

Minutes of a Council Meeting of the Borough of Hillsdale held t 7:30 PM on Tuesday, April 2, 2019, in the Council Chamber, Borough of Hillsdale, New Jersey.

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

**OPEN PUBLIC MEETING STATEMENT:**

This is a meeting of the Hillsdale Borough Council on this 2<sup>ND</sup> day of April, 2019. Notice of the time and place of this meeting has been provided to The Ridgewood News and The Record; a copy was posted on the bulletin board outside of this meeting room and provided to any interested parties.

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

**ROLL CALL:**

Council Members DeRosa, Escobar, Horvath, Lundy, Segalas, (Mayor Ruocco, Attorney Madaio. Borough Clerk Kohan) Absent: CMFO DeJoseph. Council President Pizzella.

**PROMOTIONS/PROCLAMATIONS/RECOGNITIONS**

**OATH OF OFFICE/APPOINTMENTS:**

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

Mayor Ruocco opened the Initial Public Comment to the public.

Ann Cron, 187 Magnolia Avenue –

She said she is deaf and was house sitting for a friend and was backing out of the driveway and has difficulty hearing where large noises are emanating and as she was backing out, a fire engine came flying up Kinderkamack Road without a fire siren. This happened again later in the week, fire engines racing up Kinderkamack Road and no fire siren. With a siren she can figure out where the trucks are coming from and asked if there was some new rule that fire trucks don't have to use the fire siren.

Mayor Ruocco was not aware of any change to the rules but perhaps the Chief could tell you what the actual requirement is.

Ann Cron said she was talking about the town siren and since it happened the second time she was sure this was happening.

Councilmember Escobar said the truck had sirens and lights and was going to a call.

Ann Cron said she knew the siren did not go off.

Mayor Ruocco said there is a time lag when they call forth the volunteers and it could take five minutes before you see the first truck, maybe even longer.

Ann Cron insisted there was no siren. This happened about two or two and a half weeks ago.

Councilmember Escobar said about two months ago it was disabled and has been repaired since.

Mayor Ruocco said Administrator DeJoseph will be back Monday and we will make a note to ask him. He asked Councilmember Escobar to check with the Fire Chief and contact Ms. Cron and let her know.

Mayor Ruocco closed the Initial Public Comment period.

**PRESENTATIONS**

Pascack Valley Regional High School Superintendent

Erik Gundersen

Mr. Gunderson expressed his appreciation for the Council to take the time to listen to him talk about the exciting things taking place at the Pascack Valley Regional High School District and spend a few minutes on any questions you may have. He wanted to recognize the three Hillsdale Citizens who are on our Regional Board of Education; the other municipalities have two members. We have Arnold Schur, new member Mike Fronte, Kevin Rouse. Many may remember Jeff Steinfeld who was a long time member and President; he recently ended his last term as President and decided he served well beyond the amount of time he needed to serve our School District. We thank him very much for representing Hillsdale and the entire Regional District.

He had great appreciation for those who served on our Unity in the Valley Committee. Each of the four Mayors in the Regional High School District were very supportive about coming together with the Regional High School District as well as our K-8's to show that we are unified as a Valley against hate and bias activities. This Council recognizes that we have had a couple of very unfortunate hateful incidents that have taken place at Pascack Valley and Pascack Hills. He commended the Police Department particularly in Hillsdale and Montvale for taking these issues seriously and leading the investigation and ultimately the Police Department did apprehend one individual responsible for the swastika located in one of the bathrooms. The Police Department has done a wonderful job in this investigation and the work on the Unity in the Valley Committee really allowed us to have a wonderful, very positive event where there were almost 400 people in attendance. The Mayor was there, others of you were there, helping out and wanted to express his thanks. It was a nice effort between students, community members, religious leaders, and some of our elected officials who came to speak.

A couple of things taking place in our District and always of interest is some of our security enhancements. Hillsdale and Montvale work together with the Regional High District to provide us with our Special Law Enforcement Officer Class III, and this year we expanded our program to include an evening officer so I want to thank the Chief and Captain who oversee this for the Pascack Valley and really making this a reality for us. It is a nice added sense of security and nice to have trained, retired police officers on hand to react if necessary. Speaking of reacting when necessary, you may have heard some news, it was on Channel 2, 12 and some of the local papers we had a Teacher, Juliann Downes, an Art Teacher, who responded very quickly to a student who was choking in her classroom and performing the Heimlich Maneuver and saved the young man's life and is really a tribute to her about being to react so well and also the training we have provided all of our students and staff members. We are the first District in our State to make sure all of our students are trained in CPR and are expanding that making sure that they are trained in bleeding control as well. It is not just CPR, it is basic first aid that goes along with that training. As far as security enhancements as well, we are continually increasing our camera surveillance system as well as our door monitoring systems in the schools; we had a really productive walk through from N.J. Department of Education along with representation from a State Trooper who was there from the Prosecutor's Office and each of the four municipalities sent officers to walk through the buildings to see what else we can do to further improve our walk down procedures. For those familiar with Pascack Valley itself, you know there is a breeze way in the back of the building that is open with a chain link fence. We are putting up an enhanced fence in that general facility so it can block any visual in the courtyard where students pass in the breeze way and that construction will begin quite soon and will allow us to secure the entire building to make sure if we are on a lock down no one can access the building especially through that breeze way area.

Our turf field is finished at Pascack Valley, it is finished at Pascack Hills, but you want to know about the turf. It is a nice enhancement and we will be undergoing a very large, major electrical transformer project this summer at Pascack Valley High School. You may hear rumblings about summer programs impacted so be aware that we are having a transformer replaced there to allow us to continue to expand. This summer we will be renovating our music area so the music wing will be completely renovated and made into a State of the Art Facility the only untouched area of Pascack Valley High School that remains. We have a lot of exciting programs going on. From a curricular standpoint, our Internship Program continues to thrive; we have International students coming over right now from France visiting our region and our students going over to Italy in the coming weeks. Our programs are continuing to stay current based on research to see how we can best provide an excellent education for students at Pascack Valley and Pascack Hills.

In closing he wanted to remind everyone that the Coalition is having their big program tomorrow evening and hopefully you will all attend that program. They will be talking about the impact social media has had on over sexualizing the teen age experience so it should be a very worthwhile and timely program.

Councilman Horvath thanked him for inviting the seniors for the show and wonderful lunch, it is such a great program.

Superintendent Gunderson said it is wonderful that the seniors can get over there and see the theater program. They did Once Upon A Mattress this time and continued to wow the audience; it is almost Broadway caliber. It is mutually beneficial for the senior citizens to see what is going on in the schools and see that high school

students really do have it together. They do a great job of representing their generation and not just the bad things we hear in the news.

Councilman DeRosa asked about the cost involved in the breeze way and asked if there was an approximate cost.

Superintendent Gundersen said a number right now would be purely speculative; our Business Administrator has that number, but it is under \$100,000. It is a significant wall that goes up to make sure people cannot gain access to the courtyard and breeze way area. We were originally considering enclosing it but the enhanced fence will protect students, a thick enough fence so no one will penetrate it with the ability for egress and allow for equipment to come in and out.

Councilmember DeRosa asked what conversations the administration has had with respect to SRO in the schools.

We have had multiple conversations with the Mayor and Police Chief and the Board has decided not to increase our contributions to the SRO. However, the III Officers we will fund 100%.

Mayor Ruocco said that with respect to the School Resource Officer, when he approached the Board of Ed last September my assumption at the time was that we increased the size of our force to accommodate the presence of the SRO. My assumption was that that SRO would be there 83% of his whole time (adjusting for the summer months.) However, using new data from the Police Commissioner and , the Chief, it was closer to the numbers you had when we spoke which would reduce the amount of subsidy that Hillsdale is putting forward, but there is still a subsidy and I would like at some future point to sit down with you and go over those numbers; it would be a smaller contribution and a calculation that you would have to make. We could talk if you are willing.

Superintendent Gundersen is always willing to talk. The door is always open if you have a different idea, questions or ideas you would want to review, we can always revisit issues. The Board does contribute; I think it is \$40,000 annually toward that SRO. The SRO we currently have and the ones we had are wonderful officers and fit in well with our staff and work well and help facilitate some of the issues we have.

Councilmember Segalas said in your 55 million dollar budget would the extra dollars for the SRO break the budget?

Superintendent Gundersen said you could ask the Council as well would a certain amount of money break the Council as well. We take our finances very seriously and we look at our costs and that is one of the reasons why the Board doesn't believe they can contribute more at this time for the SRO position. Pascack Hills does not have an SRO program, Pascack Valley does. We believe \$40,000 is a fair contribution.

Mayor Ruocco said we will talk more. I have a slightly different view whether it is fair or not, but we can talk.

Superintendent Gundersen said the school administration has invested heavily in security in our building. Not only are we spending a significant amount of money on the SLEO III's in each building, it also takes a little initial load off the Police Department when they have to respond to incidents. We are spending hundreds of thousands of dollars on security enhancement. We are investing heavily in security in our buildings. A SLEO III is not a substitute for an SRO by any means but we are investing heavily in security and making sure our students are protected both physically as well as mentally in our District.

Councilman Escobar said residents have approached in regards to the ratings that they see about the schools, especially in The Patch. Superintendent Gundersen stated The Patch will publicize any rating it gets; it is not necessarily generated by Patch itself. I don't consider any rating system reliable, you have to take into consideration what they are using as their metrics and any organization that rates a school district without ever stepping foot to measure the culture and climate of that school district is not truly ranking school districts.

Superintendent Gundersen said if you are having residents calling you, ask them to call me. I would be more than happy to speak to them on the phone and connect them to individuals in our district that can more specifically address their concerns; talk to them about the measures we are putting in place, is that data reliable or not; feel free to send people my way. I work for your residents as well.

Mayor Ruocco said you mentioned Unity in the Valley, which is a very worthwhile effort which stresses tolerance for people's cultures, beliefs, and religions. Last year when he went to the senior day at Pascack Valley High School one student came up to me and said he felt very much ostracized, banished in a way, he could not express his political views. He asked me what party I was and I told him and he said he felt very uncomfortable with the atmosphere in the high school both from the teacher and students. He and others could

not engage in a dialogue with other students. I found that disturbing and to him this falls under Unity in the Valley. A little different, but like freedom of speech; do you have that on your radar screen, I don't know if the student complained or went to anyone else. I told him to take this up with the Administration.

Superintendent Gundersen could not speak if that student spoke to anyone or not but I can bring that up with the Administration; he has not had that conversation with any students, whether they haven't felt comfortable enough to bring up certain political points of view. Our Social Studies teachers in particular have made it a huge point to make sure they are having open discussions within their classrooms about political topics, about issues of bias and hate and there are a variety of different viewpoints on this. In the student walk out we had in the fall, students did remain within the building and that was perfectly fine. Many students chose to articulate within their classroom discussions why they chose to remain inside. I believe we have to create as safe a place as possible for students to express their views and teachers welcome various viewpoints and try hard not to express their viewpoints in the classrooms. We have a very comfortable place where students, gay, transgender and straight students can talk about the issues they are facing. That is a huge organization at Pascack Valley and that example alone is one I look to, to give me a sense of satisfaction that there is a safe place for students to go to express their viewpoints. That might not be the right for the student you are referencing to go to express his viewpoints but I believe there are safe places to do that.

Mayor Ruocco said what is happening across the country is a lack of tolerance; I remember the battles we had in the 1960's over the necessity of having the ability to speak freely.

Superintendent Gundersen said students learn their behavior and language some place and what we are seeing in the national scene we are definitely seeing in our schools in that type of language, viewpoints, emotions being expressed by students.

Mayor Ruocco asked that he keep that issue—freedom of speech-- on the radar screen along with the goals of Unity in the Valley is designed to achieve.

Superintendent Gundersen said all parents, students, staff members in our district receive a culture and climate survey they have been asked to fill out. It is a culture and climate survey that was developed by the Department of Education and we are using that data to gauge what improvements we can make with regards to culture and climate. If there are students expressing those types of viewpoints we should see it represented in that survey. It will be shared with the public.

Councilmember DeRosa thanked the Superintendent for his efforts with Unity in the Valley and beyond that; the personal development work. He was impressed by a lot of the students who spoke especially the LBGQ Group. The High School had the kickoff for the local towns and maybe some of the youth groups from the high school come in and give more positive aspects on how the kids are doing in school.

Superintendent Gundersen said it is a great committee and hopefully this was a great kickoff event and will continue with great efforts moving forward. The reason why I come here is that as a group we don't talk all that often; he speaks with Anthony and the Mayor from time to time, but that is why I am here, to send the message of the Regional High School District and your concerns I certainly bring to my administration and the Board of Education to discuss.

Mayor Ruocco asked how the house is working out on Patterson Street.

Superintendent Gundersen said the Miles House; it is fantastic. Our 18 to 21 year old program – as you recall we rented out the first floor there, it is for a simulated living environment so there is a simulated apartment setting and classroom there and it is working out extremely well. Students have part of their day there and then they go out to their job sites, all about transitioning into the next phase of life for the students. I have heard wonderful things from the students and staff members as well; when they talk to colleagues from some other district that have similar houses, many are jealous of the location and the resources that we have here. Those students get used to going to stores and interacting with merchants, they get used to getting on the train, bus, using handicapped accessible transportation; it is a wonderful space with a lot of access. It is a nice location and thank you for letting that happen.

#### **APPROVAL OF MINUTES:**

Council Meeting Minutes – March 5, 2019

Closed Session Meeting Minutes – March 5, 2019

Council Meeting Minutes – March 12, 2019

Motion by Councilmember Lundy, Second by Councilmember Escobar.

Borough Clerk Kohan asked for a separate vote because Councilmembers were absent.

Roll Call Vote on Minutes of March 5,2019.

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

Nays: None

Absent: Council President Pizzella

Motion by Councilmember Lundy, Second by Councilmember Horvath.

Roll Call Vote on Minutes of March 12, 2019.

Ayes: Councilmembers Escobar, Horvath, Lundy, Segalas

Nays: None

Absent: Council President Pizzella

Abstain: Councilmember DeRosa

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

*(The following correspondence on file in Borough Clerks Office)*

Hillsdale Fire Department Report – March 2019

Fire Chief Tom Kelley

Hillsdale Department of Public Works – March 2019

DPW Superintendent William Haffler

[Hillsdale Police Department Report – March 2019](#)

Police Chief Robert Francaviglia

[Hillsdale Borough Engineer Report – March 2019](#)

Christopher Statile

Fire Chief Tom Kelley said we responded to a fire last week in Park Ridge and they put us to work on roof work and interior firefighting. Emerson had a fire a week before that and we did a fantastic job in Westwood. Last night we were in Bergenfield doing fire exercise and thanked Washington Township and River Vale who covered our east side of town; thankfully we had no calls. The guys did great and it really good for young guys to get the experience. We drive the first Monday of every month and you are all welcome to join in and if the public wants to come watch what we do give him a call or email; we like to show what we can do and we like people to come and see us in action. On the third Monday of every month we also drill and if there is a fifth Monday, we do a drill in Westwood also. You can contact us on Facebook and we are trying to keep the website updated and Facebook is the best place to see what we do. This Saturday the Hose Company is hosting one of their main fund raisers which is a comedy night. If you haven't been there before, it is always a good night and they have some good comedians. For more information, please contact me at Facebook or Fire Chief at Hillsdale NJ.org. It is held at the firehouse. April 22 Monday through Saturday April 27 is the carnival and back to our normal scheduled time this year and we do well when we go ahead at this early time of the year. All help is welcome; Anthony comes every year and helps out; come join us in a booth a night or two and we always appreciate the help. Hillsdale golf is coming up May 13 or 18; he will put that out on Facebook as well at the Edgewood Country Club; we have a dinner as well and it is really a good day. He said the siren on Kinderkamack Road hasn't gone off in about six months; it is old, close to 20 years old and the parts are hard to come by. Our Borough Mechanic has tried to work on it and right now it is in the hands of Whalen, the manufacturer. It doesn't go off for fire calls, school closures, flood events; it is broken and we have had issues trying to get it fixed but we are still working on it. There are two main uses for it; one if someone lost their pager but it is more for alerting the general public that guys are responding in and out and keep your eyes open and that is the main reason it goes off for fire calls. It doesn't go off from 10PM to 7AM unless there is a fire, a working call. It doesn't go off in the middle of the night as there is no traffic to alert. Any call from 7AM to 10PM and any time his pager goes off it goes off with it. The siren has not been operative for six months or less and then having trouble getting parts; it is more DPW department than mine as they have been trying to fix it. The driving simulator was in town last week, it is old technology and they have had it at the academy for years and they put it in a trailer and they are bringing it in town to town. A lot of guys get motion sickness and some actually got sick from it.

Police Chief Francaviglia said in March we had 93 dispatching shifts, one shift overtime was covered by sworn all others by non-sworn personnel. This past month we 315 motor vehicle stops and 36 arrests. The Department met with Demarest Farms with regard to Alpine Terrace traffic pattern and the wall being removed by the Farm. The wall at the dead end will now have to be replaced by the Farm and the traffic pattern in the area will remain as in the past. Nothing will change. The Department support of Unity in the Valley was previously discussed and the Department has been invited to three other districts and happy to report everyone attended and at least five officers. Hate has no place in Hillsdale or any place where hateful actions take place. Anti-Semitism should be a focus at our educational system and it is pretty important as discussed earlier. Our SRO continues to work with the school administration on anti-Semitism symbols located in the school as well as educating the students on this issue. The SRO has proven to be a valuable tool in our schools for investigative and educational purposes. Montvale has new leadership and he believed Eric Gundersen should reach out to the new Chief there to discuss having an SRO there. There is a law and the law says if we have an SRO303 Program it is secondary so if we

lose the SRO Program we have no SRO303 Program without the consent of the Police Chief and Mayor and Council. Detective Sergeant and I met with State's 9-1-1 Coordinator in reference to utilizing direct dedicated phone line for 9-1-1 which was approved. This benefits the town because we don't have to replace an outdated piece of equipment for \$50,000 and along with that comes a \$4500 annual service contract. We are in the process of making that happen; it is going to be a dedicated phone line 9-1-1 and it is going to come in and basically be a separate phone line for that. We have a 9-1-1 system that answers; Paramus answers but along with that there is something, a little above his head, but it comes up with a display of the address and where the call is. That is not required any more. Now everyone is going to a dedicated phone line which will serve as our 9-1-1 answering for the Borough. We still need the contract; you just don't need this piece of equipment. They transfer the call to us through this piece of equipment transferred over a dedicated phone line. Paramus is our answering point, they transfer the call to us, they have the location on their screen, we also record all the conversations if we need a copy of a 9-1-1 call we ask them to make a copy of it. That will continue.

Mayor Ruocco said what you described earlier is like the backroom operation that wouldn't be apparent to anybody.

Chief Francaviglia said a dedicated phone line would be redundant. Paramus has a lot of equipment, we don't need it. The county sent us information on everyone with reference to 9-1-1 dispatch; the county can do it for us but would cost \$2000 more. They are not at the point where they could do it for free for us. You talked about the driver simulator which was brought into town here for Police, Fire, DPW employees and volunteers. The simulator is supposed to increase awareness of everyone's driving abilities and we get points from our insurance company. May 19 Cops and Bobbers at 10AM but we will post something on that; families come out with their families for fishing; we will have poles and bait for everyone. Captain Sean Smith is back from the prestigious national academy and it is fitting that he give a report on his 10 weeks and what he brings back to Hillsdale.

Captain Smith said 10 weeks is a long time; he needs about an hour to talk about his experiences but will keep it brief. Most people who have attended the academy in the past come back with all sorts of tales and everything else. He wanted to thank the Chief for letting this happen because without his sponsorship he would never have had the experience. He said he will come back and implement and this department will be better and stronger for it. He will implement new policies. The Department sent three members to the national academy and the first member was Chief Phil Varisco in 1971 followed by Robert Schramm in 1973. The last person to attend the national academy was Vincent McCarthy in 1975. He was happy to attend and was elected his fellow officers to represent his section of 50 members and was voted in by them and that is heartwarming. I lived in Quantico, Virginia for the past 10 weeks in the FBI building similar to a college dorm. He attended college classes graduate and under graduate; he received 17 graduate credits toward the University of Virginia which will help towards his degree. He attended classes on employees, psychology and leadership, emotional intelligence, cyber security and many, many seminars. He recommended to the Mayor & Council and that is to invest in cyber security because of what is happening and it is scary. I have grown only as a law enforcement officer but have grown as a person. I am going to take that growth back to the Department and the Chief and I have talked. Wellness seems to be the buzzword of law enforcement; nowadays we need to break the stigma; suicides have outnumbered the number of deaths in law enforcement over officer involved shootings which is very scary. The Chief and I have had talks about instituting a wellness program for our officers and making it mandatory and physical fitness. That is a huge component in this career and we would like to institute something in the policy as well so they are not only mentally but physically prepared to do the job. The journey does not stop here; I graduated and now a member of the FBI national academy associates and through networking not only with my 250 classmates I now have a data base of every single member that has attended that academy, active and retired. My connections are worldwide; in the academy I had the opportunity to spend time with 26 international students. It really has shaped me as a law enforcement officer but more importantly shaped me as a human being and thanked the Council for the opportunity and I will make you proud over what I learned in the past 10 weeks. In answer to a question, security as in cyber security; not only our records in management system but whatever the system the Borough has in place. Hackers are typically overseas and it is very difficult to prosecute these individuals. It is real and scary and you do get attacked and they take all of your files and ransomware and demand a lot of money to get those files back.

Mayor Ruocco said when Captain Smith was gone the issue of cyber security came up a few times. We had a presentation at the Pascack Mayors Association and at the BC Mayors NJ League of Municipalities monthly meeting. A special legal firm presented to the Mayors on a Saturday and we had a JIF tutoring session as well. The latter was most comforting because they have done a number of things for all municipalities that exist in the JIF world so there is a standard protocol if there is something that would happen, they lay that out for each town. They take over with their special teams. It doesn't minimize anything you said but a lot of municipalities are being covered. Some municipalities got burned in the last year not just in New Jersey but elsewhere.

Borough Engineer Statile said we completed the 2019 road survey and my staff put together a road roster. We want to get out bids shortly for road repaving. We have prioritized the roads; this past winter with temperatures

going up and down more work is needed on potholes. We looked at the worst streets and we will get this to the Administrator when he returns. The RR crossings work by NJ Transit is supposed to start in April or May and hopefully they will come through with their promises. They don't want to take on any temporary repairs to the crossings because they will be taking them apart. With regard to the Piermont Avenue project we are ready to bid and will get a date for the bid and get the work underway. Public Service substation work is continued on the gallery, equipment is housed in there and we are trying to arrange for tours if anyone is interested to join the Mayor, Councilman Horvath, myself and Planning Board members. We would tour the inside of the building and when he gets some firm dates he will distribute them to Councilmembers; you have to pass security clearance. We are doing minor improvements at Centennial Field; equipment has been put on a purchase order; methane sensors will be undertaken shortly. On paving improvements, last year Woodcliff Lake received \$200,000 to resurface Lincoln Avenue from Broadway to Kinderkamack Road. The Administrator is working with their administration to see how much of the \$200,000 can be spread onto our side of the border line because it is more than sufficient to resurface their street. We are still waiting for contractor for county grants; the county has now bid out and has ordered a contractor to do the work because they are so behind in construction work. CBGD grants should be under the same contract. Grant applications that were submitted for 2016 recreation trail program is before the watershed board tonight for consideration. He believes they will be approved unless there is some strong objection; once that is approved we will get a contract and may be underway in three years or so. The 2019 highway trust fund we received word yesterday that we received \$196,000 towards the resurfacing of St. Nicholas Avenue. This is one of two applications we put in. He would like to put that project in with our regular road program; \$700,000 road program for bid which would give us better unit prices because it is a larger contract in the same town; he will work with the Administrator on that. Councilmember DeRosa asked why St. Nicholas. Statile said we restructured our grant applications and had to know some of the trigger points; one is connecting two arterials from Broadway to Kinderkamack Road, condition of the street itself which is important. There are certain things we key out in our grant applications. When we apply for municipality grant applications we invoice only for the actual work we perform which in this case is under \$2000. We don't receive a commission check on the money we receive from the state. A lot of grants once you get the grant you pay a commission back on that grant. Here you get the money other than we design the street which of course you do. With grant writers, we did this at a much lower cost to the Borough and it is successful. We picked up three grants we applied for. The Open Space Program Jon has received a contract and you are free to put together your program for recreation and you got \$160,000 of funding. You decide what you want to do for the parks. The Safe Routes to Schools grant will be announced in the next several weeks; this is the second program to be launched and maybe we will be fortunate to get money for our sidewalks on Everdell. The 2019 TA Transportation Tournament Program nothing as yet from the state and that is handled through the NJ Transportation Planning Agency. The 2019 Local Impact Application is with the state also. The money is taken out of the state's trust fund which you pay through your fuel tax. The 2019 Municipal Open Space Program is open right now, they have accepted our declaration of intent to request \$125,000 for improvements to Centennial Field and that would be matched by your money. We will file May 20 with a formal application. You can change the amount and scope as well if you wish. Ongoing activities – this is the preserve at Hillsdale on Patterson Street just north of Waste Management station. They have started construction; they rid the site of the old concrete, there was a considerable amount of old concrete on the property. They pulling it up, crushing it and transporting it outside to a recycling plant. Howard Walsky purchased that property after the old concrete plant closed; he bought the property the way it was, it was run by the concrete plant.

Mayor Ruocco asked if he thought that type of concrete debris is also under businesses currently in the industrial area.

Engineer Statile said most likely yes. Waste Management site is one of the properties and is likely full of concrete as well.

Mayor Ruocco said it is not just in the Walsky property.

Engineer Statile thought where Waste Management keeps all their containers likely has much concrete. That is just a little bit of history. There was a report that someone brought in a truck load of concrete broken up as well; we don't have a witness; he notified the company again that if anything is brought into there again they will be closed down. This is not a municipal waste site; this is only to take concrete out. The site is very tight and secure, it complies with our tree removal plan and we did it twice with the contractor and the limits of clearing matched the original site plan so there are no differences. A couple of extra trees were saved; Public Service asked that additional trees be removed that are in jeopardy of falling onto their site at the substation. He was not sure of the legal ramifications whether they can tell you to clear private property, they don't own or control. He is sure the owner will do it.

Mayor Ruocco said these trees are not on public property, they are on Walsky property and there are two private parties at this point.

Engineer Statile said PSEG can trim the trees.

Mayor Ruocco said the site has generated some questions from residents; it is almost as if they have forgotten that this site plan was approved two years ago and now that it is coming to fruition everyone is saying what is this? The shock of seeing the trees down is what causes questions.

Engineer Statile is waiting to see if the State is going to give one of our grants on Patterson Street to us. He would like to incorporate that money with our grants. Hopefully we will hear over the summer about these two grants. The road would open probably in the fall; by the time we get to designing it and goes to bid, etc. It could be next year; it is a federal aid project and a little more difficult, it takes more time to get the money; there are a bunch of steps you have to take to get the project to go.

Mayor Ruocco said with regard to the trail, no biking will be permitted.

Engineer Statile said that at 7 ft. wide people usually can bike on it unless there is some restriction. With regard to the preserve, once they get going they will make it a safe area to go in and out. They will inspect the sanitary sewer also to make sure there was no damage with the construction. We have a disc of what is there now and then compare and things that need to be fixed will be fixed. Soil will be tested to make sure it is clean; today there is a lot of dirty soil floating around.

Councilmember Lundy said with respect to St. Nicholas Avenue, she spoke to the Borough Administrator and DPW Superintendent they said while doing St. Nicholas they could probably square it off and add some spaces to Centennial.

Borough Engineer Statile said square it off, do you mean go past Kinderkamack? Yes, money can be spent up there as well. Money was included right to the end of the street. In the grant application we included the whole street, from one end to the other.

Mayor Ruocco said anything we can add to the parking there would be helpful.

#### **COMMITTEE REPORTS:**

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

Councilman DeRosa said there is a video on the School District's website on Unity in the Valley. The District and Hillsdale are sponsoring the over-exposed event at Hill's tomorrow at 7:00 PM. Also from 6:00 PM to 7:00 PM an adult affair before the event will be held. A teacher has retired from the school system that had 42 years of service to the community. The Superintendent and the Board are allowing the schools to be used for the summer camp program. There will be a hearing on the local school budget on Monday, the 29<sup>th</sup> at George White. Most of our taxes go for our schools and if you have an issue on how high our taxes are you may wish to express your opinion at this meeting. One of the reasons people move to Hillsdale and settle here is because of the school system. Ambulance Corps will host a beefsteak fund raiser on the 19<sup>th</sup>; there will be more information on the website with regard to tickets. The Recreation Commission meets this Thursday; Mayor, Rec Director, DPW Superintendent, Borough Administrator and I met with two representatives from Maser Engineering and they presented us with a preliminary report on the recreational fields so we are still working our way through that. He will propose that the Rec Commission consider how they would like to pursue with that information. Opening Day for Hillsdale Baseball, Softball Association is this Saturday at Memorial and the DPW has done a great job getting the fields ready. We have \$160,000 towards improvements at Memorial Field and the Rec Commission is working with the Borough on how best to spend that.

Councilman Escobar said the Board of Health asked if there are any marijuana ordinances by surrounding towns being it is becoming popular with the kids and he wasn't sure if there were.

Mayor Ruocco said that the Board of Health approached him year ago when they came upon an ordinance by Mahwah to ban marijuana and vaping. He is not sure where that ordinance went. Other towns have banned vaping or controlled it in some way but he did not know which towns. We do not have prohibition in any of our ordinances against vaping at the moment. The issue that is generating a lot of attention in Saddle River and River Vale is the deer population; the issue in River Vale is the development of the golf course and he does not know how River Vale will come out on the issue. Saddle River came out with a controlled deer hunt and a

fence was put up on Demarest Farm because of deer. It is an issue that Hillsdale may eventually have to face, you see deer droppings on property; we don't have a high deer/auto accident rate, he checked with the Chief. We don't have the amount of accidents River Vale has, and we don't have a lot of open space in Hillsdale that attracts deer. This Council may have to take that issue up in the future and it is something that will generate interest.

Councilman Horvath said at the last meeting at St. Johns the seniors enjoyed a St. Patrick's lunch. On April 12, the Hillsdale seniors are invited to an event sponsored by the Pascack Valley HS.s, Once Upon a Mattress and they will be served lunch. A reminder that on April 11 from 8AM to 2PM Pascack Valley will open their doors for senior citizens to interact with students in a classroom setting. They will be able to attend classes and listen to bands, choir, performances and enjoy breakfast and lunch. We are pursuing options of creating a dedicated senior center and until that comes to pass, we are looking for a temporary location. A number of seniors and I visited the Washington Township community center and the center was offered to us at no charge and it is being taken into consideration. On March 14 the Hillsdale Planning Board met on the feasibility of redeveloping the industrial area in town, hearing a presentation from DMR Associates.. Historic Preservation Committee will be putting out a schedule of community events and times in the next few days.

Mayor Ruocco said on April 16 DMR will make another presentation to the Planning Board.

Councilmember Lundy said the Library Board meeting is next Monday. Anybody driving by has seen a sign that the Library building has been renamed. More formal information will be provided Access for All now has a Facebook page. We are asking all to come to our meeting on the 6<sup>th</sup> for Access for All. There will be survey at the end of the month and that will give us an idea of where the committee wants to move.

**NEW BUSINESS:**

**CORRESPONDENCE:**

**DISCUSSION:**

**PUBLIC COMMENT:**

**ORDINANCES:**

**[19-03 – Adoption](#)**

**An Ordinance Establishing Salaries for the Staff of the Hillsdale Swimming Pool Commission for the Current Year 2019 in the Borough of Hillsdale, County of Bergen, State of New Jersey**

**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:

TITLE	<u>2019 SALARY RANGE</u>
	<u>MAX</u>
A. Manager/Director	\$47,802.30
B. First Assistant	\$12,000.00
C. Second Assistant	\$9,500.00
D. Third Assistant	\$7,800.00

E. Fourth Assistant	\$7,000.00
F. Office managers	\$7,800
G. Maintenance/Handyman	Hourly \$15.00
H. Pre-Season Maintenance	Hourly \$10.00
I. Secretary-Hourly	Hourly \$17.00
J. Maintenance Manager	\$4,300

**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 &amp; 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

**\*\* Any employee age 18 or older beginning 7/1/19 minimum salary will be \$10/hr as per N.J.A.C. 12:56-3.2**

	<u>MAX</u>
Coordinator of Group Swim Lessons	\$2,000
Guard Safety Training Instructor	\$900.00
Head Guard - Lifeguard	\$2,000
Business manager of Swim/Dive Team	\$1,100
Managing Lifeguard	\$2,000
	<u>LEVEL</u>
Kid's Korner Coordinator (3)	1. \$4,300
	2. \$4,300
	3. \$3,400

Gate Manager	\$800.00
Camp Coordinator	\$3,000
Guppy Camp director	\$3,000

**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	\$.050 hr.
Certifies Water Safety Instructor	\$1.50 hr.
CPR Instructor	\$1.00 hr.
EMT Certification	\$1.25 hr.
Teach Private Swim Lessons	\$18/half hour
Teach Private Swim Lessons (2 kids MAX)	\$30/ half hour
Certified Pool Operator Hourly emp.	\$2.00 hr.

**LEVEL**

	<b><u>Max</u></b>
Swim Team Coach	\$5,000
Level 1-\$500	
Level 2-\$600	
Level 3- \$700	
Level 4- \$800	
Assistant Swim/Dive Coaches	Level 5- \$900
Diving Team Coach	\$4,000
Aqua Aerobics Instructor	\$1,000
Yoga Instructor	\$1,000
Certified Pool Operator Salary employee	\$1,500
Fall/Winter Help-Hourly	\$17.34
Fall/Winter Secretary-Hourly	\$17.34
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, 2019.

Ordinance 19-03 was posted on the bulletin board on which public notices are customarily posted and published in the Ridgewood News. Copies of said ordinance were also made available to the general public.

Seeing this, I will now entertain a motion to open the public hearing on Ordinance 19-03  
Motion by Councilmember Lundy, Second by Councilmember DeRosa, and unanimously carried.

The meeting is now open to the public. If anyone desires to be heard regarding Ordinance No. 19-02, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

I will now entertain a motion to close the public hearing on Ordinance 19-03  
Motion by Councilmember DeRosa, Second by Councilmember Lundy, and unanimously carried..  
The public hearing on Ordinance No. 19-03 is now closed.

I will now entertain a Motion to adopt Ordinance No. 19-03  
Motion by Councilmember Lundy, Second by Councilmember DeRosa.

Roll Call Vote:  
Ayes: Council Members Escobar, Lundy, Horvath, DeRosa  
Nays: None  
Absent: Council President Pizzella and Councilmember Segalas

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

**19-04 – Adoption**

**An Ordinance Establishing Recreation Department Program and Summer Camp Fees for the Year 2019 in the Borough of Hillsdale**

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

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

**SECTION 2.** The **Summer Camp Fees** per registrant for the year 2019 are as follows:

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

Camp Pascack, Grades 1 – 4	\$850	\$900
Camp Adventure, Grades 5 – 6	\$900	\$950
Field Trip Camp, Grades 7 – 9	\$950	\$975
Late registration fee after May 7, 2019	\$50	\$50
Before Camp Program (8:00 – 9:00 am)		
Pre-Registered (all weeks)	\$180	\$185
Pre-Registered (per week)	\$60	\$60
Pre-Registered (per day)	\$20	\$20
No pre-registration (per day)	\$25	\$25
After Camp Program (3:00 – 6:00 pm)		
Pre-Registered (all weeks)	\$340	\$345
Pre-Registered (per week)	\$100	\$100
Pre-Registered (per day)	\$25	\$25
No pre-registration (per day)	\$30	\$30
Late pick-up (after 6:00 pm,	\$15	\$15
	Per 15-minute increment.)	

**NO REFUNDS**

**SECTION 3. The Recreation Program Fees per registrant for the year 2019 are as follows:**

	<u>Hillsdale Resident</u>	<u>Non-Resident</u>
Men’s Basketball	\$70	\$70
Duplicate Bridge	\$20	\$35
Indoor Soccer	\$55	\$60
Youth Basketball (1,2,3 clinic Grade)	\$60	\$60
Youth Basketball (3 <sup>rd</sup> to 8th Grade,	\$85, per child	\$85
Youth Basketball (9th to 12 <sup>th</sup> Grade, *RV)	\$85, each child	\$85
Women’s Volleyball	\$45	\$45
Girls Instructional Volleyball	\$55	\$55
Men’s 18 & over Softball	\$400/per team	N/A
Men’s 35 & over Softball	\$50	\$55
Women’s 18 & over Softball	\$50	\$55
Wrestling	\$140	\$140
Rutgers Coaches Class	\$45	\$45
Art Program, per class or (session)	\$95 - \$100	N/A
Cooking per class or (session)	\$5-100	N/A
PGA Golf Program	\$100	N/A
Tennis Program	\$100	N/A

Ski Program	\$50-\$100	\$50-\$100
First Friends (per child)	\$5-10	\$5-10
Ice Skating	\$125-130	\$125-130
Returned Check Fee	\$20	\$20
Car show participant's	\$20-30	\$20-30
Vendors (car show)	\$30-\$50	\$30-\$50
5k run (rover clover)	\$5-\$75	\$5-\$75
Late Fee	\$25	\$25
Credit Card Convenience Fee	3%	3%
Use of Beechwood Park rental Band		
Shell & picnic area **	\$35	\$250
Use of Beechwood Park – Field Use	\$40	\$60

Field rental\* non-Hillsdale Team \$60 per practice (max 3 hours)

Field rental \*non-Hillsdale Team \$60 per game (max 3 hours)

Field rental \*non-Hillsdale Team \$150 per game with lights (max 3 hours)

- Beechwood, Memorial, Stonybrook and Centennial Fields

All programs and field rentals are **NON-REFUNDABLE**

\*\* No Organized Sport or teams

\*Grades 9-12 includes Pascack Valley High School Students (River Vale) including all girls 3<sup>rd</sup> to 9<sup>th</sup> grade.

**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, 2019.

Ordinance 19-04 was posted on the bulletin board on which public notices are customarily posted and published in the Ridgewood News. Copies of said ordinance were also made available to the general public.

Seeing this, I will now entertain a motion to open the public hearing on Ordinance 19-04  
Motion by Councilmember DeRosa, Second by Councilmember Lundy, and unanimously carried.

The meeting is now open to the public. If anyone desires to be heard regarding Ordinance No. 19-04, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

I will now entertain a motion to close the public hearing on Ordinance 19-04  
Motion by Councilmember Horvath, Second by Councilmember DeRosa, and unanimously carried.

The public hearing on Ordinance No. 19-04 is now closed.

I will now entertain a Motion to adopt Ordinance No. 19-04  
Motion by Councilmember Lundy, Second by Councilmember DeRosa.

Roll Call Vote:  
Ayes: Council Members Escobar, Lundy, Horvath, DeRosa

Nays: None

Absent: Council President Pizzella and Councilmember Segalas

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

**19-05 – Adoption**

**An Ordinance to Update Ordinance 18-17 that Establishes Specific Decibel Standards to Control Noise in the Borough**

**WHEREAS** excessive sound is a serious hazard to the public health, welfare, safety, and the quality of life; and,

**WHEREAS** a substantial body of science and technology exists by which excessive sound may be substantially abated; and,

**WHEREAS** the people have a right to, and should be ensured of, an environment free from excessive sound, and

**WHEREAS** it is the policy of the Borough of Hillsdale to prevent excessive sound that may jeopardize the health, welfare, or safety of the citizens or degrade the quality of life.

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

Sections 1-28 Chapter 208 of the Borough Code is hereby amended and supplemented by adding a new Section entitled Noise Control. This ordinance shall apply to the control of sound originating from sources within the Borough of Hillsdale.

**I. Definitions**

The following words and terms, when used in this ordinance, shall have the following meanings, unless the context clearly indicates otherwise. Terms not defined in this ordinance have the same meaning as those defined in N.J.A.C. 7:29.

"Construction" means any site preparation, assembly, erection, repair, alteration or similar action of buildings or structures.

"dBC" means the sound level as measured using the "C" weighting network with a sound level meter meeting the standards set forth in ANSI S1.4-1983 or its successors. The unit of reporting is dB(C). The "C" weighting network is more sensitive to low frequencies than is the "A" weighting network.

"Demolition" means any dismantling, destruction or removal of buildings, structures, or roadways.

"Department" means the New Jersey Department of Environmental Protection.

"Emergency work" means any work or action necessary at the site of an emergency to restore or deliver essential services including, but not limited to, repairing water, gas, electricity, telephone, sewer facilities, or public transportation facilities, removing fallen trees on public rights-of-way, dredging navigational waterways, or abating life-threatening conditions or a state of emergency declared by a governing agency.

"Impulsive sound" means either a single pressure peak or a single burst (multiple pressure peaks) that has a duration of less than one second.

"Minor Violation" means a violation that is not the result of the purposeful, reckless or criminally negligent conduct of the alleged violator; and/or the activity or condition constituting the violation has not been the subject of an enforcement action by any authorized local, county or state enforcement agency against the violator within the immediately preceding 12 months for the same or substantially similar violation.

"Motor vehicle" means any vehicle that is propelled other than by human or animal power on land.

"Muffler" means a properly functioning sound dissipative device or system for abating the sound on engines or equipment where such device is part of the normal configuration of the equipment.

"Multi-dwelling unit building" means any building comprising two or more dwelling units, including, but not limited to, apartments, condominiums, co-ops, multiple family houses, townhouses, and attached residences.

"Multi-use property" means any distinct parcel of land that is used for more than one category of activity. Examples include, but are not limited to:

1. A commercial, residential, industrial or public service property having boilers, incinerators, elevators, automatic garage doors, air conditioners, laundry rooms, utility provisions, or health and recreational facilities, or other similar devices or areas, either in the interior or on the exterior of the building, which may be a source of elevated sound levels at another category on the same distinct parcel of land; or

2. A building, which is both commercial (usually on the ground floor) and residential property, located above, below or otherwise adjacent to.

"Noise Control Officer" (NCO) means an employee of a local, county or regional health agency which is certified pursuant to the County Environmental Health Act (N.J.S.A. 26:3A2-21 et seq.) to perform noise enforcement activities or an employee of a municipality with a Department-approved model noise control ordinance. All NCOs must receive noise enforcement training as specified by the Department in N.J.A.C. 7:29 and is currently certified in noise enforcement. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons.

"Noise Control Investigator" (NCI) means an employee of a municipality, county or regional health commission that has a Department-approved model noise control ordinance and the employee has not received noise enforcement training as specified by the Department in N.J.A.C. 7:29. However, they are knowledgeable about their model noise ordinance and enforcement procedures. A Noise Control Investigator may only enforce sections of the ordinance that do not require the use of a sound level meter. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons.

"Plainly audible" means any sound that can be detected by a NCO or an NCI using his or her unaided hearing faculties of normal acuity. As an example, if the sound source under investigation is a portable or vehicular sound amplification or reproduction device, the detection of the rhythmic bass component of the music is sufficient to verify plainly audible sound. The NCO or NCI need not determine the title, specific words, or the artist performing the song.

"Private right-of-way" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased, or controlled by a non-governmental entity.

"Public right-of-way" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased, or controlled by a governmental entity.

"Public space" means any real property or structures thereon that are owned, leased, or controlled by a governmental entity.

"Real property line" means either (a) the vertical boundary that separates one parcel of property (i.e., lot and block) from another residential or commercial property; (b) the vertical and horizontal boundaries of a dwelling unit that is part of a multi-dwelling unit building; or (c) on a multi-use property as defined herein, the vertical or horizontal boundaries between the two portions of the property on which different categories of activity are being performed (e.g., if the multi-use property is a building which is residential upstairs and commercial downstairs, then the real property line would be the interface between the residential area and the commercial area, or if there is an outdoor sound source such as an HVAC unit on the same parcel of property, the boundary line is the exterior wall of the receiving unit). Note- this definition shall not apply to a commercial source and a commercial receptor which are both located on the same parcel of property (e.g., a strip mall).

"Sound production device" means any device whose primary function is the production of sound, including, but not limited to any, musical instrument, loudspeaker, radio, television, digital or analog music player, public address system or sound-amplifying equipment.

“Sound reduction device” means any device, such as a muffler, baffle, shroud, jacket, enclosure, isolator, or dampener provided by the manufacturer with the equipment, or that is otherwise required, that mitigates the sound emissions of the equipment.

"Weekday" means any day that is not a federal holiday, and beginning on Monday at 7:00 a.m. and ending on the following Friday at 6:00 p.m.

"Weekends" means beginning on Friday at 6:00 p.m. and ending on the following Monday at 7:00 a.m.

## **II. Applicability**

(A) This model noise ordinance applies to sound from the following property categories:

1. Industrial facilities;
2. Commercial facilities;
3. Public service facilities;
4. Community service facilities;
5. Residential properties;
6. Multi-use properties;
7. Public and private right-of-ways;
8. Public spaces; and
9. Multi-dwelling unit buildings.

(B) This model noise ordinance applies to sound received at the following property categories:

1. Commercial facilities;
2. Public service facilities;
3. Community service facilities (i.e. non-profits and/or religious facilities)
4. Residential properties;
5. Multi-use properties;
6. Multi-dwelling unit buildings.

(C) Sound from stationary emergency signaling devices shall be regulated in accordance with N.J.A.C. 7:29-1.4, except that the testing of the electromechanical functioning of a stationary emergency signaling device shall not meet or exceed 10 seconds.

## **III. Exemptions**

(A) Except as provided in VIII. and IX. below, the provisions of this ordinance shall not apply to the exceptions listed at N.J.A.C. 7:29-1.5.

(B) Sound production devices required or sanctioned under the Americans with Disabilities Act (ADA), FEMA or other government agencies to the extent that they comply with the noise requirement of the enabling legislation or regulation. Devices which are exempted under N.J.A.C. 7:29-1.5 shall continue to be exempted.

(C) Construction and demolition activities are exempt from the sound level limits set forth in tables I and II and III except as provided for in VIII below.

## **IV. Enforcement Officers**

(A) Noise Control Officers shall have the authority within their designated jurisdiction to investigate suspected violations of any section of this ordinance and pursue enforcement activities.

(B) Noise Control Investigators shall have the authority within their designated jurisdiction to investigate suspected violations of any section of this ordinance that do not require the use of a sound level meter (i.e., plainly audible, times of day and/or distance determinations) and pursue enforcement activities.

(C) Noise Control Officers and Investigators may cooperate with NCOs and NCIs of an adjacent municipality in enforcing one another's municipal noise ordinances.

**V. Measurement Protocols**

(A) Sound measurements made by a Noise Control Officer shall conform to the procedures set forth at N.J.A.C. 7:29-2, except that interior sound level measurements shall also conform with the procedures set forth in VIB of this ordinance and with the definition of "real property line" as contained herein.

(B) When conducting indoor sound level measurements across a real property line the measurements shall be taken at least three feet from any wall, floor or ceiling and all exterior doors and windows may, at the discretion of the investigator, be closed. The neighborhood residual sound level shall be measured in accordance with N.J.A.C. 7:29-2.9(b)2. When measuring total sound level, the configuration of the windows and doors shall be the same and all sound sources within the dwelling unit must be shut off (e.g., television, stereo). Measurements shall not be taken in areas which receive only casual use such as hallways, closets and bathrooms.

**VI. Maximum Permissible Sound Levels**

(A) No person shall cause, suffer, allow, or permit the operation of any source of sound on any source property listed in II.(A) above in such a manner as to create a sound level that equals or exceeds the sound level limits set forth in Tables I, II or III when measured at or within the real property line of any of the receiving properties listed in Tables I, II or III except as specified in V(B).

(B) Impulsive Sound

Between 7:00 a.m. and 10:00 p.m., impulsive sound shall not equal or exceed 80 decibels.

Between 10:00 p.m. and 7:00 a.m., impulsive sound which occurs less than four times in any hour shall not equal or exceed 80 decibels. Impulsive sound which repeats four or more times in any hour shall be measured as continuous sound and shall meet the requirements as shown in Tables I and II.

**TABLE I  
MAXIMUM PERMISSIBLE A-WEIGHTED SOUND LEVELS  
WHEN MEASURED OUTDOORS**

RECEIVING PROPERTY CATEGORY	Residential property, or residential portion of a multi-use property		Commercial facility, public service facility, non-residential portion of a multi-use property, or community service facility
TIME	7 a.m.-10 p.m.	10 p.m.-7 a.m.	24 hours
	65	50	65

Maximum A-Weighted sound level standard, dB			
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**TABLE II**  
**MAXIMUM PERMISSIBLE A-WEIGHTED SOUND LEVELS**  
**WHEN MEASURED INDOORS**

RECEIVING PROPERTY CATEGORY	Residential property, or residential portion of a multi-use property		Commercial facility, or non-residential portion of a multi-use property,
TIME	7 a.m.-10 p.m.	10 p.m.-7 a.m.	24 hours
Maximum A-Weighted sound level standard, dB	55	40	55

Note: Table II shall only apply when the source and the receptor are separated by a real property line and they also share a common or abutting wall, floor or ceiling, or are on the same parcel of property.

**TABLE III**  
**MAXIMUM PERMISSIBLE OCTAVE BAND**  
**SOUND PRESSURE LEVELS IN DECIBELS**

Receiving Property Category	Residential property, or residential portion of a multi-use property	Residential property, or residential portion of a multi-use property	Commercial facility, public service facility, non-residential portion of a multi-use property, or community service facility	Commercial facility, or, non-residential portion of a multi-use property
	OUTDOORS	INDOORS	OUTDOORS	INDOORS
<b>Octave</b>	<b>Octave Band</b>	<b>Octave Band</b>	<b>Octave Band</b>	<b>Octave Band</b>

Band Center Frequency, Hz.	Sound Pressure Level, dB		Sound Pressure Level, dB		Sound Pressure Level, dB	Sound Pressure Level, dB
	7 a.m.-10 p.m.	10 p.m.-7 a.m.	7 a.m.-10 p.m.	10 p.m.-7 a.m.	24 hours	24 hours
31.5	96	86	86	76	96	86
63	82	71	72	61	82	72
125	74	61	64	51	74	64
250	67	53	57	43	67	57
500	63	48	53	38	63	53
1,000	60	45	50	35	60	50
2,000	57	42	47	32	57	47
4,000	55	40	45	30	55	45
8,000	53	38	43	28	53	43

Note: When octave measurements are made, the sound from the source must be constant in level and character. If octave band sound pressure level variations exceed plus or minus 2 dB in the bands containing the principal source frequencies, discontinue the measurement.

**VII. Sound Production Devices**

No person shall cause, suffer, allow, or permit the operation of any sound production device in such a manner that the sound crosses a property line and raises the total sound levels above the neighborhood residual sound level by more than the permissible sound level limits set forth in Table IV when measured within the residence of a complainant according to the measurement protocol in V(B) of this ordinance. These sound level measurements shall be conducted with the sound level meter set for "C" weighting, "fast" response.

**TABLE IV  
MAXIMUM PERMISSIBLE INCREASE IN TOTAL SOUND LEVELS  
WITHIN A RESIDENTIAL PROPERTY**

Week nights - 10:00 p.m. - 7:00 a.m. Weekend nights - 11:00 p.m and 9:00 a.m.	All other times
3 dB(C)	6 dB(C)

## **VIII. Restricted Uses and Activities**

The following standards shall apply to the activities or sources of sound set forth below:

A. Excluding emergency work, power tools, home maintenance tools, landscaping and/or yard maintenance equipment used by a residential property owner or tenant shall not be operated between the hours of 8:00 p.m. and 8:00 a.m., unless such activities can meet the applicable limits set forth in Tables I, II or III. At all other times the limits set forth in Tables I, II or III do not apply. All motorized equipment used in these activities shall be operated with a muffler and/or sound reduction device.

B. Excluding emergency work, power tools, landscaping and/or yard maintenance equipment used by nonresidential operators (e.g. commercial operators, public employees) shall not be operated on a residential, commercial, industrial or public (e.g. golf course, parks, athletic fields) property between the hours of 6:00 p.m. and 8:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on weekends or federal holidays, unless such activities can meet the limits set forth in Tables I, II or III. At all other times the limits set forth in Tables I, II or III do not apply. All motorized equipment used in these activities shall be operated with a muffler and/or sound reduction device.

C. All construction and demolition activity, excluding emergency work, shall not be performed between the hours of 6:00 p.m. and 7:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on weekends and federal holidays, unless such activities can meet the limits set forth in Tables I, II or III. At all other times the limits set forth in Tables I, II or III do not apply. All motorized equipment used in construction and demolition activity shall be operated with a muffler and/or sound reduction device.

D. Motorized snow removal equipment shall be operated with a muffler and/or a sound reduction device when being used for snow removal. At all other times the limits set forth in Tables I, II or III do not apply.

E. All interior and exterior burglar alarms of a building or motor vehicle must be activated in such a manner that the burglar alarm terminates its operation within five (5) minutes for continuous airborne sound and fifteen (15) minutes for intermittent sound after it has been activated. At all other times the limits set forth in Tables I, II or III do not apply.

F. Self-contained, portable, non-vehicular music or sound production devices shall not be operated on a public space or public right-of-way in such a manner as to be plainly audible at a distance of 50 feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m. Between the hours of 10:00 p.m. and 8:00 a.m., sound, operated on a public space or public right-of-way, from such equipment shall not be plainly audible at a distance of 25 feet in any direction from the operator;

G. It shall be unlawful for any property owner or tenant to allow any domesticated or caged animal to create a sound across a real property line which unreasonably disturbs or interferes with the peace, comfort, and repose of any resident, or to refuse or intentionally fail to cease the unreasonable noise when ordered to do so by a Noise Control Officer or Noise Control Investigator. Prima facie evidence of a violation of this section shall include but not be limited to:

- (1) Vocalizing (howling, yelping, barking, squawking etc.) for five (5) minutes without interruption, defined as an average of four or more vocalizations per minute in that period; or,
- (2) Vocalizing for twenty (20) minutes intermittently, defined as an average of two vocalizations or more per minute in that period.

It is an affirmative defense under this subsection that the dog or other animal was intentionally provoked to bark or make any other noise.

## **IX. Motor Vehicles**

Violations of each paragraph of this section shall be considered purposeful and therefore non-minor violations.

(A) No person shall remove or render inoperative, or cause to be removed or rendered inoperative or less effective than originally equipped, other than for the purposes of maintenance, repair, or replacement, of any device or element of design incorporated in any motor vehicle for the purpose of noise control. No person shall operate a motor vehicle or motorcycle which has been so modified. A vehicle not meeting these requirements shall be deemed in violation of this provision if it is operated stationary or in motion in any public space or public right-of-way.

(B) No motorcycle shall be operated stationary or in motion unless it has a muffler that complies with and is labeled in accordance with the Federal Noise Regulations under 40 CFR Part 205.

(C) Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner that it is plainly audible at distance of 25 feet in any direction from the operator between the hours of 10:00 p.m. and 8:00 a.m.

(D) Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner that is plainly audible at a distance of 50 feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m.

## **X. Enforcement**

(A) Violation of any provision of this ordinance shall be cause for a Notice of Violation (NOV) or a Notice of Penalty Assessment (NOPA) document to be issued to the violator by the Noise Control Officer or Noise Control Investigator.

(B) Any person who violates any provision of this ordinance shall be subject to a civil penalty for each offense of not more than the maximum penalty pursuant to N.J.S.A. 40:49-5, which is \$2,000 as of December 2014. If the violation is of a continuing nature, each day during which it occurs shall constitute an additional, separate, and distinct offense.

(C) Upon identification of a violation of this Ordinance the Noise Control Officer or Noise Control Investigator shall issue an enforcement document to the violator. The enforcement document shall identify the condition or activity that constitutes the violation and the specific provision of this Ordinance that has been violated. It shall also indicate whether the violator has a period of time to correct the violation before a penalty is sought.

(D) If the violation is deemed by the Noise Control Officer or Noise Control Investigator to be a minor violation (as defined in Section II of this ordinance) a NOV shall be issued to the violator.

1. The document shall indicate that the purpose of the NOV is intended to serve as a notice to warn the responsible party/violator of the violation conditions in order to provide them with an opportunity to voluntarily investigate the matter and voluntarily take corrective action to address the identified violation.

2. The NOV shall identify the time period (up to 90 days), pursuant to the Grace Period Law, N.J.S.A. 13:1D-125 et seq. where the responsible party's/violator's voluntary action can prevent a formal enforcement action with penalties issued by the Noise Control Officer, Noise Control Investigator, or other designated official. It shall be noted that the NOV does not constitute a formal enforcement action, a final agency action or a final legal determination that a violation has occurred. Therefore, the NOV may not be appealed or contested.

(E) If the violation is deemed by the Noise Control Officer or Noise Control Investigator to be a non-minor violation, the violator shall be notified that if the violation is not immediately corrected, a NOPA with a civil penalty of not more than the maximum penalty allowed pursuant to N.J.S.A. 40:49-5, which is \$2,000 as of December 2014, will be issued. If a non-minor violation is immediately corrected, a NOV without a civil penalty shall still be issued to document the violation. If the violation occurs again (within 12 months of the initial violation) a NOPA shall be issued regardless of whether the violation is immediately corrected or not.

(F) The violator may request from the Noise Control Officer or Noise Control Investigator, an extension of the compliance deadline in the enforcement action. The Noise Control Officer or Noise Control Investigator shall have the option to approve any reasonable request for an extension (not to exceed 180 days) if the violator can demonstrate that a good faith effort has been made to achieve compliance. If an extension is not granted and the violation continues to exist after the grace period ends, a NOPA shall be issued.

(G) The recipient of a NOPA shall be entitled to a hearing in a municipal court having jurisdiction to contest such action.

(H) The Noise Control Officer or Noise Control Investigator may seek injunctive relief if the responsible party does not remediate the violation within the period of time specified in the NOPA issued.

(I) Any claim for a civil penalty may be compromised and settled based on the following factors:

1. Mitigating or any other extenuating circumstances;
2. The timely implementation by the violator of measures which lead to compliance;
3. The conduct of the violator; and
4. The compliance history of the violator.

## **XI. Consistency, Severability and Repealer**

(A) If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated.

(B) All ordinances or parts of ordinances, which are inconsistent with any provisions of this ordinance, are hereby repealed as to the extent of such inconsistencies.

(C) No provision of this ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy there from, of any person for injury or damage arising from any violation of this ordinance or from other law.

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

Ordinance 19-05 was posted on the bulletin board on which public notices are customarily posted and published in the Ridgewood News. Copies of said ordinance were also made available to the general public.

Seeing this, I will now entertain a motion to open the public hearing on Ordinance 19-05  
Motion by Councilmember Lundy, Second by Councilmember Escobar, and unanimously carried.

The meeting is now open to the public. If anyone desires to be heard regarding Ordinance No. 19-05, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

I will now entertain a motion to close the public hearing on Ordinance 19-05  
Motion by Councilmember Lundy, Second by Councilmember DeRosa, and unanimously carried.

The public hearing on Ordinance No. 19-05 is now closed.

I will now entertain a Motion to adopt Ordinance No. 19-05  
Motion by Councilmember Escobar, Second by Councilmember Lundy.

Roll Call Vote:

Ayes: Council Members Escobar, Lundy, Horvath, DeRosa

Nays: None

Absent: Council President Pizzella and Councilmember Segalas

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

### **19-06 - Adoption**

#### **An Ordinance Establishing 2019 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 Range Maximum</u>
	MAXIMUM
HS Sophomore	\$8.25
HS junior	\$8.50
HS senior	\$8.75
College freshman	\$9.00
College sophomore	\$9.25
College junior	\$9.50
College Senior or 22+ years old	\$9.75
College Graduate, 1 <sup>st</sup> year	\$10.50
College Graduate, 2 <sup>nd</sup> year	\$11.50
College Graduate, 3 <sup>rd</sup> year	\$12.50
College Graduate, 4 <sup>th</sup> year	\$13.50
College Graduate, 5 <sup>th</sup> year	\$14.50
College Graduate, 6 <sup>th</sup> 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 range salary amount to be paid to a **Specialist** who must have an education degree/certification is \$1,000 to \$3,500 (based on the applicant’s related camp experience and camp time length). This is an appointed position.

**SECTION 3.** The range salary amount to be paid to a **Head Camp Director (one) - \$10,000 to \$21,000 or Director/Assistant Director’s (each)** camp is \$3,000 to \$10,000 (based on applicant’s related camp experience and camp time length). This is an appointed position.

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

First Aid Certification	\$0.50
CPR: Adult and Child	\$0.75
Lifeguard Certification	\$0.75
Head Counselor	\$0.40

**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	\$500/season
Indoor Soccer	\$300/season
Women's Volleyball	\$200/season
Girls' Volleyball Instructor	\$600/season
Youth Basketball: primary	\$2,000/season
Youth Basketball: Level 1	\$1,200/season
Youth Basketball Level 2	\$1,000/season
Youth Basketball Level 3	\$800/season
Youth Basketball Clinic-primary	\$1,500/season
Men's 18+ Softball	\$400/season
Men's 35+ Softball	\$400/season
Women's 18+ Softball	\$400/season
Summer Concert Coordinator	\$n/a/season
PV Junior Wrestling	\$400/season
Pt Recreation Secretary Hrly	\$18.00 Hrly
Basketball referee	\$16 per game
Basketball clock, scoreboard	\$13 per game
Keeper	
Hall monitors	\$13 per hour
Professional Referee	\$30-\$50 per game

**SECTION 6.** The compensation fixed and determined by this ordinance for the person holding the respective office and position of employment herein named, shall, except as otherwise provided by statute, ordinance or resolution, be in lieu of all other fees, costs and charges received and collected by such office and employee shall be remitted promptly to the Borough Treasurer.

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

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

Ordinance 19-06 was posted on the bulletin board on which public notices are customarily posted and published in the Ridgewood News. Copies of said ordinance were also made available to the general public.

Seeing this, I will now entertain a motion to open the public hearing on Ordinance 19-06 Motion Councilmember Escobar, Second Councilmember Lundy, and unanimously carried.

The meeting is now open to the public. If anyone desires to be heard regarding Ordinance No. 19-06, please raise your hand to be recognized, come forward to the microphone and state your name and address for the record.

I will now entertain a motion to close the public hearing on Ordinance 19-06  
Motion by Councilmember DeRosa, Second by Councilmember Lundy, and unanimously carried.

The public hearing on Ordinance No. 19-06 is now closed.

I will now entertain a Motion to adopt Ordinance No. 19-06  
Motion by Councilmember Escobar, Second by Councilmember Lundy.

Roll Call Vote:

Ayes: Council Members Escobar, Lundy, Horvath, DeRosa

Nays: None

Absent: Council President :Pizzella and Councilmember Segalas

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

**RESOLUTIONS:(Consent Agenda): R19079 through R19088:**

[R19079](#) Resolution Authorizing Cancelation of Interest on Taxes

**WHEREAS**, a small list of the town’s taxpayers have opted to allow the automatic withdrawal of their taxes from their accounts quarterly;

**WHEREAS**, the ACH withdrawal batch that took place in August 2018 for the 3<sup>rd</sup> Qtr 2018 taxes was incorrectly withdrawn early by the bank’s automated system, using the last quarter’s dollar amounts. The error was immediately corrected, but resulted in one taxpayer’s account becoming overdrawn;

**AND, WHEREAS**, the Tax Collector determined that the late payment of 3<sup>rd</sup> Qtr taxes was not the fault of the taxpayer;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Hillsdale authorize the Tax Collector to cancel the following interest on taxes:

<b>Block/Lot</b>	<b>Owner/Address</b>	<b>2018</b>
1116/6	Kearns, Paul C., Jr & Colleen A. 23 Cedar St.	\$99.22
<b>Total to be canceled:</b>		\$99.22

[R19080](#) Resolution Supporting the Gateway Tunnel Project Proposed by Amtrak

**WHEREAS**, the Northeast Corridor is the busiest rail line in the Western Hemisphere, playing an essential role in the regional economy as a vital link for millions of residents, workers and visitors; and

**WHEREAS**, the Northeast Corridor is crucial to transporting New Jersey residents, business people and tourists between Washington D.C., and Boston via key regional stations at Philadelphia 30th Street Station, Trenton Transit Center, Newark Airport, Newark Penn Station and New York Penn Station; and

**WHEREAS**, the Hudson River rail tunnels carry 200,000 Amtrak and NJ Transit rail passengers in and out of New York City each weekday, representing a tripling ridership since 1990;

**WHEREAS**, many hundreds of residents of Hillsdale and nearby towns use NJ Transit, specifically the Pascack Valley Line, every day to get to work in New York, and

**WHEREAS**, the accessibility of rail access to New York provided by NJ Transit is a key determinant to maintaining the value of properties in Hillsdale, and

**WHEREAS**, current and projected demand for both Amtrak and NJ Transit exceed the capacity of the existing infrastructure between Newark and New York City; and

**WHEREAS**, the Northeast Corridor requires significant repairs and upgrades along the two-track stretch between Newark and New York City, including aging bridges and 100-year old tunnels under the Hudson River; and

**WHEREAS**, outmoded and deteriorating infrastructure, particularly the Hudson River tunnels and the Portal Bridge over the Hackensack River, causes frequent and extensive delays along the Northeast Corridor; and

**WHEREAS**, the Hudson River rail tunnels flooded for the first time in their 100-year history during Superstorm Sandy, leaving behind salt that is eating away at the reinforcing steel and concrete along with the electrical and signal systems, leading Amtrak to announce that each of the Hudson River tunnel tubes will need to be closed for a year or more within the next 15 to 20 years to conduct extensive repairs; and

**WHEREAS**, if new tunnels are not yet in place, the closures of the existing tunnels will reduce train traffic by an estimated 75% at peak times, forcing tens of thousands of riders to find alternative means of travel in and out of Manhattan, and causing huge disruptions for all who cross the Hudson, whether by train, bus, ferry or car; and

**WHEREAS**, preserving and expanding rail capacity is critical to giving the metropolitan region's trillion-dollar economy a chance to grow and to maintain its role as both a national and global financial and business center, and

**WHEREAS**, the Gateway program proposed by Amtrak, estimated to cost \$20 billion, would build two new Hudson River tunnel tubes and several bridges, expand NY Penn Station, and add two new tracks between Newark and New York, thus doubling trans-Hudson rail capacity.

**NOW, THEREFORE, BE IT RESOLVED** by the Hillsdale Mayor and Council that the governments of the states of New Jersey and New York must work together with the Federal government to shepherd the Gateway Trans-Hudson Tunnel project, and must determine the funding strategy to design and build the project with haste and expediency; and

**BE IT FURTHER RESOLVED**, that the Hillsdale Mayor and Council calls on the support of President Donald Trump and Congress for this vital investment in the busiest transportation corridor in the nation, with all the positive benefits that would accrue to the residents of Hillsdale who commute to New York daily or who otherwise own property in Hillsdale, and

**BE IT FURTHER RESOLVED**, that the Hillsdale Mayor and Council urges thoughtful and careful consideration of the impacts that the development, planning and construction of the Gateway Tunnel Project will have on those municipalities where construction will occur; and

**BE IT FURTHER RESOLVED** that copies of this resolution be forwarded to President Trump, U.S. Senators Menendez and Booker, NJ Congressman Gottheimer, Governors Murphy (NJ) and Cuomo (NY), NJ State Senator Cardinal, and NJ State Assembly Representatives Auth and Schepisi.

[R19081](#) Resolution Authorizing the Mayor to Execute the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund – 2018 Municipal Program – Park Improvement Program (\$80,000.00 Matching Grant)

**BE IT RESOLVED**, that the Mayor and Council of the Borough of Hillsdale wish to enter into a Bergen County Trust Fund Project Contract (“Contract”) with the County of Bergen for the purpose of using a \$80,000.00 matching grant award from the 2018 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“Trust Fund”) for the municipal park project entitled Memorial Field Pathway, Playground and Walking Path, located in Memorial Field on the tax maps of the Borough of Hillsdale; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council hereby authorize the Borough Administrator to be a signatory to the aforesaid Contract; and

**BE IT FURTHER RESOLVED**, that they Mayor and Council hereby acknowledge that, in general, the use of this Trust Fund grant towards this approved park project must be completed by or about March 6, 2021; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council acknowledge that the grant will be disbursed to the municipality as a reimbursement upon submittal of certified Trust Fund payment, and other such documents and may be required by the County in accordance with the Trust Fund's requirements; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council acknowledge that the grant disbursement to the municipality will be equivalent to fifty (50) percent of the eligible construction costs incurred (not to exceed total grant award) applied towards only the approved park improvements identified in the aforesaid Contract in accordance with the Trust Fund's requirements. Professional Services Costs may be reimbursed from grant award's unexpended balance, should there be a balance.

[R19082](#) Resolution Appointing David Sireci as the Tax Collector for the Borough of Hillsdale

**WHEREAS**, in accordance with N.J.S.A. 40A:9-142 every municipality in the State of New Jersey is required to have a Tax Collector; and

**WHEREAS**, as of March 15, 2019 there has been a vacancy in the position of Tax Collector in the Borough of Hillsdale; and

**WHEREAS**, the Borough of Hillsdale desire to hire David Sireci to fill the position of Certified Tax Collector; and

**NOW, THEREFORE, BE IT RESOLVED** by the governing body that David Sireci be and hereby is appointed Certified Tax Collector # T-8426 for the Borough of Hillsdale to fill the vacancy, for the un-expiring term of December 30, 2020 based upon the terms set forth in the Employment Offer Letter to dated March 29, 2019, the terms of which are incorporated herein by reference.

[R19083](#) Resolution Appointing David Sireci as Finance Assistant for the Borough of Hillsdale

**WHEREAS**, there presently exists a need on the part of the Borough of Hillsdale ("Hillsdale") to hire a Finance Assistant; and

**WHEREAS**, Hillsdale, by adoption of this Resolution, wishes to appoint David Sireci to the position of Finance Assistant as set forth in this Resolution; and

**NOW, THEREFORE, BE IT RESOLVED** by the governing body that David Sireci be and hereby is appointed Finance Assistant for the Borough of Hillsdale, the terms and conditions of which employment are set forth in the Offer Letter to David Sireci dated March 29, 2019, the terms of which are incorporated herein by reference.

[R19084](#) Resolution Re-Appointing Denise Kohan as Registrar of Vital Statistics for the Borough of Hillsdale

**WHEREAS**, as per N.J.S.A. 26:8-11, et seq. the position of Local Registrar of Vital Statistics (Registrar) for the Borough of Hillsdale, has been created; and

**WHEREAS**, Denise Kohan having been certified as Registrar, was appointed on April 5, 2016 to fulfill the responsibilities of Certified Registrar for the Borough of Hillsdale and her term is now due to expire April 30, 2019; and

**WHEREAS**, for a Municipal Clerk serving as registrar the term shall be concurrent with his/her term of office of Municipal Clerk as per N.J.S.A. 26:8-13; and

**NOW, THEREFORE, BE IT RESOLVED**, the Borough Council hereby re-appoints Denise Kohan as Registrar for the concurrent term ending June 8, 2020; and

**BE IT FURTHER RESOLVED**, that the Borough Clerk is hereby authorized to send a certified copy of this resolution to the State Registrar's Office.

[R19085](#) Resolution Supporting New Jersey Local Government Week – April 7-13, 2019

**WHEREAS**, the New Jersey State League of Municipalities invites municipalities across the Garden State to engage citizens while celebrating the work of local government during the week recognized as New Jersey Local Government Week; and

**WHEREAS**, local government is the branch of government which is closest to the people and least affected by divisive ideological & philosophical differences; and

**WHEREAS**, municipal officials and employees should be recognized for their dedicated service to the community and the countless hours they devote to the betterment of all residents; and

**WHEREAS**, the Borough of Hillsdale actively supports encouraging civic education, community collaboration, volunteerism, and fostering more transparency in the governing process; and

**WHEREAS**, it is important for Borough residents to understand the role local government plays in achieving a better quality of life in the community, and the opportunities and limitations associated thereto;

**NOW THEREFORE**, I, Mayor John J. Ruocco, on behalf of the Hillsdale Borough Council, do hereby proclaim the week of April 7-13, 2019, to be **NEW JERSEY LOCAL GOVERNMENT WEEK** in the Borough of Hillsdale NJ, and urge all residents to communicate with their local elected officials and learn about the ways local government affects their lives through the various services it provides.

[R19086](#) Resolution Authorizing the return of Unused Escrow to Nolan Partnership for Block 1523 Lot 3 – (262-270 Broadway)

**WHEREAS**, Nolan Partnership deposited funds with the Borough of Hillsdale in connection with the property located at 262-270 Broadway in Hillsdale, NJ 07642, Project NOL0020002; and

**WHEREAS**, a request was made from Nolan Properties to have any unused escrow funds be returned; and

**WHEREAS**, it was reported by the Finance Department that a balance does remain in the 2019 General Trust Escrow Account and funds may be refunded to Nolan Properties; and

**WHEREAS**, Christopher Statile, P.A., Borough Engineer, has reported that at this time the former developer of the subject property has complied with all requirements of the Planning Boards Memorizing Resolutions and their reviews have been completed; and

**WHEREAS**, the new owner RALG, LLC is responsible for forthcoming development submissions to the Borough through their posted escrows under the assigned Developer's Agreement; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Hillsdale, that the funds on deposit for Nolan Properties in the 2019 General Trust Account in connection with the property located at 262-270 Broadway, Hillsdale, NJ 07642; be and hereby are ordered released/refunded by the Borough.

[R19087](#) Resolution for the Consent of the NJDEP Treatment Works Approval Application for the Preserve at Hillsdale, a New Multi-Family Housing Project

**WHEREAS**, the 305 Patterson Street, LLC received preliminary and final site plan approval for The Preserve at Hillsdale, including reverse subdivision approval, and a use variance pursuant to N.J.S.A. 40:55D-70(d)(1) to permit the construction of two multi-family buildings consisting of 40 rental units inclusive of six affordable set-aside units, as memorialized in Resolution No. 2017-09 adopted by the Joint Planning Board on or about April 25, 2017; and

**WHEREAS**, The Preserve at Hillsdale, the owners and operators of the new multi-family housing project at Block 1212, Lots 15 & 16 propose a new sanitary sewer system discharging approximately 8,250 gallons per day of effluent which will flow into the Patterson Street sanitary sewer system and

**WHEREAS**, said system requires 305 Patterson Street, LLC to apply to the New Jersey Department of Environmental Protection for a Treatment Works Approval (TWA) permit to construct this system; and

**WHEREAS**, said permit application supplement requires that endorsement of the application be made by the Borough of Hillsdale; and

**WHEREAS**, the proposed system is intended to collect the sewage flow from the proposed residential development and discharge it into the Borough Sanitary Sewer System, and shall not alter the same system, or current and future connection users; and

**WHEREAS**, the applicant's design professional has demonstrated that the existing sanitary sewer system is capable to accept such flows, and

**WHEREAS**, the Borough Engineer has no objection to the execution and filing of said TWA permit application.

**THEREFORE, BE IT RESOLVED**, by the Borough of Hillsdale Council, that the Borough hereby endorses the TWA application, with the following conditions:

1. The 305 Patterson Street, LLC shall provide the Borough of Hillsdale with a written guarantee that the proposed sewer system will not change the Borough of Hillsdale permitted capacity, or change the allocation of flow capacity to the Borough of Hillsdale and current and future connection users in any way.
2. If the New Jersey Department of Environmental Protection, due to the proposed residential development sewer system, should impose TWA permit conditions that alter flow capacity and flow allocation in any way, this endorsement of the application shall be deemed null and void, and thus making the present permit application incomplete.

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk of the Borough of Hillsdale are hereby authorized to affix their signatures below to this Resolution and the supplement TWA Statements of Consent application, and the Borough Clerk is authorized to send certified copies of this Resolution to the Construction Official and to the applicant 305 Patterson Street, LLC through the Applicant's attorney, Ira Weiner, Esq.

[R19088](#) Resolution to Authorize

**BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Hillsdale, County of Bergen, State of New Jersey upon the recommendation of the Borough Engineer, Christopher Statile Associates, that the plans and specifications for:

### **YEAR 2019 ROAD PROGRAM**

Are hereby approved and the Borough Clerk is hereby authorized to advertise for bids.

Councilmember DeRosa referred to R19080. Usually the town doesn't get directly involved when we are not impacted, but the thinking behind this is that so many commuters from our town go to the city.

Mayor Ruocco said a similar resolution to this resolution was passed by the Bergen County Chapter of the N.J. League of Municipalities and we have tried as a Council not to screen resolutions that are supportive of different political views and efforts not related to Hillsdale per se. This one has a closer tie to the residents of Hillsdale.

Motion by Councilmember DeRosa, Second by Councilmember Lundy.

Roll Call Vote:

Ayes: Council Members DeRosa, Escobar, Horvath, Lundy

Nays: None

Absent: Council President Pizzella and Councilmember Segalas

**OFF-CONSENT:**

[R19089](#) Resolution Approving the Temporary Budget Appropriations for 2019

**WHEREAS**, an emergency has arisen with respect to the amounts allocated in the 2019 Temporary Operating Budget and/or the 2019 Temporary Stonybrook Operating Budget other expenses due to the permanent budget not yet being adopted, and the 2019 temporary appropriations are inadequate to provide for these expenses for the aforesaid reason, N.J.S.A. 40A:4-20 provides for the creation of emergency temporary appropriations, and

**WHEREAS**, the total emergency temporary resolutions adopted in the year 2019 pursuant to the provision of N.J.S.A. 40A:4-20 including this resolution total \$2,495,182.00.

**NOW, THEREFORE, BE IT RESOLVED**, by Council of the Borough of Hillsdale (not less than two-thirds of the members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-20, emergency temporary appropriations are hereby made for the following line items in the listed amount:

2019	SALARIES	OTHER	
APPROPRIATIONS	AND WAGES	EXPENSES	TOTAL
<b>CURRENT FUND</b>			
Administrative and Executive	\$ 10,000.00	\$ -	\$ 10,000.00
Public Information	\$ -	\$ -	\$ -
Mayor and Council	\$ -	\$ -	\$ -
Clerks Office	\$ 10,000.00	\$ -	\$ 10,000.00
Administration of Finance	\$ 30,000.00	\$ 10,000.00	\$ 40,000.00
Audit Services	\$ -	\$ -	\$ -
Collection of Taxes	\$ 5,000.00	\$ 2,000.00	\$ 7,000.00
Assessment of Taxes	\$ 3,000.00	\$ 1,000.00	\$ 4,000.00
Legal	\$ -	\$ -	\$ -
Engineering Services	\$ -	\$ -	\$ -
Environmental Commission	\$ -	\$ -	\$ -
Planning Board	\$ -	\$ -	\$ -
Zoning	\$ 3,000.00	\$ -	\$ 3,000.00
Uniform Construction Code	\$ 20,000.00	\$ 50,000.00	\$ 70,000.00
Insurance			
Health	\$ -	\$ 150,000.00	\$ 150,000.00
Workers Compensation	\$ -	\$ 50,000.00	\$ 50,000.00
Unemployment Compensation	\$ -	\$ -	\$ -
Liability	\$ -	\$ 50,000.00	\$ 50,000.00
Police Department	\$ 350,000.00	\$ 30,000.00	\$ 380,000.00
OEM	\$ -	\$ -	\$ -

Aid to Ambulance Squad	\$ -	\$ -	\$ -
Fire Department	\$ -	\$ -	\$ -
Fire Prevention	\$ 5,000.00	\$ -	\$ 5,000.00
Prosecutor	\$ -	\$ -	\$ -
Road Repair & Maintenance	\$ 80,000.00	\$ 50,000.00	\$ 130,000.00
Sanitation	\$ -	\$ 125,000.00	\$ 125,000.00
Recycling	\$ -	\$ -	\$ -
Buildings & Grounds	\$ -	\$ -	\$ -
Train Station	\$ -	\$ 2,000.00	\$ 2,000.00
Vehicle Maintenance	\$ -	\$ 20,000.00	\$ 20,000.00
Board of Health	\$ 8,000.00	\$ 20,000.00	\$ 28,000.00
Administration of Public Assistance	\$ 4,000.00	\$ -	\$ 4,000.00
Recreation	\$ -	\$ 3,000.00	\$ 3,000.00
Senior Citizens	\$ -	\$ 3,000.00	\$ 3,000.00
Parks and Playgrounds	\$ 10,000.00	\$ 20,000.00	\$ 30,000.00
Maintenance of Free Public Library	\$ -	\$ 200,000.00	\$ 200,000.00
Celebration of Public Events	\$ -	\$ -	\$ -
Utilities – Gas & Electric	\$ -	\$ -	\$ -
Telephone	\$ -	\$ -	\$ -
Water	\$ -	\$ 20,000.00	\$ 20,000.00
Bergen County Utilities Authority	\$ -	\$ 250,000.00	\$ 250,000.00
Gasoline	\$ -	\$ 20,000.00	\$ 20,000.00
Recycling Tax	\$ -	\$ -	\$ -
Social Security	\$ -	\$ 40,000.00	\$ 40,000.00
DCRP	\$ -	\$ 3,000.00	\$ 3,000.00
Pistol Range	\$ -	\$ -	\$ -
Municipal Court	\$ 10,000.00	\$ -	\$ 10,000.00
Public Defender	\$ -	\$ -	\$ -
PERS		\$ 151,737.00	\$ 151,737.00
PFRS		\$ 586,445.00	\$ 586,445.00
Hillsdale BOE Class III Officers	\$ -	\$ -	\$ -
PVRHS Class III Officers	\$ -	\$ -	\$ -
BC CDBG Senior Activities		\$ 5,623.00	\$ 5,623.00
<b>TOTAL TEMPORARY APPROPRIATIONS</b>	<b>\$ 548,000.00</b>	<b>\$ 1,862,805.00</b>	<b>\$ 2,405,182.00</b>
<b><u>DEBT SERVICE</u></b>			
<b><u>Current Fund</u></b>			
Principal	\$ -	\$ -	\$ -
Interest	\$ -	\$ -	\$ -
<b>Current Fund Debt Service</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<b><u>Dedicated Swim Pool Utility</u></b>	<b>\$ 15,000.00</b>	<b>\$ 25,000.00</b>	<b>\$ 40,000.00</b>
<b><u>Capital Outlay</u></b>	<b>\$ -</b>	<b>\$ 50,000.00</b>	<b>\$ 50,000.00</b>
-			
<b><u>Debt Service</u></b>			
Principal	\$ -	\$ -	\$ -
Interest	\$ -	\$ -	\$ -
<b>Swim Club Debt Service</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<b>TOTAL TEMPORARY APPROPRIATIONS</b>	<b>\$ 15,000.00</b>	<b>\$ 75,000.00</b>	<b>\$ 90,000.00</b>

Motion to adopt by Councilmember Lundy, Second by Councilmember DeRosa.

Roll Call Vote:

Ayes: Council Members Lundy, DeRosa, Escobar, Horvath  
Nays: None  
Absent: Council President Pizzella and Councilmember Segalas

**COUNCIL COMMENTARIES:**

Councilmember Lundy drove by Centennial and Memorial and stated that the DPW has done a fantastic job and the fields are in good shape.

Councilmember DeRosa said a reminder that the Bergen County Clerk's mobile office will be here between the 24<sup>th</sup> and the 25<sup>th</sup> from 10 AM to 2:00 PM at Borough Hall and you can get a passport here and a Veteran's Card. The Hillsdale Recreation annual Egg Hunt is Saturday, April 20 at 9:00 AM at Beechwood Park. Baseball opening day is 10:00 AM this Saturday at Memorial Field. He extended an invitation to come down, it is a great day.

Councilmember Horvath congratulated Captain Sean Smith for his attendance at the 275<sup>th</sup> FBI National Academy Program in Roanoke, Va. The last officer to attend was Lieutenant McCarthy in 1975.

Councilmember Escobar also congratulated Captain Sean Smith.

Mayor Ruocco said Local Government Week is coming up and the Borough has planned some simple events; a couple of sessions with Coffee with the Mayor, Monday at 9:00 AM and Tuesday morning 10:00 to 12:00; we advertised in the town notice. If anyone wishes to come and get a cup of coffee with me and talk over complaints and what is going on town, I will attempt to answer the questions, if not, we will share a cup of coffee. He thanked the NJ Department of Transportation, the Regional Manager; it was because of his efforts that we were able to get the NJ DOT to move off the schedule of repairing the Hillsdale RR crossing which was scheduled for late summer. We sent pictures of how bad it had been deteriorating and asking for a temporary solution that would tide us over the next few months until the fall. He responded that they would move up the whole project and hopefully they will keep their word. The American Legion Post is still taking donations for their revised monument in the park; please keep that in mind, it is beautifully designed; it is being funded entirely by a grant and by the Legion, no public funds from Hillsdale involved. Tonight the Hillsdale Suez Walking Trail is before the Watershed Review Board; I hope they will approve it. Suez has been cooperative; it has been a long, hard road. He does not recall if there is another step after this approval is granted. He lost track of all the different bodies that have to approve this but I know the Mayors have been supportive. We get calls every two months asking about it and they ask why the process is so slow and we don't have any answers. We hope this gets approved tonight. There is no biking allowed because it is not paved; you are supposed to walk the trail and get the exercise and observe nature. It is a beautiful trail.

Councilmember Horvath said it was his understanding they were going to changing the lead lines around town and asked if there was any information on that.

Mayor Ruocco saw in the Bergen Record where they identified 10 towns failed the test for acceptable levels and another 10 towns that didn't fail the test but Suez felt there was a need to replace pipes. He called Suez and asked if they could brief him and Administrator on where Hillsdale stands and they advised they needed a couple of days to work that out so he is expecting a return call this week.

Councilmember Horvath said there will be a disruption of traffic.

Engineer Statile said we don't want to be paving streets that they are going to dig up. We are awaiting word from Public Service and Suez.

Mayor Ruocco said Suez advised that if you want to test your own line that comes from the street to your house, where it enters you house take a screwdriver and gently scrape the pipe; if it is silver that is a good thing; it is going to be either a silver or copper color. It is a simple test and if you go on Suez's website you will get accurate information.

Councilmember Horvath corrected the Mayor, said silver is bad, copper or brass color is good. Mayor Ruocco agreed.

**ADJOURN TO CLOSED SESSION:**

**RECONVENE REGULAR MEETING:**

**ADJOURNMENT:**

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

**THE NEXT MEETING OF THE MAYOR AND COUNCIL WILL BE**

**TUESDAY, April 9, 2019**

Denise Kohan, Municipal Clerk

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APPROVED AS PRESENTED