45,500.00
12	Assistant Managers-Finance	\$ 19,500.00
13	Confidential Administrative Assistant- <i>per hour</i>	\$ 17.00
14	Executive Assistant- <i>per hour</i>	\$ 20.00
15	Interim/Acting Superintendent of Public Works	\$ 80,000.00
16	Acting Recycling Coordinator	\$ 2,000.00
17	Licensed Sewer Operator	\$ 5,000.00
18	Fire Official	\$ 10,200.00
19	Municipal Judge	\$ 18,605.00
20	Court Administrator	\$ 52,410.00
21	Court Violations Clerk- <i>per hour</i>	\$ 20.40
22	Prosecutor	\$ 11,952.00
23	Alternate Prosecutor per court session	\$ 200.00
24	Public Defender	\$ 4,284.00
25	Alternate Public Defender per case	\$ 200.00

26	Welfare Director	\$	15,507.00
27	Community - Seniors Activity Director	\$	14,456.00
28	Recreation Director	\$	15,976.00
29	Construction Official	\$	21,753.00
30	Building Sub-Code Official	\$	21,752.00
31	Zoning Official- <i>per hour</i>	\$	30.00
32	Board Secretary- <i>includes preparing minutes-per meeting</i>	\$	50.00
33	OEM Coordinator	\$	2,000.00
34	OEM Deputy Coordinator	\$	2,000.00
36	Volunteer Ambulance Corps Stipend	\$	400.00
37	Volunteer Fire Department Stipend	\$	600.00
38	Fire Chief	\$	3,400.00
39	Deputy Fire Chief	\$	2,650.00
40	Senior Captain	\$	1,650.00
41	Junior Captain	\$	1,350.00
42	First Lieutenant	\$	1,050.00
43	Second Lieutenant	\$	900.00
44	Third Lieutenant	\$	750.00
45	Forth Lieutenant	\$	600.00
46	Mechanic (per apparatus)	\$	200.00
47	Advisor	\$	500.00
48	Fit Test Administrator	\$	200.00
49	Air Bank Tech	\$	400.00
50	Radio Tech	\$	250.00
51	Training Advisor	\$	350.00
52	Cadet Advisor	\$	350.00
53	Driver (per apparatus)	\$	50.00
54	Board Clerk	\$	1,300.00
55	Education beyond Fire Fighter 1	\$	35.00

		MINIMUM	MAXIMUM
56	Borough Temporary or Per-Diem Worker	\$ 10.00	\$ 50.00

57	DPW Seasonal or Per-Diem Worker	\$	10.00	\$	100.00
----	---------------------------------	----	-------	----	--------

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

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

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

SECTION 6. This Ordinance shall take effect immediately after final passage (in accordance with state law), approval (in accordance with state law), and publication of notice thereof as required by law, and the provisions of this Ordinance shall be retroactive to January 1, 2017

Motion to open public hearing on Ordinance 17-04 by Councilmember DeRosa, Second by Council President Ruocco, and unanimously carried.

I will now open the meeting to the public. If anyone desires to be heard regarding Ordinance No. 17-04, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

I entertain a motion that the public hearing on Ordinance No. 17-04 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. Now, therefore, be it resolved that this ordinance be adopted and the Acting Clerk is authorized to advertise the same according to law.

Motion to close public hearing on Ordinance 17-04 by Councilmember DeRosa, Second Karcich, and unanimously carried.

Motion to adopt Ordinance No. 17-04 by Councilmember Lundy, Second by Councilmember DeRosa.

Roll Call Vote:

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

Nays: None

17-05 – (Adoption)

AN ORDINANCE ESTABLISHING RECREATION DEPARTMENT PROGRAM AND SUMMER CAMP FEES FOR THE YEAR 2017 IN THE BOROUGH OF HILLSDALE

WHEREAS: By the Borough Council of the Borough of Hillsdale as follows:

Section 1: The Hillsdale Summer Camp season for children of Hillsdale

and River Vale residents and for children attending Hillsdale Schools (St. John's included)

shall operate continuously for 5 weeks.

Section 2. The **Summer Camp Fees** per registrant for the year 2017 are as follows:

<u>Program</u>	<u>Hillsdale/River Vale Resident</u>	<u>St. John's Student/Non Resident</u>
----------------	--------------------------------------	--

Camp Pascack, Grades 1-4	\$850.00	\$900.00
Camp Adventure, Grades 5-6	\$900.00	\$950.00
Field Trip Camp, Grades 7-9	\$950.00	\$975.00
Late Registration fee after May 7, 2017	\$50.00	\$50.00

Before Camp Program (8:00-9:00am)

Pre-Registration (all weeks)	\$180.00	\$185.00
Pre-Registration (per week)	\$60.00	\$60.00
Pre-Registration (per day)	\$20.00	\$20.00
No pre-registration (per day)	\$25.00	\$25.00

After Camp Program (3:00-6:00pm)

Pre-Registered (all weeks)	\$340.00	\$345.00
Pre-Registered (per week)	\$100.00	\$100.00
Pre-Registered (per week)	\$25.00	\$25.00
Pre-Registration (per day)	\$30.00	\$30.00
No pre-registration (per day)	\$15.00	\$15.00

Late pick-up (after 6pm per 15 minute increment)

NO REFUNDS

Section 3. The **Recreation Program Fees** per registrant for the year 2017 are as follows:

<u>PROGRAM</u>	<u>HILLSDALE RESIDENT</u>	<u>NON RESIDENT</u>
Men's Basketball 40+	\$70.00	\$70.00
Men's Basketball 18+	\$70.00	\$70.00
Duplicate Bridge	\$20.00	\$35.00
Indoor Soccer	\$55.00	\$60.00
Women's Volleyball	\$50.00	\$60.00
Girls Volleyball	\$50.00	\$60.00
Youth Basketball (1st and 2nd) grade clinic	\$60.00	\$60.00
Youth Basket ball (3rd to 8th grade)	\$85.00	\$85.00
Youth Basket ball (9th to 12th grade)	\$85.00	\$85.00
Women's Volleyball 18+	\$45.00	\$45.00
Men's 18 + softball	\$400 per team	\$400 per team
Men's 35 and over Softball	\$50.00	\$55.00
Women's 18+ Softball	\$50.00	\$55.00

PV Junior wrestling	\$130.00	\$130.00
Rutgers Coaches class	\$45.00	\$45.00
Art Program, per class or session	\$100.00	\$100.00
Cooking, per class or session	\$5-\$100	\$5-\$100
PGA Golf Program	\$100.00	\$100.00
Tennis Program	\$100.00	\$100.00
Ski Program	\$50 to \$100	\$50-\$100
First Friends	\$5-\$10	\$5-\$10
Ice Skating	\$125-\$130	\$125-\$130
Car show participants	\$20-\$30	\$20-\$30
Vendors (car show/flee market)	\$20-\$50	\$20-\$50
5k runs/Triathlons	\$15-\$75	\$15-\$75
Navigator sports	\$25-\$40	\$25-\$40
Use of Beechwood Park (picnic area)	\$25.00	\$50.00
Use of Beechwood Park (field for private party)	\$35.00	\$100.00
Late Fees	\$25 per registrant	\$25 per registrant
Credit Card Convenience Fee	3.00%	3.00%

ALL PROGRAMS ARE NON REFUNDABLE

Section 4.

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

Section 5.

This ordinance shall take effect immediately after final passage, approval and publication of notice thereof as required by law and shall be retroactive to January 1, 2017.

Motion to open public hearing on Ordinance 17-05 by Councilmember Karcich, Second by Councilmember DeRosa, and unanimously carried.

I will now open the meeting to the public. If anyone desires to be heard regarding Ordinance No. 17-05, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

I entertain a motion that the public hearing on Ordinance No. 17-05 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. Now, therefore, be it resolved that this ordinance be adopted and the Acting Clerk is authorized to advertise the same according to law.

Motion to close public hearing on Ordinance 17-05 by Councilmember Karcich, Second by Councilmember DeRosa, and unanimously carried.

Motion to adopt Ordinance No. 17-05 by Councilmember Karcich, Second by Councilmember DeRosa.

Roll Call Vote:

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

Nays: None

17-06 – (Adoption)

AN ORDINANCE ESTABLISHING 2017 SALARIES FOR THE RECREATION DEPARTMENT

WHEREAS: By the Borough Council of the Borough of Hillsdale as follows:

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

<u>Hourly step guide</u>	<u>Hourly Wage - Maximum</u>
HS Sophomore	\$7.75
HS Junior	\$8.00
HS Senior	\$8.25
College Freshman	\$8.50
College Sophomore	\$8.75
College Junior	\$9.00
College Senior or 22+ years old	\$9.25
College Graduate, 1st year	\$9.50
College Graduate, 2nd year	\$10.50
College Graduate, 3rd year	\$11.50
College Graduate, 4th year	\$12.50
College Graduate, 5th year	\$13.50
College Graduate, 6th year	\$14.50
College Graduate, 7th year	\$15.50

Camp Hillsdale Experience Benefit

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

Section 2.

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

Section 3.

The salary amount to be paid to a **Camp director (one) - Minimum \$10,000 and Maximum \$20,500 or Assistant Directors (each)** is \$3,000 to \$9,500 based on applicants related camp experience and camp time length). This is an appointed position.

Section 4.

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

First Aid Certification	\$0.50
CPR: Adult and Child	\$0.75
Lifeguard Certification	\$0.75
Head Counselor	\$0.35

Section 5.

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

<u>PROGRAM</u>	<u>RATE</u>
Men's Basketball	\$200/season
Duplicate Bridge	\$600/season
Indoor Soccer	\$300/season
Women's Volleyball	\$100/season
Girls Volleyball Instructor	\$500/season
Youth Basketball primary	\$2,000/season
Youth Basketball secondary Level 1	\$1,200/season
Youth Basketball secondary Level 2	\$800/season
Youth Basketball secondary Level 3	\$500/season
Men's 18 + softball	\$400/season
Men's 40 and over Softball	\$400/season
Women's 18+ Softball	\$400/season
PV Junior wrestling	\$400/season
Pt Recreation Assistant	\$17.00 hourly
Basketball Referee	\$16.00 per game

Basketball clock, scoreboard keeper	\$12.00 per game
Hall monitors	\$12.00 per hour
Professional Referee	\$30-\$50 per game

Section 6.

The compensation fixed and determined by this ordinance for the person holding the respective office and position of employment herein named, shall, except as otherwise provided by statute, ordinance or resolution, be in lieu of all other fees, costs and charges received and collected by such office and employee shall be remitted promptly to the Borough Treasurer.

Section 7.

All Ordinances and resolutions inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies.

Section 8.

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

Motion to open public hearing on Ordinance 17-06 by Councilmember DeRosa, Second by Councilmember Segalas, and unanimously carried.

I will now open the meeting to the public. If anyone desires to be heard regarding Ordinance No. 17-06, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

I entertain a motion that the public hearing on Ordinance No. 17-06 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. Now, therefore, be it resolved that this ordinance be adopted and the Acting Clerk is authorized to advertise the same according to law.

Motion to close public hearing on Ordinance 17-06 by Councilmember DeRosa, Second by Councilmember Karcich, and unanimously carried.

Motion to adopt Ordinance No. 17-06 by Councilmember Karcich, Second by Councilmember Lundy.

Roll Call Vote:

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

Nays: None

RESOLUTIONS:(Consent Agenda): R17070 through R17079:

R17070 A Resolution Authorizing the Execution of an Interlocal Agreement for the Establishment of The Public Safety Answering Point Telephone system By and Between the Borough of Paramus and the Borough of Hillsdale

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

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

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

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

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

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

BE IT FURTHER RESOLVED that the cost of same shall be in the amount of \$5,269.50 for calendar year 2017.

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

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

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

R17071 Resolution Authorizing a Shared Services Agreement between the Borough of Westwood and the Borough of Hillsdale for the Purchase and Dispensing of Fuel

WHEREAS, the Boroughs of Westwood and Hillsdale have agreed to continue a Shared Service/Interlocal Agreement for the purchase and dispensing of fuel; and

WHEREAS, the Shared Service/Interlocal benefits the residents and taxpayers of both municipalities by streamlining services in both municipalities while meeting the State of New Jersey's mandate for shared services: and

WHEREAS, the Borough of Westwood is responsible for the purchasing and programming of the fuel fobs, acquiring the necessary DEP air permits, engineer filing fees and administrative fees necessary to access the fuel; and

WHEREAS, the of Hillsdale will reimburse the Borough of Westwood for the cost of the fobs, related programming expenses, DEP air permits, engineering fees related to the acquisition of the expanded permit, administrative fees of ten (10) cents per gallon and the cost of the fuel consumed: and

WHEREAS, the agreement for a two (2) year period expires March 31, 2019 and continues on an annual renewal basis, unless either party wishes to terminate such agreement, submitted in writing thirty (30) days prior to the expiration date.

NOW, THEREFORE, BE IT RESOLVED that additional permitting is required; the Borough of Hillsdale will be responsible for any additional expenses above the costs to the Borough of Westwood.

BE IT FURTHER RESOLVED, that the appropriate Borough Officials are designated to negotiate, confirm the terms and administer the agreement including authorizing payment to the Borough of Westwood.

R17072 Approval of Change Order #1 (Decrease) – Contract for the Wierimus Lane Culvert Gabion Repair

WHEREAS, the Borough of Hillsdale has heretofore entered into a contract with John Garcia Construction Company, Inc., 183 Friar Lane, Clifton, NJ 07013, for the Weirimus Lane Culvert Gabion Repair, R16204, September 13, 2016; and

WHEREAS, Christopher P. Statile, Borough Engineer, has recommended approval of the following change order:

Change Order No. 1	Decrease of Base Bid	
	Grouting Credit	<\$4,829.00>

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale, that the above-cited Change Order No. 1, decreasing the amount of the Base Bid under said contract by the sum of <\$4,829.00>, shall be and hereby is approved, and the Mayor and Acting Borough Clerk are hereby authorized and directed to execute the same for and on behalf of the Borough of Hillsdale as directed by Borough Engineer Christopher Statile, in the form annexed hereto and hereto made part of.

R17073 Approval of Change Order #1 (Increase) – Year 2016 Road Program

WHEREAS, the Borough of Hillsdale has heretofore entered into a contract with D&L Paving Contractors, Inc. 681 Franklin Avenue, Nutley, NJ 07110, for the 2016 Road Program, R16164, July 5, 2016; and

WHEREAS, Christopher P. Statile, Borough Engineer, has recommended approval of the following change order:

Change Order No. 1	Increase of Base Bid	+19.15%
	Various increases/decreases – see attached list	+\$20,004.08

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale, that the above-cited Change Order No. 1, increasing the amount of the Base Bid over said contract by the sum of \$20,004.08, shall be and hereby is approved, and the Mayor and Acting Borough Clerk are hereby authorized and directed to execute the same for and on behalf of the Borough of Hillsdale as directed by Borough Engineer Christopher Statile, in the form annexed hereto and hereto made part of.

R17074 Approval of Change Order #2 (Decrease) – Year 2015 Road Program

WHEREAS, the Borough of Hillsdale has heretofore entered into a contract with D&L Paving Contractors, Inc. 681 Franklin Avenue, Nutley, NJ 07110, for the 2015 Road Program, R15234, November 10, 2015; and

WHEREAS, Christopher P. Statile, Borough Engineer, has recommended approval of the following change order:

Change Order No. 1	Decrease Increase of Base Bid	
	Various increases/decreases – see attached list	-\$48,201.44

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale, that the above-cited Change Order No. 1, decreasing the amount of the Base Bid over said contract by the sum of \$48,201.44, shall be and hereby is approved, and the Mayor and Acting Borough Clerk are hereby authorized and directed to execute the same for and on behalf of the Borough of Hillsdale as directed by Borough Engineer Christopher Statile, in the form annexed hereto and hereto made part of.

R17075 Authorize the Acting Borough Clerk to Advertise for Bids for the Collection of Solid Waste

WHEREAS, the Borough of Hillsdale has a need for Solid Waste and Recycling Services;

WHEREAS, the anticipated term of this contract is not to exceed 5 years; and

NOW THEREFORE, BE IT RESOLVED, that pursuant to N.J.S.A. 19:44A-20.4, et seq. that the Acting Borough Clerk is hereby authorized to advertise for the above mentioned service:

COLLECTION OF SOLID WASTE AND RECYCLING SERVICES

R17076 Resolution Authorizing Shared Service Agreement with Bergen County and Various Municipalities – Road Resurfacing Projects

WHEREAS, the County of Bergen Maintains and controls approximately 450 miles of County roads; and

WHEREAS, maintenance of the County roads requires periodic resurfacing for the benefit of the drivers and residents of Bergen County; and

WHEREAS, the County’s Department of Public Works performs this resurfacing through periodic Road resurfacing Projects; and

WHEREAS, the County’s Road Resurfacing Projects require cooperation and coordination between the County and the seventy municipalities in which the County roads are located; and

WHEREAS, a formal agreement between the County of Bergen and the seventy municipalities in which the County will undertake road resurfacing activities will serve to memorialize the respective responsibilities of the County and the municipality in connection with a Road Resurfacing Project; and

WHEREAS, N.J.S.A. 40A:65-4(a)(1) states, in part, that “any local unit may enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction;” and

WHEREAS, the County and the seventy municipalities within Bergen County are “local Units” under N.J.S.A. 40:65-4 (a)(1), authorized to enter into shared services agreements pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40:65-1 et seq.; and

WHEREAS, County Counsel has, with the input of the Department of Public Works (Supervisor of Roads) and the Department of Planning and Engineering (County Engineer), prepare a form of shared services agreement for execution between the County of Bergen and each municipality in which the County will carry out its Road Resurfacing Project, a copy of which is annexed hereto as Exhibit A;

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

1. The recitals set forth above are hereby incorporated into the body of this resolution as if set forth at length herein.
2. The Mayor and Council hereby approve and authorize the execution of a shared services agreement between the Borough of Hillsdale and the County for a Road Resurfacing Project, in substantially the form annexed hereto as Exhibit A.
3. The Mayor is hereby authorized to execute a shared services agreement with each of the municipalities in a form determined by County Counsel to be in

R17077 Resolution Authorizing the Rejection of Bids for Seasonal Opening and Closing of the Municipal Pools for 2017-2018.

WHEREAS, on Tuesday, February 28, 2017, the Borough of Hillsdale received one bid for the Opening and Closing of the Municipal Pools for 2017-2018; and,

WHEREAS, (1) one sealed bid was received one from V. Lehmann Construction Company, Inc (DBA: Lehmann Pools & Spas) Pools; and,

WHEREAS, after legal review of the bid proposal from the one (1) bidder, it has been determined that the bid proposal submission purposes or provisions or both of the Local Public Contracts Law are being violated; and,

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey that it hereby authorizes the rejection of the one (1) bid proposal for the contract for the Opening and Closing of the Municipal Pools for 2017-2018 pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., specifically N.J.S.A. 40A:11-23.2 of the Local Public Contracts Law; and,

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Acting Borough Clerk is hereby instructed to return the one (1) bid received and approved to re-advertise for the Opening and Closing of the Municipal Pools for 2017-2018.

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

R17078 Award and Execution of Contract for Payroll Services

WHEREAS, the Borough of Hillsdale received three (3) quotes for payroll services for the year 2017; and

WHEREAS, the Administrator/CMFO/QPA has reviewed and evaluated all said quotes; and recommends an award of contract to:

Action Data Services (ADS)
17 Sherwood Lane
Fairfield, New Jersey 07004

In the amount of \$15,715.00 for the period of April 1, 2016 through March 31, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and the Administrator/CMFO/QPA be authorized to execute said contract and all associated documents between the Borough of Hillsdale and Action Data Services.

R17079 Authorizing the Borough of Hillsdale to Retain the Services of RT Environmental Services, Inc for Matters concerning Waste Management of NJ, Inc.'s "Application for a Solid Waste facility Permit – Permit Renewal"

WHEREAS, Waste Management of NJ, Inc. has made an application for a permit renewal for the Solid Waste Facility in Hillsdale, Facility ID Number 133484 ; and

WHEREAS, the solid waste facility has been closed for some time, portions have been leased and there is considerable concern expressed by the Governing Body that a permit extension is unnecessary and not in the best interest of the residents of the Borough of Hillsdale; and

WHEREAS, The Borough desires to oppose this permit renewal; and

WHEREAS, it is in the Borough's best interest to obtain RT Environmental Services assist the Borough in this opposition; and

WHEREAS, the required professional planning services to be rendered are "professional services" and are therefore exempt from public bidding requirements; and

WHEREAS, Gary R. Brown, P.E. (hereinafter, "Brown") of the firm RT Environmental Services, Inc, has submitted a proposed budget for said services;

WHEREAS, the Borough is desirous of hiring Brown with the limitation that his fees not exceed \$3,945.00.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Hillsdale, that it does hereby retain Brown under the terms of his Proposal, and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute all necessary documents to retain Brown in accordance with the Proposal.

Councilmember Lundy requested R17078 be pulled.

Motion on all Resolutions except R17078 was made by Council President Ruocco, Second by Councilmember DeRosa.

Roll Call Vote:

Ayes: Councilmembers DeRosa, Karcich, Lundy, Pizzella, Segalas, Council President Ruocco

Nays: None

Motion on Resolution R17078 by Councilmember Pizzella, Second by Councilmember DeRosa.

Councilmember Lundy wanted more discussion and needed more clarification. She wanted to discuss it at the Finance Committee meeting tomorrow.

Mayor Frank said this will be discussed at the next meeting.

OFF-CONSENT:

COUNCIL COMMENTARIES:

Councilmember Lundy reminded everyone to turn their clocks forward on Sunday.

Councilmember Segalas contemplated some of the public comments tonight and a few observations or concerns. It is his recollection that the majority of the Planning Board members who voted on the project that was discussed tonight were actually appointed before the existing administration took office. It was very helpful for our attorney to explain as he did that there is a difference between portions of the Planning Board meeting and the open public portion of the meeting. Ms. Cefali addressed the Planning Board before it vote in the closing portion of the meeting because there were issues where foundations were not properly laid such that the Board could consider the evidence being offered or the documents that were being marked and be offered into evidence. Ms. Calabria reused herself, she was not removed from the vote, and she made the decision upon her own contemplation to recuse herself so to suggest that it was an issue whose hand was forced is a bit of an overstatement to say the least. He also recollects sitting in those meetings watching Mr. Statile and other experts who came in and testified and he had every confidence that if Mr. Statile believed that the storm water management process that was suggested was unsafe for the town, he would have let it be known. After all the comments, I am satisfied that anything at the bottom of Knickerbocker Avenue is better than the smell of 1800 tons of rotting garbage coming in and out of our town. I am confident that anything is better than the stench and having vaporizing machines up and down the block pumping out whatever so as not to smell that during the summer. He applauded the Mayor and Council for having taking proper action and agreeing to do so in a measured and appropriate manner designed to protect public health and safety of this town.

Council President Ruocco congratulated the Police Department for their being awarded the JIF Safety Award. It is clear how much work they put into earning that award.

Boy Scout Troop 108 will have a Pancake Breakfast at the United Methodist next Saturday the 18th at 8:00 AM.

Another event on March 18, St. John is sponsoring adult only St. Patrick's Day Dinner at 6:00 PM, \$30.00 including wine and beer but bring your own dessert.

Councilmember DeRosa said there will be a blood drive on Saturday, March 29, at Borough Hall from 9:00 AM to 1:00 PM and you get your cholesterol screened.

The Pascack Valley Softball Team is sponsoring a 5K run called the Softball Shamrock 5K Sunday starting at 9:00 AM at Stonybrook benefitting the PVHS softball team. You can sign up on the Borough website.

The Rec Commission is also sponsoring a Rutgers Safety Clinic; if you plan to coach any type of sport in Hillsdale or most municipalities in New Jersey, you need to be Rutgers certified. We are giving the course in Hillsdale on March 16 from 6:30 to 9:30 PM. The others given are much further away.

The County is supplying their mobile office on March 14, 15 and 16 from 10AM to 2PM so if you need your passport renewed, passport photos or any notary work done, come down.

He congratulated the Police Department and Borough for winning the JIF Award.

Councilmember Pizzella thanked the Hillsdale Volunteers and employees who continue working including Jessica Governance who he went to law school with.

He has been a proponent of redevelopment in the industrial area since he ran the very first time. Every time he ran he has been a proponent because it is the only way this town is going to be able to sustain itself. People ask what we are going to put there. We don't know because you don't have a highest and best use analysis that comes out of the report. Who would go there right now, who would live or work or invest their money in a piece of property that sits next to a waste transfer station. No one. If anyone would like to understand

redevelopment and the process, he is more than willing to explain it. Many people are uninformed. Please come out April 27 and speak out against the permit renewal for Waste Management. We wouldn't even get there if Waste Management is not out of there. Waste Management made a business decision to leave Hillsdale; they left the property in an unsafe condition. There has been no attempt by Waste Management to work with this town, no attempt to renegotiate their agreement. They stand in the way of progress in the industrial area and they stand in the way of progress for the entire town. Sign the petition, if you haven't written a letter, write a letter.

Councilmember Karcich commented on the meeting he attended with the Congressman, if there was a grant we really wanted, he would personally write a letter to that agency to make sure that we have the best chance on a federal level to get it and he would go to the individual department in Washington to help us. If there are grants we really want to go after, we should look at hiring a grant writer to do it. They have political connections in Washington to get your grant at the top of the pile so you get a greater chance at winning.

He will be unable to attend the next Council meeting due to a prior business engagement.

Acting-Borough Clerk Kohan said we have a free shredding event coming up on April 15 at the DPW from 8AM to 12PM.

Mayor Frank passed a sheet from our Borough Nurse. The Hills Valley Coalition and Bergen Department of Health Services is proud to present the national training program free of charge on mental health first aid training. This is for anyone who might encounter someone who is having emotional or mental health problem and how to deal with it. It will be held March 30 at the Hillsdale Library and this information will be posted on the website.

The Bergen County Utilities Authority has a hazardous waste collection event Saturday, March 11 at Moonachie off Route 17. Following that they have an April 30 at Bergen Community College. Very important if you have hazardous waste and dispose of it properly.

We have the Mobile County Clerk coming next week the 13th, 14th and 15th between 10AM and 2PM and will be in the Council Chambers and have passport photos, renew your passport or get a passport. You can get documents notarized.

You heard some of the comments of the Stonybrook meeting. He was concerned when a gentleman from the Condo Association expressed he didn't feel he knew enough about the pool project so he sent out an eblast, we put information on the website and we got good attendance. We had some very good questions and good input. The Commission is requested to be careful and judicious with the information they got and it will be possible to do a project like this that will enhance Stonybrook plus not become an irritant to residents.

Councilmember Pizzella very eloquently described the situation at Waste Management; we are working with a traffic expert to give us opinions, not a traffic study, we also approved a resolution to hire an environmental specialist who has a background in transfer stations and he can help us as well. This is an opportunity we have to take. Please sign the online petition; it is on our website, read the information as it will give you an idea of what we are trying to do.

We are going to closed session; we will talk about COAH, some of the items on opposing Waste Management, Demarest Farms. Negotiations with COAH are extremely difficult, we have an advocacy group called Fair Share Housing Center and it is a very tough situation. We are trying to protect the character of the town as best as we can. Our state government has totally failed and they dumped it on the municipalities.

Council President Ruocco said COAH as an entity on affordable housing doesn't exist anymore. We are dealing with the courts on Affordable Housing.

Mayor Frank said the New Jersey State Supreme Court took it away from the government and the legislature and executive branch and put it in the courts dictating this.

This is a public meeting, you are entitled to make statements, you are entitled to write letters to the editor, but it is important not to mislead people. There are people who make their hobby coming in and attacking the Council and attacking the Planning Board, Zoning Department. If that is your hobby you are entitled to do it, but please be wary of the things you hear and read. Facts are facts.

ADJOURN TO CLOSED SESSION:

R17080 To provide for a meeting not open to the public in accordance with the provisions of the New

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

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

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

- (1) Matters required by law to be confidential.
- (2) Matters where the release of information would impair the right to receive funds.
- (3) Matters involving individual privacy.
- (4) Matters relating to collective bargaining
- (5) Matters relating to the purchase, lease or acquisition of real property or the investment of public funds.
- (6) Matters relating to public safety and property.
- (7) Matters relating to litigation, negotiations and the attorney-client privilege – *COAH, WASTE MANAGEMENT & REDEVELOPMENT, 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 Ruocco, Second by Councilmember DeRosa, and unanimously carried.

RECONVENE REGULAR MEETING:

Motion to reconvene by Councilmember Lundy seconded by Councilmember Karcich, and unanimously carried.

ADJOURNMENT:

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

**THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE
March 14, 2017 7:30 PM**

Denise Kohan, Acting Municipal Clerk

APPROVED AS PRESENTED

Denise Kohan, Acting Municipal Clerk